REGULATION (EEC) No 1569/74 OF THE COMMISSION

of 21 June 1974

on limiting monetary compensatory amounts in the pigmeat sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 974/71 [1] of 12 May 1971 on certain measures on conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States, as last amended by Regulation (EEC) No 3450/73 [2], and in particular Article 6 (1) thereof;

Whereas it is provided for in Article 4a (2) of Regulation (EEC) No 974/71 that the compensatory amounts applicable due to the decrease in value of a currency may not be higher than the import charge on products from third countries;

Whereas Article 13 of Council Regulation No 121/67/EEC [3] of 13 June 1967 on the common organization of the market in pigmeat, as last amended by Regulation (EEC) No 1652/73 [4], provides the possibility of introducing additional amounts;

Whereas inclusion of these additional amounts in the import charge mentioned in Article 4a (2) of Regulation (EEC) No 974/71 may nullify the effect of these amounts; whereas this may also lead to a different import charge, depending on the origin of the products either from any third country, for which no additional amount is fixed, because it respects the sluice-gate price, or from any other third country, in this way a meaningful management of the import provisions in relation to third countries can be made impossible and distortions of trade can be caused;

Whereas it is therefore appropriate to understand by the 'import charge' in the terms of the provisions mentioned only the amount of the levy, and to limit the compensatory amount applicable because of the decrease in the value of a currency to this amount;

Whereas this Regulation takes over the disposition of Article 2 of Commission Regulation (EEC) No 1071/74 [5] of 30 April 1974 on fixation of additional amounts and stating the reasons for monetary compensatory amounts for pigmeat products; whereas, because the additional amounts fixed in the same Regulation have been fixed once more by Commission Regulation (EEC) No 1499/74 [6] of 14 June 1974, the provisions of Regulation (EEC) No 1071/74 are without object and consequently ought to be repealed;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

The compensatory amount applied because of the decrease in the value of a currency may not exceed the amount of levy fixed according to the provisions of Articles 9 and 10 of Regulation No 121/67/EEC.

Article 2

Regulation (EEC) No 1071/74 is repealed.

Article 3

This Regulation shall come into force the day after 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, 21 June 1974.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No L 106, 12. 5. 1971, p. 1.
(2) OJ No L 353, 22. 12. 1973, p. 25.
(3) OJ No 117, 19. 6. 1967, p. 2283/67.
(4) OJ No L 166, 23. 6. 1973, p. 1.
(5) OJ No L 120, 1. 5. 1974, p. 12.
(6) OJ No L 158, 15. 6. 1974, p. 27.