REGULATION (EEC) No 1921/75 OF THE COMMISSION

of 25 July 1975

laying down certain transitional measures in respect of starches

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 120/67/EEC [1] of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 665/75 [2];

Having regard to Council Regulation No 359/67/EEC [3] of 25 July 1967 on the common organization of the market in rice, as last amended by Regulation (EEC) No 668/75 [4];

Having regard to Council Regulation (EEC) No 1052/68 [5] of 23 July 1968 on the import and export system for products processed from cereals and from rice, as last amended by Regulation (EEC) No 881/73 [6], and in particular Article 5 thereof;

Having regard to Council Regulation (EEC) No 1132/74 [7] of 29 April 1974 on production refunds in the cereals and rice sectors, as last amended by Regulation (EEC) No 3113/74 [8], and in particular Article 9 thereof;

Whereas the Council has decided that for the 1975/76 marketing year the production refund for starches shall be fixed at a uniform level for the entire marketing year; whereas this decision is likely to lead to the abandonment of the system of fixed amounts (commonly known as 'supply prices') provided for in the first paragraph of Articles 1 (1) and (2), 4 (2) and in the second paragraph of Article 5 of Regulation (EEC) No 1132/74;

Whereas a number of Regulations contain rules of adjustment that make reference to the 'supply price' system; whereas these rules are set forth in Article 3 (1) (b) of Commission Regulation (EEC) No 1579/74 [9] of 24 June 1974 on the procedure for calculating the import levy on products processed from cereals and from rice and for the advance fixing of this levy for these products and for compound feedingstuffs manufactured from cereals, as amended by Regulation (EEC) No 3103/74 [10], in the second subparagraph of Article 4 (2) of Commission Regulation (EEC) No 1981/74 [11] of 25 July 1974 laying down detailed rules for the application of an export levy on starches pursuant to Article 7 (2) of Regulation (EEC) No 1132/74, as last amended by Regulation (EEC) No 2518/74 [12] and in the fourth subparagraph of Article 2 (3) of Commission Regulation No 2012/74 [13] of 30 July 1974 laying down detailed rules for the application of Regulation (EEC) No 1132/74 as regards production refunds on starches, as last amended by Regulation (EEC) No 10/75 [14]; whereas in the event that such adjustments have to be made after the beginning of the 1975/76 marketing year and no 'supply prices' are fixed, provision should be made for those adjustments to have the same economic effect as they would have had under the present system; whereas, therefore, the provisions of this Regulation in no way alter the economies of the system and in effect serve merely to clarify the procedure to be followed if the system of production refunds is amended with effect from the beginning of the 1975/76 marketing year;

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

HAS ADOPTED THIS REGULATION:

Article 1

If for the 1975/76 marketing year no amounts as indicated in the first paragraph of Articles 1 (1) and (2), 4 (2) and 5 (2) of Regulation (EEC) No 1132/74 (such amounts being commonly known and hereinafter referred to as 'supply prices') are fixed, or if in respect of that year no production refunds are to be granted, then the adjustments as provided for in:

— Article 3 (1) (b) of Regulation (EEC) No 1579/74,

— Article 4 (2), second subparagraph, of Regulation (EEC) No 1981/74, and

— Article 2 (3), fourth subparagraph, of Regulation (EEC) No 2012/74

(1) OJ No 117, 19. 6. 1967, p. 2269/67.
(2) OJ No L 72, 20. 3. 1975, p. 14.
(3) OJ No 174, 31. 7. 1967, p. 1.
(4) OJ No L 72, 20. 3. 1975, p. 18.
(5) OJ No L 179, 25. 7. 1968, p. 8.
(6) OJ No L 86, 31. 3. 1973, p. 30.
(7) OJ No L 128, 10. 5. 1974, p. 24.
(8) OJ No L 332, 12. 12. 1974, p. 1.
(9) OJ No L 168, 25. 5. 1974, p. 7.
(10) OJ No L 331, 11. 12. 1974, p. 7.
(11) OJ No L 207, 29 7. 1974, p. 9.
(12) OJ No L 270, 5. 10. 1974, p. 1.
(13) OJ No L 209, 31. 7. 1974, p. 44.
(14) OJ No L 1, 3. 1. 1975, p. 21.

to be made from the beginning of the said marketing year shall be made by reference to the difference, if any, in respect of the product in question between :

— an amount equal to the difference between the threshold price of the relevant basic product applicable during the month of processing and the production refund applicable during that month in respect of the product processed, and

— the supply prices valid during the last month of the 1974/75 marketing year.

Article 2

This Regulation shall enter into force on the 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, 25 July 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission