COMMISSION REGULATION (EEC) No 1687/87
of 16 June 1987
altering the export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal,

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 773/87 (2), and in particular Article 17 (5) thereof,

Whereas the export refunds on milk and milk products were fixed by Commission Regulation (EEC) No 1575/87 (3);

Whereas it follows from applying the detailed rules contained in Regulation (EEC) No 1575/87 to the information known to the Commission that the export refunds for the products listed in the Annex hereto should be altered to the amounts set out therin,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds referred to in Article 17 of Regulation (EEC) No 804/68 on products exported in the natural state, as fixed in the Annex to Regulation (EEC) No 1575/87 are hereby altered, in respect of the products set out in the Annex hereto, to the amounts set out therein.

Article 2

This Regulation shall enter into force on 17 June 1987.

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

Done at Brussels, 16 June 1987.

For the Commission
Frans ANDRIESSEN
Vice-President

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 78, 20. 3. 1987, p. 1.
(3) OJ No L 145, 5. 6. 1987, p. 56.

ANNEX

to the Commission Regulation of 16 June 1987 altering the export refunds on milk and milk products

CCT heading No	Description	Code	Refund (in ECU/100 kg net weight unless otherwise indicated)
04.02	Milk and cream, preserved, concentrated or sweetened :		
	A. Not containing added sugar (2) :		
	II. Milk and cream, in powder or granules :		
	a) In immediate packings of a net capacity of 2,5 kilograms or less and of a fat content, by weight :		
	1. Not exceeding 1,5 %	0620 00	105,00
	2. Exceeding 1,5 % but not exceeding 27 % :		
	(aa) Of a fat content, by weight, not exceeding 11 %	0720 00	105,00
	(bb) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	0720 20	128,62
	(cc) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	0720 30	137,17
	(dd) Of a fat content, by weight, exceeding 25 %	0720 40	149,00
	3. Exceeding 27 % but not exceeding 29 % :		
	(aa) Of a fat content, by weight, not exceeding 28 %	0820 20	150,36
	(bb) Of a fat content, by weight, exceeding 28 %	0820 30	151,95
	4. Exceeding 29 % :		
	(aa) Of a fat content, by weight, not exceeding 41 %	0920 10	154,20
	(bb) Of a fat content, by weight, exceeding 41 % but not exceeding 45 %	0920 30	167,67
	(cc) Of a fat content, by weight, exceeding 45 % but not exceeding 59 %	0920 40	172,34
	(dd) Of a fat content, by weight, exceeding 59 % but not exceeding 69 %	0920 50	188,78
	(ee) Of a fat content, by weight, exceeding 69 % but not exceeding 79 %	0920 60	200,16
	(ff) Of a fat content, by weight, exceeding 79 %	0920 70	211,84
	b) Other, of a fat weight content :		
	1. Not exceeding 1,5 %	1020 00	105,00
	2. Exceeding 1,5 % but not exceeding 27 % :		
	(aa) Of a fat content, by weight, not exceeding 11 %	1120 10	105,00
	(bb) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	1120 20	128,62
	(cc) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	1120 30	137,17
	(dd) Of a fat content, by weight, exceeding 25 %	1120 40	149,00
	3. Exceeding 27 % but not exceeding 29 % :		
	(aa) Of a fat content, by weight, not exceeding 28 %	1220 20	150,36
	(bb) Of a fat content, by weight, exceeding 28 %	1220 30	151,95
	4. Exceeding 29 % :		
	(aa) Of a fat content, by weight, not exceeding 41 %	1320 10	154,20

CCT heading No	Description	Code	Refund (in ECU/100 kg net weight unless otherwise indicated)
04.02 *(cont'd)*	(bb) Of a fat content, by weight, exceeding 41 % but not exceeding 45 %	1320 30	167,67
	(cc) Of a fat content, by weight, exceeding 45 % but not exceeding 59 %	1320 40	172,34
	(dd) Of a fat content, by weight, exceeding 59 % but not exceeding 69 %	1320 50	188,78
	(ee) Of a fat content, by weight, exceeding 69 % but not exceeding 79 %	1320 60	200,16
	(ff) Of a fat content, by weight, exceeding 79 %	1320 70	211,84
	III. Milk and cream, other than in powder or granules :		
	a) In immediate packings of a net content of 2,5 kg or less and of a fat content by weight not exceeding 11 % :		
	1. Of a fat content, by weight, not exceeding 8,9 % and of a non-fat lactic dry matter content :		
	(aa) Of less than 15 % and of a fat content :		
	(11) Not exceeding 3 %, by weight	1420 12	—
	(22) Exceeding 3 %, by weight	1420 22	16,07
	(bb) Of 15 % or more and of a fat content :		
	(11) Not exceeding 3 %, by weight	1420 50	25,68
	(22) Exceeding 3 %, by weight, but not exceeding 7,4 %	1420 60	32,56
	(33) Exceeding 7,4 %	1420 70	40,57
	2. Other, of a non fat lactic dry matter content :		
	(aa) Of less than 15 %, by weight	1520 10	29,59
	(bb) Of 15 % or more, by weight	1520 20	48,10
	b) Other, of a fat content, by weight :		
	1. Not exceeding 45 % and of a non fat lactic dry matter content :		
	(aa) Of less than 15 % and of a fat content :		
	(11) Not exceeding 3 %, by weight	1620 70	—
	(22) Exceeding 3 %, by weight, but not exceeding 8,9 %	1630 00	16,07
	(33) Exceeding 8,9 %, by weight, but not exceeding 11 %	1630 10	29,59
	(44) Exceeding 11 %, by weight, but not exceeding 21 %	1630 20	36,47
	(55) Exceeding 21 %, by weight, but not exceeding 39 %	1630 30	59,40
	(66) Exceeding 39 %	1630 40	100,67
	(bb) Of 15 % or more and of a fat content :		
	(11) Not exceeding 3 %, by weight	1630 50	25,68
	(22) Exceeding 3 %, by weight, but not exceeding 7,4 %	1630 60	32,56
	(33) Exceeding 7,4 %, by weight, but not exceeding 8,9 %	1630 70	40,57
	(44) Exceeding 8,9 %	1630 80	48,10
	2. Exceeding 45 %	1720 00	114,44

CCT heading No	Description	Code	Refund (in ECU/100 kg net weight unless otherwise indicated)
04.02 *(cont'd)*	B. Containing added sugar :		
	I. Milk and cream, in powder or granules :		
	ex b) Other, excluding whey :		
	1. In immediate packings of a net capacity of 2,5 kilograms or less and of a fat content, by weight :		
	(aa) Not exceeding 1,5 %	2220 00	1,0500 (*) per kg
	(bb) Exceeding 1,5 % but not exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 11 %	2320 10	1,0500 (*) per kg
	(22) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	2320 20	1,2862 (*) per kg
	(33) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	2320 30	1,3717 (*) per kg
	(44) Of a fat content, by weight, exceeding 25 %	2320 40	1,4900 (*) per kg
	(cc) Exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 41 %	2420 10	1,5036 (*) per kg
	(22) Of a fat content, by weight, exceeding 41 %	2420 20	1,6767 (*) per kg
	2. Other, of a fat content, by weight :		
	(aa) Not exceeding 1,5 %	2520 00	1,0500 (*) per kg
	(bb) Exceeding 1,5 % but not exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 11 %	2620 10	1,0500 (*) per kg
	(22) Of a fat content, by weight, exceeding 11 % but not exceeding 17 %	2620 20	1,2862 (*) per kg
	(33) Of a fat content, by weight, exceeding 17 % but not exceeding 25 %	2620 30	1,3717 (*) per kg
	(44) Of a fat content, by weight, exceeding 25 %	2620 40	1,4900 (*) per kg

CCT heading No	Description	Code	Refund (in ECU/100 kg net weight unless otherwise indicated)
04.02 *(cont'd)*	(cc) Exceeding 27 % :		
	(11) Of a fat content, by weight, not exceeding 41 %	2720 10	1,5036 (4) per kg
	(22) Of a fat content, by weight, exceeding 41 %	2720 20	1,6767 (4) per kg
	ex II. Milk and cream, excluding whey other than in powder or granules :		
	ex a) In immediate packings of a net capacity of 2,5 kg or less and of a fat content by weight not exceeding 9,5 % :		
	(1) Of a fat content, by weight, not exceeding 6,9 % and of a non fat lactic dry matter content :		
	(aa) Of less than 15 % and of a fat content :		
	(11) Not exceeding 3 %, by weight	2810 11	— (4) per kg
	(22) Exceeding 3 % by weight	2810 12	0,1607 (4) per kg
	(bb) Of 15 % or more	2810 15	29,63 (5)
	(2) Of a fat content, by weight, exceeding 6,9 % and of a non fat lactic dry matter content, by weight, of 15 % or more	2810 20	50,07 (5)
	b) Other, of a fat content, by weight :		
	ex 1. Not exceeding 45 % :		
	(aa) Of a fat content, by weight, not exceeding 6,9 % and of a non fat lactic dry matter content, by weight, of 15 % or more	2910 70	29,63 (5)
	(bb) Of a fat content, by weight, exceeding 6,9 % but not exceeding 21 % and of a non fat lactic dry matter content, by weight, of 15 % or more	2910 76	50,07 (5)
	(cc) Of a fat content by weight, exceeding 9,5 % but not exceeding 21 % and of a non fat lactic dry matter content, by weight, less than 15 %	2910 80	0,3189 (4) per kg
	(dd) Of a fat content, by weight, exceeding 21 % but not exceeding 39 %	2910 85	0,5940 (4) per kg
	(ee) Of a fat content, by weight, exceeding 39 %	2910 90	1,0067 (4) per kg
	2. Exceeding 45 %	3010 00	1,1444 (4) per kg

CCT heading No	Description	Code	Refund (in ECU/100 kg net weight unless otherwise indicated)
23.07	Sweetened forage ; other preparations of a kind used in animal feeding :		
	ex B. Other, containing starch, glucose or glucose syrup, maltodextrine or maltodextrine syrup falling within subheadings 17.02 B and 21.07 F II, or milk products, excluding special compound feedingstuffs (9) :		
	I. Containing starch, or glucose or glucose syrup, or maltodextrine or maltodextrine syrup falling within subheadings 17.02 B and 21.07 F II :		
	a) Containing no starch or containing 10 % or less, by weight, of starch :		
	(3) Containing 50 % or more but less than 75 %, by weight, of milk products and a content of milk in powder or granules (excluding whey), by weight, of (8) :		
	(aa) Less than 30 %	5700 13	—
	(bb) 30 % or more but less than 40 %	5700 23	7,50
	(cc) 40 % or more but less than 50 %	5700 33	10,00
	(dd) 50 % or more but less than 60 %	5700 42	12,50
	(ee) 60 % or more but less than 70 %	5700 52	15,00
	(ff) 70 % or more	5700 62	17,50
	(4) Containing 75 % or more, by weight, of milk products and a content of milk in powder or granules (excluding whey), by weight, of (8) :		
	(aa) Less than 30 %	5800 13	—
	(bb) 30 % or more but less than 40 %	5800 23	7,50
	(cc) 40 % or more but less than 50 %	5800 32	10,00
	(dd) 50 % or more but less than 60 %	5800 42	12,50
	(ee) 60 % or more but less than 70 %	5800 52	15,00
	(ff) 70 % or more but less than 75 %	5800 62	17,50
	(gg) 75 % or more but less than 80 %	5800 72	18,75
	(hh) 80 % or more	5800 82	20,00
	ex II. Containing no starch, glucose or glucose syrup, maltodextrine or maltodextrine syrup falling within subheadings 17.02 B and 21.07 F II, and containing 50 % or more milk products, by weight, and with a milk content in powder or granules (excluding whey), by weight, of (8) :		
	(a) 30 % or more but less than 40 %	5900 01	31,50
	(b) 40 % or more but less than 50 %	5900 05	42,00
	(c) 50 % or more but less than 60 %	5900 12	52,50
	(d) 60 % or more but less than 70 %	5900 22	63,00
	(e) 70 % or more but less than 80 %	5900 32	75,50
	(f) 80 % or more but less than 88 %	5900 42	84,00
	(g) 88 % or more	5900 52	92,40

(1) When the product falling within this subheading is a mixture containing added whey and/or added lactose and/or casein and/or caseinates, no export refund shall be granted.

When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added to the product.

(2) The weight of the added non-lactic matter and/or added whey and/or added lactose and/or added casein and/or added caseinates, shall not be taken into account for the purpose of calculation of the fat content by weight. When the product falling within this subheading is a mixture containing added whey and/or added lactose and/or added casein and/or added caseinates, the added whey and/or added lactose and/or added casein and/or added caseinates shall not be taken into account in the calculation of the amount of refund.

When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

— the actual content by weight of whey and/or lactose and/or casein and/or caseinate added per 100 kg of finished product,

and, in particular,

— the lactose content of the added whey.

(3) When the product contains casein and/or caseinates that were added before or at the time of processing, no refund shall be granted.

When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added.

(4) The weight of added non-lactic matter and/or added whey and/or added lactose and/or added casein and/or added caseinates shall not be taken into account for the purpose of calculating the fat content, by weight.

The refund per 100 kg of product falling within this subheading shall be equal to the sum of the following components :

(a) the amount per kilogram shown, multiplied by the weight of the lactic part contained in 100 kg of product ; however, where whey and/or lactose and/or casein and/or caseinates have been added to the product, the amount per kilogram shown shall be multiplied by the weight of lactic part excluding the weight of added whey and/or added lactose and/or added casein and/or added caseinates, contained in 100 kg of product ;

(b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68.

When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

— the actual content by weight of whey and/or lactose and/or casein and/or caseinates added per 100 kg of finished product,

and, in particular,

— the lactose content of the added whey.

(5) The refund on 100 kg of product falling within this subheading is equal to the sum of the following elements :

(a) the amount per 100 kg shown ; however, where whey and/or lactose and/or casein and/or caseinates been added to the product, the amount per 100 kg shown shall be :

— multiplied by the weight of the lactic part other than the added whey and/or added lactose and/or added casein and/or added caseinates contained in 100 kg of product, and then

— divided by the weight of the lactic part contained in 100 kg of product ;

(b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68.

When completing customs formalities, the applicant shall state on the declaration provided for this purpose, whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

— the actual content by weight of whey and/or lactose and/or casein and/or caseinate added per 100 kg of finished product,

and, in particular,

— the lactose content of the added whey.

(6) No refund shall be paid in respect of exported cheese of which the free-at-frontier price, before application of the refund and the monetary compensatory amount, in the exporting Member State, is less than 140 ECU per 100 kilograms. This limitation to 140 ECU per 100 kilograms does not apply to cheeses falling within subheading 04.04 E I ex c) of the Common Customs Tariff.

(7) In the case of cheeses presented in containers which also contain conserving liquid, in particular brine, the refund is granted on the net weight, the weight of the liquid being deducted.

(8) When completing customs formalities, the applicant shall state on the declaration provided for this purpose :

— the skimmed-milk powder content, by weight,

whether or not whey and/or lactose and/or casein and/or caseinates have been added, and where this is the case :

— the content by weight of the added whey and/or added lactose and/or added casein and/or added caseinates, and

— the lactose content of the added whey

per 100 kg of finished product.

(9) 'Special compound feedingstuffs' are compound feedingstuffs containing skimmed-milk powder and fish meal and/or more than 9 g of iron and/or more than 1,2 g of copper in 100 kg of product.

(10) On the export of such products under Regulation (EEC) No 765/86 :

— the amount of the refund shall be that applying on 16 October 1986 in respect of products for which the export licence with advance fixing of the refund was issued before 1 January 1987 ;

— no refund is to apply in respect of products for which the export licence was issued on or after 1 January 1987.

N.B. : Zones A, B, C and E are those defined in Regulation (EEC) No 1098/68, as last amended by Regulation (EEC) No 2283/81.

The weight of non-milk fat should be disregarded for the purposes of calculating fat content, by weight.