COMMISSION REGULATION (EEC) No 386/77

of 24 February 1977

fixing the refunds applicable to cereals and wheat or rye flour groats and meal

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 3138/76 (2), and in particular the first sentence of the fourth subparagraph of Article 16 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 of Regulation (EEC) No 2727/75 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund ;

Whereas Article 2 of Council Regulation No (EEC) No 2746/75 of 29 October 1975 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds (3), provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals on the Community market on the one hand and prices for cereals and cereal products on the world market on the other ; whereas the same article provides that it is also important to ensure equilibrium and the natural development of prices and trade on cereal markets and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances on the Community market ;

Whereas Article 3 of Regulation (EEC) No 2746/75 defines the specific criteria to be taken into account when the refund on cereals is being calculated ;

Whereas these specific criteria are defined, as far as wheat and rye flour, groats and meal are concerned, in Article 4 of Regulation (EEC) No 2746/75 ; whereas, furthermore, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture ; whereas these quantities were fixed in Regulation No 162/67/EEC (4), as amended by Regulation (EEC) No 1607/71 (5) ;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination ;

Whereas the refund must be fixed at least once a month ; whereas it may be altered in the intervening period ;

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

— in the case of 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 it follows from applying the rules outlined above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds, should be fixed as shown in the Annex to this Regulation ;

Whereas the Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION :

Article 1

The refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 2727/75, exported in the natural state, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 25 February 1977.

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 354, 24. 12. 1976, p. 1.
(3) OJ No L 281, 1. 11. 1975, p. 78.
(4) OJ No 128, 27. 6. 1967, p. 2574/67.
(5) OJ No L 168, 27. 7. 1971, p. 16.

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

Done at Brussels, 24 February 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 24 February 1977 fixing the refunds applicable to cereals and wheat or rye flour groats and meal

(u.a. / tonne)

CCT heading No	Description of products	Refund
10.01 A	Common wheat (1), and meslin	0
10.01 B	Durum wheat	0
10.02	Rye (1)	0
10.03	Barley	0
10.04	Oats	0
10.05 B	Maize, other than hybrid maize for sowing	—
10.07 C	Grain sorghum	—
ex 11.01 A	Wheat flour :	
	— of an ash content of 0 to 520	80·00
	— of an ash content of 521 to 600	77·00
	— of an ash content of 601 to 900	72·00
	— of an ash content of 901 to 1 100	72·00
	— of an ash content of 1 101 to 1 650	62·00
	— of an ash content of 1 651 to 1 900	62·00
ex 11.01 B	Rye flour :	
	— of an ash content of 0 to 700	48·00
	— of an ash content of 701 to 1 150	48·00
	— of an ash content of 1 151 to 1 600	48·00
	— of an ash content of 1 601 to 2 000	48·00
11.02 A I a)	Durum wheat groats and meal :	
	— of an ash content of 0 to 950	170·00
	— of an ash content of 951 to 1 300	170·00
	— of an ash content of 1 301 to 1 500	170·00
11.02 A I b)	Common wheat groats and meal :	
	— of an ash content of 0 to 520	80·00

(1) The refund is granted solely in respect of common wheat and rye which has not been denatured pursuant to Article 7 (3) and (5) of Regulation (EEC) No 2727/75.

N.B. The zones are those defined in Regulation (EEC) No 306/76 (OJ No L 38, 13. 2. 1976).