REGULATION (EEC) No 839/75 OF THE COMMISSION

of 26 March 1975

amending Regulation (EEC) No 1982/74 fixing, for the 1974/75 marketing year, the accession compensatory amounts for certain categories of cereals, for rice and for processed products derived from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 229/73 [1] of 31 January 1973 laying down general rules for the system of compensatory amounts for cereals and fixing these for certain products, as last amended by Regulation (EEC) No 1860/74 [2], and in particular Article 9 thereof;

Having regard to Council Regulation (EEC) No 243/73 [3] of 31 January 1973 laying down general rules for the system of compensatory amounts for rice and fixing these amounts for certain products, and in particular Article 7 (1) thereof;

Whereas Articles 74 (2) and 80 (2) of the Act of Accession [4] set out the method of calculating accession compensatory amounts for the processed products specified respectively in Council Regulation No 120/67/EEC [5] of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 85/75 [6], and in Council Regulation No 359/67/EEC [7] of 25 July 1967 on the common organization of the market in rice, as last amended by Regulation (EEC) No 476/75 [8]; whereas such compensatory amounts are to be derived from the basic products to which the processed products relate by applying the coefficients or rules used in determining the levy or the variable component of the levy on those products; whereas Article 4 of Regulation (EEC) No 229/73 and Article 2 of Regulation (EEC) No 243/73 lay down that the coefficients to be used for the products concerned are to be those set out in Council Regulation (EEC) No 1052/68 [9] of 23 July 1968 on the import and export system for products processed from cereals and from rice, as last amended by Regulation (EEC) No 881/73 [10];

Whereas pursuant to this method of calculation compensatory amounts were fixed for all processed products based on cereals and rice with the exception of starch products; whereas the effect in the case of these latter products of both applying the coefficients given in Regulation (EEC) No 1052/68 and, in accordance with the rules as laid down in Article 5 of this Regulation for calculating the variable component of the import levy, taking into account the production refund would have been that, as long as the supply price within the Community of the relevant basic product remained below the lowest market price in any of the new Member States, the compensatory amount would have been zero; whereas since this has up to now been the case, it has been considered unnecessary to include these products in the list of those for which an accession compensatory amount is applicable;

Whereas, however, Council Regulation (EEC) No 1132/74 [11] of 29 April 1974 on production refunds in the cereals and rice sectors, as last amended by Regulation (EEC) No 3113/74 [12], indicates with effect from 1 April 1975 a supply price situated above the market price for certain basic products in certain new Member States; whereas this would enable the processing industries in those new Member States to obtain supplies of basic products on terms more favourable than those available to the industries in other Member States;

Whereas in these circumstances there is a risk of discrimination and it is therefore necessary to introduce with effect from 1 April 1975 accession compensatory amounts for the products concerned;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its Chairman,

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[1] OJ No L 27, 1. 2. 1973, p. 25.
[2] OJ No L 197, 19. 7. 1974, p. 1.
[3] OJ No L 29, 1. 2. 1973, p. 26.
[4] OJ No L 73, 27. 3. 1972, p. 14.
[5] OJ No 117, 19. 6. 1967, p. 2269/67.
[6] OJ No L 11, 16. 1. 1975, p. 1.
[7] OJ No L 174, 31. 7. 1967, p. 1.
[8] OJ No L 52, 28. 2. 1975, p. 31.
[9] OJ No L 179, 25. 7. 1968, p. 8.
[10] OJ No L 86, 31. 3. 1973, p. 30.
[11] OJ No L 128, 10. 5. 1974, p. 24.
[12] OJ No L 332, 12. 12. 1974, p. 1.

HAS ADOPTED THIS REGULATION:

Article 1

Annex C to Regulation (EEC) No 1982/74 is amended by the addition of items set out in the Annex to this Regulation.

Article 2

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

ANNEX

(u.a./100 kg)

CCT heading No	Description	Denmark	Ireland	United Kingdom
11.08	Starches ; inulin :			
	A. Starches			
	I. Maize starch	—	0	1·97
	II. Rice starch	2·39	2·39	2·39
	III. Wheat starch	0	0	0·39
	IV. Potato starch	—	0	1·97
	V. Other	—	0	1·97
11.09	Wheat gluten, whether or not dried :			
	A. Dried	0	0	0·71
	B. Other	0	0	0·71
17.02	Other sugars ; sugar syrups ; artificial honey (whether or not mixed with natural honey) ; caramel :			
	B. Glucose and glucose syrup :			
	II. Other :			
	(a) Glucose in the form of white crystalline powder, whether or not agglomerated	—	0	2·57
	(b) Other	—	0	1·97
17.05	Flavoured or coloured sugars, syrups and molasses, but not including fruit juices containing added sugar in any proportion :			
	B. Glucose and glucose syrup :			
	I. Glucose in the form of white crystalline powder, whether or not agglomerated	—	0	2·57
	II. Other	—	0	1·97
23.03	Beet-pulp, bagasse and other waste of sugar manufacture ; brewing and distilling dregs and waste ; residues of starch manufacture and similar residues :			
	A. Residues from the manufacture of starch from maize (excluding concentrated steeping liquors), of a protein content referred to dry matter :			
	I. Exceeding 40 % by weight	—	0	2·45