REGULATION (EEC) No 2830/75 OF THE COMMISSION

of 31 October 1975

on transitional measures relating to the levying of certain monetary and accession compensatory amounts in trade with the United Kingdom in the eggs sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Treaty of Accession [1];

Having regard to Council Regulation (EEC) No 2776/75 [2] of 29 October 1975 laying down general rules for the system of accession compensatory amounts for eggs, and in particular Article 9 (1) thereof;

Having regard to Council Regulation (EEC) No 475/75 [3] of 27 February 1975 on the exchange rates to be applied in agriculture, as last amended by Regulation (EEC) No 2638/75 [4], and in particular Article 4 thereof;

Whereas Regulation (EEC) No 2638/75 fixed new representative rates for the Irish pound and the pound sterling, with effect from 3 November 1975 for cereals, with the exception of common wheat; whereas the fixing of the new rates will result in a considerable reduction in the monetary compensatory amounts applicable in trade with the United Kingdom;

Whereas Commission Regulation (EEC) No 2659/75 [5] of 20 October 1975 fixed the amounts applicable from 1 November 1975 by way of compensatory amounts in the eggs sector;

Whereas, owing to the reduction in the monetary compensatory amounts resulting from the application of the new rates and the fixing of new amounts applicable as accesssion compensatory amounts, there are likely to be speculative movements in trade with the United Kingdom in certain products of the eggs sector, thereby leading to deflections of trade;

Whereas, in order to avoid such deflections, it should be provided that for the products in question the monetary compensatory amounts applicable on 2 November 1975 and the compensatory amount valid on 31 October 1975 shall remain applicable after those dates for products exported from the United Kingdom;

Whereas Regulation (EEC) No 1380/75 [6] laying down detailed rules for the application of monetary compensatory amounts, as amended by Regulation (EEC) No 2819/75 [7], provides *inter alia* that from 3 November 1975 no monetary compensatory amount is to be levied or granted in trade between the United Kingdom and Ireland in products of the eggs and poultrymeat sector; whereas, in order to take account of the measures described above, a derogation from that rule should be introduced;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. By way of derogation from Article 9 (3) of Regulation (EEC) No 1380/75 and from the Regulation fixing the monetary compensatory amounts applicable with effect from 3 November 1975, the monetary compensatory amounts valid on 2 November 1975 for the products listed in the Annex to this Regulation shall continue to be applied to exports from the United Kingdom for a period of three months commencing on 3 November 1975.

2. However, paragraph 1 shall not apply to products in respect of which proof is furnished that they were produced in or imported into the United Kingdom after 2 November 1975.

Article 2

1. For imports of products as specified in the Annex to this Regulation from the United Kingdom into the other Member States and for exports of such products from that Member State to non-member countries, the compensatory amounts applicable during the period 3 November 1975 to 31 January 1976 shall be those fixed by Regulation (EEC) No 1882/75 [8].

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(1) OJ No L 73, 27. 3. 1972, p. 5.
(2) OJ No L 282, 1. 11. 1975, p. 74.
(3) OJ No L 52, 28. 2. 1975, p. 28.
(4) OJ No L 269, 18. 10. 1975, p. 1.
(5) OJ No L 270, 21. 10. 1975, p. 9.
(6) OJ No L 139, 30. 5. 1975, p. 37.
(7) OJ No L 280, 31. 10. 1975, p. 33.
(8) OJ No L 191, 24. 7. 1975, p. 25.

2. The provisions of paragraph 1 shall not apply:

(a) to products in respect of which proof is supplied that they were produced in the United Kingdom;

(b) to products in respect of which proof is supplied:

— that they were imported from a non-member country into the United Kingdom after 2 November 1975, or

— that they were exported from another Member State to the United Kingdom after 2 November 1975.

3. Where none of the proofs mentioned in paragraph 2 is supplied there shall be entered on the Community transit document T3, or on any document having equivalent effect, or on document T3L in the section reserved for the description of the product, an endorsement as follows:

— 'Accession compensatory amount — Article 2 (1) of Regulation (EEC) No 2830/75'.

— 'Montant compensatoire adhésion — Application Article 2 paragraphe 1 du règlement (CEE) no 2830/75'.

— 'Beitrittsausgleichsbetrag — Anwendung Artikel 2 Absatz 1 der Verordnung (EWG) Nr. 2830/75'.

— 'Compenserend bedrag toetreding — Toepassing artikel 2, lid 1, van Verordening (EEG) nr. 2830/75'.

— 'Importo compensativo adesione — Applicazione articolo 2, paragrafo 1, del regolamento (CEE) n. 2830/75'.

— 'Tiltrædelsesudligningsbeløb — I henhold til artikel 2, stk. 1, i forordning (EØF) nr. 2830/75'.

4. Where products exported from the United Kingdom are imported into another Member State after 2 November 1975 and the Community transit document T3 appears to have been stamped in the United Kingdom before 3 November 1975, the compensatory amounts fixed by Regulation (EEC) No 1882/75 shall be levied on those products, unless the party concerned can establish to the satisfaction of the competent authorities of the importing Member State that the products come within paragraph (2) (a).

Article 3

The United Kingdom shall take the necessary measures concerning the supporting documents which may serve as evidence for purposes of Articles 1 and 2, including provision for the appropriate checks.

Article 4

This Regulation shall enter into force on 3 November 1975.

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

Done at Brussels, 31 October 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

CCT heading No	Description of goods
1	2
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not : B. Eggs shelled ; egg yolks : I. Suitable for human consumption : a) Eggs shelled : 1. Dried b) Egg yolks : 3. Dried
35.02	Albumins, albuminates and other albumin derivatives : A. Albumins : II. Other (than unfit for human consumption) : a) Ovalbumin and lactalbumin : 1. Dried (for example in sheets, scales, flakes, powders)