# COMMISSION REGULATION (EEC) No 735/76

## of 31 March 1976

## fixing the export refunds on syrups and certain other sugar products exported in the natural state

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar [1], as last amended by Regulation (EEC) No 3058/74 [2], and in particular the first sentence of the last subparagraph of Article 19 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 19 of Regulation (EEC) No 3330/74 provides that the difference between quotations or prices on the world market for the products listed in Article 1 (1) (d) of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Article 8 of Council Regulation (EEC) No 766/68 [3] of 18 June 1968 laying down general rules for granting export refunds on sugar, as last amended by Regulation (EEC) No 1102/75 [4], provides the export refund on 100 kilogrammes of the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 is equal to the basic amount multiplied by the sucrose content, including, where appropriate, other sugars expressed as sucrose; whereas the sucrose content of the product in question is determined in accordance with the provisions of Article 13 of Commission Regulation (EEC) No 394/70 [5] of 2 March 1970 on detailed rules for granting export refunds on sugar;

Whereas Article 7 of Regulation (EEC) No 766/68 provides that the basic amount of the refund on sorbose exported in the natural state must be equal to the basic amount of the refund less one hundredth of the production refund applicable pursuant to Council Regulation (EEC) No 765/68 [6] of 18 June 1968 laying down general rules for the production refund on sugar used in the chemical industry, as last amended by Regulation (EEC) No 2477/74 [7], to the products listed in Annex I to the last mentioned Regulation;

Whereas the basic amount of the refund on the other products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74 exported in the natural state must be equal to one hundredth of an amount which takes account, on the one hand, of the difference between the intervention price for white sugar for the Community area with the largest surplus for the month for which the basic amount is fixed and quotations or prices for white sugar on the world market and, on the other, of the need to establish a balance between the use of Community basic products in the manufacture of processed goods for export to third countries and the use of third country products brought in under inward processing arrangements;

Whereas the application of the basic amount may be limited to some of the products listed in Article 1 (1) (d) of Regulation (EEC) No 3340/74;

Whereas, if the refund system is to operate normally, refunds should be calculated on the following basis:

— in the case currencies which are maintained in relation to each other, at any given moment, within a band of 2·25 %, a rate of exchange based on their effective parity;

— for other currencies an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period, in relation to the Community currencies referred to in the previous subparagraph;

Whereas the refunds referred to above must be fixed every month; whereas they may be altered in the intervening period;

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

HAS ADOPTED THIS REGULATION:

*Article 1*

The refund to be granted on the products listed in Article 1 (1) (d) of Regulation (EEC) No 3330/74, exported in the natural state, is hereby fixed as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 1 April 1976.

(1) OJ No L 359, 31. 12. 1974, p. 1.
(2) OJ No L 306, 26. 11. 1975, p. 3.
(3) OJ No L 143, 25. 6. 1968, p. 6.
(4) OJ No L 110, 30. 4. 1975, p. 1.
(5) OJ No L 50, 4. 3. 1970, p. 1.
(6) OJ No L 143, 25. 6. 1968, p. 1.
(7) OJ No L 264, 1. 10. 1974, p. 71.

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

Done at Brussels, 31 March 1976.

*For the Commission*

P. J. LARDINOIS

*Member of the Commission*

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*ANNEX*

**to the Commission Regulation of 31 March 1976 fixing the export refunds on syrups and certain other sugar products exported in the natural state**

*(u.a./100 kg)*

| CCT heading No | Description of goods | Basic amount per percentage point of sucrose content (1) |
|---|---|---|
| 17.02 | Other sugars; sugar syrups; artificial honey (whether or not mixed with natural honey); caramel : | |
| | ex D. Other sugars and syrups, excluding sorbose | 0·0140 |
| | E. Artificial honey (whether or not mixed with natural honey) | 0·0140 |
| | ex F. Caramel made from sugar falling within heading No 17.01 | 0·0140 |
| 17.05 | Flavoured or coloured sugars, syrups and molasses, but not including fruit juices containing added sugar in any proportion : | |
| | ex C. Other, excluding flavoured or coloured molasses | 0·0140 |

(1) The basic amount is not applicable to syrups which are less than 85 % pure (Regulation (EEC) No 394/70). Sucrose content is determined in accordance with Article 13 of Regulation (EEC) No 394/70.