COMMISSION REGULATION (EEC) No 1980/76

of 9 August 1976

amending Regulation (EEC) No 232/75 on the sale of butter at reduced prices for use in the manufacture of pastry products

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 6 (7) thereof,

Having regard to Council Regulation (EEC) No 985/68 of 15 July 1968 laying down general rules for intervention on the market in butter and cream (3), as last amended by Regulation (EEC) No 2714/72 (4), and in particular Article 7a thereof,

Whereas the situation which led to the temporary removal of the minimum age limit for butter, as laid down in Commission Regulation (EEC) No 232/75 of 30 January 1975 on the sale of butter at reduced prices for use in the manufacture of pastry products and ice cream (5), as last amended by Regulation (EEC) No 1724/76 (6), has now changed ; whereas it is therefore now appropriate to re-introduce a qualifying date for the entry into storage of butter available for sale, such date to be determined having regard to the development of stocks in the Community ;

Whereas under the second and third subparagraphs of Article 12 (1) of Regulation (EEC) No 232/75 the processing security may be reduced in the case of butter sold by the intervention agencies of the new Member States, so as to take account of the lower market price there ;

Whereas it seems appropriate to make the like provision in the case of butter bought from intervention agencies of original Member States for processing on the territory of a new Member State ;

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

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 169, 18. 7. 1968, p. 1.
(4) OJ No L 291, 28. 12. 1972, p. 15.
(5) OJ No L 24, 31. 1. 1975, p. 45.
(6) OJ No L 193, 17. 7. 1976, p. 17.

HAS ADOPTED THIS REGULATION :

Article 1

Regulation (EEC) No 232/75 is amended as follows :

1. In Article 1 the following is inserted :

'and taken into storage before 1 April 1976'.

2. In Article 12 (1), the second and third subparagraphs are deleted.

3. In Article 19, a paragraph 4 as follows is added :

'4. As regards butter sold,

— by the intervention agency of a new Member State for processing in accordance with Article 6 (1) or (2) in the Member State where it is removed from store, or

— by the intervention agency of an original Member State for processing in accordance with Article 6 (1) or (2) on the territory of a new Member State,

the amount of the processing security to be forfeit may be reduced, at the request of the person concerned, by an amount equal to the accession compensatory amount applicable on the day of such request to the butter concerned in trade between the new Member State in question and the Community as originally constituted.

The intervention agency of the new Member State where the security was lodged may not accede to such a request unless the applicant furnishes proof that the butter or butteroil in question has been entered for home use in its territory and remained there throughout the prescribed period of control.'

Article 2

This Regulation shall enter into force on the day of 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, 9 August 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission