COMMISSION REGULATION (EEC) No 2808/76

of 19 November 1976

amending Regulation (EEC) No 2054/76 on the sale for export to third countries of skimmed-milk powder held by intervention agencies and intended for use as feed

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 7 (5) thereof,

Having regard to Council Regulation (EEC) No 974/71 of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States [3], as last amended by Regulation (EEC) No 557/76 [4], and in particular Article 6 thereof,

Whereas Commission Regulation (EEC) No 2054/76 of 19 August 1976 on the sale for export to third countries of skimmed-milk powder held by intervention agencies and intended for use as feed [5], as amended by Regulation (EEC) No 2166/76 [6], provides for the sale, at the buying-in price paid by the intervention agency less eight units of account per 100 kilogrammes of skimmed-milk powder which has been stored for at least 20 months on the take-over date;

Whereas, in order to make this measure more effective in relation to the present situation on the world market, it seems appropriate to reduce the abovementioned buying-in price and to alter accordingly the amount of the export security and the coefficient applicable to the monetary compensatory amounts; whereas the coefficients given in notes (4), (5) and (6) to Part 1 and notes (1) and (9) to Part 5 of Annex I to Commission Regulation (EEC) No 572/76 of 15 March 1976 fixing the monetary compensatory amounts and certain rates for their application [7], as last amended by Regulation (EEC) No 2807/76 [8], must be altered accordingly; whereas, to take account of possible changes in price in international trade, it should be laid down that skimmed-milk powder bought at the new price must be taken over before 1 February 1977;

Whereas, in these circumstances, it seems appropriate to make available products which have been stored for at least 16 months, having regard to the fact that the take-over date has been brought forward because of the limit imposed by the present Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinions of the Management Committees for Cereals and for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2054/76 is amended as follows:

1. In Article 1 the words 'at least 20 months' are replaced by 'at least 16 months'.

2. In Article 3 (1) the words 'eight units of account per 100 kilogrammes' are replaced by '11 units of account per 100 kilogrammes'.

3. The first subparagraph of Article 4 (2) is replaced by the following:

   '2. The total quantity of skimmed-milk powder purchased shall be taken over by the buyer within the period of validity of the export licence issued in connection with the advance fixing of the refund and in any event before 1 February 1977.'

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 106, 12. 5. 1971, p. 1.
(4) OJ No L 67, 15. 3. 1976, p. 1.
(5) OJ No L 228, 20. 8. 1976, p. 17.
(6) OJ No L 242, 3. 9. 1976, p. 9.
(7) OJ No L 68, 15. 3. 1976, p. 5.
(8) See page 1 of this Official Journal.

4. In Article 4 (3) the expression '10 units of account' is replaced by '14 units of account'.

5. In Article 14a:

(a) the coefficient '0·91' is replaced by '0·88'.

(b) the following paragraph is added:

'However, in the case of products falling within subheading ex 23.07 B of the Common Customs Tariff and containing skimmed-milk powder sold pursuant to this Regulation, the monetary compensatory amounts shall be multiplied by the coefficient 1·51.'

Article 2

At the request of those concerned, purchase contracts concluded with the intervention agency before the date of entry into force of this Regulation shall be amended to accord with Article 1 in respect of quantities of skimmed-milk powder not yet taken over on that date.

In such cases the time limit for taking over the product as prescribed in the first subparagraph of Article 4 (2) of Regulation (EEC) No 2054/76 shall expire on 16 December 1976.

Article 3

In Part 5 (Milk and milk products sector) of Annex I to Regulation (EEC) No 572/76:

— in the first paragraph of note (1), the coefficient '0·91' is replaced by '0·88'.

— in the second paragraph of note (9), the coefficient '1·5579' is replaced by '1·51'.

Article 4

The second table in Annex I, Part 1, notes (4), (5) and (6) to Regulation (EEC) No 572/76 shall be replaced by the following table:

	Deutschland	Belgique/ Luxembourg	Nederland	United Kingdom	Ireland	Italia	France
(4)	1,450	1,450	1,450	1,456	1,453	1,450	1,450
(5)	1,359	1,359	1,359	1,371	1,366	1,359	1,359
(6)	1,277	1,277	1,277	1,292	1,285	1,277	1,277

Article 5

This Regulation shall enter into force on 22 November 1976.

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

Done at Brussels, 19 November 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission