REGULATION (EEC) No 1758/74 OF THE COMMISSION

of 5 July 1974

amending Regulation (EEC) No 1579/70 laying down special conditions for the export of certain cheeses to Spain

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 Regulation (EEC) No 662/74 [2], and in particular the first subparagraph of Article 17 (4) thereof;

Whereas footnote 3 to Annex IV of Commission Regulation (EEC) No 1579/70 [3] of 4 August 1970 laying down special conditions for the export of certain cheeses to Spain, as last amended by Regulation (EEC) No 2536/73 [4], contains the free-at-Spanish-frontier prices which must be observed for certain cheeses coming from the Community if they are to be subject to a regulatory duty fixed on the entry into Spain of the products in question;

Whereas, following an increase in the price of milk in Spain, that country has found it necessary to seek the Commission's agreement to an increase in the Spanish threshold prices for certain cheeses; whereas, following negotiations within GATT, the Community has agreed to a certain increase;

Whereas higher threshold prices mean that higher free-at-Spanish-frontier prices must be observed; whereas it is therefore necessary to amend accordingly footnote 3 to Annex IV to Regulation (EEC) No 1579/70;

Whereas Spain has extended the system of threshold prices and minimum import prices to cover blue-veined cheeses; whereas Article 5 of and Annexes I, III and IV to Regulation (EEC) No 1579/70 should therefore be amended accordingly;

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

Article 5 of Regulation (EEC) No 1579/70 is replaced by the following:

'*Article 5*

For:

— first quality Emmentaler and Gruyère cheeses falling within subheading 04.04 A,

— blue-veined cheeses falling within subheading 04.04 C,

— processed cheese falling within subheading 04.04 D,

— Cheddar (including Chester) cheese falling within subheading 04.04 E I b) 1, and

— first quality Dutch Edam cheese falling sithin subheading 04.04 E I b) 5

of the Common Customs Tariff, the special certificate may be issued only on submission to the issuing agency of a declaration conforming to the model in Annex IV and signed by the party concerned.'

Article 2

In Annex I to Regulation (EEC) No 1579/70 the following cheeses are deleted:

Gorgonzola, Bleu des Causses, Bleu d'Auvergne, Fourme d'Ambert, Saingorlon, Bleu de Gex, Bleu du Haut Jura, Septmoncel, Edelpilzkäse, Bluefort.

Article 3

In footnote 4 to Annex III to Regulation (EEC) No 1579/70, the words and figures '... 04.04 A, processed cheeses ...' are replaced in the respective languages by the following:

'... 04.04 A, fromages à pâte persillée relevant de la sous-position 04.04 C, fromage fondus ...'

'... 04.04 A, Käse mit Schimmelbildung im Teig der Tarifstelle 04.04 C, Schmelzkäse ...'

'... 04.04 A, di formaggi a pasta erborinata della sottovoce 04.04 C, di formaggi fusi ...'

'... 04.04 A, blauw-groen geaderde kaas behorende tot de onderverdeling 04.04 C, smeltkaas ...'

'... 04.04 A, blue-veined cheese falling within subheading 04.04 C, processed cheese ...'

'... 04.04 A, ost med skimmeldannelse i ostemassen henhørende under pos. 04.04 C smelteost ...'

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 85, 29. 3. 1974, p. 51.
(3) OJ No L 172, 5. 8. 1970, p. 26.
(4) OJ No L 262, 19. 9. 1973, p. 18.

'... 04.04 A, as las de quesos de pasta azul de las subpartidas 04.04 C, a las de quesos fundidos ...'.

Article 4

Footnote 3 to Annex IV to Regulation (EEC) No 1579/70 is replaced by the following:

'(3) The prices must not be less than:

— 11 700 pesetas per 100 kg net weight for Emmentaler and Gruyère whole cheeses falling within subheading 04.04 A 1 (a) 1 of the Spanish customs tariff;

— 12 850 pesetas per 100 kg net weight for Emmentaler and Gruyère in vacuum-packed pieces of a weight exceeding 1 kg falling within subheading 04.04 A 1 (b) 1 of the Spanish customs tariff;

— 13 500 pesetas per 100 kg net weight for Emmentaler and Gruyère cheeses in vacuum-packed pieces of a weight not exceeding 1 kg but exceeding 75 g falling within subheading 04.04 A 1 (c) 1 of the Spanish customs tariff;

— 10 144 pesetas per 100 kg net weight for blue-veined cheeses falling within subheading 04.04 C 2 of the Spanish customs tariff;

— 11 200 pesetas per 100 kg net weight for cheeses processed from Emmentaler or Gruyère falling within subheading 04.04 D 1 (a) or 04.04 D 1 (b) of the Spanish customs tariff;

— 11 400 pesetas per 100 kg net weight for cheeses processed from Emmentaler or Gruyère falling within subheading 04.04 D 1 (c) of the Spanish customs tariff;

— 9 669 pesetas per 100 kg net weight for other processed cheeses falling within subheading 04.04 D 2 (a) of the Spanish customs tariff;

— 9 913 pesetas per 100 kg net weight for other processed cheeses falling within subheading 04.04 D 2 (b) of the Spanish customs tariff;

— 10 151 pesetas per 100 kg net weight for other processed cheeses falling within subheading 04.04 D 2 (c) of the Spanish customs tariff;

— 9 443 pesetas per 100 kg net weight for Cheddar cheese ripened for less than three months falling within subheading 04.04 G 1 (b) 1 of the Spanish customs tariff;

— 10 325 pesetas per 100 kg net weight for Cheddar cheese ripened for three or more months falling within subheading 04.04 G 1 (b) 1 of the Spanish customs tariff;

— 9 763 pesetas per 100 kg net weight for first quality Dutch Edam cheese of a minimum fat content by weight in the dry matter of 40 % and ripened for seven to eight weeks falling within subheading 04.04 G 1 (b) 3 of the Spanish customs tariff.'

Article 2

This Regulation shall enter into force on 10 July 1974.

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

Done at Brussels, 5 July 1974.

For the Commission

The President

François-Xavier ORTOLI