COMMISSION REGULATION (EEC) No 1743/78

of 25 July 1978

introducing monetary compensatory amounts for certain flour-based preparations and amending the method of their application for certain goods falling within heading No 19.03 of the Common Customs Tariff

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 974/71 of 12 May 1971, on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States (1), as last amended by Regulation (EEC) No 557/76 (2), and in particular Article 6 thereof,

Whereas the monetary compensatory amounts introduced by Regulation (EEC) No 974/71 have been fixed by Regulation (EEC) No 1036/78 (3), as last amended by Regulation (EEC) No 1719/78 (4);

Whereas these amounts apply to cereal flours falling within heading No 11.01 of the Common Customs Tariff but do not, however, apply to flour-based preparations falling within subheading 19.02 B; whereas, over the past few months, this situation has created an artificial increase in trade in certain of the latter products, has caused trade to be deflected and risks causing disturbance of the market; whereas it is consequently necessary to apply monetary compensatory amounts to goods falling within subheadings 19.02 B II a) 4 aa) and 19.02 B II a) 5 aa) except in small packages;

Whereas this introduction of monetary compensatory amounts is at present restricted to those products in the case of which the situation referred to above has occurred; whereas an extension of this measure must be considered for other products if operations of the same type occur;

Whereas the macaroni, spaghetti and other products falling within heading No 19.03 may be put up in a single package which also contains sauces, meat, cheese and other additional products; whereas the application of the monetary compensatory amounts should depend only on the weight of the macaroni, spaghetti or other products;

Whereas for the reasons stated, it is necessary to amend Part 8 of Annex I to Regulation (EEC) No 1036/78; whereas a transitional period was allowed for the introduction of the amendment for the products falling within tariff heading No 19.03 for the purpose of allowing trade to make the relevant adjustments; whereas for those products with a basis of flour the immediate introduction of monetary compensatory amounts is necessary to stop the speculation in these products;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the relevant management committees,

HAS ADOPTED THIS REGULATION:

Article 1

Part 8 of Annex I to Regulation (EEC) No 1036/78 is hereby amended as follows:

1. Subject to any changes in the amounts in line with changes in the rates of exchange referred to in Article 2 (1) of Regulation (EEC) No 974/71, the following is added:

(1) OJ No L 106, 12. 5. 1971, p. 1.
(2) OJ No L 67, 15. 3. 1976, p. 1.
(3) OJ No L 133, 22. 5. 1978, p. 1.
(4) OJ No L 200, 24. 7. 1978, p. 1.

Numéro du tarif douanier commun CCT heading No Nr. des Gemeinsamen Zolltarifs Numero della tariffa doganale comune Nr. van het gemeenschappelijk douanetarief Position i den fælles toldtarif	Montants à percevoir à l'importation et à octroyer à l'exportation Amounts to be charged on imports and granted on exports Beträge, die bei der Einfuhr erhoben und bei der Ausfuhr gewährt werden Importi da riscuotere all'importazione e da concedere all'esportazione Bij de invoer te heffen en bij de uitvoer te verstrekken bedragen Beløb, der skal opkræves ved indførsel og ydes ved udførsel			Montants à octroyer à l'importation et à percevoir à l'exportation Amounts to be granted on imports and charged on exports Beträge, die bei der Einfuhr gewährt und bei der Ausfuhr erhoben werden Importi da concedere all'importazione e da riscuotere all'esportazione Bij de invoer te verstrekken en bij de uitvoer te heffen bedragen Beløb, der skal ydes ved indførsel og opkræves ved udførsel			
	Deutschland DM/100 kg	Belgique/ Luxembourg FB/Flux/100 kg	Nederland Fl./100 kg	United Kingdom £/100 kg	Ireland £/100 kg	Italia Lit/100 kg	France FF/100 kg
1	2	3	4	5	6	7	8
19.02 B II a) 4 aa)	3·63 (6)	— (6)	— (6)	2·503 (6)	0·210 (6)	1 746 (6)	7·20 (6)
19.02 B II a) 5 aa)	5·54 (6)	15·50 (6)	1·08 (6)	3·812 (6)	0·320 (6)	2 660 (6)	10·97 (6)

(6) These amounts shall only apply to goods in immediate packings of a net capacity of 1 kg or less.

2. As regards goods falling within subheadings 19.03 A, 19.03 B I and 19.03 B II of the Common Customs Tariff, the following footnote is added :

'(7) For goods falling within this subheading, the monetary compensatory amount shall be applied only according to the weight of the macaroni, spaghetti and similar products.'

Article 2

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

Paragraph 1 of Article 1 shall apply with effect from 1 August 1978.

Paragraph 2 of Article 1 shall apply with effect from 4 September 1978.

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

Done at Brussels, 25 July 1978.

For the Commission

Finn GUNDELACH

Vice-President