REGULATION (EEC) No 2790/73 OF THE COMMISSION
of 12 October 1973
on the prohibition of the export to third countries of certain goods of Italian origin falling within Regulation (EEC) No 1059/69

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 1059/69 [1] of 28 May 1969 determining the system of trade applicable to certain goods processed from agricultural products, as last amended by Council Regulation (EEC) No 1491/73 [2], and in particular Article 9a thereof;

Whereas the Commission has, by Decision [3] of 20 September 1973, decided that export licences for certain basic agricultural products shall not be valid for products of Italian origin;

Whereas this measure applies to basic products only; and whereas its validity must be extended to certain goods processed from these basic products;

Whereas the application of Commission Regulation (EEC) No 2454/73 of 7 September 1973 on the prohibition of the export from Italy to third countries of certain goods falling within Regulation (EEC) No 1059/69 [4] has entailed technical difficulties;

Whereas the system set up by this Regulation must therefore be amended by providing for a prohibition of the export outside the Community of macaroni, spaghetti and similar products of Italian origin;

Whereas all elements stated in Regulation (EEC) No 2454/73 remain valid as justification of the measure; and whereas the modification of the system concerns only the application of this measure; and whereas in the interests of clarity the abovementioned Regulation should be replaced by a single instrument consolidating all provisions relating to this measure;

Whereas for the same reasons as are mentioned in Regulation (EEC) No 2454/73 the measures should not apply to the export of macaroni, spaghetti and similar products for supplying sea-going vessels or aircraft serving international lines, including those within the Community;

Whereas it is appropriate to apply Regulation (EEC) No 1279/71 [5], as last amended by Regulation (EEC) No 2766/71 [6] to exports of macaroni, spaghetti and similar products;

Whereas, pursuant to Article 9 (a) (2) of Regulation (EEC) No 1059/69, the Member States have been consulted on the present measure,

HAS ADOPTED THIS REGULATION:

Article 1

1. The export to third countries of macaroni, spaghetti and similar products of Italian origin falling within the subheadings 19.03 A and 19.03 B I of the Common Customs Tariff shall be prohibited.

2. The probibition provided in paragraph (1) shall not apply to exports in the form of supplying sea-going vessels or of aircraft serving international lines, including those within the Community.

3. For the purpose of applying paragraph 1, products dispatched from Italy to another Member State shall be subject to the provisions of Regulation (EEC) No 1279/71, as last amended by Regulation (EEC) No 2766/71.

Article 2

Commission Regulation (EEC) No 2454/73 of 7 September 1973 is repealed.

Article 3

This Regulation shall enter into force on the day of its publicaton in the *Official Journal of the European Communities.*

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

Done at Brussels, 12 October 1973.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No L 141, 12. 6. 1969, p. 1.
(2) OJ No L 151, 7. 6. 1973, p. 1.
(3) OJ No L 266, 22. 9. 1973, p. 29.
(4) OJ No L 252, 8. 9. 1973, p. 14.
(5) OJ No L 133, 19. 6. 1971, p. 32.
(6) OJ No L 283, 24. 12. 1971, p. 33.