# REGULATION (EEC) No 659/74 OF THE COMMISSION

**of 25 March 1974**

**defining a particular condition for the levying of the accession compensatory amounts in trade of the United Kingdom with the other Member States and with third countries in the market in milk and milk products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Treaty [1] concerning the Accession of the new Member States to the European Economic Community and to the European Atomic Energy Community, signed at Brussels on 22 January 1972;

Having regard to Council Regulation (EEC) No 804/68 [2] of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 419/74 [3], and in particular Article 5 (a) thereof;

Having regard to Council Regulation (EEC) No 233/73 [4] of 31 January 1973 laying down the general rules for the system of compensatory amounts for milk and milk products, and in particular Article 6 (1) thereof;

Whereas the alignment of the butter price in the new Member States at the beginning of the 1974/75 season, in pursuance to Article 52 (2) of the Treaty of Accession [5], will lead to a modification of the compensatory amounts laid down in Commission Regulation (EEC) No 1279/73 [6] of 14 May 1973, as last amended by Regulation (EEC) No 2889/73 [7];

Whereas in view of the marked reduction in the compensatory amounts applicable to certain products in trade between the United Kingdom and the other Member States, speculative movements threaten to bring about a deflection in trade;

Whereas in order to avoid such deflection, it is advisable to foresee that, for those products which are liable to speculation, the compensatory amounts currently in operation should continue to apply until after the beginning of the 1974/75 milk year for the products concerned exported from the United Kingdom and for which it is not established that they have been produced in the United Kingdom or exported thereto after the beginning of the new milk year; whereas this measure is now proved to be necessary for butter; whereas this measure can be extended to other products should the need arise;

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*

1. With regard to products falling within the Common Customs Tariff heading No 04.03, exported from the United Kingdom after the beginning of the 1974/75 milk year,

(a) the compensatory amounts fixed in Regulation (EEC) No 1279/73 will remain in operation on exports to third countries,

(b) without prejudice to the compensatory amounts in force for the 1974/75 milk year, the United Kingdom will charge an amount equal to the difference between the compensatory amount fixed in Regulation (EEC) No 1279/73 and that under the terms of the Regulation fixing the accessionary compensatory amounts for the 1974/75 milk year on exports of the United Kingdom to other Member States.

2. However, paragraph 1 will not apply to products for which proof is furnished that they were exported after the beginning of the 1974/75 milk year:

(a) manufactured in the United Kingdom
or

(b) exported to the United Kingdom in the sense of Article 4 of Regulation (EEC) No 269/73 [8], of the Commission of 31 January 1973 laying down detailed rules for the application of the system of 'Accession' compensatory amounts as last amended by Regulation (EEC) No 343/74 [9].

3. The United Kingdom will take the necessary steps with regard to the supporting documents necessary for the proof laid down in paragraph 2, including control measures relating thereto.

*Article 2*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

It is applicable up to the end of the sixth month following the beginning of the 1974/75 milk year.

(1) OJ No L 73, 27. 3. 1972, p. 5.
(2) OJ No L 148, 28. 6. 1968, p. 13.
(3) OJ No L 49, 21. 2. 1974, p. 2.
(4) OJ No L 28, 1. 2. 1973, p. 37.
(5) OJ No L 73, 27. 3. 1972, p. 14.
(6) OJ No L 127, 14. 5. 1973, p. 7.
(7) OJ No L 297, 25. 10. 1973, p. 19.
(8) OJ No L 30, 1. 2. 1973, p. 73.
(9) OJ No L 40, 12. 2. 1974, p. 4.

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

Done at Brussels, 25 March 1974.

*For the Commission*

*The President*

François-Xavier ORTOLI