REGULATION (EEC) No 634/73 OF THE COMMISSION

of 31 January 1973

adopting special measures for new Member States for white sugar used in the chemical industry

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Treaty [1] 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, and in particular Article 63 (1) of the Act [2] annexed thereto, hereinafter called 'the Act';

Having regard to Council Regulation No 1009/67/EEC [3] of 18 December 1967 on the common organization of the market in sugar, as last amended by the Act, and in particular Article 9 (8) thereof;

Whereas Article 9 (6) on Regulation No 1009/67/EEC provides that a production refund shall be granted on the products listed in Article 1 (1) (a) of that Regulation and the syrups listed in Article 1 (1) (d) containing sucrose, used in the manufacture of certain products of the chemical industry;

Whereas, in certain new Member States, the chemical industry has hitherto used sugar in considerable quantities for the manufacture of several chemical products not included in the lists which appear in the Annexes to Council Regulation (EEC) No 765/68 [4] on 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 manufacture of these products is assisted by special national rules in those Member States;

Whereas the sudden discontinuance of these rules with the change-over to those to be applied pursuant to the common organization of the market in sugar would create considerable difficulties for the industry;

Whereas interim measures are needed to assist the industry so that the products in question may benefit from Community rules where their manufacture prior to 31 January 1973 was in accordance with special rules in the new Member States;

Whereas pursuant to the rules for calculation laid down in Regulation (EEC) No 765/68, production refunds have been determined for areas of the Community different from the areas of Italy and French overseas departements on the basis of common prices for white sugar; whereas for the new Member States where prices have been fixed for them which are lower than the common prices the abovementioned production refunds should now be reduced by the relevant compensatory amount determined in accordance with Article 55 of the Act for the new Member State in question;

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

1. Without prejudice to Paragraph 2 and until 30 June 1973, Denmark, Ireland and the United Kingdom shall grant the production refunds provided for in Article 1 of Regulation No 765/68 for basis products used in the manufacture of the products of the chemical industry listed in the Annex.

2. The production refunds referred to in Article 1 of Regulation (EEC) No 765/68 for basis products used in the manufacture of the chemical products listed in the annex to shall only be granted such manufacture was, prior to 31 January 1973, subject to special national rules in the Member States in question.

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[1] OJ No L 73, 27. 3. 1972, p. 5.
[2] OJ No L 73, 27. 3. 1972, p. 14.
[3] OJ No 308, 18. 12. 1967, p. 1.
[4] OJ No L 143, 25. 6. 1968, p. 1.
[5] OJ No L 282, 23. 12. 1971, p. 2.

Article 2

The production refunds for white sugar used in the chemical industry, determined for areas of the Community different from the areas of Italy and French overseas departments, in accordance with Regulation (EEC) No 765/68, shall, for Denmark, Ireland and the United Kingdom, be reduced, where appropriate by the compensatory amount, fixed pursuant to Article 55 of the Act for trade between the Member State in question and the Community as originally constituted.

Article 3

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

This Regulation shall apply from 1 February 1973.

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

Done at Brussels, 31 January 1973.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

List of products in Annex III of Regulation (EEC) No 765/68 assisted by rules provided for products listed

CCT heading No	Description of goods
ex 29.14 A XI	Sodium heptonate
ex 29.22 D I	Tetramethyl-para-aminotriphenylcarbinol
ex 29.38 B II	Vitamin B_{12}
29.40	Enzymes
ex 29.44 C	Oxytetracycline-Cephalosporine-Griseofulvine
ex 38.12 A	Water soluble textile size
ex 39.06 B	Dextrans