REGULATION (EEC) No 2792/73 OF THE COMMISSION

of 12 October 1973

adjusting the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68 [1] of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by the Act [2] annexed to the Treaty [3] concerning the Accession of new Member States to the European Economic Community and the European Atomic Energy Community, signed at Brussels on 22 January 1972, in particular Article 17, paragraph 5 thereof;

Whereas Commission Regulation (EEC) No 2677/73 [4] of 27 September has fixed the rates of the refunds applicable from 1 October 1973 to certain dairy products exported in the form of goods not covered by Annex II to the Treaty;

Whereas the rates of the refunds per 100 kg of each of the basic products concerned shall be fixed for each month, according to Article 4, first paragraph, first subparagraph of Council Regulation (EEC) No 2682/72 [5] of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and criteria for fixing the amount of such refunds; whereas this rule, established in order to create security conditions necessary for the processing industry to conclude their export contracts, should not form an obstacle to adjusting the rates of refunds during the month for which they were fixed in exceptional situations created by important fluctuations of the world market prices; it is therefore necessary to alter the rate of restitution which applied to skimmed-milk powder exporterd in the form of products which are not included in Annex II of the Treaty;

HAS ADOPTED THIS REGULATION:

Article 1

The rate of restitution applicable to skimmed-milk powder exported in the form of the products which appear in the Annex to Regulation (EEC) No 804/68 is hereby altered as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day of its publication 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

P. J. LARDINOIS

Member of the Commission

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No L 73, 27. 3. 1972, p. 5.
(4) OJ No L 275, 2. 10. 1973, p. 13.
(5) OJ No L 289, 27. 12. 1972, p. 13.

ANNEX

to the Commission Regulation of 12 October 1973 adjusting the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

CCT heading No	Description of goods	Rate of the refund u.a./100 kg
ex 04.02 A II	Powdered milk, obtained by the spray process, with a fat content of less than 1·5 % by weight and with a water content of less than 5 % by weight (PG 2) :	
	a) on exportation of goods of CCT heading No 35.01	—
	b) on exportation of other goods	10·00
ex 04.02 A II	Powdered milk, obtained by the spray process, with a fat content of 20 % by weight and a water content of less than 5 % by weight (PG 3)	49·00
ex 04.02 A III	Concentrated milk, with a fat content by weight of 7·5 % and a content by weight in dry matter equal to 25 % (PG 4)	14·38
ex 04.03	Butter, with a fat content by weight of 82 % (PG 6) :	
	a) On exportation of goods of CCT heading No 19.08 or of subheadings 18.06 B and 21.07 C, and 'ice mix' of CCT subheadings 18.06 D and ex 21.07 F manufactured under the conditions laid down in Article 6 of Regulation (EEC) No 1259/72	—
	b) On exportation of other goods	100·00

The rate of restitution applicable to skimmed-milk powder exported in the form of the products hereinafter listed and which appear in the Annex to Regulation (EEC) No 804/68 is hereby fixed at 8 u.a./100 kg.

CCT heading No	Description
18.06	Chocolate and other food preparations containing cocoa :
	ex D. Other, in powder or granules (with the exception of preparations for the manufacture of ice-cream, flavoured and/or coloured and chocolate milk crumbs), with a lactose content by weight equal to or exceeding 20 % and with a milk fat content by weight less than 11 %, close-wrapped in individual packages, the net weight of the contents being in excess of 2·5 kg
21.07	Food preparations not elsewhere specified or included :
	ex F. Other, in powder or granules (with the exception of preparations for the manufacture of ice-cream flavoured and/or coloured and improvers for baking) having a lactose content equal to or exceeding 20 % by weight and a milk fat content of less than 11 % by weight, close-wrapped in individual packages the net weight of the contents being in excess of 2·5 kg