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(Acts whose publication is obligatory)

REGULATION (EEC) No 1102/75 OF THE COUNCIL

of 28 April 1975

amending Regulation (EEC) No 766/68 as regards the suspension of the periodic fixing of export refunds to be granted on molasses and syrups

THE COUNCIL 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 2476/74 (2), and in particular Article 17 (2) thereof ;

Having regard to the proposal from the Commission ;

Whereas Articles 6 and 7 of Council Regulation (EEC) No 766/68 (3) of 18 June 1968 laying down general rules for granting export refunds on sugar, as last amended by Regulation (EEC) No 881/73 (4), provide that the refund and, as appropriate, the basic amount of the refund shall be fixed each month in respect of the products listed in Article 1 (1) (c) and (d) of Regulation No 1009/67/EEC ;

Whereas provision should be made for suspending the periodic fixing of the refund on molasses if it is found that no surplus of molasses in the Community is available for export on the basis of the world market price ; and whereas the like provision should be made with regard to the basic amount of the refund for the products listed in Article 1 (1) (d) of Regulation No 1009/67/EEC for the case where no refund on white sugar in the natural state is fixed,

HAS ADOPTED THIS REGULATION :

Article 1

A subparagraph as follows is added to Article 6 (1) of Regulation (EEC) No 766/68 :

'However, such fixing may be suspended in accordance with the procedure laid down in Article 40 of Regulation No 1009/67/EEC if it is found that no surplus of molasses is available in the Community for export on the basis of world market prices. In such cases, without prejudice to Article 11 (2), no refund shall be granted.'

Article 2

A subparagraph as follows is added to Article 7 (1) of Regulation (EEC) No 766/68 :

'However, such fixing may be suspended in accordance with the procedure laid down in Article 40 of Regulation No 1009/67/EEC whenever the periodic fixing of the refund on white sugar in the natural state is suspended. In such cases, without prejudice to Article 11 (2), no refund shall be granted.'

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, 28 April 1975.

For the Council

The President

M. A. CLINTON

(1) OJ No 308, 18. 12. 1967, p. 1.
(2) OJ No L 264, 1. 10. 1974, p. 70.
(3) OJ No L 143, 25. 6. 1968, p. 6.
(4) OJ No L 86, 31. 3. 1973, p. 30.