REGULATION (EEC) No 260/75 OF THE COMMISSION

of 31 January 1975

laying down detailed rules for the grant of a premium for the production of sugar from molasses

THE COMMISSION 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 Articles 25 (3) and 38 thereof;

Having regard to Council Regulation (EEC) No 3330/74 [3] of 19 December 1974 on the common organization of the market in sugar, and in particular Article 10 (2) thereof;

Whereas Council Regulation (EEC) No 175/75 [4] of 21 January 1975 on special intervention measures for sugar allows measures of support to be provided until 30 September 1975 in order to make the production of sugar from molasses competitive;

Whereas the grant of a premium of 12 units of account per 100 kilogrammes of sugar expressed as white sugar is a measure of support sufficient to make the production of sugar from molasses a viable activity; whereas such other provisions should be adopted as are necessary in order to put the measure into operation;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Subject as provided in paragraph 2 hereof, a premium shall be granted for the extraction in plants producing sugar from molasses of solid white and raw sugar from molasses which are less than 76 % pure and in free circulation in the Community.

Such a premium shall also be granted — as to amounts produced over and above an amount equal to two-thirds of the basic quota for the 1974/75 sugar marketing year — in respect of liquid sugar as defined in paragraph 3 hereof, produced between 1 February and 30 September 1975 under the conditions specified in the preceding subparagraph, by any undertaking operating for its own account, a plant, producing sugar from molasses in respect of which a premium is granted under that subparagraph.

2. If the sugar referred to in paragraph 1 does not form part of a quota the grant of the premium shall be conditional on the giving by the applicant of an undertaking in writing to sell on the internal market of the Community the quantity of sugar in respect of which the premium is applied for.

In such cases the charge referred to in Article 25 (3) of Regulation No 1009/67/EEC shall not be levied and Article 16 (1) of that Regulation shall apply.

3. For the purposes of this Regulation 'liquid sugar' means a syrup produced from sugar beet and containing 98 % or more by dry weight of sucrose, including invert sugar converted into sucrose.

Article 2

1. The premium provided for in Article 1 shall in respect of white sugar be 12 units of account per 100 kilogrammes of sugar expressed as white sugar.

2. The premium on 100 kilogrammes of raw sugar shall be equal to one-hundredth of the premium for white sugar, multiplied by the yield of the raw sugar in question as calculated in accordance with Article 1 of Regulation (EEC) No 431/68 [5].

3. The premium on 100 kilogrammes of liquid sugar shall be equal to one-hundredth of the premium for white sugar, multiplied by the sucrose content of the liquid sugar in question.

Article 3

For the purposes of this Regulation 'plant producing sugar from molasses' means a technical unit using a process by which not less than 40 % of the sucrose content of the molasses is extracted as sugar.

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(1) OJ No 308, 18. 12. 1967, p. 1.
(2) OJ No L 264, 1. 10. 1974, p. 70.
(3) OJ No L 359, 31. 12. 1975, p. 1.
(4) OJ No L 20, 25. 1. 1975, p. 2.
(5) OJ No L 89, 10. 4. 1968, p. 3.

Article 4

1. The premium shall be granted on written application to the competent authority of the Member State concerned in which extraction takes place.

2. The premium shall be paid only when proof has been furnished that the sugar has been produced under the conditions specified in Article 1. Payment shall be made within four weeks following the day on which such proof is furnished.

Article 5

Member States shall adopt all measures necessary to ensure that the operation of this Regulation is properly supervised.

Article 6

Member States shall communicate to the Commission :

(a) before 28 February 1975, particulars of the undertakings operating plants producing sugar from molasses being plants recognized by such States as satisfying the definition laid down in Article 3 and particulars of plants so recognized after that date shall be communicated subsequently ;

(b) every month, in respect of the preceding month, particulars of the quantities of sugar in respect of which the proof referred to in Article 4 (2) has been furnished.

Article 7

This Regulation shall enter into force on 1 February 1975. It shall apply in respect of sugar produced between 1 February and 30 September 1975.

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

Done at Brussels, 31 January 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission