# REGULATION (EEC) No 3398/75 OF THE COMMISSION

## of 19 December 1975

## fixing the rates of the refunds applicable from 1 January 1976 to sugar and molasses exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 3330/74 [1] of 19 December 1974 on the common organization of the market in sugar, as last amended by Regulation (EEC) No 3058/75 [2], and in particular the first sentence of the sixth subparagraph of Article 19 (2) thereof ;

Whereas Article 19 (1) of Regulation (EEC) No 3330/74 provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (a), (c) and (d) of that Regulation and prices within the Community may be covered by an export refund ; whereas Council Regulation (EEC) No 2682/72 [3] of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in Annex I to Regulation (EEC) No 3330/74 ;

Whereas, in accordance with the first subparagraph of Article 4 (1) of Regulation (EEC) No 2682/72, the rate of the refund per 100 kilogrammes for each of the basic products in question must be fixed for each month ;

Whereas, in accordance with paragraph 2 of that Article, that rate must be determined with particular reference to :

(a) the average costs incurred by processing industries in obtaining supplies of the basic products in question on the Community market and the prices ruling on the world market ;

(b) the level of the refunds on exports of processed agricultural products covered by Annex II to the Treaty which are manufactured under similar conditions ;

(c) the need to ensure equality of competition for the industries which use Community products and those which use third-country products under inward processing arrangements ;

Whereas Article 4 (3) of Regulation (EEC) No 2682/72 provides that, when the rate of the refund is being fixed, account should be taken, where appropriate, of refunds, aids or other measures having equivalent effect applicable in all Member States in accordance with the Regulation on the common organization of the market in the product in question to the basic products listed in Annex A to that Regulation or to assimilated products ;

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*

The rates of the refunds applicable from 1 January 1976 to the basic products appearing in Annex A to Regulation (EEC) No 2682/72 and listed in Article 1 (1) of Regulation (EEC) No 3330/74, exported in the form of goods listed in Annex I to Regulation (EEC) No 3330/74, are fixed as shown in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 January 1976.

(1) OJ No L 359, 31. 12. 1974, p. 1.
(2) OJ No L 306, 26. 11. 1975, p. 3.
(3) OJ No L 289, 27. 12. 1972, p. 13.

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

Done at Brussels, 19 December 1975.

*For the Commission*

Finn GUNDELACH

*Member of the Commission*

---

*ANNEX*

**to the Commission Regulation of 19 December 1975 fixing the rates of the refunds applicable from 1 January 1976 to sugar and molasses exported in the form of goods mentioned in the Annex to Regulation (EEC) No 3330/74**

TABLE I

| CCT heading No | Description of goods |
|---|---|
| 29.04 | Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives :<br>C. Polyhydric alcohols :<br>II. Mannitol<br>III. Sorbitol :<br>a) In aqueous solution :<br>2. Other :<br>— obtained from sucrose<br>b) Other :<br>— obtained from sucrose |
| 29.10 | Acetals and hemiacetals and single or complex oxygen-function acetals and hemiacetals, and their halogenated, sulphonated, nitrated or nitrosated derivatives :<br>ex B. Other :<br>— Methyl glucosides |
| 29.14 | Monocarboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives :<br>ex A. Saturated acyclic monocarboxylic acids :<br>— Sorbitol or mannitol esters<br>ex B. Unsaturated acyclic monocarboxylic acids :<br>— Sorbitol or mannitol esters |
| 29.16 | Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives :<br>A. Carboxylic acids with alcohol functions :<br>ex VIII. Other :<br>— Glyceric acid, glycolic acid, saccharonic acid, isosaccharonic acid, heptasaccharic acid, and their salts and esters |

| CCT heading No | Description of goods |
|---|---|
| 29.35 | Heterocyclic compounds; nucleic acids : |
| | ex Q. Other : |
| | — Anhydric compounds of mannitol or sorbitol, not including maltol and isomaltol |
| 29.43 | Sugars, chemically pure, other than sucrose, glucose and lactose ; sugar ethers and sugar esters, and their salts, other than products of heading Nos 29.39, 29.41 and 29.42 : |
| | ex B. Other : |
| | — Sorbose and its salts and esters |
| 38.19 | Chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included ; residual products of the chemical or allied industries, not elsewhere specified or included : |
| | Q. Foundry core binders based on synthetic resins |
| | T. Sorbitol other than that falling within subheading 29.04 C III : |
| | I. In acqueous solution : |
| | b) Other : |
| | — Obtained from sucrose |
| | II. Other : |
| | b) Other : |
| | — Obtained from sucrose |
| | ex U. Other : |
| | — Sorbitol cracking products |

| | | |
|---|---|---|
| *Rate of refund in u.a./100 kg :* | White sugar : | 1·50 |
| | Raw sugar : | 0 |
| | Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) : | $1{\cdot}50 \times \frac{S}{100}$ (1) |
| | Molasses, whether or not decolorized : | — |

TABLE II

| CCT heading No | Description of goods |
|---|---|
| 29.16 | Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives : |
| | A. Carboxylic acids with alcohol function : |
| | IV. Citric acid and its salts and esters |

| | | |
|---|---|---|
| *Rate of refund in u.a./100 kg :* | White sugar : | 1·50 |
| | Raw sugar : | 0 |
| | Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) : | $1{\cdot}50 \times \frac{S}{100}$ (1) |
| | Molasses, whether or not decolorized : | — |

TABLE III

| CCT heading No | Description of goods |
|---|---|
| 29.15 | Polycarboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives : |
| | A. Acyclic polycarboxylic acids : |
| | ex V. Other : |
| | — Itaconic acid and its salts and esters |
| 29.16 | Carboxylic acids with alcohol, phenol, aldehyde or ketone function and other single or complex oxygen-function carboxylic acids and their anhydrides, halides, peroxides and peracids, and their halogenated, sulphonated, nitrated or nitrosated derivatives : |
| | A. Carboxylic acids with alcohol function : |
| | I. Lactic acid and its salts and esters |
| 29.44 | Antibiotics : |
| | A. Penicillins |

| | | |
|---|---|---|
| *Rate of refund in u.a./100 kg :* | White sugar : | 1·50 |
| | Raw sugar : | 0 |
| | Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) : | $1{\cdot}50 \times \frac{S}{100}$ (1) |
| | Molasses, whether or not decolorized : | — |

## TABLE IV

| CCT heading No | Description of goods | |
|---|---|---|
| 17.04 | Sugar confectionery, not containing cocoa : | |
| | B. Chewing gum | |
| | C. White chocolate | |
| | D. Other | |
| 18.06 | Chocolate and other food preparations containing cocoa | |
| 19.02 | Preparations of flour meal, starch or malt extract, of a kind used as infant food or for dietetic or culinary purposes, containing less than 50 % by weight of cocoa | |
| 19.08 | Pastry, biscuits, cakes and other fine bakers' wares, whether or not containing cocoa in any proportion | |
| 21.06 | Natural yeasts (active or inactive) ; prepared baking powders : | |
| | A. Active natural yeasts : | |
| | II. Bakers' yeast | |
| 21.07 | Food preparations not elsewhere specified or included | |
| 22.02 | Lemonade, flavoured spa waters and flavoured aerated waters, and other non-alcoholic beverages, not including fruit and vegetable juices falling within heading No 20.07 | |
| 22.06 | Vermouths, and other wines of fresh grapes flavoured with aromatic extracts | |
| 22.09 | Spirits (other than those of heading No 22.08) ; liqueurs and other spirituous beverages ; compound alcoholic preparations (known as 'concentrated extracts') for the manufacture of beverages : | |
| | C. Spirituous beverages : | |
| | V. Other | |
| *Rate of refund in u.a./100 kg :* | White sugar : | 1·50 |
| | Raw sugar : | 0 |
| | Syrups of beet sugar or cane sugar containing, in the dry state, 98 % or more by weight of sucrose (including invert sugar expressed as sucrose) : | $1{\cdot}50 \times \frac{S}{100}$ (1) |
| | Molasses, whether or not decolorized : | — |

(1) S represents the weight of sucrose (including invert sugar expressed as sucrose) in 100 kilogrammes of syrup.