REGULATION (EEC) No 2297/73 OF THE COMMISSION
of 23 August 1973
fixing the export levies on cereals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 120/67/EEC (1) of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 1346/73 (2) ;

Having regard to Council Regulation (EEC) No 1968/73 (3) of 19 July 1973 laying down general rules to be applied in the event of the cereals market being disturbed, and in particular Article 4 (2) thereof ;

Having regard to the Opinion of the Monetary Committee ;

Whereas Article 19 of Regulation No 120/67/EEC provides that the necessary measures may be taken if the cif price of one or more products is appreciably higher than the threshold price and if that situation is likely to continue thereby disturbing or threatening to disturb the Community market ;

Whereas Regulation (EEC) No 1968/73 specifies that the cif price may be regarded as appreciably higher than the threshold price when it exceeds it by at least 2 % ; whereas this excess may be regarded as being likely to continue where an imbalance between supply and demand is established and where this imbalance is likely to persist having regard to foreseeable production and market price trends ;

Whereas the high level of prices in international trade could impede importation of common wheat and barley into the Community or provoke exportation from the Community ;

Whereas the situation described above can be said to exist for 23 August 1973 ; whereas to ensure supplies in the Community an export levy should be introduced for these products ;

Whereas, for maize, although the condition foreseen by Article 1 (1) of Regulation (EEC) No 1968/73 is no longer fulfilled, it appears convenient to maintain within the limits foreseen in Article 2 (3) of that Regulation, a levy on exports of that product until the time when the prices used in the international trade appear more stable ;

Whereas the export levy for the products listed in Article 1 (a) and (b) of Regulation No 120/67/EEC must be based on the difference between the cif price and the threshold price ;

Whereas the threshold prices for the 1973/74 marketing year were fixed by Council Regulation (EEC) No 1964/73 (4) of 17 July 1973 ;

Whereas, for the purpose of calculating the cif prices used to determine the levies, the Commission must take into account the factors indicated in Regulation No 156/67/EEC (5), as amended by Regulation (EEC) No 1607/71 (6), and in particular the most favourable purchasing opportunities on the world market among those which are most representative of the real trend of the market, account being taken in particular of the need to prevent sudden variations likely to cause abnormal disturbances on the Community market ; whereas the quality of the goods offered must also be taken into account, whether this quality corresponds to the standard quality fixed in Regulations (EEC) No 786/69 (7) and (EEC) No 1397/69 (8), or whether adjustments need to be made by applying the coefficients of equivalence provided for in Regulation (EEC) No 158/67/EEC (9), as last amended by the Act (10) on the Conditions of Accession and the Adjustments to the treaties and by Regulation No 159/67/EEC (11) ;

Whereas the cif price is calculated for Rotterdam on the basis of the abovementioned factors, offers for other ports being adjusted, account being taken of the corrections necessitated by the differences in transport charges in relation to Rotterdam ;

Whereas the factors set out in Article 3 (1) of Regulation (EEC) No 1968/73 must also be taken into account when the export levy is being fixed ;

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 141, 28. 5. 1973, p. 8.
(3) OJ No L 201, 21. 7. 1973, p. 10.
(4) OJ No L 201, 21. 7. 1973, p. 3.
(5) OJ No 128, 27. 6. 1967, p. 2533/67.
(6) OJ No L 168, 27. 7. 1971, p. 16.
(7) OJ No L 100, 28. 4. 1969, p. 8.
(8) OJ No L 179, 21. 7. 1969, p. 6.
(9) OJ No 128, 27. 6. 1967, p. 2536/67.
(10) OJ No L 73, 27. 3. 1972, p. 14.
(11) OJ No 128, 27. 6. 1967, p. 2542/67.

Whereas, if the levy system is to operate normally, the following should be used to calculate the levies :

— for currencies the exchange rates for which are kept at any given moment within a band of 2·25 %, a conversion rate based on their actual parity ;

— for other currencies, a conversion rate based on the arithmetic mean of the spot market rates for each of these currencies against the Community currencies referred to in the preceding paragraph over a specified period ;

Whereas it follows from applying these rules to the situation on the cereals market and in particular to prices in international trade that the export levies should be fixed as shown in the Annex to this Regulation ;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Cereals ;

HAS ADOPTED THIS REGULATION :

Article 1

The export levy referred to in the first indent of Article 2 (1) of Regulation (EEC) No 1968/73 is hereby fixed as shown in the Annex for the products listed therein.

Article 2

This Regulation shall enter into force on 24 August 1973.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 23 August 1973.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

to the Commission Regulation of 23 August 1973 fixing export levies on cereals

CCT heading No	Description of goods	u.a./ton
10.01 A	Common wheat, and meslin	41·00
10.03	Barley	14·00
10.05 B	Maize, other than hybrid maize for sowing	8·00