COMMISSION REGULATION (EEC) No 2158/76

of 31 August 1976

laying down rules for the application of Regulation (EEC) No 2742/75

THE COMMISSION 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),

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

Having regard to Council Regulation (EEC) No 2742/75 of 29 October 1975 on production refunds in the cereals and rice sectors (4), as last amended by Regulation (EEC) No 1862/76 (5), and in particular Article 8 thereof,

Whereas it is necessary to provide for the uniform application in all Member States of Article 5a (3) of the abovementioned Regulation ;

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

HAS ADOPTED THIS REGULATION :

Article 1

For the application of Article 5a (3) of Regulation (EEC) No 2742/75 manufacturers of glucose with a high fructose content as specified in paragraph 2 of the same Article shall communicate to the competent authorities of the Member State concerned before the 15th of each month :

— the quantity of glucose with a high fructose content manufactured during the previous month,

— the quantities of products listed in Article 3 used for such manufacture distinguishing separately the amount of each product used.

Manufacturers shall also give a written undertaking to the competent authority of the Member State to make available at the request of such authority :

— purchase invoices for the products used in manufacture,

— sales invoices for all glucose having a high fructose content,

— any necessary supplementary information.

Article 2

1. Each month Member States shall establish for each manufacturer referred to in Article 1, at the latest by the 15th of the second month following that of production, the total amount to be recovered based on the products used and applying the coefficients set out in Article 3.

2. The amount provided for in paragraph 1 shall be paid by the manufacturer in question to the competent authority no later than the end of the second month following that of manufacture.

Article 3

In calculating the amount to be recovered, provided for in Article 2, the coefficients shown below shall be applied to the quantity of glucose with a high fructose content produced according to the product used in its production :

1 Product used in manufacture of glucose with high fructose content	2 Quantity of glucose with high fructose content produced (metric tons dry matter)	3 Coefficient to be applied	4 Difference (Article 5a of Regulation (EEC) No 2742/75) (u.a./metric ton)	5 Amount to be recovered (u.a.)
Maize		1·61	4·00	Columns 2 × 3 × 4
Common wheat		2·20	3·70	
Broken rice		1·52	4·90	
Potato starch		1·61 (maize)	4·00	
Maize groats and meal		1·31	4·92	

(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.
(5) OJ No L 206, 31. 7. 1976, p. 3.

In cases where glucose with a high fructose content is manufactured from starch where no proof is provided as to the product used for the manufacture of the starch, the amount to be recovered shall be established by using the coefficient (column 3) and difference (column 4) relating to common wheat.

When calculating the amount to be recovered from manufacturers in the new Member States, account shall be taken of any accession compensatory amount which may have been applied.

Article 4

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

It shall apply from 1 August 1976.

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

Done at Brussels, 31 August 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission