REGULATION (EEC) No 347/73 OF THE COMMISSION

of 6 February 1973

supplementing Commission Regulation (EEC) No 1604/71 of 26 July 1971 on detailed rules for the application of an export levy on starches under Article 2 (2) of Regulation No 371/67/EEC

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 the Act (2) annexed to the Treaty 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 ;

Having regard to Regulation No 371/67/EEC (3) of 25 July 1967 fixing production refunds on starches and quellmehl, as last amended by Regulation (EEC) No 179/73 (4), and in particular Article 5 (c) thereof ;

Whereas, pursuant to Article 57 of the Act, in fixing the level of the various elements of the price and intervention system, account is to be taken for the new Member States, to the extent necessary for the proper functioning of Community rules, of the difference in prices expressed by the compensatory amount ;

Whereas Commission Regulation (EEC) No 1604/71 (5) provides that an export levy shall be introduced when it is found that the import levy on maize or common wheat is lower than the amount of the production refund valid in the current month ; whereas, therefore, in calculating the export levy for the new Member States, the compensatory amount should, where appropriate, be deducted from the import levy ;

Whereas account must be taken of the fact that, by virtue of Regulation (EEC) No 179/73, the production refund in the new Member States is to be the production refund applicable in the Community as originally constituted minus the compensatory amount ;

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 following Article is added to Commission Regulation (EEC) No 1604/71 :

'*Article 4(a)*

For the new Member States the amounts to be considered respectively as import levy and production refund in accordance with the preceding Articles shall be the levy and the production refund for the product in question respectively, minus the applicable compensatory amount'.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*. It shall apply from 1 February 1973.

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

Done at Brussels, 6 February 1973.

For the Commission

The President

François-Xavier ORTOLI

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No 174, 31. 7. 1967, p. 40.
(4) OJ No L 25, 30. 1. 1973, p. 6.
(5) OJ No L 168, 27. 7. 1971, p. 11.