REGULATION (EEC) No 405/73 OF THE COMMISSION
of 15 February 1973
fixing the refunds applicable to cereals and wheat or rye flour, groats and meal

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 (3) on 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 the first sentence of the fourth subparagraph of Article 16 (2) thereof;

Having regard to the Opinion of the Monetary Committee ;

Whereas Article 16 of Regulation No 120/67/EEC provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund ;

Whereas Article 2 of Council Regulation No 139/67/EEC (4) of 21 June 1967 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds provides that when refunds are being fixed account must be taken of the existing situation and the future trend within 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 Article 3 of Regulation No 139/67/EEC defines the specific criteria to be taken into account when the refund on cereals is being calculated ;

Whereas these specific criteria are defined, as far as wheat and rye flour, groats and meal are concerned, in Article 4 of Regulation No 139/67/EEC ; whereas, furthermore, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture ; whereas these quantities were fixed in Regulation No 162/67/EEC (5), as amended by Regulation (EEC) No 1607/71 (6) ;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination ;

Whereas the refund must be fixed once a week ; whereas it may be altered in the intervening period ;

Whereas, if the levy system is to operate normally, levies should be calculated on the basis of an exchange rate which is based, in the case of currencies which are floating or whose central rate differs from the official parity, on the effective rate or the central rate of these currencies and, in the case of the US dollar, on the change in parity announced on 13 February 1973 ;

Whereas it follows from applying these rules and criteria 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 refund should be fixed at the amounts 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 refunds on the products listed in Article 1 (a), (b) and (c) of Regulation No 120/67/EEC, exported in the natural state, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 16 February 1973.

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

Done at Brussels, 15 February 1973.

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

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No L 73, 27. 3. 1972, p. 5.
(4) OJ No 125, 26. 6. 1967, p. 2453/67.
(5) OJ No 128, 27. 6. 1967, p. 2574/67.
(6) OJ No L 168, 27. 7. 1971, p. 16.

ANNEX

to the Commission Regulation of 15 February 1973 fixing the refunds applicable to cereals and certain categories of wheat or rye flour, groats and meal

(u.a./ton)

CCT heading No	Description of products	Refund
10.01 A	Common wheat (1), and meslin :	
	for exports to :	
	— Austria, Liechtenstein and Switzerland	10·00
	— other third countries	1·00
10.01 B	Durum wheat	1·00
10.02	Rye (1)	25·00
10.03	Barley	1·00
10.04	Oats	1·00
10.05 B	Maize (other than hybrid maize for sowing)	1·00
10.07 C	Grain sorghum	1·00
ex 11.01 A	Wheat flour (2) :	
	— of an ash content of 0 to 520 :	
	— for exports to :	
	— Zone I a) and Zone V a) excluding Nigeria	44·00
	— Zone IV	49·00
	— Zones V b), VI, VII, I c) and Nigeria	47·00
	— other third countries	38·00
	— of an ash content of 521 to 600	34·25
	— of an ash content of 601 to 900	29·50
	— of an ash content of 901 to 1 100 :	
	— for exports to :	
	— Zones V b), VI and VII	36·80
	— other third countries	24·80
	— of an ash content of 1 101 to 1 650	20·60
	— of an ash content of 1 651 to 1 900	15·00
ex 11.01 B	Rye flour :	
	— of an ash content of 0 to 700	59·00
	— of an ash content of 701 to 1 150	52·25
	— of an ash content of 1 151 to 1 600	39·75
	— of an ash content of 1 601 to 2 000	31·00

(u.a./ton)

CCT heading No	Description of products	Refund
11.02 A I a	Durum wheat groats and meal :	
	— of an ash content of 0 to 950 :	
	— for exports to :	
	— Zones V b), VI, VII a) and I c)	47·00
	— Zones I a) and V a)	44·00
	— other third countries	38·00
	— of an ash content of 951 to 1 300 :	
	— for exports to :	
	— Zone V a)	36·80
	— other third countries	30·80
	— of an ash content of 1 301 to 1 500 :	
	— for exports to :	
	— Zone V a)	29·15
	— other third countries	23·15
11.02 A I b	Common wheat groats and meal (2) :	
	— of an ash content of 0 to 520 :	
	— for exports to :	
	— Zones V b), VI and I c)	47·00
	— Zones I a) and V a)	44·00
	— other third countries	38·00

(1) The refund is granted solely in respect of common wheat and rye which has not been denatured pursuant to Article 7 (3) and (5) of Regulation No 120/67/EEC.

(2) The refund is granted solely in respect of common wheat flour, groats and meal manufactured from common wheat which has not been denatured pursuant to Article 7 (3) and (5) of Regulation No 120/67/EEC.

N.B. : The zones are those defined in the Annex to Regulation (EEC) No 941/72 (OJ No L 107, *6. 5.* 1972).

The amount by which the refund may be increased pursuant to Article 1 of Regulation No 587/67/EEC is 2 u.a./ton.