REGULATION (EEC) No 838/75 OF THE COMMISSION

of 26 March 1975

amending Regulation (EEC) No 1579/70 laying down special conditions for the export of certain cheeses to Spain

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68 (1) of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 740/75 (2), and in particular the first subparagraph of Article 17 (4) thereof;

Whereas footnote 3 to Annex IV to Commission Regulation (EEC) No 1579/70 (3) of 4 August 1970 laying down special conditions for the export of certain cheeses to Spain, as last amended by Regulation (EEC) No 1758/74 (4), contains the free-at-Spanish-frontier prices which must be observed for certain cheeses coming from the Community if they are to be subject to a fixed regulatory duty on their entry into Spain;

Whereas, following an increase in the price of milk in Spain, that country has found it necessary to seek the Community's agreement to an increase in the Spanish threshold prices for certain cheeses; whereas, following negotiations within GATT, the Community has agreed to a certain increase;

Whereas higher threshold prices mean that higher free-at-Spanish-frontier prices must be observed; whereas it is therefore necessary to amend accordingly footnote 3 to Annex IV to Regulation (EEC) No 1579/70;

Whereas, moreover, Spain has extended the system of threshold prices and minimum import prices to cover other cheeses; whereas Article 5 of and Annexes I, III and IV to Regulation (EEC) No 1579/70 should therefore be amended accordingly;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 5 of Regulation (EEC) No 1579/70 is replaced by the following:

'*Article 5*

For cheeses other than those specified in Annex I, the special certificate may be issued only on submission to the issuing agency of a declaration conforming to the model in Annex IV and signed by the party concerned'.

Article 2

Annex I to Regulation (EEC) No 1579/70 is replaced by the following:

'*ANNEX I*

Roquefort	Munster
Ricotta	Saint-Marcellin
Fromage de chèvre	Neufchâtel
Camembert	Limburger
Brie	Romadour
Taleggio	Herve
Maroilles	Harzer
Coulomniers	Fromage de Bruxelles
Carré de l'Est	Stracchino
Reblochon	Crescensa
Pont-l'Evêque	Robiola.'
Livarot	

Article 3

Footnote 4 to Annex III to Regulation (EEC) No 1579/70 is replaced by the following:

'(4) Cette déclaration ne s'applique qu'aux exportations des fromages autres que ceux qui figurent à l'annexe I du règlement (CEE) n° 1579/70.

Diese Erklärung betrifft nur Ausfuhren von Käse, der nicht in Anhang I der Verordnung (EWG) Nr. 1579/70 aufgeführt ist.

Questa dichiarazione si applica solo all'esportazione dei formaggi diversi da quelli che figurano all'allegato I del regolamento (CEE) n° 1579/70.

Deze verklaring is slechts van toepassing op uitvoer van kaas andere dan die voorkomt in bijlage I van Verordening (EEG) nr. 1579/70.

This declaration applies only to exports of cheeses other than those specified in Annex I to Regulation (EEC) No 1579/70.

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 74, 22. 3. 1975, p. 1.
(3) OJ No L 172, 5. 8. 1970, p. 26.
(4) OJ No L 183, 6. 7. 1974, p. 44.

Denne erklæring gælder kun for udførsler af oste, som ikke er opført i bilag I til forordning (EØF) nr. 1579/70.

Esta declaracion solo es aplicabile a las esportaciones de quesos differentes de las que figuran en el anego I del reglamento (CEE) nº 1579/70.'

Article 4

Footnote 3 to Annex IV to Regulation (EEC) No 1579/70 is replaced by the following:

'(3) The prices per 100 kg net weight must not be less than:

— 14 225 pesetas for Emmentaler and Gruyère whole cheeses falling within subheading 04.04 A I a) 1 of the Spanish customs tariff;

— 15 380 pesetas for Emmentaler and Gruyère cheese in vacuum-packed pieces of a weight exceeding 1 kg falling within subheading 04.04 A I b) 1 of the Spanish customs tariff;

— 16 095 pesetas for Emmentaler and Gruyère cheese in vacuum-packed pieces of a weight not exceeding 1 kg but exceeding 75 g falling within subheading 04.04 A I c) 1 of the Spanish customs tariff;

— 12 189 pesetas for blue-veined cheeses falling within subheading 04.04 C 2 of the Spanish customs tariff;

— 13 243 pesetas for cheeses processed from Emmentaler or Gruyère falling within subheading 04.04 D I a) or D I b) of the Spanish customs tariff;

— 13 495 pesetas for cheeses processed from Emmentaler or Gruyère falling within subheading 04.04 D I c) of the Spanish customs tariff;

— 11 442 pesetas for other processed cheeses falling within subheading 04.04 D 2 a) of the Spanish customs tariff;

— 11 686 pesetas for other processed cheeses falling within subheading 04.04 D 2 b) of the Spanish customs tariff;

— 11 924 pesetas for other processed cheeses falling within subheading 04.04 D 2 c) of the Spanish customs tariff;

— 12 189 pesetas for Parmigiano Reggiano, Grana Padano, Pecorino and Fiore Sardo cheeses falling within subheading 04.04 G I a) 1 of the Spanish customs tariff;

— 11 216 pesetas for cheddar cheese ripened for less than three months falling within subheading 04.04 G I b) 1 of the Spanish customs tariff;

— 12 493 pesetas for Cheddar cheese ripened for more than three months falling within subheading 04.04 G I b) 1 of the Spanish customs tariff;

— 12 189 pesetas for Provolone, Asiago Caciocavallo and Ragusano cheeses falling within subheading 04.04 G I b) 2 of the Spanish customs tariff;

— 11 785 pesetas for first quality Dutch Edam cheese of a minimum fat content by weight in the dry matter of 40 % and ripened for seven to eight weeks falling within subheading 04.04 G I b) 3 of the Spanish customs tariff;

— 13 530 pesetas for cheeses of a water content calculated by weight of the non-fatty matter exceeding 62 % but not exceeding 72 % falling within subheading 04.04 G I b) 5 of the Spanish customs tariff;

— 13 530 pesetas for cheeses of a water content calculated by weight of the non-fatty matter exceeding 72 % in packings of a net capacity not exceeding 500 g falling within subheading 04.04 G I c) 1 of the Spanish customs tariff.'

Article 5

This Regulation shall enter into force on 1 April 1975.

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

Done at Brussels, 26 March 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission