# COMMISSION REGULATION (EEC) No 3101/90

## of 26 October 1990

## fixing the corrective amount applicable to the refund 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 1806/89 [2], and in particular the second subparagraph of Article 17 (4) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas the first subparagraph of Article 17 (4) of Regulation (EEC) No 1418/76 provides that the export refund applicable to rice and broken rice on the day on which application for an export licence is made, adjusted for the threshold price which will be in force during the month of exportation, must be applied on request to exports to be effected during the period of validity of the licence;

Whereas Commission Regulation No 474/67/EEC [3], as amended by Regulation (EEC) No 1397/68 [4], lays down detailed rules for the advance fixing of the export refund on rice and broken rice;

Whereas that Regulation provides that the refund applicable on the day on which application for an export licence is made must, when it is fixed in advance, be reduced by an amount no greater than the difference between the cif forward delivery price and the cif price, where the former exceeds the latter by more than ECU 0,30 per tonne; whereas on the other hand, the refund must be increased by an amount no greater than the difference between the cif price and the cif forward delivery price, where the former exceeds the latter by more than ECU 0,30 per tonne;

Whereas the cif price is that determined in accordance with Article 16 of Regulation (EEC) No 1418/76; whereas the cif forward delivery price is that determined in accordance with Article 3 (2) of Council Regulation (EEC) No 1428/76 [5], based in respect of each month for which the export licence is valid, on the cif price calculated on the basis of offers for shipment during the month of exportation;

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 [6], as last amended by Regulation (EEC) No 2205/90 [7],

— for the other currencies, an exchange rate based on an average of the ecu rates published in the *Official Journal of the European Communities*, C series, over a period to be determined, multiplied by the coefficient referred to in the preceding indent;

Whereas it follows from applying the provisions set out above that the corrective amount must be as set out in the Annex hereto;

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 17 (4) of Regulation (EEC) No 1418/76 which is applicable to the export refunds fixed in advance in respect of rice and broken rice shall be as set out in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 November 1990.

(1) OJ No L 166, 25. 6. 1976, p. 1.
(2) OJ No L 177, 24. 6. 1989, p. 1.
(3) OJ No 204, 24. 8. 1967, p. 20.
(4) OJ No L 222, 10. 9. 1968, p. 6.
(5) OJ No L 166, 25. 6. 1976, p. 30.
(6) OJ No L 164, 24. 6. 1985, p. 1.
(7) OJ No L 201, 31. 7. 1990, p. 9.

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

Done at Brussels, 26 October 1990.

*For the Commission*

Ray MAC SHARRY

*Member of the Commission*

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*ANNEX*

**to the Commission Regulation of 26 October 1990 fixing the corrective amount applicable to the refund on rice and broken rice**

*(ECU/tonne)*

| Product code | Destination (1) | Current 11 | 1st period 12 | 2nd period 1 | 3rd period 2 |
|---|---|---|---|---|---|
| 1006 20 11 000 | — | — | — | — | — |
| 1006 20 13 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 20 15 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 20 17 000 | — | — | — | — | — |
| 1006 20 92 000 | — | — | — | — | — |
| 1006 20 94 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 20 96 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 20 98 000 | — | — | — | — | — |
| 1006 30 21 000 | — | — | — | — | — |
| 1006 30 23 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 30 25 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 30 27 000 | — | — | — | — | — |
| 1006 30 42 000 | — | — | — | — | — |
| 1006 30 44 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 30 46 000 | 01 | 0 | 0 | 0 | 0 |
| 1006 30 48 000 | — | — | — | — | — |
| 1006 30 61 000 | — | — | — | — | — |
| 1006 30 63 100 | 01 | 0 | 0 | 0 | 0 |
| | 03 | 0 | 0 | 0 | 0 |
| | 05 | 0 | 0 | 0 | 0 |
| | 06 | 0 | 0 | 0 | 0 |
| | 07 | 0 | 0 | 0 | 0 |
| | 08 | 0 | 0 | 0 | 0 |
| | 09 | 0 | 0 | 0 | 0 |
| | 10 | 0 | 0 | 0 | 0 |
| | 11 | 0 | 0 | 0 | 0 |
| | 12 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| | 14 | 0 | 0 | 0 | 0 |
| 1006 30 63 900 | 01 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| 1006 30 65 100 | 01 | 0 | 0 | 0 | 0 |
| | 03 | 0 | 0 | 0 | 0 |
| | 05 | 0 | 0 | 0 | 0 |
| | 06 | 0 | 0 | 0 | 0 |
| | 07 | 0 | 0 | 0 | 0 |
| | 08 | 0 | 0 | 0 | 0 |
| | 09 | 0 | 0 | 0 | 0 |
| | 10 | 0 | 0 | 0 | 0 |
| | 11 | 0 | 0 | 0 | 0 |
| | 12 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| | 14 | 0 | 0 | 0 | 0 |

*(ECU/tonne)*

| Product code | Destination (1) | Current 11 | 1st period 12 | 2nd period 1 | 3rd period 2 |
|---|---|---|---|---|---|
| 1006 30 65 900 | 01 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| 1006 30 67 100 | | — | — | — | — |
| 1006 30 67 900 | | — | — | — | — |
| 1006 30 92 000 | | — | — | — | — |
| 1006 30 94 100 | 01 | 0 | 0 | 0 | 0 |
| | 03 | 0 | 0 | 0 | 0 |
| | 05 | 0 | 0 | 0 | 0 |
| | 06 | 0 | 0 | 0 | 0 |
| | 07 | 0 | 0 | 0 | 0 |
| | 08 | 0 | 0 | 0 | 0 |
| | 09 | 0 | 0 | 0 | 0 |
| | 10 | 0 | 0 | 0 | 0 |
| | 11 | 0 | 0 | 0 | 0 |
| | 12 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| | 14 | 0 | 0 | 0 | 0 |
| 1006 30 94 900 | 01 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| | 15 | 0 | 0 | 0 | 0 |
| 1006 30 96 100 | 01 | 0 | 0 | 0 | 0 |
| | 03 | 0 | 0 | 0 | 0 |
| | 05 | 0 | 0 | 0 | 0 |
| | 06 | 0 | 0 | 0 | 0 |
| | 07 | 0 | 0 | 0 | 0 |
| | 08 | 0 | 0 | 0 | 0 |
| | 09 | 0 | 0 | 0 | 0 |
| | 10 | 0 | 0 | 0 | 0 |
| | 11 | 0 | 0 | 0 | 0 |
| | 12 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| | 14 | 0 | 0 | 0 | 0 |
| 1006 30 96 900 | 01 | 0 | 0 | 0 | 0 |
| | 13 | 0 | 0 | 0 | 0 |
| | 15 | 0 | 0 | 0 | 0 |
| 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,

15 Zones I, II, III, IV, V, VI and 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 3049/89 (JO No L 292, 11. 10. 1989, p. 10).