REGULATION (EEC) No 646/73 OF THE COMMISSION

of 6 March 1973

relating to the suspension of advance fixing in various sectors of the common organization of the agricultural markets

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 the common organization of the market in oils and fats, as last amended by the Act [2] concerning the conditions of Accession and the Adjustments to the Treaties, hereinafter referred to as 'the Act' ;

Having regard to Council Regulation No 142/67/EEC [3] of 21 June 1967 on export refunds on colza, rape and sunflower seeds as last amended by Regulation (EEC) No 2429/72 [4], and in particular the first subparagraph of Article 4 (3) thereof ;

Having regard to Council Regulation No 171/67/EEC [5] of 27 June 1967 on export refunds and levies on olive oil as last amended by Regulation (EEC) No 2429/72, and in particular the first subparagraph of Article 7a (4) thereof ;

Having regard to Council Regulation (EEC) No 19/69 [6] of 20 December 1968 on the advance fixing of the levy on imports of olive oil, as last amended by Regulation (EEC) No 2429/72, and in particular the first subparagraph of Article 1 (2) thereof ;

Having regard to Council Regulation No 2114/71 [7] of 28 September 1971 on the subsidy for oil seeds as amended by Regulation (EEC) No 2730/71 [8], and in particular the first subparagraph of Article 8 (3) thereof ;

Having regard to Council Regulation No 120/67/EEC [9] of 13 June 1967 on the common organization of the market in cereals as last amended by the Act, and in particular the first subparagraph of Article 15 (7) and the first subparagraph of Article 16 (7) ;

Having regard to Council Regulation No 122/67/EEC [10] of 13 June 1967 on the common organization of the market in eggs, as last amended by the Act ;

Having regard to Council Regulation No 175/67/EEC [11] of 27 June 1967 laying down general rules for granting export refunds on eggs and the criteria for fixing the amount of such refunds, as last amended by Regulation (EEC) No 2683/72 [12], and in particular the first subparagraph of Article 5 (4) thereof ;

Having regard to Council Regulation No 123/67/EEC [13] of 13 June 1967 on the common organization of the market in poultrymeat, as last amended by the Act ;

Having regard to Council Regulation No 176/67/EEC [14] of 27 June 1967 laying down general rules for granting export refunds on poultrymeat and criteria for fixing the amount of such refunds, as last amended by Regulation (EEC) No 2689/72 [15], and in particular the first subparagraph of Article 5 (4) thereof ;

Having regard to Council Regulation No 359/67/EEC [16] of 25 July 1967 on the common organization of the market in rice, as last amended by the Act and in particular the first subparagraph of Article 13 (7) thereof and the first subparagraph of Article 17 (7) thereof ;

Having regard to Council Regulation No 1009/67/EEC [17] of 18 December 1967 on the common organization of the market in sugar, as last amended by the Act, and in particular the first subparagraph of Article 15 (7) and the first subparagraph of Article 17 (5) thereof ;

Having regard to Council Regulation (EEC) No 804/68 [18] of 27 June 1968 on the common organiza-

(1) OJ No 172, 30. 9. 1966, p. 3025/66.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No 125, 26. 6. 1967, p. 2461/67.
(4) OJ No L 264, 23. 11. 1972, p. 1.
(5) OJ No 130, 28. 6. 1967, p. 2600/67.
(6) OJ No L 3, 7. 1. 1969, p. 3.
(7) OJ No L 222, 28. 9. 1971, p. 2.
(8) OJ No L 282, 23. 12. 1971, p. 18.
(9) OJ No 117, 19. 6. 1967, p. 2269/67.
(10) OJ No 117, 19. 6. 1967, p. 2293/67.
(11) OJ No 130, 26. 6. 1967, p. 2610/67.
(12) OJ No L 289, 27. 12. 1972, p. 33.
(13) OJ No 117, 16. 6. 1967, p. 2301/67.
(14) OJ No 130, 26. 6. 1967, p. 2612/67.
(15) OJ No L 289, 27. 12. 1972, p. 41.
(16) OJ No 174, 31. 7. 1967, p. 1.
(17) OJ No 308, 18. 12. 1967, p. 1.
(18) OJ No L 75, 28. 3. 1968, p. 4.

tion of the market in milk and milk products, as last amended by the Act ;

Having regard to Council Regulation (EEC) No 876/68 [1] of 28 June 1968 laying down general rules for granting export refunds on milk and milk products and criteria for fixing the amount of such refunds as last amended by Regulation (EEC) No 2429/72, and in particular the first subparagraph of Article 5 (4) thereof ;

Having regard to Council Regulation (EEC) No 865/68 [2] of 28 June 1968 on the common organization of the market in products processed from fruit and vegetables, as last amended by the Act, and in particular the first subparagraph of Article 5 (5) thereof ;

Having regard to Council Regulation (EEC) No 2682/72 [3] of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds, and in particular the first subparagraph of Article 5 (3) thereof ;

Whereas the present monetary situation involving the prolonged closure of all the exchange markets in the Community has lead to serious difficulties in the appraisal of monetary developments and their influence on the Common Market in Agricultural Products ; and whereas the application in the long term of the present amounts arising from the advance fixing of levies and refunds would involve serious threats to the orderly working of the Community organization of prices of and trade in the products concerned because of the possibility of speculative operations ;

Whereas accordingly the advance fixing of levies and refunds for various products governed by the Common Organization of the Agricultural Markets has been suspended by Commission Decision of 5 March 1973 from 6 to 8 March 1973 (inclusive) ; whereas however this period is not long enough to combat the difficulties which threaten the common organization of the agricultural markets taking into account that the re-opening of the money markets can only be anticipated in the following week and it is therefore essential to extend the suspension for a furthur period in the present circumstances ;

Whereas however it is appropriate to exempt from this suspension refunds for sugar fixed in accordance with Commission Regulation (EEC) No 1897/72 [4] of 1 September 1972 on a standing invitation to tender to determine the export refund for white sugar, as last amended by Regulation (EEC) No 2847/72 [5], in view of the fact that the tendering procedure enables the avoidance, in the present situation, of serious difficulties ;

Whereas it is also necessary to suspend the advance fixing of the subsidy for oil seeds as its amount depends on the world market price and is subject to the same threats of speculative operations obstructing the orderly operation of the organization of the market ;

Whereas the measures provided for in this Regulation are in accordance with the Opinions of the Management Committees for Oils and Fats, Cereals, Poultrymeat and Eggs, Sugar, Milk and Milk Products, and Fruit and Vegetables ;

HAS ADOPTED THIS REGULATION :

Article 1

1. The advance fixing of levies and refunds for oils and fats, cereals, eggs, poultrymeat, rice, sugar, milk and milk products, products processed from fruit and vegetables as well as for products exported in the form of goods not covered by Annex II to the Treaty is suspended from 6 to 13 March 1973 inclusive.

2. The provisions of paragraph 1 are not applicable to refunds for sugar fixed in accordance with Regulation (EEC) No 1897/72 by tendering procedure.

Article 2

The advance fixing of the subsidy for oil seeds is suspended from 7 to 13 March 1973 inclusive.

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

Done at Brussels, 6 March 1973.

For the Commission

The President

François-Xavier ORTOLI

(1) OJ No L 155, 3. 7. 1968, p. 1.
(2) OJ No L 153, 1. 7. 1968, p. 8.
(3) OJ No L 289, 27. 12. 1972, p. 13.
(4) OJ No L 201, 2. 9. 1972, p. 7.
(5) OJ No L 299, 31. 12. 1972, p. 4