COUNCIL REGULATION (EEC) No 1862/76

of 27 July 1976

amending Regulation (EEC) No 2742/75 on production refunds in the cereals and rice sectors

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2727/75 of 29 October 1975 on the common organization of the market in cereals (1), as last amended by Regulation (EEC) No 1143/76 (2), and in particular Article 11 (3) thereof,

Having regard to Council Regulation (EEC) No 1418/76 of 21 June 1976 on the common organization of the market in rice (3), and in particular Article 9 (2) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 2742/75 of 29 October 1975 on production refunds in the cereals and rice sectors (4) fixes the amount of the production refunds; whereas in view of the situation which will exist as from the beginning of the 1976/77 marketing year, particularly as a result of the application for that marketing year of common prices for cereals and rice, it is necessary to increase the production refunds; whereas however, given the objectives of the production refund system, such an increase should not be retained in the case of products used in the manufacture of glucose having a high fructose content; whereas the best method of implementing a measure of this type is to provide for recovery from the manufacturers concerned of the amount of the increase in production refunds according to the product used,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2742/75 shall be amended as follows:

(a) in Articles 1 (1), 2 and 4 the amount '10 units of account' shall be replaced by '14 units of account';

(b) in Article 1 (2) the amount '16·30 units of account' shall be replaced by '20 units of account';

(c) in Article 1 (3) the amount '12·30 units of account' shall be replaced by '17·20 units of account';

(d) in Article 3 the amount '162 units of account' shall be replaced by '172 units of account'.

Article 2

The following Article 5a shall be added to Regulation (EEC) No 2742/75:

'*Article 5a*

1. By way of derogation from Articles 1, 2 and 4, the production refund for products intended for the manufacture of glucose having a high fructose content:

(a) shall be as follows for the 1976/77 marketing year:

— 10 units of account per metric ton of maize, less any accession compensatory amount applicable for maize,

— 16·30 units of account per metric ton of common wheat, less any accession compensatory amount applicable for common wheat,

— 12·30 units of account per metric ton of broken rice, less any accession compensatory amount applicable for broken rice,

— 10 units of account per metric ton of potatoes, less any accession compensatory amount applicable for maize multiplied by the coefficient 1·61,

— 10 units of account per metric ton of maize groats and meal less any accession compensatory amount applicable for maize and multiplied by the coefficient 1·23;

(b) shall no longer be granted as from the 1977/78 marketing year.

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 130, 19. 5. 1976, p. 1.
(3) OJ No L 166, 25. 6. 1976, p. 1.
(4) OJ No L 281, 1. 11. 1975, p. 57.

2. Glucose having a high fructose content means glucose having a fructose content of not less than 20 %, by dry matter.

3. In implementation of paragraph 1 (a), the Member States shall recover from manufacturers of glucose having a high fructose content the difference between the amounts referred to in Articles 1 and 2 and the amount obtained in implementing Article 4, and the amounts referred to in paragraph 1, depending on the product used in its manufacture.

In implementation of paragraph 1 (b), the Member States shall recover from manufacturers of glucose having a high fructose content the amounts referred to in Articles 1 and 2 or the amount obtained in implementing Article 4, depending on the product used in its manufacture.'

Article 3

This Regulation shall enter into force :

— 1 August 1976 for products coverd by Regulation (EEC) No 2727/75,

— on 1 September 1976 for products covered by Regulation (EEC) No 1418/76.

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

Done at Brussels, 27 July 1976.

For the Council

The President

M. van der STOEL