REGULATION (EEC) No 435/73 OF THE COMMISSION

of 7 February 1973

amending the Annex to Regulation (EEC) No 2683/70 laying down special procedures for the advance fixing of export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 804/68 [1] on the common organization of the market in milk and milk products, 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 Article 17 (4) thereof ;

Whereas Council Regulation No 823/68 [4] of 28 June 1968 determining the groups of products and the special provisions for calculating levies on milk and milk products was amended by Regulation (EEC) No 1578/71 [5] ; whereas, as a result of this amendment, Kashkaval cheese was transferred from subheading 04.04 E I b) 2 to subheading 04.04 E I b) 3 of the Common Customs Tariff ;

Whereas Kashkaval should therefore be deleted from the list of products appearing under subheading 04.04 E I b) 2 in the Annex to Commission Regulation (EEC) No 2683/70 [6] of 29 December 1970 laying down special provisions for the advance fixing of export refunds on milk and milk products, as last amended by Regulation (EEC) No 2369/71 [7] ; whereas the prohibition of advance fixing of the refund serves no purpose in respect of this cheese, which is not manufactured in the Community, and can therefore be abolished ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The words 'and Kashkaval' appearing under subheading 04.04 E I b) 2 in the Annex to Regulation (EEC) No 2683/70 are hereby deleted.

Article 2

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

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

Done at Brussels, 7 February 1973.

For the Commission
The President
François-Xavier ORTOLI

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[1] OJ No L 148, 28. 6. 1968, p. 13.
[2] OJ No L 73, 27. 3. 1972, p. 14.
[3] OJ No L 73, 27. 3. 1972, p. 5.
[4] OJ No L 151, 30. 6. 1968, p. 3.
[5] OJ No L 166, 24. 7. 1971, p. 1.
[6] OJ No L 285, 31. 12. 1970, p. 36.
[7] OJ No L 246, 5. 11. 1971, p. 27.