COMMISSION REGULATION (EEC) No 863/78

of 27 April 1978

fixing the corrective amount applicable to the refund on malt

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 709/78 (2), and in particular the third sentence of the second subparagraph of Article 16 (4) thereof,

Having regard to Council Regulation (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),

Having regard to the opinion of the Monetary Committee,

Whereas Article 16 (4) of Regulation (EEC) No 2727/75 provides that the export refund applicable to cereals on the day on which application for an export licence is made, adjusted for the threshold price in force during the month of exportation, must be applied on request to exports to be effected during the period of validity of the export licence ; whereas, in this case, the corrective amount must be applied to the refund ;

Whereas Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice (4), as last amended by Regulation (EEC) No 2560/77 (5), made possible the fixing of a corrective amount for certain products listed in Article 1 (d) of Regulation (EEC) No 2727/75 ;

Whereas Regulation (EEC) No 1281/75 (6) laid down detailed rules for the advance fixing of export refunds for cereals and certain products processed from cereals ;

Whereas, pursuant to that Regulation, when the corrective amount is being fixed in respect of malt, account must be taken of the existing situation and the future trend with regard to the possibilities and conditions for the sale of the cereals concerned and of malt on the world market ; whereas the same Regulation also provides that account must be taken of the quantity of cereals needed for making malt, the economic aspect of exports and the need to prevent disturbances on the Community market ;

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

Whereas the corrective amount must be fixed at the same time as the refund and according to the same procedure ; whereas it may be altered in the period between fixings ;

Whereas, if the system of corrective amounts is to operate normally, corrective amounts 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 preceding subparagraph ;

Whereas it follows from applying the provisions referred to above that the corrective amount must be fixed as shown in the tables annexed to this Regulation ;

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

HAS ADOPTED THIS REGULATION :

Article 1

The corrective amount referred to in Article 16 (4) of Regulation (EEC) No 2727/75 which is applicable to export refunds fixed in advance in respect of malt is hereby fixed as shown in the tables annexed to this Regulation.

Article 2

This Regulation shall enter into force on 1 May 1978.

(1) OJ No L 281, 1. 11. 1975, p. 1.
(2) OJ No L 94, 8. 4. 1978, p. 9.
(3) OJ No L 281, 1. 11. 1975, p. 78.
(4) OJ No L 281, 1. 11. 1975, p. 65.
(5) OJ No L 303, 28. 11. 1977, p. 1.
(6) OJ No L 131, 22. 5. 1975, p. 15.

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

Done at Brussels, 27 April 1978.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

to the Commission Regulation of 27 April 1978 fixing the corrective amount applicable to the refund on malt

(u.a./tonne)

CCT heading No	Current 5	1st period 6	2nd period 7	3rd period 8	4th period 9	5th period 10
11.07 A I a)	0	0	0	0	0	—
11.07 A I b)	0	0	0	0	0	—
11.07 A II a)	0	0	0	0	0	—
11.07 A II b)	0	0	0	0	0	—75·00
11.07 B	0	0	0	0	0	—87·41

(u.a./tonne)

CCT heading No	6th period 11	7th period 12	8th period 1	9th period 2	10th period 3	11th period 4
11.07 A I a)	—	—	—	—	—	—
11.07 A I b)	—	—	—	—	—	—
11.07 A II a)	—	—	—	—	—	—
11.07 A II b)	—75·00	—75·00	—75·00	—75·00	—75·00	—75·00
11.07 B	—87·41	—87·41	—87·41	—87·41	—87·41	—87·41