REGULATION (EEC) No 3233/73 OF THE COMMISSION

of 27 November 1973

fixing the rates of the refunds applicable from 1 December 1973 to sugar and molasses 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 1009/67/EEC [1] of 18 December 1967 on the common organization of the market in sugar, as last amended by Regulation (EEC) No 1928/73 [2], and in particular the first sentence of the sixth subparagraph of Article 17 (2) thereof ;

Whereas Article 17 (1) of Regulation No 1009/67/EEC provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (a), (c) and (d) 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 1009/67/EEC ;

Whereas, in accordance with the first subparagraph of Article 4 (1) of Regulation (EEC) No 2682/72, the rate of the refund per 100 kilogrammes for each of the basic products in question must be fixed for each month ;

Whereas, in accordance with paragraph 2 of that Article, that rate must be determined with particular reference to :

(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 ;

(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 Article 4 (3) of Regulation (EEC) No 2682/72 provides that, when the rate of the refund is being fixed, account should be taken, where appropriate, of refunds, aids or other measures having equivalent effect applicable in all Member States in accordance with the Regulation on the common organization of the market in the product in question to the basic products listed in Annex A to that Regulation or to assimilated products ; whereas a production refund is granted in respect of white sugar or raw sugar under the conditions laid down in Council Regulation (EEC) No 765/68 [4] of 18 June 1968 laying down general rules for the production refund on sugar used in the chemical industry, as last amended by Regulation (EEC) No 2723/71 [5] ;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION :

Article 1

The rates of the refunds applicable from 1 December 1973 to the basic products appearing in Annex A to Regulation (EEC) No 2682/72 and listed in Article 1 (1) of Regulation No 1009/67/EEC, exported in the form of goods listed in the Annex to Regulation No 1009/67/EEC, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 December 1973.

(1) OJ No 308, 18. 12. 1967, p. 1.
(2) OJ No L 199, 19. 7. 1973, p. 7.
(3) OJ No L 289, 27. 12. 1972, p. 13.
(4) OJ No L 143, 25. 6. 1968, p. 1.
(5) OJ No L 282, 23. 12. 1971, p. 2.

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

Done at Brussels, 27 November 1973.

For the Commission
P. J. LARDINOIS
Member of the Commission

ANNEX

to the Commission Regulation of 27 November 1973, fixing the rates of the refunds applicable from 1 December 1973 to sugar and molasses exported in the form of goods listed in the Annex to Regulation No 1009/67/EEC

TABLE I

CCT heading No	Description of goods
29.04	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives : C. Polyhydric alcohols : II. Mannitol III. Sorbitol : a) In aqueous solution : 2. Other : — obtained from sucrose b) Other : 2. Other : — obtained from sucrose
29.10	Acetals and hemiacetals and single or complex oxygen-function acetals and hemiacetals, and their halogenated, sulphonated, nitrated or nitrosated derivatives : ex B. Other : — Methyl glucosides
29.14	Monocarboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives : ex A. Saturated acyclic monocarboxylic acids : — Sorbitol or mannitol esters ex B. Unsaturated acyclic monocarboxylic acids : — Sorbitol or mannitol esters
29.16	Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives : A. Carboxylic acids with alcohol functions : ex VIII. Other : — Glyceric acid, glycolic acid, saccharonic acid, isosaccharonic acid, heptasaccharic acid, and their salts and esters

CCT heading No	Description of goods
29.35	Heterocyclic compounds ; nucleic acids :
	ex Q. Other :
	— Anhydric compounds of mannitol or sorbitol, not including maltol and isomaltol
29.43	Sugars, chemically pure, other than sucrose, glucose and lactose ; sugar ethers and sugar esters, and their salts, other than products of headings Nos 29.39, 29.41 and 29.42 :
	ex B. Other :
	— Sorbose and its salts and esters
38.19	Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included ; residual products of the chemical or allied industries, not elsewhere specified or included :
	Q. Foundry core binders based on synthetic resins
	ex T. Other :
	— Sorbitol cracking products

Rate of refund in u.a./100 kg :	White sugar :	—
	Raw sugar :	—
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	—
	Molasses, whether or not decolourized :	—

TABLE II

CCT heading No	Description of goods
29.16	Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives :
	A. Carboxylic acids with alcohol function :
	IV. Citric acid and its salts and esters

Rate of refund in u.a./100 kg :	White sugar :	—
	Raw sugar :	—
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	—
	Molasses, whether or not decolourized :	—

TABLE III

CCT heading No	Description of goods
29.15	Polycarboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives :
	A. Acyclic polycarboxylic acids :
	ex V. Other :
	— Itaconic acid and its salts and esters
29.16	Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives :
	A. Carboxylic acids with alcohol function :
	I. Lactic acid and its salts and esters
29.44	Antibiotics :
	A. Penicillins

Rate of refund in u.a./100 kg :	White sugar :	—
	Raw sugar :	—
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	—
	Molasses, whether or not decolourized :	—

TABLE IV

CCT heading No	Description of goods	
17.04	Sugar confectionery, not containing cocoa :	
	B. Chewing gum	
	C. White chocolate	
	D. Other	
18.06	Chocolate and other food preparations containing cocoa	
19.02	Preparations of flour meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50 % by weight of cocoa	
19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion	
21.06	Natural yeasts (active or inactive) ; prepared baking powders :	
	A. Active natural yeasts :	
	II. Bakers' yeast	
21.07	Food preparations not elsewhere specified or included	
22.02	Lemonade, flavoured spa waters and flavoured aerated waters, and other non-alcoholic beverages, not including fruit and vegetable juices falling within heading No 20.07	
22.06	Vermouths, and other wines of fresh grapes flavoured with aromatic extracts	
22.09	Spirits (other than those of heading No 22.08) ; liqueurs and other spirituous beverages ; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages :	
	C. Spirituous beverages :	
	V. Other	
Rate of refund in u.a./100 kg :	White sugar :	0
	Raw sugar :	0
	Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) :	$0 \times \frac{S\ (1)}{100}$
	Molasses, whether or not decolourized :	—
	However, the rate of refund for sugar, exported in the form of goods listed hereafter, mentioned in the annex to Regulation 1009/67/EEC is fixed as follows :	
	18.06 D. Other :	—
	21.07 F. Other :	—

(1) **S represents the weight of sucrose (including invert sugar expressed as sucrose) in 100 kilogrammes of syrup.**