# COMMISSION REGULATION (EEC) No 1440/89
## of 25 May 1989
## fixing the export refunds on rice and broken rice

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 1418/76 of 21 June 1976 on the common organization of the market in rice (1), as last amended by Regulation (EEC) No 1219/89 (2), and in particular the first sentence of the fourth subparagraph of Article 17 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 17 of Regulation (EEC) No 1418/76 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Article 2 of Council Regulation (EEC) No 1431/76 of 21 June 1976 laying down general rules for granting export refunds on rice and criteria for fixing the amount of such refunds (3), provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of rice and broken rice on the Community market on the one hand and prices for rice and broken rice on the world market on the other; whereas the same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on the rice market and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances of the Community market;

Whereas Commission Regulation (EEC) No 1361/76 (4) lays down the maximum percentage of broken rice allowed in rice for which an export refund is fixed and specifies the percentage by which that refund is to be reduced where the proportion of broken rice in the rice exported exceeds that maximum;

Whereas Article 3 of Regulation (EEC) No 1431/76 defines the specific criteria to be taken into account when the export refund on rice and broken rice is being calculated;

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

Whereas a separate refund should be fixed for packaged long grain rice to accommodate current demand for the product on certain markets;

Whereas the refund must be fixed at least once a month; whereas it may be altered in the intervening period;

Whereas, if the refund system is to operate normally, refunds 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 central rate, multiplied by the corrective factor provided for in the last paragraph of Article 3 (1) of Council Regulation (EEC) No 1676/85 (5), as last amended by Regulation (EEC) No 1636/87 (6);

— 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 previous indent, and the aforesaid coefficient;

Whereas it follows from applying these rules and criteria to the present situation on the market in rice and in particular to quotations or prices for rice and broken rice within the Community and on the world market, that the refund should be fixed as set out in the Annex hereto;

Whereas, pursuant to Article 275 of the Act of Accession, refunds may be granted in the case of exports to Portugal; whereas, in the light of the situation and the level of prices no refund should be fixed in the case of exports to Portugal;

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

(1) OJ No L 166, 25. 6. 1976, p. 1.
(2) OJ No L 128, 11. 5. 1989, p. 9.
(3) OJ No L 166, 25. 6. 1976, p. 36.
(4) OJ No L 154, 15. 6. 1976, p. 11.
(5) OJ No L 164, 24. 6. 1985, p. 1.
(6) OJ No L 153, 13. 6. 1987, p. 1.

HAS ADOPTED THIS REGULATION :

*Article 1*

The export refunds on the products listed in Article 1 of Regulation (EEC) No 1418/76 with the exception of those listed in paragraph 1 (c) of that Article, exported in the natural state, shall be as set out in the Annex hereto. The refund on export to Portugal has not been fixed.

*Article 2*

This Regulation shall enter into force on 26 May 1989.

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

Done at Brussels, 25 May 1989.

*For the Commission*

Ray MAC SHARRY

*Member of the Commission*

*ANNEX*

**to the Commission Regulation of 25 May 1989 fixing the export refunds on rice and broken rice**

*(ECU / tonne)*

| Product code | Destination (1) | Amount of refunds |
|---|---|---|
| 1006 20 11 000 | — | — |
| 1006 20 13 000 | 01 | 124,62 |
| 1006 20 15 000 | 01 | 124,62 |
| 1006 20 17 000 | — | — |
| 1006 20 92 000 | — | — |
| 1006 20 94 000 | 01 | 124,62 |
| 1006 20 96 000 | 01 | 124,62 |
| 1006 20 98 000 | — | — |
| 1006 30 21 000 | — | — |
| 1006 30 23 000 | 01 | 124,62 |
| 1006 30 25 000 | 01 | 124,62 |
| 1006 30 27 000 | — | — |
| 1006 30 42 000 | — | — |
| 1006 30 44 000 | 01 | 124,62 |
| 1006 30 46 000 | 01 | 124,62 |
| 1006 30 48 000 | — | — |
| 1006 30 61 000 | — | — |
| 1006 30 63 100 | 01 | 155,77 |
| | 03 | 167,77 |
| | 05 | 167,77 |
| | 06 | 172,77 |
| | 07 | 172,77 |
| | 08 | 167,77 |
| | 09 | 167,77 |
| | 10 | 172,77 |
| | 11 | 172,77 |
| | 12 | 172,77 |
| | 13 | 155,77 |
| | 14 | 172,77 |
| 1006 30 63 900 | 01 | 155,77 |
| | 13 | 155,77 |
| 1006 30 65 100 | 01 | 155,77 |
| | 03 | 167,77 |
| | 05 | 167,77 |
| | 06 | 172,77 |
| | 07 | 172,77 |
| | 08 | 167,77 |
| | 09 | 167,77 |
| | 10 | 172,77 |
| | 11 | 172,77 |
| | 12 | 172,77 |
| | 13 | 155,77 |
| | 14 | 172,77 |
| 1006 30 65 900 | 01 | 155,77 |
| | 13 | 155,77 |
| 1006 30 67 100 | — | — |
| 1006 30 67 900 | — | — |
| 1006 30 92 000 | — | — |

*(ECU / tonne)*

| Product code | Destination (1) | Amount of refunds |
|---|---|---|
| 1006 30 94 100 | 01 | 155,77 |
| | 03 | 167,77 |
| | 05 | 167,77 |
| | 06 | 172,77 |
| | 07 | 172,77 |
| | 08 | 167,77 |
| | 09 | 167,77 |
| | 10 | 172,77 |
| | 11 | 172,77 |
| | 12 | 172,77 |
| | 13 | 155,77 |
| | 14 | 172,77 |
| 1006 30 94 900 | 01 | 155,77 |
| | 13 | 155,77 |
| 1006 30 96 100 | 01 | 155,77 |
| | 03 | 167,77 |
| | 05 | 167,77 |
| | 06 | 172,77 |
| | 07 | 172,77 |
| | 08 | 167,77 |
| | 09 | 167,77 |
| | 10 | 172,77 |
| | 11 | 172,77 |
| | 12 | 172,77 |
| | 13 | 155,77 |
| | 14 | 172,77 |
| 1006 30 96 900 | 01 | 155,77 |
| | 13 | 155,77 |
| 1006 30 98 100 | — | — |
| 1006 30 98 900 | — | — |
| 1006 40 00 000 | — | — |

(1) The destinations are identified as follows:

01 Austria, Liechtenstein, Switzerland, the communes of Livigno and Campione d'Italia,

02 Third countries other than Austria, Liechtenstein, Switzerland and the communes of Livigno and Campione d'Italie,

03 Zone I,

04 Third countries other than Austria, Liechtenstein, Switzerland, the communes of Livigno and Campione d'Italie and countries of zone I,

05 Zone II b),

06 Zone IV a),

07 Zone IV b),

08 Zone VI,

09 Canary Islands, Ceuta and Melilla,

10 Zone V a),

11 Zone VII c),

12 Canada,

13 Destinations mentioned in Article 34 of Commission Regulation (EEC) No 3665/87 (OJ No L 351, 14. 12. 1987, p. 1),

14 Zone VIII, except Surinam, Guyana and Madagascar.

*NB:* The zones are those defined in the Annex to Commission Regulation (EEC) No 1124/77 (OJ No L 134, 28. 5. 1977, p. 35), as last amended by Regulation (EEC) No 296/88 (OJ No L 30, 2. 2. 1988, p. 9).

The export refunds are to be converted into national currencies using the specific agricultural conversion rates fixed in Commission Regulation (EEC) No 3294/86 (OJ No L 304, 30. 10. 1986, p. 25), as amended.