I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EEC) No 1474/79

of 13 July 1979

amending Regulation (EEC) No 1367/79 as regards certain monetary compensatory amounts and coefficients for milk products

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 987/79 (2), and in particular Article 3 thereof,

Whereas the monetary compensatory amounts provided for in Regulation (EEC) No 974/71 were fixed by Commission Regulation (EEC) No 1367/79 (3), as last amended by Regulation (EEC) No 1473/79 (4);

Whereas in Parts 1 and 5 of Annex I to Regulation (EEC) No 1367/79 certain amounts and coefficients were fixed to take account of the aid granted when skimmed-milk powder is used as animal feed; whereas the level of the said aid was altered by Commission Regulation (EEC) No 1361/79 (5); whereas the monetary compensatory amounts and associated coefficients should accordingly be adapted;

Whereas Commission Regulation (EEC) No 1468/79 of 13 July 1979 on the grant of aid for butter from private stocks intended for manufacture of pastries, ice-cream and other foodstuffs (6) introduced new arrangements for the sale of butter at reduced prices; whereas a coefficient should accordingly be introduced in Note (4) for the butter qualifying for the said aid;

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

HAS ADOPTED THIS REGULATION:

Article 1

Part 5 of Annex I to Regulation (EEC) No 1367/79 is hereby amended as follows:

(a) in the first subparagraph of Note (1), the coefficient '0·55' is replaced by '0·52';

(b) Note (2) is replaced by the following:

(1) OJ No L 106, 12. 5. 1971, p. 1.
(2) OJ No L 123, 19. 5. 1979, p. 9.
(3) OJ No L 164, 2. 7. 1979, p. 1.
(4) OJ No L 177, 14. 7. 1979, p. 56.
(5) OJ No L 163, 2. 7. 1979, p. 21.
(6) OJ No L 177, 14. 7. 1979, p. 40.

'(2) In intra-Community trade, where the product has been denatured in accordance with Article 2 of Regulation (EEC) No 990/72 (OJ No L 115, 17. 5. 1972), the basic amount and any additional amount shall be replaced by a single amount of:

— DM	18·30	per 100 kg for Germany,
— Bfrs/Lfrs	81·1	per 100 kg for Belgium/Luxembourg,
— Fl	5·59	per 100 kg for the Netherlands,
— £	1·155	per 100 kg for the United Kingdom,
— Lit	3 346	per 100 kg for Italy,
— FF	12·27	per 100 kg for France';

(c) in the fifth indent of Note (4), after reference to 'Regulation (EEC) No 262/79 (OJ No L 41, 16. 2. 1979)' the following is inserted: 'and in Regulation (EEC) No 1468/79 (OJ No L 177, 14. 7. 1979)';

(d) Note (7) is replaced by the following:

'(7) When completing customs formalities, the applicant shall state in the declaration provided for this purpose the content, expressed in actual weight per 100 kg of finished product, of:

— powdered or granulated milk (excluding whey),

— powdered or granulated whey,

— added casein and/or caseinate.

If the milk products contain powdered or granulated milk (excluding whey) the amount shown shall be increased by the following supplementary amounts:

Content by weight in powdered or granulated milk (excluding whey) in the finished product of:	Germany DM/100 kg	Belgium/ Luxembourg Bfrs/Lfrs/ 100 kg	Netherlands Fl/100 kg	United Kingdom £/100 kg	Ireland £ 100 kg	Italy Lit/100 kg	France FF/100 kg
More than 12 but less than 30 %	3·66	16·2	1·12	0·231	—	669	2·45
30 or more but less than 50 %	7·32	32·4	2·24	0·462	—	1 338	4·91
50 or more but less than 70 %	10·98	48·6	3·35	0·693	—	2 008	7·36
70 or more but less than 80 %	13·72	60·8	4·19	0·866	—	2 510	9·20
80 % or more	15·55	68·9	4·75	0·981	—	2 844	10·43

In trade with non-member countries, the coefficient 1·92 shall be applied to the supplementary amounts indicated above.

In intra-Community trade, where the product has not been produced in accordance with Regulation (EEC) No 990/72 (OJ No L 115, 17. 5. 1972), the coefficient 1·92 shall be applied to the supplementary amounts indicated above. However, this coefficient shall not be applied to products consigned to Italy from another Member State in accordance with Regulation (EEC) No 1624/76 (OJ No L 180, 6. 7. 1976).

In intra-Community trade and in trade with third countries, where these products contain:

— skimmed-milk powder sold and denatured in accordance with the provisions of Regulation (EEC) No 368/77 (OJ No L 52, 24. 2. 1977) and Regulation (EEC) No 443/77 (OJ No L 58, 3. 3. 1977) or for which the aid has been granted and skimmed-milk powder which has been denatured in accordance with the provisions of Regulation (EEC) No 1844/77 (OJ No L 205, 11. 8. 1977),

and

— either fish meal or fish oil and/or fish liver oil or iron carbonate and/or iron sulphate and/or copper sulphate,

the supplementary amounts indicated above shall be multiplied by the coefficient 0·27.'

Article 2

Note (4) of Part 1 of Annex I to Regulation (EEC) No 1367/79 is replaced by the following:

'(4) If the product contains powdered or granulated milk (excluding whey), the amount shown shall be increased by the following supplementary amount:

Content by weight in powdered or granulated milk (excluding whey) in the finished product of:	Germany DM/t	Belgium/ Luxembourg Bfrs/Lfrs/t	Netherlands Fl/t	United Kingdom £/t	Ireland £/t	Italy Lit/t	France FF/t
More than 12 % but less than 30 %	36·59	162·2	11·18	2·31		6 692	24·54
30 % or more but less than 50 %	73·18	324·3	22·36	4·62		13 384	49·08

(a) In trade with non-member countries, the coefficient 1·92 shall be applied to the supplementary amounts indicated above.

(b) In intra-Community trade and in trade with third countries, where these products contain:

— skimmed-milk powder sold and denatured in accordance with the provisions of Regulation (EEC) No 368/77 (OJ No L 52, 24. 2. 1977) and Regulation (EEC) No 443/77 (OJ No L 58, 3. 3. 1977) or for which the aid has been granted and skimmed-milk powder which has been denatured in accordance with the provisions of Regulation (EEC) No 1844/77 (OJ No L 205, 11. 8. 1977), and

— either fish meal or fish oil and/or fish liver oil or iron carbonate and/or iron sulphate and/or copper sulphate,

the supplementary amounts indicated above shall be multiplied by the coefficient 0·27.

(c) When completing customs formalities, the applicant shall state on the declaration provided for this purpose the content, expressed in actual weight per tonne of finished product, of:

— powdered or granulated milk (excluding whey),

— powdered or granulated whey,

— added casein or caseinate.'

Article 3

This Regulation shall enter into force on 16 July 1979.

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

Done at Brussels, 13 July 1979.

For the Commission
Finn GUNDELACH
Vice-President