COMMISSION REGULATION (EEC) No 1579/76

of 30 June 1976

laying down special detailed rules of application for sugar under Regulation (EEC) No 557/76 on the exchange rates to be applied in agriculture

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 557/76 of 15 March 1976 on the exchange rates to be applied in agriculture and repealing Regulation (EEC) No 475/75 [1], as amended by Regulation (EEC) No 1451/76 [2], and in particular Article 3 (1) thereof,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar [3], as last amended by Regulation (EEC) No 1487/76 [4], and in particular Article 36 thereof,

Whereas Regulation (EEC) No 557/76 provides *inter alia* that, as regards the right to cancel licences or documents which refer to amounts which have been fixed in advance, recourse to this right is justified only where those concerned are placed at a disadvantage as a result of the fixing of new representative rates;

Whereas the second subparagraph of Article 5 (2) of the said Regulation provides that such disadvantage may be compensated for by an appropriate measure and that in such a case the first subparagraph of the said Article shall not apply;

Whereas in the sugar sector large scale recourse to the right to cancel export licences issued in connection with partial awards under Commission Regulation (EEC) No 2101/75 of 11 August 1975 on a standing invitation to tender in order to determine a levy and/or refund on exports of white sugar [5], as last amended by Regulation (EEC) No 1406/76 [6], could seriously disturb the Community management of the sector; whereas in order to avoid such a risk provision must be made for the right of cancellation not to apply, for appropriate compensation for the resulting disadvantage and for the terms under which such compensation shall be granted;

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

1. The compensation referred to in the second subparagraph of Article 5 (2) of Regulation (EEC) No 557/76 shall be granted for those quantities of white sugar for which customs export formalities are completed on or after 1 July 1976 in connection with partial awards under Regulation (EEC) No 2101/75 and for which an export licence was issued before 15 March 1976. For the Member States concerned this compensation shall be as shown in the Annex.

2. In respect of the export licences referred to in paragraph 1, the right to cancel under the last subparagraph of Article 4 (1) of Regulation (EEC) No 1134/68 [7] may not be exercised.

Article 2

This Regulation shall enter into force on 1 July 1976.

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

Done at Brussels, 30 June 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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(1) OJ No L 67, 15. 3. 1976, p. 1.
(2) OJ No L 163, 24. 6. 1976, p. 5.
(3) OJ No L 359, 31. 12. 1974, p. 1.
(4) OJ No L 167, 26. 6. 1976, p. 9.
(5) OJ No L 214, 12. 8. 1975, p. 5.
(6) OJ No L 158, 19. 6. 1976, p. 24.
(7) OJ No L 188, 1. 8. 1968, p. 1.

ANNEX

Member State	Compensation granted per 100 kilogrammes of white sugar
Federal Republic of Germany	3·21 DM
Netherlands	0·69 Fl
Belgium/Luxembourg	10·00 Bfrs/Lfrs