COMMISSION REGULATION (EEC) No 161/76

of 26 January 1976

laying down special detailed rules for the application of the system of accession compensatory amounts in order to prevent deflections of trade in the egg sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty of Accession (1),

Having regard to Council Regulation (EEC) No 2776/75 of 29 October 1975 laying down general rules for the system of accession compensatory amounts for eggs (2), and in particular Article 9 (1) thereof,

Whereas, in respect of eggs and egg products, the amounts applicable as accession compensatory amounts are calculated every quarter in accordance with the rules laid down in Regulation (EEC) No 2776/75 ; whereas the method of calculation adopted may result in the fixing of amounts which differ considerably from one quarter to the next ; whereas the situation thus created is likely to produce artificial trade flows between the United Kingdom, Ireland and other Member States, as a result of operations conducted solely to take advantage of the difference between the compensatory amounts for two quarters ;

Whereas the amounts applicable as accession compensatory amounts for the period 1 February to 30 April 1976 are considerably higher than those of the preceding quarter ; whereas, therefore, to prevent speculation it should be provided that, when products were imported from Ireland or the United Kingdom into the other Member States during the previous quarter and were subject to the amounts fixed for that quarter and are re-exported to Ireland or the United Kingdom during the period 1 February to 30 April 1976, the amounts applied to them should be those applicable for the previous quarter ; whereas the same provision should be made in respect of products imported into Ireland from the United Kingdom and re-exported to the United Kingdom during the period 1 February to 30 April 1976 ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION :

Article 1

1. Where during the period 1 February to 30 April 1976 the products set out in the Annex hereto are the subject of customs formalities with a view to their exportation to the United Kingdom or Ireland from other Member States, the amounts applicable as accession compensatory amounts shall be those which were applicable during the period 1 November 1975 to 31 January 1976, unless it is established that the products in question were :

— produced in the exporting Member State ; or

— previously imported from a country other than Ireland or the United Kingdom ; or

— entered for home use in the exporting Member State on or after 1 February 1976 following their importation from Ireland or the United Kingdom.

2. Where during the period 1 February to 30 April 1976 the products set out in the Annex hereto are the subject of customs formalities with a view to their exportation from Ireland to the United Kingdom the amounts applicable as accession compensatory amounts shall be those which were applicable during the period 1 November 1975 to 31 January 1976, unless it is established that the products in question were :

— produced in Ireland ; or

— previously imported from a country other than the United Kingdom ; or

— entered for home use in Ireland on or after 1 February 1976 following their importation from the United Kingdom.

3. The Member States shall take the necessary measures for the application of paragraphs 1 and 2.

Article 2

This Regulation shall enter into force on 1 February 1976.

(1) OJ No L 73, 27. 3. 1972, p. 5.
(2) OJ No L 282, 1. 11. 1975, p. 74.

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

Done at Brussels, 26 January 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

CCT heading No	Description of goods
04.05	Birds' eggs and egg yolks, fresh, dried or otherwise preserved, sweetened or not : B. Eggs shelled ; egg yolks : I. Suitable for human consumption : a) Eggs shelled : 1. Dried b) Egg yolks : 3. Dried
35.02	Albumins, albuminates and other albumin derivatives : A. Albumins : II. Other (than unfit for human consumption) : a) Ovalbumin and lactalbumin : 1. Dried (for example in sheets, scales, flakes, powders)