REGULATION (EEC) No 3497/73 OF THE COMMISSION

of 21 December 1973

fixing the production refund on olive oil used in the manufacture of certain preserved fish and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 136/66/EEC [1] of 22 September 1966 on the establishment of a common organization of the market in oils and fats, as last amended by Regulation (EEC) No 1707/73 [2] and in particular Article 6 thereof;

Having regard to Council Regulation No 162/66/EEC [3] of 27 October 1966 on trade in oils and fats between the Community and Greece;

Having regard to Council Regulation (EEC) No 155/71 [4] of 26 January 1971 on the production refund on olive oil used in the manufacture of certain preserved foods and in particular Article 3 (1) thereof;

Whereas Article 2 of Regulation (EEC) No 155/71 provides that a production refund should be granted in respect of olive oil used in the manufacture of certain preserved fish and vegetables;

Whereas Article 3 (1) of that Regulation provides that the refund must be fixed every two months; whereas paragraph 2 of that Article provides that the amount of the refund is equal to the average of the variable components of the levies on imports of olive oil falling within subheading No 15.07 A I a) of the Common Customs Tariff during the period from the sixteenth day of the third month to the fifteenth day of the last month preceding that in which the refund began to apply;

Whereas Article 5 of Commission Regulation (EEC) No 615/71 [5] of 24 March 1971 on detailed rules for the application of the production refund on olive oil used in the manufacture of certain preserved foods, as last amended by Regulation (EEC) No 2503/71 [6], provides that the refund previously fixed is retained where the difference between that refund and the average referred to above does not exceed 0·50 unit of account; whereas, however the refund must be fixed at 0 if the average is 0;

Whereas the import levy applicable from 16 October 1973 to 15 December 1973 to the olive oil referred to above was fixed by Regulations (EEC) No 1523/73 and (EEC) No 3255/73,

HAS ADOPTED THIS REGULATION:

Article 1

For the months of January and February 1974 the amount of the production refund referred to in Article 2 of Regulation (EEC) No 155/71 shall be 0 unit of account per 100 kilogrammes.

Article 2

This Regulation shall enter into force on 1 January 1974.

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

Done at Brussels, 21 December 1973.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No 172, 30. 9. 1966, p. 3025/66.
(2) OJ No L 175, 29. 6. 1973, p. 5.
(3) OJ No 197, 29. 10. 1966, p. 3393/66.
(4) OJ No L 22, 28. 1. 1971, p. 5.
(5) OJ No L 71, 25. 3. 1971, p. 12.
(6) OJ No L 258, 23. 11. 1971, p. 10.