# REGULATION (EEC) No 762/73 OF THE COMMISSION

## of 20 March 1973

## amending Regulation (EEC) No 1576/72 on the differential amounts for colza and rape seed

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 progressive establishment of a common organization of the market in oils and fats, 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 ;

Having regard to Council Regulation (EEC) No 1569/72 [4] of 20 July 1972 laying down special measures for colza and rape seed, as amended by Regulation (EEC) No 527/73 [5], and in particular Article 7 thereof ;

Whereas Regulation (EEC) No 1576/72 [6], as last amended by Regulation (EEC) No 551/73 [7], provides for a system of differential amounts for colza and rape seed coming under control at the oil mill or exported ; whereas Article 4 of the said Regulation provides that the differential amount is to be levied or granted when the subsidy or the export refund is paid ; whereas the amount of the subsidy and of the export refund is calculated on the basis of the weight of a seed with the same humidity and impurity percentages as a seed of standard quality ; whereas the method to be used for this calculation is that set out in the Annex to Commission Regulation (EEC) No 1204/72 [8] of 7 June 1972 laying down detailed rules for the application of the subsidy system for oil seeds, as last amended by Regulation (EEC) No 598/73 [9] ;

Whereas the system of the differential amounts to be granted has been made applicable to the seeds of the 1972/1973 harvest which have been placed under control or exported to third countries between 1 and 25 July 1972 ; whereas, consequently Regulation (EEC) No 1576/72 should be adjusted ;

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

HAS ADOPTED THIS REGULATION :

*Article 1*

The following paragraph is added to Article 4 of Regulation (EEC) No 1576/72 :

'Differential amounts shall be calculated on the basis of the weight of the seed as adjusted in accordance with the method set out in the Annex to Regulation (EEC) No 1204/72.'

*Article 2*

Article 10b, as follows, shall be added to Regulation (EEC) No 1576/72 :

'*Article 10b :*

In the case where, for seeds harvested in the Community during the 1972/1973 marketing year

— Section ID of the certificate provided for in Article 4 of Regulation (EEC) No 2114/72 has been requested, or

— Customs export formalities have been completed

during the period from 1 to 25 July 1972, the differential amounts laid down in Regulation (EEC) No 1576/72 shall be granted, where appropriate, to the parties concerned.

In the event of intracommunity trade in these seeds having taken place, the differential amounts shall be granted against production of such

[1] OJ No 172, 30. 9. 1966, p. 3025/66.
[2] OJ No L 73, 27. 3. 1972, p. 14.
[3] OJ No L 73, 27. 3. 1972, p. 5.
[4] OJ No L 167, 25. 7. 1972, p. 9.
[5] OJ No L 51, 24. 2. 1973, p. 3.
[6] OJ No L 167, 25. 7. 1972, p. 21.
[7] OJ No L 54, 27. 2. 1973, p. 19.
[8] OJ No L 133, 10. 6. 1972, p. 1.
[9] OJ No L 57, 2. 3. 1973, p. 5.

evidence as shall be determined by the competent authorities of the relevant Member State. This evidence must provide guarantees equivalent to those provided by the control copy referred to in Article 5.'

*Article 3*

This Regulation shall enter into force on the 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, 20 March 1973.

*For the Commission*

*The President*

François-Xavier ORTOLI