REGULATION (EEC) No 2586/75 OF THE COMMISSION

of 10 October 1975

amending various Commission Regulations on milk and milk products, as regards the application of monetary compensatory amounts to the sale of butter at reduced prices

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 804/68 [1] of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 740/75 [2], and in particular Article 6 (7) thereof ;

Having regard to Council Regulation (EEC) No 985/68 [3] of 15 July 1968 laying down general rules for intervention on the market in butter and cream, as last amended by Regulation (EEC) No 2714/72 [4], and in particular Article 7a thereof ;

Having regard to Council Regulation (EEC) No 974/71 [5] of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States, as last amended by Regulation (EEC) No 475/75 [6], and in particular Article 6 thereof ;

Whereas, following the increase in the intervention price of butter with effect from 16 September 1975 and in view of market trends, the amounts of the price reductions have been adjusted in respect of butter sold under to the following Regulations :

— Commission Regulation (EEC) No 1282/72 [7] of 21 June 1972 on the sale of butter at a reduced price to the army and similar forces, as last amended by Regulation (EEC) No 2390/75 [8] ;

— Commission Regulation (EEC) No 1717/72 [9] of 8 August 1972 on the sale of butter at a reduced price to non-profit-making institutions and organizations, as last amended by Regulation (EEC) No 2390/75 ;

— Commission Regulation (EEC) No 232/75 [10] of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice cream, as last amended by Regulation (EEC) No 2390/75 ;

Whereas, therefore, an adjustment should also be made in the sale price fixed by Article 2 (1) of Commission Regulation (EEC) No 349/73 [11] of 31 January 1973 on the sale at reduced prices of intervention butter for direct consumption as concentrated butter, as last amended by Regulation (EEC) No 1529/75 [12] ;

Whereas, in view of the quantity of butter available in the various intervention agencies, butter sold under Regulations (EEC) No 1282/72 and No 1717/72 is likely to be subject to increased trade in the future between Member States ; whereas, therefore, monetary compensatory amounts should in future be applied at levels that take account of the price reduction allowed ; whereas the level of monetary compensatory amounts applicable under Regulations (EEC) No 349/73 and No 232/75 should also be brought up to date ; whereas the note relating thereto in the Annex to Commission Regulation (EEC) No 2021/75 [13] of 31 July 1975, fixing the monetary compensatory amounts and certain rates for their application as last amended by Regulation (EEC) No 2356/75 [14], should be adjusted accordingly ;

Whereas, unlike in the case of Regulation (EEC) No 1282/72, the price reduction for butter sold under Regulation (EEC) No 1717/72 can be supplemented by the aid provided for in Council Regulation (EEC) No 1191/73 [15] of 8 May 1973, laying down general rules for the granting of a consumer subsidy for butter, as last amended by Regulation (EEC) No 470/75 [16] ; whereas in this case the price reduction provided for in Regulation (EEC) No 1717/72 should be reduced ;

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 74, 22. 3. 1975, p. 1.
(3) OJ No L 169, 18. 7. 1968, p. 1.
(4) OJ No L 291, 28. 12. 1972, p. 15.
(5) OJ No L 106, 12. 5. 1971, p. 1.
(6) OJ No L 52, 28. 2. 1975, p. 28.
(7) OJ No L 142, 22. 6. 1972, p. 14.
(8) OJ No L 246, 20. 9. 1975, p. 5.
(9) OJ No L 181, 9. 8. 1972, p. 11.
(10) OJ No L 24, 31. 1. 1975, p. 45.
(11) OJ No L 40, 13. 2. 1973, p. 1.
(12) OJ No L 155, 17. 6. 1975, p. 8.
(13) OJ No L 205, 4. 8. 1975, p. 1.
(14) OJ No L 242, 16. 9. 1975, p. 6.
(15) OJ No L 122, 9. 5. 1973, p. 5.
(16) OJ No L 52, 28. 2. 1975, p. 19.

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

Article 8 of Regulation (EEC) No 1282/72 is amended to read as follows :

'In respect of butter sold under Article 8 of this Regulation :

(a) the compensatory amounts provided for in Regulation (EEC) No 974/71 shall be multiplied by the coefficient 0·4 ; however, in the case of the United Kingdom the coefficient shall be 0·6 ;

(b) the compensatory amounts provided for in the Act of Accession shall not apply.'

Article 2

Regulation (EEC) No 1717/72 is amended to read as follows :

1. The following subparagraph is added to Article 3 (1) :

'When the institution or organization referred to in Article 1 is established in a Member State where the butter sold under this Regulation benefits from the aid provided for in Regulation (EEC) No 1191/73, the maximum amount of the reduction resulting from the application of the preceding subparagraphs shall be reduced by the amount financed by the Community under Article 3 of the said Regulation.'

2. In Article 4 (3) the following provision is inserted before the last subparagraph :

'(f) a statement as to whether the butter to be delivered will, in the Member State where the institution or organization is established, benefit from aid under Regulation (EEC) No 1191/73 and, if so, the amount of such aid.'

3. Article 9 is replaced by the following :

'In respect of butter sold under this Regulation :

(a) the compensatory amounts provided for in Regulation (EEC) No 974/71 shall be multiplied by the coefficient 0·4 ; however, in the case of the United Kingdom the coefficient shall be 0·6 ;

(b) the compensatory amounts provided for in the Act of Accession shall not apply'.

Article 3

Regulation (EEC) No 349/73 is amended to read as follows :

1. In Article 2 (1) for '87 units of account per 100 kg' read '101·95 units of account per 100 kg'.

2. In Article 14 (1) for the coefficient of '0·4' read '0·5'.

Article 4

In Article 20 of Regulation (EEC) No 232/75, subparagraph (a) shall be amended to read as follows :

'(a) the compensatory amounts provided for in Regulation (EEC) No 974/71 shall be multiplied by :

— the coefficient 0·45 in the case of use for "formula A" products,

— the coefficient 0·55 in the case of use for "formula B" products ;

however, in the case of the United Kingdom these coefficients shall be respectively 0·65 and 0·80.'

Article 5

The text of note (6) to Part 5 of in Annex I, of Regulation (EEC) No 2021/75 is amended to read as follows :

'(6) However, for butter which is the subject of the measures provided for :

— in Regulations (EEC) No 1282/72 (OJ No L 142, 22. 6. 1972) and No 1717/72 (OJ No L 181, 9. 8. 1972), this amount shall be multiplied by the coefficient 0·4 ; however, in the case of the United Kingdom the coefficient shall be 0·6 ;

— in Regulation (EEC) No 349/73 (OJ No L 40, 13. 2. 1973), this amount shall be multiplied by the coefficient 0·5 ;

— in Regulation (EEC) No 232/75 (OJ No L 24, 31. 1. 1975), this amount shall be multiplied by :

— the coefficient 0·45 in the case of use for "formula A" products,

— the coefficient 0·55 in the case of use for "formula B" products ;

however, in the case of the United Kingdom these coefficients applied shall be respectively 0·65 and 0·80.'

Article 6

This Regulation shall enter into force on 13 October 1975.

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

Done at Brussels, 10 October 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission