COMMISSION REGULATION (EEC) No 985/77

of 10 May 1977

amending Regulation (EEC) No 697/77 by exempting certain exports from the suspension of the refund on butter

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 17 (5) thereof,

Whereas the refunds on milk and milk products exported in the natural state at present applicable were fixed by Commission Regulation (EEC) No 696/77 of 31 March 1977 [3]; whereas, however, Commission Regulation (EEC) No 697/77 of 31 March 1977 [4] suspended for the period 1 to 3 April 1977 the application of the refund on butter fixed by Regulation (EEC) No 696/77; whereas it has been found that in some cases butter exported during this period may be exempted from the application of Regulation (EEC) No 697/77;

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

The following paragraph is added to Article 1 of Regulation (EEC) No 697/77:

'However, the preceding paragraph shall not apply to products in respect of which customs formalities were completed during the said period for an operation coming within the first or second indent of Article 9 (3) b of Regulation (EEC) No 193/75.'

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

It shall apply with effect from 1 April 1977.

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

Done at Brussels, 10 May 1977.

For the Commission

Finn GUNDELACH

Vice-President

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 84, 1. 4. 1977, p. 83.
(4) OJ No L 84, 1. 4. 1977, p. 96.