COMMISSION REGULATION (EEC) No 1835/76

of 28 July 1976

amending Regulation (EEC) No 990/72 as regards the quantities of skimmed-milk powder which may be denatured

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 of 27 June 1968 on the common organization of the market in milk and milk products (1), as last amended by Regulation (EEC) No 559/76 (2), and in particular Article 10 (3) thereof,

Whereas Article 1 (4) of Commission Regulation (EEC) No 990/72 of 15 May 1972 on detailed rules for granting aid for skimmed milk processed into compound feedingstuffs and for skimmed-milk powder for use as feed (3), as last amended by Regulation (EEC) No 804/76 (4), provides that, until the end of the 1976/77 milk marketing year, an undertaking may only benefit from the aid for quantities of denatured skimmed-milk powder not exceeding, per month, the quantities denatured by the undertaking in question during the corresponding month of the previous year;

Whereas, in order to take account of the fluctuations in production which may affect an undertaking from one month to another, the Member States should be empowered to consider a more representative reference quantity;

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

The following paragraph is hereby added to Article 1 (4) of Regulation (EEC) No 990/72:

'The Member States are authorized to choose, instead of the quantity denatured during the corresponding month of the previous year, a reference quantity equal to one third of the total quantity denatured during the corresponding month of the previous year, and the month preceding and the month following that month.'

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

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

Done at Brussels, 28 July 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 115, 17. 3. 1972, p. 1.
(4) OJ No L 93, 8. 4. 1976, p. 22.