REGULATION (EEC) No 872/73 OF THE COMMISSION

of 30 March 1973

fixing production refunds on white sugar used in the chemical industry

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 to the European Atomic Energy Community, signed at Brussels on 22 January 1972, and in particular Article 63 (1) of the Act [2] annexed thereto;

Having regard to Council Regulation No 1009/67/EEC [3] of 18 December 1967 on the common organization of the market in sugar, as last amended by Regulation (EEC) No 174/73 [4], and in particular Article 9 (8) thereof;

Whereas Article 9 (6) of Regulation No 1009/67/EEC provides for the granting of a production refund on the products listed in Article 1 (1) (a) of that Regulation, and on the syrups containing sucrose listed in Article 1 (1) (d), are used in the manufacture of certain products of the chemical industry;

Whereas Council Regulation (EEC) No 765/68 [5] of 18 June 1968 laying down general rules for the production refund on sugar used in the chemical industry, as last amended by Regulation (EEC) No 2723/71 [6] and Commission Regulation (EEC) No 364/73 [7] of 31 January 1973 adopting special measures for new Member States for white sugar used in the chemical industry, specified the chemical products in respect of whose manufacture production refunds are to be granted on the corresponding basic products; whereas those chemical products were listed in three annexes;

Whereas Articles 5 to 7 of Regulation (EEC) No 765/68 provide that production refunds on white sugar shall be fixed by reference to the chemical products listed in the various annexes in whose manufacture they are to be used; whereas, in pursuance of Article 4 of that Regulation, those refunds are fixed quarterly each 1 July, 1 October, 1 January and 1 April; whereas pursuant to Article 8 of Regulation (EEC) No 765/68 the production refunds on raw sugar and on the abovementioned syrups are to be calculated from the production refund on white sugar;

Whereas under Regulation (EEC) No 765/68 one of the common bases to be used in calculating production refunds on white sugar is the intervention price for white sugar valid for the area in which the place of processing of the sugar is situated; whereas, with respect to Ireland and the United Kingdom, Regulation (EEC) No 364/73 provides that production refunds for regions other than those of Italy and the French overseas departments are to be reduced by any 'Accession' compensatory amount on the one hand and on the other hand that these refunds are granted as a transitional measure by the new Member States also to a basic product used in the manufacture of certain products listed in the Annex thereof;

Whereas production refunds on white sugar used in the manufacture of the products listed in Annex I to Regulation (EEC) No 765/68 are equal to the difference between the relevant intervention price, or derived intervention price, for white sugar and the sum of 13·30 units of account;

Whereas production refunds on white sugar used in the manufacture of the products listed in Annex II to Regulation (EEC) No 765/68 are equal to the relevant intervention price, or derived intervention price, for white sugar, less (i) the figure obtained by dividing by 0·48 the price specified for molasses in Article 6 (1) (a) of that Regulation and (ii) 0·50 unit of account; whereas those production refunds may, however, not exceed the refunds on white sugar used in the manufacture of the products listed in Annex III to that Regulation;

Whereas production refunds on white sugar used in the manufacture of the products listed in Annex III to Regulation (EEC) No 765/68 are equal to the arithmetic mean of the intervention price for white sugar

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[1] OJ No L 73, 27. 3. 1972, p. 1.
[2] OJ No L 73, 27. 3. 1972, p. 14.
[3] OJ No 308, 18. 12. 1967, p. 1.
[4] OJ No L 25, 30. 1. 1973, p. 1.
[5] OJ No L 143, 25. 6. 1968, p. 1.
[6] OJ No L 282, 23. 12. 1971, p. 2.
[7] OJ No L 39, 12. 2. 1973, p. 22.

valid for the Community area having the largest surplus and the intervention price, or derived intervention price, for the white sugar in question, less (i) the arithmetic mean of prices recorded on the world market over a reference period and (ii) 2·00 units of account;

Whereas, however, when the production refund is being fixed for a quarter, an alteration may be made only if a variation in the factors used to calculate it results in the refund per 100 kg of white sugar being at least one unit of account higher or lower than the refund valid for the previous quarter;

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

The production refunds on white sugar referred to in Articles 5 to 7 of Regulation (EEC) No 765/68 shall be as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 April 1973.

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

Done at Brussels, 30 March 1973.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

Production refunds on white sugar used in the manufacture of the products listed in Annexes I to III of Regulation (EEC) No 765/68 and in the manufacture of the products listed in the Annex of Regulation (EEC) No 364/73

Area of application	Quarter running from 1 April 1973 to 30 June 1973		
	Annex I u.a./100 kg	Annex II u.a./100 kg	Annex III u.a./100 kg
1. All regions of Italy	11·54	0·25	0·25
2. French overseas departments	9·71	0	0
3. Other regions of the Community	10·04 (1)	0	0

(1) With respect to Ireland and the United Kingdom, this amount is to be reduced by any 'Accession' compensatory amount fixed pursuant to Regulation (EEC) No 364/73 for the trade between those Member States with the other Member States.