COMMISSION REGULATION (EEC) No 2379/77

of 28 October 1977

amending Regulation (EEC) No 232/75 as regards the sale of butter at reduced prices for use in the manufacture of ice-cream and repealing Regulation (EEC) No 777/76

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 Commission Regulation (EEC) No 777/76 of 5 April 1976 (5) limited the scope of 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 (6), as last amended by Regulation (EEC) No 1890/77 (7), by abolishing sales to the ice-cream sector; whereas in the present market the ice-cream industry is capable of using larger quantities of intervention butter, a substantial proportion of which constitutes an additional outlet; whereas sales to this sector should therefore be reintroduced by repealing Regulation (EEC) No 777/76;

Whereas the opportunity should be taken to adjust the technical procedures for using butter for the purposes described in Regulation (EEC) No 232/75 in order to take into account technological changes in this field;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Article 20 (a) of Regulation (EEC) No 232/75 is hereby amended to read as follows:

'(a) The compensatory amounts fixed pursuant to Regulation (EEC) No 974/71 shall be multiplied by:

— the coefficient 0·34 in the case of use for 'formula A' products,

— the coefficient 0·54 in the case for use for 'formula B' products;

however, in the case of the United Kingdom, until 31 December 1977, the coefficients shall respectively be 0·38 and 0·61.'

2. In Annex II to Regulation (EEC) No 232/75, point I (bb), the second indent of II and the second indent of III are in each case hereby replaced by the following:

'600 g of a compound containing at least 90 % of sitosterol, in particular 80 % of beta-sitosterol ($C_{29}H_{50}O = \Delta$ 5-stigmastene-3beta-ol) and no more than 9 % of campesterol ($C_{28}H_{48}O = \Delta$ 5-ergostene-3beta-ol) and 1 % of other sterols present in traces including stigmasterol ($C_{29}H_{48}O = \Delta$ 5·22-stigmastadiene-3beta-ol).'

Article 2

1. Regulation (EEC) No 777/76 is hereby repealed.

2. Tenders submitted under the standing invitation to tender referred to in Regulation (EEC) No 232/75 may give 'formula B' products as the intended use of the butter under the 63rd individual invitation to tender for which the time limit for the submission of tenders expires on 8 November 1977, and thereafter.

Article 3

This Regulation shall enter into force on 29 October 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 169, 18. 7. 1968, p. 1.
(4) OJ No L 291, 28. 12. 1972, p. 15.
(5) OJ No L 91, 6. 4. 1976, p. 13.
(6) OJ No L 24, 31. 1. 1975, p. 45.
(7) OJ No L 212, 20. 8. 1977, p. 9.

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

Done at Brussels, 28 October 1977.

For the Commission

Finn GUNDELACH

Vice-President