REGULATION (EEC) No 289/73 OF THE COMMISSION

of 31 January 1973

fixing the rates of the refunds applicable from 1 February 1973 to eggs and egg yolks 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 No 122/67/EEC [1] of 13 June 1967 on the common organization of the market in eggs, as last amended by Regulation (EEC) No 1261/71 [2], and in particular the first sentence of the fifth subparagraph of Article 9 (2) thereof ;

Whereas Article 9 (1) of Regulation No 122/67/EEC provides that the difference between prices on the world market for the products listed in Article 1 (1) of that Regulation and prices within the Community may be covered by an export refund ; whereas Council Regulation (EEC) No 2682/72 [3] 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 the criteria for fixing the amount of such refunds, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in the Annex to Regulation No 122/67/EEC ;

Whereas, in accordance with the second subparagraph of Article 4 (1) of Regulation (EEC) No 2682/72, the rate of the refund per 100 kg for each of the basic products in question must be fixed for a period of the same duration as that for which refunds are fixed for the same products exported unprocessed ;

Whereas, in accordance with paragraph 2 of that Article, when that rate is being determined particular account should be taken of :

(a) the average costs incurred by processing industries in obtaining supplies of the basic products in question on the Community market and the prices ruling on the world market ;

(b) the level of the refunds on exports of processed agricultural products covered by Annex II to the Treaty which are manufactured under similar conditions ; and

(c) the need to ensure equality of competition for the industries which use Community products and those which use third-country products under inward processing arrangements ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The rates of the refunds applicable from 1 February 1973 to the products appearing in Annex A to Regulation (EEC) No 2682/72 and listed in Article 1 (1) of Regulation No 122/67/EEC, exported in the form of goods listed in the Annex to Regulation No 122/67/EEC, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 February 1973.

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

Done at Brussels, 31 January 1973.

For the Commission
The President
François-Xavier ORTOLI

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(1) OJ No 117, 19. 6. 1967, p. 2293/67.
(2) OJ No L 132, 18. 6. 1971, p. 1.
(3) OJ No 289, 27. 12. 1972, p. 13.

ANNEX

Annex to the Commission Regulation of 31 January 1973 fixing the rates of the refunds applicable from 1 February 1973 to eggs and egg yolks exported in the form of goods not covered by Annex II to the Treaty

CCT heading No	Description of goods	Rate of refund in u.a./100 kg
04.05	Birds' eggs and egg yolks, fresh dried or otherwise preserved, sweetened or not :	
	A. Eggs in shell, fresh or preserved :	
	I. Poultry eggs :	
	b) Other (than eggs for hatching) :	
	— Exported in the form of liquid or frozen ovalbumin	14·29
	— Exported in the form of other goods	14·29
	B. Eggs, not in shell ; egg yolks :	
	I. Suitable for human consumption :	
	a) Eggs, not in shell :	
	ex 1. Dried, not sweetened	60·59
	ex 2. Other, not sweetened	16·58
	b) Egg yolks :	
	ex 1. Liquid, not sweetened	29·15
	ex 2. Frozen, not sweetened	31·15
	ex 3. Dried, not sweetened	61·45