REGULATION (EEC) No 738/73 OF THE COMMISSION

of 14 March 1973

adjusting the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

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) of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by the Act (2) annexed to the Treaty (3) 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, in particular Article 17 (4), second subparagraph thereof,

Whereas Commission Regulation (EEC) No 609/73 (4) of 28 February 1973 has fixed the rates of the refunds applicable from 1 March 1973 to certain dairy products exported in the form of goods not covered by Annex II to the Treaty ;

Whereas the rates of the refunds per 100 kg of each of the basic products concerned shall be fixed for each month, according to Article 4, first paragraph of Council Regulation (EEC) No 2682/72 (5) 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 criteria for fixing the amount of such refunds ; whereas this rule, established in order to create security conditions necessary for the processing industry to conclude their export contracts, should not form an obstacle to adjusting the rates of refunds during the month for which they were fixed in exceptional situations created by important fluctuations of the world market prices ; and whereas it is therefore necessary to raise the rates of refunds applicable on butter, whole milk powder, concentrated milk and butter, exported in the form of goods not covered by Annex II to the Treaty ;

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 rates of the refunds applicable to whole milk powder, concentrated milk and butter, exported in the form of goods listed in the Annex to Regulation (EEC) No 804/68, are hereby adjusted as shown in the Annex to this Regulation.

Article 2

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, 14 March 1973.

For the Commission

P. J. LARDINOIS

Member of the Commission

(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 57, 2. 3. 1973, p. 27.
(5) OJ No L 289, 27. 12. 1972, p. 13.

ANNEX

to the Commission Regulation of 14 March 1973 adjusting the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

CCT heading No	Description of goods	Rate of the restitution u.a./100 kg
ex 04.02 A II	Powdered milk, obtained by the spray process, with a fat content of 26 % by weight and a water content of less than 5 % by weight (PG 3)	43·00
ex 04.02 A III	Concentrated milk, with a fat content by weight of 7·5 % and a content by weight in dry matter equal to 25 % (PG 4)	13·00
ex 04.03	Butter, with a fat content by weight of 82 % (PG 6) :	
	a) On exportation of goods of CCT heading No 19.08 or of subheadings 18.06 B and 21.07 C, and 'ice-mix' manufactured under the conditions laid down in Article 6 (1) (c) of Regulation (EEC) No 1259/72	—
	b) On exportation of other goods	120·00