REGULATION (EEC) No 2944/75 OF THE COMMISSION

of 10 November 1975

laying down detailed rules for the application of the special measures for soya beans for the marketing year 1975/76

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 1900/74 [1] of 15 July 1974 laying down special measures for soya beans, and in particular Articles 2 (4) and 3 thereof;

Whereas, in view of normal price fluctuations on the world market, the determination of the average world market price for soya beans should be made weekly;

Whereas provision should be made for the offers and quotations used for this purpose to be adjusted so as to offset any difference in presentation, quality, terms and place of delivery in relation to those by reference to which the average world market price is determined;

Whereas, pursuant to Article 3 of Council Regulation (EEC) No 2809/75 [2] of 29 October 1975 on special measures for soya beans for the 1975/76 marketing year, Member States should set up a system whereby, in the event that a subsidy is payable, it is possible to check whether the crop area in respect of which the subsidy has been applied for accords with that sown and harvested; whereas to this end each producer should submit:

(i) a crop declaration, and

(ii) an application for the subsidy, accompanied by certain particulars regarding the seed used and the beans harvested, thus enabling the aforesaid check to be made;

whereas to this same end the particulars to be communicated to the Commission by the Member States should be specified;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. For the purpose of determining the average world market price for soya beans, a world market price per 100 kilogrammes shall be established each week on the basis of the most favourable offers and quotations for deliveries to be made:

— within 30 days following the date on which the offers and quotations are recorded,

— during the third month following that in which the offers and quotations are recorded.

2. The average world market price shall be the arithmetic mean of the weekly prices referred to in paragraph 1 recorded over the period referred to in Article 1 of Council Regulation (EEC) No 2809/75.

Article 2

1. Where the offers and quotations are in respect of:

(a) beans put up otherwise than in bulk, the amount thereof shall be reduced by the amount attributable to the form of presentation;

(b) a quality other than the standard quality for which the guide price is fixed, the amount thereof shall be multiplied by the coefficients of equivalence shown in the Annex thereto;

(c) products delivered cif, the amount thereof shall be increased by 0·2 %;

(d) products delivered cif at a frontier crossing point other than Rotterdam, the amount thereof shall be adjusted by reference to the difference between the freight and insurance costs in question and those for products delivered cif Rotterdam;

(e) products delivered cif Rotterdam, the amount thereof shall be increased by 0·20 unit of account to take account of unloading and forwarding costs;

(f) products delivered fas, fob or otherwise, the amount thereof shall be increased as appropriate by loading, transport and insurance costs from the point of shipment or loading to the frontier crossing point.

2. For the purposes of paragraph 1, only the lowest applicable loading, transport and insurance costs shall be taken into account.

Article 3

1. At latest on 31 December 1975 each producer of soya shall lodge with the competent authority a crop declaration for soya beans.

[1] OJ No L 201, 23. 7. 1974, p. 5.
[2] OJ No L 280, 31. 10. 1975, p. 3.

2. The declaration shall at least include :

— the name, forenames and address of the producer,
— the area sown in 1975, in hectares and ares,
— the area harvested,
— the quantity harvested.

Article 4

1. In the event that a subsidy is payable under Article 2 (1) of Regulation (EEC) No 1900/74, producers who have submitted the declaration referred to in Article 3 shall, within 30 days following the determination of the average world market price, submit an application for the subsidy to the competent authority. This application shall at least include :

— the name, forenames, signature and address of the applicant,
— the crop area in respect of whose soya bean production the subsidy is claimed.

The application shall be accompanied by :

— an invoice, or equivalent document, relating to the purchase of the seed-beans used ; if no seed-beans were purchased, a declaration stating the source and quantity of the seed-beans used,
— an invoice of sale in respect of the soya beans harvested, showing the name and address of the purchaser and the quantities sold,
— a declaration showing the place where the beans are stored, if they have not yet been sold or delivered.

2. The Member States shall check the accuracy of the documents submitted in accordance with this Article and verify whether such documents accord with the crop declaration referred to in Article 3. They may request any further documents which they consider to be necessary.

Article 5

Producer Member States shall pay the subsidy within 180 days following the final date for submission of the application for the subsidy.

Article 6

1. Before 31 January 1976 producer Member States shall furnish the Commission with the information referred to in the third and fourth indents of Article 3 (2).

2. The producer Member States shall, during the month following that during which payment of the subsidy to be granted for the current marketing year is made, communicate to the Commission particulars of the areas in respect of which such subsidy has been requested and paid.

Article 7

This Regulation shall enter into force on 1 November 1975.

It shall apply from 1 November 1975 to 31 October 1976.

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

Done at Brussels, 10 November 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

Coefficients of equivalence for soya beans

	Amount to be deducted from the price (u.a./100 kg)	Amount to be added to the price (u.a./100 kg)
A. Soya beans from United States : Grade : US No 2	—	—
B. Soya beans from Brazil	0·50	—