REGULATION (EEC) No 3266/73 OF THE COMMISSION

of 3 December 1973

fixing for the 1972/73 sugar marketing year the amount of the production levy and the amount to be paid by sugar manufacturers to beet sellers

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 Article 27 (7) thereof;

Whereas Article 7 (1) of Commission Regulation (EEC) No 700/73 [3] of 12 March 1973 laying down certain detailed rules for the application of the quota system for sugar provides that the amount of the production levy must be fixed for each sugar marketing year; whereas the criteria for fixing the amount are laid down by Article 27 (2) of Regulation No 1009/67/EEC and by Article 7 (2) of Regulation (EEC) No 700/73;

Whereas, in view of production conditions in the new Member States, the amount of the production levy for the 1972/73 sugar marketing year should be fixed by reference only to the production of the Community as originally constituted;

Whereas total Community sugar production for 1972/73, including quantities carried over pursuant to Article 32 of Regulation No 1009/67/EEC, is 7 712 578 metric tons; whereas the guaranteed quantity for the 1972/73 sugar marketing year was fixed at 6 480 000 metric tons by Council Regulation (EEC) No 795/72 [4], of 17 April 1972, fixing for the 1972/73 sugar marketing year derived intervention prices, the intervention prices for raw beet sugar, the minimum prices for beet, the threshold prices, the guaranteed quantity and the maximum amount of the production levy, as amended by Regulation (EEC) No 238/73 [5];

Whereas the quantity disposed of for human consumption during the period from 1 October 1972 to 30 September 1973 in the Community as originally constituted may be estimated according to information communicated by the Member States in 6 696 000 metric tons; whereas in accordance with Article 7 (2) (a) of Regulation (EEC) No 700/73 the guaranteed quantity must be raised by the difference between the guaranteed quantity and the sales for human consumption if the latter are higher;

Whereas 215 406 metric tons were produced above the maximum quotas for the sugar marketing year in question; whereas the quantity carried over to the 1973/74 sugar marketing year under Article 32 of Regulation No 1009/67/EEC and produced within the maximum quota is 19 790 metric tons;

Whereas Article 7 (2) (b) of Regulation (EEC) No 700/73 provides that a standard amount shall be calculated on the basis of the average of losses incurred in disposing of sugar during the period from 1 October of the relevant marketing year to 30 September of the following year; whereas, until the end of the 1971/72 sugar marketing year, that period coincided with the sugar year in question; whereas, in the case of the 1972/73 sugar marketing year, it seems appropriate that, as a temporary measure, that period should be deemed to have started on 1 July 1972;

Whereas a total of 1 381 269 metric tons of excess production was disposed of in the Community between 1 July 1972 and 30 September 1973; whereas the standard amount to be calculated as above indicated is 4·965 units of account per 100 kilogrammes;

Whereas the total losses incurred in disposing of Community production in excess of the guaranteed quantity can thus be estimated at 38 795 606 units of account;

Whereas the sum of the quantities produced above the basic quotas but within the maximum quota and not carried over is 1 147 608 metric tons; whereas the amount of the production levy is calculated by dividing the total losses by the quantity last quoted; whereas this gives a figure of 3·38 units of account per 100 kilogrammes;

Whereas Article 27 (4) of Regulation No 1009/67/EEC provides that sugar manufacturers must, where the production levy is less than the maximum,

(1) OJ No 308, 18. 12. 1967, p. 1.
(2) OJ No L 199, 19. 7. 1973, p. 7.
(3) OJ No L 67, 14. 3. 1973, p. 12.
(4) OJ No L 94, 21. 4. 1972, p. 4.
(5) OJ No L 29, 1. 2. 1973, p. 12.

pay to the beet sellers the difference between those two amounts to a percentage to be determined; whereas Article 6 (1) of Regulation (EEC) No 700/73 provides that this amount shall be fixed at the same time as the amount of the production levy; whereas, for the 1972/73 sugar marketing year, Article 7 of Regulation (EEC) No 795/72 fixed that percentage at 60·00 and fixed the maximum amount of the production levy at 9·36 units of account per 100 kilogrammes of white sugar;

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 amount of the production levy for the 1972/73 sugar marketing year is 3·38 units of account per 100 kilogrammes of white sugar.

Article 2

The amount to be paid pursuant to the second subparagraph of Article 27 (4) of Regulation No 1009/67/EEC for the 1972/73 sugar marketing year is 4·66 units of account per metric ton of standard quality beet.

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

Done at Brussels, 3 December 1973.

For the Commission

The President

François-Xavier ORTOLI