COMMISSION REGULATION (EEC) No 2464/79

of 8 November 1979

temporarily suspending advance fixing of export refunds 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 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 1761/78 (2),

Having regard to Council Regulation (EEC) No 876/68 of 28 June 1968 laying down general rules for granting export refunds on milk and milk products and the criteria for fixing the amount of such refunds (3), as last amended by Regulation (EEC) No 2429/72 (4), and in particular the first subparagraph of Article 5 (4) thereof,

Having regard to Council Regulation (EEC) No 2682/72 of 12 December 1972 laying down general rules for granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds (5), as last amended by Regulation (EEC) No 707/78 (6), and in particular the first subparagraph of Article 5 (3) thereof,

Whereas Commission Regulation (EEC) No 2453/79 of 7 November 1979 (7) temporarily suspended advance fixing of export refunds for the milk products referred to in Article 1 of Regulation (EEC) No 804/68 ; whereas the reasons for that suspension are still valid and the said measure should therefore be maintained for a limited period to allow assessment of the situation and an opportunity to adapt the level of the refunds ;

Whereas, for the same reason, this measure should be extended to cover milk products exported in the form of goods covered by the Annex to Regulation (EEC) No 804/68 ;

Whereas, in respect of butter, the first subparagraph of Article 3 (3) of Commission Regulation (EEC) No 2044/75 of 25 July 1975 on special detailed rules for the application of the system of import and export licences and the advance fixing of refunds in respect of milk and milk products (8), as last amended by Regulation (EEC) No 2188/79 (9), stipulates that an export certificate with advance fixing of the refund shall be issued only on the third working day following that when the application was lodged ; whereas it seems justified to accept applications lodged before advance fixing of the refunds was suspended by Regulation (EEC) No 2453/79, to ensure that butter receives the same treatment as other milk products ;

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

1. Advance fixing of the refunds for the products referred to in Article 1 of Regulation (EEC) No 804/68 shall remain suspended from 13 to 16 November 1979 inclusive.

2. Advance fixing of the refunds for the said products exported in the form of goods covered by the Annex to Regulation (EEC) No 804/68 shall be suspended from 9 to 16 November 1979 inclusive.

Article 2

Regulation (EEC) No 2453/79 shall not apply to applications for export certificates for butter falling under subheading 04.03 A of the Common Customs Tariff and for which application was lodged before the said Regulation entered into force.

Article 3

This Regulation shall enter into force on 9 November 1979.

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 204, 28. 7. 1978, p. 6.
(3) OJ No L 155, 3. 7. 1968, p. 1.
(4) OJ No L 264, 23. 11. 1972, p. 1.
(5) OJ No L 289, 27. 12. 1972, p. 13.
(6) OJ No L 94, 8. 4. 1978, p. 7.
(7) OJ No L 279, 8. 11. 1979, p. 21.
(8) OJ No L 213, 11. 8. 1975, p. 15.
(9) OJ No L 252, 6. 10. 1979, p. 16.

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

Done at Brussels, 8 November 1979.

For the Commission

Finn GUNDELACH

Vice-President