COMMISSION REGULATION (EEC) No 1468/77

of 30 June 1977

laying down rules for applying the production levy on isoglucose in respect of the period 1 July 1977 to 30 June 1978

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1111/77 of 17 May 1977 laying down common provisions for isoglucose [1], and in particular Article 9 (3) thereof,

Whereas Regulation (EEC) No 1111/77 provides for a provisional system of production levies;

Whereas the levy on isoglucose must be equal to the amount of the production levy provided for in Article 27 of Council Regulation (EEC) No 3330/74 of 19 December 1974 on the common organization of the market in sugar [2], as last amended by Regulation (EEC) No 1110/77 [3]; whereas pursuant to Commission Regulation (EEC) No 700/73 of 12 March 1973 laying down certain detailed rules for the application of the quota system of sugar [4], as last amended by Regulation (EEC) No 1573/76 [5], the levy on sugar is fixed definitively only after the end of the annual production period for isoglucose;

Whereas provision should therefore be made for a provisional amount to be fixed for the levy on the basis of an appropriate estimate and for a payment on account to be made in respect thereof;

Whereas, on the basis of such an estimate for the production year 1977/78, the provisional amount of the levy for that period should be fixed at the maximum amount provided for in Article 9 of Regulation (EEC) No 1111/77;

Whereas the rules for payment of this levy must be laid down taking into account those in respect of competing sugar products and the economic aspects of the production and sale of these products; whereas quarterly payments would accordingly seem appropriate for isoglucose;

Whereas time limits for providing production figures and forwarding the necessary information required for the operation of the system should be laid down, and provision should be made for appropriate control measures;

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

HAS ADOPTED THIS REGULATION:

Article 1

The provisions of this Regulation shall apply to production during the period 1 July 1977 to 30 June 1978.

Article 2

1. For the purposes of Article 9 of Regulation (EEC) No 1111/77, a provisional amount in respect of the production levy on isoglucose shall be fixed before 1 July 1977 in respect of the period beginning on that date and ending on 30 June of the following year. Such amount shall be fixed on the basis of an estimate of the amount of the production levy on sugar as provided for in Article 27 of Regulation (EEC) No 3330/74 applicable for the same period.

2. The provisional amount of the levy as referred to in paragraph 1 shall be five units of account per 100 kilograms of dry matter.

Article 3

Manufacturers of the products specified in Article 1 of Regulation (EEC) No 1111/77 shall, before the 15th day of each month, communicate to the compe-

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[1] OJ No L 134, 28. 5. 1977, p. 4.
[2] OJ No L 359, 31. 12. 1974, p. 1.
[3] OJ No L 134, 28. 5. 1977, p. 1.
[4] OJ No L 67, 14. 3. 1973, p. 12.
[5] OJ No L 172, 1. 7. 1976, p. 52.

tent agency in the Member States on whose territory production takes place particulars of the quantities, expressed as dry matter, actually produced during the preceding month.

However, the quantities of isoglucose produced under inward processing arrangements shall not be taken into account in calculating the quantities referred to in the preceding paragraph.

Article 4

1. On the basis of the particulars communicated pursuant to Article 3, and where necessary after verification, the competent agency shall determine the quantities of isoglucose produced each quarter by each manufacturer. The Member State in question shall collect an advance of the provisional amount of the production levy in respect of each quarter's production.

The manufacturer shall not later than the 15th day of the second month following the end of the quarter in question be notified of the amount of that advance.

2. The amount of the advance shall be four units of account per 100 kilograms of dry matter.

3. The advance referred to in paragraph 1 shall be paid by the manufacturer not later than the end of the second month following the end of the production quarter in question.

Article 5

1. The Member States shall fix in respect of each manufacturer of isoglucose, within 30 day after the publication on the *Official Journal of the European Communities* of the amount in respect of a given sugar marketing year of the production levy provided for in Article 27 of Regulation (EEC) No 3330/74, the amount of the production levy on isoglucose applicable in respect of the same period, having regard to the quantities produced and to the advances already paid by the manufacturer.

The Member States shall immediately notify the parties concerned of the amounts so fixed.

2. The balance owing by the Member State or by the manufacturer of isoglucose shall be paid not later than 15 January following the date of publication referred to in paragraph 1.

Article 6

Member States shall make the necessary arrangements for having production figures checked.

Article 7

This Regulation shall enter into force on 1 July 1977.

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

Done at Brussels, 30 June 1977.

For the Commission

Finn GUNDELACH

Vice-President