REGULATION (EEC) No 473/73 OF THE COMMISSION

of 31 January 1973

authorizing the United Kingdom to grant an aid as a transitional measure for sugar to be consumed in its territory

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;

Whereas the upward movement of sugar prices caused the United Kingdom to introduce a system of consumer subsidies in March 1972 to neutralize the effects of such movement at that time; whereas the sudden abolition of this system on 1 February 1973 would be bound to create appreciable difficulties in this sector of the economy; whereas transitional measures should accordingly be adopted for the phasing-out of the British consumer subsidies in three stages;

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. Until 30 June 1973 the United Kingdom may grant a degressive national aid for sugar, in the natural state or in the form of the products referred to in the Annex, which is marketed in its territory for human consumption.

2. The aid referred to in paragraph 1 shall be granted regardless of the origin of the product.

Article 2

1. For 100 kilogrammes of white sugar, the aid referred to in Article 1 (1) may not exceed the following amount:

— 3·21 units of account during the period from 1 February 1973 to 28 February 1973;

— 2·14 units of account during the period from 1 March 1973 to 30 April 1973;

— 1·07 units of account during the period from 1 May 1973 to 30 June 1973.

2. Raw sugar shall be expressed as white sugar in accordance with the provisions of Article 1 of Council Regulation (EEC) No 431/68 [3] of 9 April 1968 determining the standard quality for raw sugar and fixing the Community frontier crossing point for calculating cif prices in the sugar sector.

Article 3

For the purposes of this Regulation, sale for consumption means:

(a) for sugar manufactured in the United Kingdom:

— when it leaves the manufacturer's warehouse, provided it is not sold to the intervention agency; or

— the sale of sugar by the intervention agency;

(b) for raw sugar imported into the United Kingdom for refining, the time when it is transferred from the bonded warehouse to the refinery;

(c) for sugar imported into the United Kingdom for a purpose other than that indicated under (b) above, the putting of this sugar into free circulation in its territory;

[1] OJ No L 73, 27. 3. 1972, p. 5
[2] OJ No L 73, 27. 3. 1972, p. 14.

[3] OJ No L 89, 10. 4. 1968, p. 3.

(d) for sugar imported into the United Kingdom in the form of the products referred to in the Annex, the putting of such sugar into free circulation in its territory.

Article 4

1. Where sugar is exported or sent to other Member States in its natural state or in the form of the processed products referred to in the Annex, an amount equal to that specified in Article 2 (1) shall be levied for the period in question during which the sugar is exported.

2. For the granting of the aid referred to in Article 1 (1) and for the collection of the amount indicated in paragraph 1 the following provisions shall apply for the purpose of determining the sucrose content of the products referred to in the Annex including, where applicable, the content of other sugars expressed in terms of sucrose:

— the provisions of Article 13 of Commission Regulation (EEC) No 394/70 [1] of 2 March 1970 concerning the methods of application for the granting of export restitutions for sugar, in the case of products covered by Regulation No 1009/67/EEC [2];

— the provisions concerning export resulting from Regulation (EEC) No 804/68 [3], (EEC) No 865/68 [4], and (EEC) No 2682/72 [5], in the case of products or goods containing sugar covered by these Regulations.

Article 5

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

2. The provisions of Article 4 of this Regulation shall apply from the third day following its publication in the *Official Journal of the European Communities*.

3. The provisions of the other articles of 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

I. List of products covered by Regulation No 1009/67/EEC to which the provisions of Article 1 of this Regulation apply.

CCT heading No	Description of goods
17.02 D to F	Other sugars (but not including lactose and glucose); sugar syrups (but not including lactose and glucose syrups); artificial honey (whether or not mixed with natural honey); caramel
17.05 C	Flavoured or coloured sugars (but not including lactose and glucose) and syrup (but not including lactose and glucose syrups) but not including fruit juices containing added sugar in any proportion

[1] OJ No L 50, 4. 3. 1970, p. 1.

[2] OJ No 308, 18. 12. 1967, p. 1.
[3] OJ No L 148, 28. 6. 1969, p. 13.
[4] OJ No L 153, 1. 7. 1968, p. 8.
[5] OJ No L 289, 27. 12. 1972, p. 13.

II. List of products and goods covered by Regulation No 804/68/EEC to which the provisions of Article 1 of this Regulation apply.

CCT heading No	Description of goods
04.02	Milk and cream, preserved, concentrated or sweetened:
	B. Containing added sugar (but excluding products with less than 20% sugar content)

III. List of products or goods covered by Regulation (EEC) No 865/68/EEC to which the provisions of Article 1 of this Regulation apply.

CCT heading No	Description of goods
20.04	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glacé or crystallized):
	B. Other (but excluding products with less than 30% total sugar content)
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes, being cooked preparations, whether or not containing added sugar (but excluding products with less than 30% total sugar content)

IV. List of products or goods covered by Regulation (EEC) No 2682/72 to which the provisions of Article 1 of this Regulation apply but excluding products or goods with less than 25% sugar content.

CCT heading No	Description of goods
17.04	Sugar confectionery, not containing cocoa:
	B. Chewing gum
	C. White chocolate
	D. Other
ex 18.06	Chocolate and other food preparations containing cocoa
ex 19.08	Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion
ex 21.07	Food preparations not elsewhere specified or included:
	F. Other
22.09	Ethyl alcohol, undenatured, of a strength of less than 80°; spirits, liqueurs and other spirituous beverages; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages:
	C. Spirituous beverages