COMMISSION REGULATION (EEC) No 743/91

of 26 March 1991

amending Regulations (EEC) No 261/91 and (EEC) No 502/91 fixing 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 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 3641/90 (2), and in particular Article 17 (4) thereof,

Having regard to Council Regulation (EEC) No 3577/90 of 4 December 1990 on the transitional measures and adjustments required in the agricultural sector as a result of German unification (3), and in particular Article 3 thereof,

Whereas Commission Regulations (EEC) No 261/91 (4) and (EEC) No 502/91 (5) set a special refund for the export of butter to the Soviet Union ; whereas pursuant to Article 1 (1) of Commission Regulation (EEC) No 3775/90 (6) Germany is authorized to continue to supplement from national funds the amount of the refund fixed by Community rules for the export of milk and milk products ; whereas it is, therefore, appropriate to grant the refund normally applicable for other destinations for such exports of butter to the abovementioned destination ; whereas Regulations (EEC) No 261/91 and (EEC) No 502/91 should therefore be amended ;

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. Footnote (**) in the Annex to Regulation (EEC) No 261/91 is hereby replaced by the following :

'(**) This amount shall not apply to butter exported pursuant to Commission Regulation (EEC) No 3775/90 (OJ No L 364, 28. 12. 1990, p. 2), for which the refund applicable is that fixed for the other destinations.'

2. Footnote (**) in the Annex to Regulation (EEC) No 502/91 is hereby replaced by the following :

'(**) This amount shall not apply to butter exported pursuant to Commission Regulation (EEC) No 3775/90 (OJ No L 364, 28. 12. 1990, p. 2), for which the refund applicable is that fixed for the other destinations.'

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities.*

Article 1 (1) shall apply from 1 February 1991.

Article 1 (2) shall apply from 1 March 1991.

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

Done at Brussels, 26 March 1991.

For the Commission

Ray MAC SHARRY

Member of the Commission

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 362, 27. 12. 1990, p. 5.
(3) OJ No L 353, 17. 12. 1990, p. 23.
(4) OJ No L 27, 1. 2. 1991, p. 89.
(5) OJ No L 55, 1. 3. 1991, p. 74.
(6) OJ No L 364, 28. 12. 1990, p. 2.