REGULATION (EEC) No 2754/75 OF THE COUNCIL

of 29 October 1975

on imports of certain cereals from Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament (1) ;

Whereas Article 12 of Annex 5 to the Interim Agreement between the European Economic Community and Turkey and Article 12 of Annex 6 to the Additional Protocol to the Agreement establishing an association between the European Economic Community and Turkey provides that the levy on imports of durum wheat flour and canary seed flour produced in Turkey and shipped direct from there to the Community shall be the levy calculated in accordance with Article 13 of Council Regulation (EEC) No 2727/75 (2) of 29 October 1975 on the common organization of the market in cereals, minus 0·50 unit of account per metric ton;

Whereas Article 13 of the abovementioned Annexes provides that, on condition that Turkey charges a special tax on rye exports to the Community, the levy on imports of this product into the Community, calculated in accordance with Article 13 of Regulation (EEC) No 2727/75, is reduced by an amount equal to the tax charged but not exceeding eight units of account per metric ton;

Whereas, pursuant to the provisions of the Interim Agreement and of the Additional Protocol, the special tax mentioned above will be reflected in the price of rye imported into the Community; whereas, in order to ensure the correct application of the system, it is necessary to adopt measures so that, when importing rye, the importer supplies proof that the special export tax has been paid by the exporter;

Whereas implementation of this system requires the adoption of rules of application,

HAS ADOPTED THIS REGULATION:

Article 1

The levies applied to Community imports of durum wheat flour and canary seed flour, produced in Turkey and shipped from there to the Community, which fall within subheadings 10.01 B and 10.07 ex D of the Common Customs Tariff respectively, shall be those calculated in accordance with Article 13 of Regulation (EEC) No 2727/75, each minus 0·50 unit of account per metric ton.

Article 2

The levy on imports of rye falling within heading No 10.02 of the Common Customs Tariff which is produced in Turkey and shipped direct from there to the Community, shall be that calculated in accordance with Article 13 of Regulation (EEC) No 2727/75, minus an amount equal to the special tax charged by Turkey on exports to the Community of the said product but not exceeding eight units of account per metric ton.

Article 3

The provisions of Article 2 shall apply to all imports in respect of which the importer supplies proof of payment by the exporter of the special export tax, up to an amount exceeding neither the levy fixed in accordance with Article 13 of Regulation (EEC) No 2727/75 on imports of rye into the Community nor eight units of account per metric ton.

Article 4

Detailed rules for the application of this Regulation, and in particular Article 3 thereof, shall be adopted, in accordance with Article 26 of Regulation (EEC) No 2727/75.

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(1) Opinion delivered on 16 October 1975 (not yet published in the Official Journal).

(2) See page 1 of this Official Journal.

Article 5

The system laid down by this Regulation shall apply from the date of entry into force of the Interim Agreement.

Article 6

1. Council Regulation (EEC) No 1234/71 [1] of 7 June 1971 on imports of certain cereals from Turkey, is hereby repealed.

2. References to the Regulation repealed by virtue of paragraph 1 shall be considered as references to this Regulation.

Article 7

This Regulation shall enter into force on 1 November 1975.

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

Done at Luxembourg, 29 October 1975.

For the Council

The President

G. MARCORA

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[1] OJ No L 130, 16. 6. 1971, p. 53.