# REGULATION (EEC) No 2084/74 OF THE COMMISSION

**of 6 August 1974**

**on the application of the special export levy to a certain portion of the sugar produced in excess of the maximum quota during the 1974/75 sugar marketing year**

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 25 (3) thereof;

Whereas under Article 25 (2) of Regulation No 1009/67/EEC the export levy may be made applicable, by way of exception in so far as is necessary to safeguard the Community's sugar supplies, to sugar produced in excess of the maximum quota; whereas for some time now there has been a shortage of sugar on the world market and this has led to an appreciable fall in stocks and a consequent substantial rise in prices, which are now well above those applicable in the Community; whereas this situation is not likely to change appreciably in the foreseeable future; whereas, having regard in particular to the stocks in the Community, to foreseeable sugar production given a normal harvest in 1974/75 and to the quantities likely to be imported and to those to be exported in the form of processed products, the Community's supplies can be safeguarded only by providing for a substantial quantity of the sugar produced in excess of the maximum quotas to be disposed of on the internal market;

Whereas it is necessary to re-examine, as more precise estimates of the Community figures become possible, whether the total quantity in respect of which the export levy has been made to apply should be reduced so as to enable a larger quantity to be exported free of the said levy;

Whereas the Management Committee for Sugar has not delivered an Opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. The provisions of Article 16 of Regulation No 1009/67/EEC shall apply in respect of a quantity not exceeding 80 % of the sugar produced in excess of the maximum quota during the 1974/75 sugar marketing year.

2. Up to 80 % of the sugar produced in excess of the maximum quota during the 1974/75 sugar marketing year may be disposed of on the internal market of the Community without the charge referred to in Article 25 (3) of Regulation No 1009/67/EEC being levied.

*Article 2*

On the basis of estimates in respect of the Community supply situation for the period 1 October 1974 to 30 September 1975, a decision shall be taken before 15 October 1974 in the first instance and again before 31 January 1975 as to whether to reduce the percentage specified in Article 1 (1).

*Article 3*

This Regulation shall enter into force on the third 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, 6 August 1974.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

(1) OJ No 308, 18. 12. 1967, p. 1.
(2) OJ No L 172, 27. 6. 1974, p. 7.