REGULATION (EEC) No 3434/73 OF THE COMMISSION

of 20 December 1973

fixing the export levies on cereals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 120/67/EEC (1) of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 1346/73 (2) ;

Having regard to Council Regulation (EEC) No 1968/73 (3) of 19 July 1973 laying down general rules to be applied in the event of the cereals market being disturbed, as amended by Regulation (EEC) No 2632/73 (4), and in particular Article 4 (2) thereof ;

Having regard to the Opinion of the Monetary Committee ;

Whereas Article 19 of Regulation No 120/67/EEC provides that the necessary measure may be taken if the cif price of one or more products is appreciably higher than the threshold price and if that situation is likely to continue thereby disturbing or threatening to disturb the Community market ;

Whereas Regulation (EEC) No 1968/73 specifies that the cif price may be regarded as appreciably higher that the threshold price when it exceeds it by at least 2 % ; whereas this excess may be regarded as being likely to continue where an imbalance between supply and demand is established and where this imbalance is likely to persist having regard to foreseeable production and market price trends ;

Whereas the high level of prices in international trade could impede importation of common wheat, maize, barley, sorghum and wheat groats and meal into the Community or provoke exportation from the Community ;

Whereas the situation described above can be said to exist at the present time ; whereas to ensure supplies in the Community an export levy should be introducted for these products ;

Whereas, in view of the relationship between the basic product and the products processed from it and given the market situation for certain processed products, an export levy for these products must also be fixed ; however the situation for products processed from maize and sorghum does not necessitate at this moment the fixing of an export levy ;

Whereas the threshold prices for the 1973/73 marketing year were fixed by Council Regulation (EEC) No 1964/73 (5) of 17 July 1973 ;

Whereas Article 3 of Regulation (EEC) No 1968/73 specifies that when the export levy is being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and prices for cereals and cereal products on the world market on the other ; whereas the same article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market ;

Whereas for the products, other than starches, listed in Article 1 (c) and (d) of Regulation No 120/67/EEC the specific factors set out in Article 3 (2) of Regulation (EEC) No 1968/73 must also be taken into account ;

Whereas the export levy may be varied if the world market situation or the specific requirements of certain markets make this necessary ;

Whereas, if the levy system is to operate normally, the following should be used to calculate the levies :

— for currencies the exchange rates for which are kept at any given moment within a band of 2·25 %, a conversion rate based on their actual parity ;

— for other currencies a conversion rate based on the arithmetic mean of the spot market rates for each of these currencies against the Community currencies referred to in the preceding paragraph over a specified period ;

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 141, 28. 5. 1973, p. 8.
(3) OJ No L 201, 21. 7. 1973, p. 10.
(4) OJ No L 272, 29. 9. 1973, p. 18.
(5) OJ No L 201, 21. 7. 1973, p. 3.

Whereas it follows from applying the rules outlined above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the export levies should be fixed as shown in the Annex to this Regulation ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The export levy referred to in the first indent of Article 2 (1) of Regulation (EEC) No 1968/73 is hereby fixed as shown in the Annex for the products listed therein.

Article 2

This Regulation shall enter into force on 21 December 1973.

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

Done at Brussels, 20 December 1973.

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

ANNEX

to the Commission Regulation of 20 December 1973 fixing the export levies on cereals

CCT heading No	Description of goods	u.a./ton
10.01 A	Common wheat and meslin, excluding officially certified seeds (1)	80·00
ex 10.03	Barley, excluding officially certified seeds (1)	15·00
10.04	Oats, excluding officially certified seeds (1)	15·00
10.05 B	Maize other than hybrid maize for sowing	25·00
10.07 C	Grain sorghum	5·00
ex 11.01 A	Wheat flour	30·00
11.02 A I a)	Durum wheat goats and meal	30·00
11.02 A I b)	Common wheat groats and meal	30·00
11.01 C	Barley flour	7·00
11.01 D	Oat flour	7·00
11.02 A III	Barley groats and meal	7·00
11.02 A IV	Oat groats and meal	7·00
11.02 B I a) 1	Hulled (shelled or husked) barley	7·00
11.02 B I a) 2 aa)	Clipped oats	15·00
11.02 B I a) 2 bb)	Hulled (shelled or husked) oats other than clipped oats	7·00
11.02 B I b) 1	Hulled and sliced or kibbled barley ('Grütze' or 'Grutten')	7·00
11.02 B I b) 2	Hulled and sliced or kibbled oats ('Grütze' or 'Grutten')	7·00
11.02 B II a)	Hulled (shelled or husked) wheat, whether or not sliced or kibbled	53·20
11.02 C I	Pearled wheat	56·00
11.02 C III	Pearled barley	7·00
11.02 C IV	Pearled oats	7·00

CCT heading No	Description of goods	u.a./ton
11.02 D I	Wheat not otherwise worked than kibbled	40·80
11.02 D III	Barley not otherwise worked than kibbled	15·00
11.02 D IV	Oats not otherwise worked than kibbled	15·00
11.02 E I a) 1	Rolled barley	15·00
11.02 E I a) 2	Rolled oats	15·00
11.02 E I b) 1	Flaked barley	7·00
11.02 E I b) 2	Flaked oats	7·00
11.02 E II a)	Rolled or flaked wheat	56·00
11.02 F I	Wheat pellets	40·80
11.02 F III	Barley pellets	15·00
11.02 F IV	Oat pellets	15·00
11.02 F VI	Rice pellets	153·00
11.02 G I	Wheat germ, whole, rolled, flaked or ground	10·00
11.07 A I a)	Unroasted malt, obtained from wheat, in the form of flour	71·20
11.07 A I b)	Unroasted malt, obtained from wheat, other than in the form of flour	53·20
11.07 A II a)	Unroasted malt, other than that obtained from wheat, in the form of flour	8·90
11.07 A II b)	Unroasted malt, other than that obtained from wheat, other than in the form of flour	6·65
11.07 B	Roasted malt	7·75
23.02 A I a)	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, with a starch content not exceeding 35 % by weight	3·60
23.02 A I b) 1	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, with a starch content exceeding 35 % but not exceeding 45 % by weight, and having undergone a denaturing process	3·60
23.02 A I b) 2	Brans, sharps and other residues derived from the sifting, milling or working of maize or rice, with a starch content exceeding 35 % but not exceeding 45 % by weight, not having undergone a denaturing process, or with a starch content exceeding 45 % by weight	3·60
23.02 A II a)	Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, of which the starch content does not exceed 28 % by weight, and of which the percentage which passes through a sieve with an aperture of 0·2 mm does not exceed 10 % by weight or of which the sieved product has an ash content, calculated on the dry product, of 1·5 % or more by weight	3·60
23.02 A II b)	Brans, sharps and other residues derived from the sifting, milling or working of cereals other than maize or rice, not falling within subheading No 23.02 A II a)	3·60

(1) Officially certified seeds are understood to be those seeds contained in the packages officially sealed and officially labelled as 'basic seed', 'certified seed, first generation', 'certified seed, second generation' conforming to the provisions of the Council Directive of 14 June 1966 on the marketing of cereal seed (OJ No 125, 11. 7. 1966, p. 2309 66) and of the Council Decision of 26 March 1973 on the equivalence of seed produced in Denmark, Ireland and the United Kingdom (OJ No L 106, 20. 4. 1973, p. 12).