REGULATION (EEC) No 1688/74 OF THE COMMISSION

of 28 June 1974

complementing Regulation (EEC) No 442/70 laying down detailed rules for the application of the system of offsetting storage costs for sugar

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 1009/67/EEC [1] of 18 December 1967 on the common organization of the market in sugar, as last amended by Regulation (EEC) No 1602/74 [2], and in particular Article 8 (3) thereof;

Whereas for sugar which is from an approved warehouse in one of the Member States, in transit at zero hours on the first day of a month, and which on arrival is stored in an approved warehouse in the same Member State, no offsetting of storage costs is provided for up to now, as it is the case for sugar subject to the same transit on arrival before this moment; whereas, in this case, a system should be provided for which corresponds substantially with the provisions set out in Commission Regulation (EEC) No 442/70 [3] of 9 March 1970 laying down detailed rules for the application of the system of offsetting storage costs for sugar, as last amended by Regulation (EEC) No 700/73 [4], for cane sugar from the French overseas departments;

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 following Article 5a is inserted in Regulation (EEC) No 442/70:

'*Article 5a*

1. Reimbursement of storage costs shall be granted to rightful claimants in respect of raw beet sugar or white sugar in transit from an approved warehouse in one of the Member States at zero hours on the first day of a month, and which on arrival is stored in another approved warehouse in the same Member State.

2. In respect of the calculation of the quantity of sugar qualifying for reimbursement of storage costs as referred to in Article 4 (2) of Regulation (EEC) No 750/68 [5], the sugar referred to in paragraph 1 shall be considered as still stored in the departure warehouse at zero hours on the last day of the preceding month and as already stored in the arrival warehouse at zero hours on the first day of the following month.

3. The Member States shall take all the necessary measures in particular for checking the implementation of this Article.'

Article 2

The following is added to Article 10 (1) (a) of Regulation (EEC) No 442/70:

'the quantities referred to in Articles 5 and 5a of this Regulation.'

Article 3

This Regulation shall enter into force on 1 July 1974.

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

Done at Brussels, 28 June 1974.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No 308, 18. 12. 1967, p. 1.
(2) OJ No 172, 27. 6. 1974, p. 7.
(3) OJ No L 55, 10. 3. 1970, p. 10.
(4) OJ No L 67, 14. 3. 1973, p. 12.
(5) OJ No L 137, 21. 6. 1968, p. 4.