REGULATION (EEC) No 438/74 OF THE COMMISSION

of 21 February 1974

fixing the export levies on rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 359/67/EEC [1], of 25 July 1967 on the common organization of the market in rice as last amended by the Act of Accession [2];

Having regard to Council Regulation (EEC) No 2737/73 [3] of 8 October 1973 laying down general rules to be applied in the event of the rice market being disturbed, and in particular Article 4 (2) thereof;

Having regard to the Opinion of the Monetary Committee;

Whereas Article 21 of Regulation No 359/67/EEC provides that the necessary measures may be taken if the cif price of one or more products is appreciably higher than the threshold price and if that situation is likely to continue thereby disturbing or threatening to disturb the Community market;

Whereas Regulation (EEC) No 2737/73 specifies that the cif price may be regarded as appreciably higher than the threshold price when it exceeds it by at least 2 %; whereas this excess may be regarded as being likely to continue where an imbalance between supply and demand is established and where this imbalance is likely to persist having regard to foreseeable production and market price trends;

Whereas the high level of prices in international trade could impede importation of rice into the Community or provoke exportation from the Community;

Whereas the situation described above can be said to exist at the present time; whereas to ensure supplies in the Community an export levy should be introduced for this product;

Whereas in view of the relationship between the rice and products processed from it and given the market situation for these products, an export levy must also be fixed for all products processed from rice;

Whereas the threshold prices for husked rice, wholly milled rice and broken rice were fixed for the 1973/74 marketing year by Regulations (EEC) No 1962/73 [4] and No 2024/73 [5];

Whereas Article 3 of Regulation (EEC) No 2737/73 specifies that when the export levy is being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of rice on the Community market on the one hand and prices for rice and products processed from it on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on rice markets and furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market;

Whereas for the products listed in Article 1 (c) of Regulation No 359/67/EEC the specific factors set out in Article 3 (2) of Regulation (EEC) No 2737/73 must also be taken into account;

Whereas the export levy may be varied if the world market situation or the specific requirements of certain markets make this necessary;

Whereas, if the levy system is to operate normally, the following should be used to calculate the levies:

— for currencies the exchange rates for which are kept at any given moment within a band of 2·25 %, a conversion rate based on their actual parity;

— for other currencies a conversion rate based on the arithmetic mean of the spot market rates for each of these currencies against the Community currencies referred to in the preceding paragraph over a specified period;

Whereas it follows from applying the rules outlined above to the present situation on the market in rice, and in particular to quotations or prices for these products within the Community and on the world market, that the export levies should be fixed as shown in the Annex to this Regulation;

(1) OJ No L 174, 31. 7. 1967, p. 1.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No L 282, 9. 10. 1973, p. 13.
(4) OJ No L 201, 21. 7. 1973, p. 1.
(5) OJ No L 206, 27. 7. 1973, p. 30.

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

HAS ADOPTED THIS REGULATION:

Article 1

The export levy referred to in the first indent of Article 2(1) of Regulation (EEC) No 2737/73 is hereby fixed as shown in the Annex for the products listed therein.

Article 2

This Regulation shall enter into force on 22 February 1974.

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

Done at Brussels, 21 February 1974.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

to the Commission Regulation of 21 February 1974 fixing the export levies on rice

CCT heading No	Description of goods	u.a./100 kg
10.06 A I a)	Round grained paddy rice, excluding officially certified seeds (1)	40·000
10.06 A I b)	Long grained paddy rice, excluding officially certified seeds (1)	40·000
10.06 A II a)	Round grained husked rice	40·000
10.06 A II b)	Long grained husked rice	40·000
10.06 B I a)	Round grained semi-milled rice	50·000
10.06 B I b)	Long grained semi-milled rice	50·000
10.06 B II a)	Round grained wholly-milled rice	50·000
10.06 B II b)	Long grained wholly-milled rice	50·000
10.06 C	Broken rice	20·000
11.01 F	Rice flour	—
11.02 A VI	Rice groats and meal	21·200
11.02 E II e) 1	Flaked rice	28·000
11.08 A II	Rice starch	—

(1) Officially certified seeds are understood to be those seeds contained in the packages officially sealed and officially labelled as 'basic seed', 'certified seed, first generation', 'certified seed, second generation' conforming to the provisions of the Council Directive of 14 June 1966 on the marketing of cereal seed (OJ No 125, 11. 7. 1966, p. 2309/66) and of the Council Decision of 26 March 1973 on the equivalence of seed produced in Denmark, Ireland and the United Kingdom (OJ No L 106, 20. 4. 1973, p. 12).