COMMISSION REGULATION (EEC) No 1172/93

of 13 May 1993

fixing the export refunds on milk and milk products and amending Regulation (EEC) No 3846/87 establishing an agricultural product nomenclature for export refunds

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 2071/92 [2], and in particular Article 17 (4) thereof,

Whereas Article 17 of Regulation (EEC) No 804/68 provides that the difference between prices in international trade 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 Council Regulation (EEC) No 876/68 of 28 June 1968 laying down general rules for granting export refunds on milk and milk products and criteria for fixing the amount of such refunds [3], as last amended by Regulation (EEC) No 1344/86 [4], provides that when the refunds on the products listed in Article 1 of Regulation (EEC) No 804/68, exported in the natural state, are being fixed account must be taken of:

— the existing situation and the future trend with regard to prices and availabilities of milk and milk products on the Community market and prices for milk and milk products in international trade,

— marketing costs and the most favourable transport charges from Community markets to ports or other points of export in the Community, as well as costs incurred in placing the goods on the market of the country of destination,

— the aims of the common organization of the market in milk and milk products which are to ensure equilibrium and the natural development of prices and trade on this market,

— the need to avoid disturbances on the Community market, and

— the economic aspect of the proposed exports;

Whereas Article 3 (1) of Regulation (EEC) No 876/68 provides that when prices within the Community are being determined account should be taken of the ruling prices which are most favourable for exportation, and that when prices in international trade are being determined particular account should be taken of:

(a) prices ruling on third country markets;

(b) the most favourable prices in third countries of destination for third country imports;

(c) producer prices recorded in exporting third countries, account being taken, where appropriate, of subsidies granted by those countries; and

(d) free-at-Community-frontier offer prices;

Whereas Article 4 of Regulation (EEC) No 876/68 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund on the products listed in Article 1 of Regulation (EEC) No 804/68 according to destination;

Whereas Article 5 (1) of Regulation (EEC) No 876/68 provides that the list of products on which export refunds are granted and the amount of such refunds should be fixed at least once every four weeks; whereas the amount of the refund may, however, remain at the same level for more than four weeks;

Whereas, in accordance with Article 2 of Commission Regulation (EEC) No 1098/68 of 27 July 1968 on detailed rules for the application of export refunds on milk and milk products [5], as last amended by Regulation (EEC) No 2767/90 [6], the refund granted for milk products containing added sugar is equal to the sum of the two components, one of which is intended to take account of the quantity of milk products and the other is intended to take account of the quantity of added sucrose; whereas, however, the latter component is applied only if the added sucrose was produced from sugar beet or cane harvested in the Community; whereas, for products falling within CN codes ex 0402 99 11, ex 0402 99 19, ex 0404 90 51, ex 0404 90 53, ex 0404 90 91 and ex 0404 90 93, with a fat content by weight not exceeding 9,5 % and a non-fatty milk content in the dry matter equal to or greater than 15 % by weight, the former abovementioned component is fixed for 100 kilograms of the whole product; whereas, for the other products con-

[1] OJ No L 148, 28. 6. 1968, p. 13.
[2] OJ No L 215, 30. 7. 1992, p. 64.
[3] OJ No L 155, 3. 7. 1968, p. 1.
[4] OJ No L 119, 8. 5. 1986, p. 36.
[5] OJ No L 184, 29. 7. 1968, p. 10.
[6] OJ No L 267, 29. 9. 1990, p. 14.

taining added sugar falling within CN codes 0402 and 0404, that component is calculated by multiplying the basic amount by the milk products content of the product concerned; whereas that basic amount is equal to the refund to be fixed for one kilogram of milk products contained in the whole product;

Whereas the second component is calculated by multiplying the sucrose content of the product by the basic amoun of the refund valid on the day of exportation for the products listed in Article 1 (1) (d) of Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector [1], as last amended by Regulation (EEC) No 61/92 [2];

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92 [3] are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93 [4];

Whereas the level of refund for cheeses is calculated for products intended for direct consumption; whereas the cheese rinds and cheese wastes are not products intended for this purpose; whereas, to avoid any confusion in interpretation, it should be specified that there will be no refund for cheeses of a free-at-frontier value less than ECU 150 per 100 kilograms;

Whereas Commission Regulation (EEC) No 896/84 [5], as last amended by Regulation (EEC) No 222/88 [6], laid down additional provisions concerning the granting of refunds on the change from one milk year to another; whereas those provisions provide for the possibility of varying refunds according to the date of manufacture of the products;

Whereas Commission Regulation (EEC) No 3846/87 [7], as last amended by Regulation (EEC) No 425/93 [8], establishes the combined nomenclature applicable to export refunds for agricultural products; whereas mistakes have crept into the nomenclature for milk products; whereas it is therefore necessary to amend Sector 10 of the Annex to Regulation (EEC) No 3846/87;

Whereas for the calculation of the refund for processed cheese provision must be made where casein or caseinates are added for that quantity not to be taken into account;

Whereas it follows from applying the rules set out above to the present situation on the market in milk and in particular to quotations or prices for milk products within the Community and on the world market that the refund should be as set out in the Annex to this Regulation;

Whereas Council Regulation (EEC) No 990/93 [9] prohibits trade between the European Economic Community and the Federal Republic of Yugoslavia (Serbia and Montenegro); whereas this prohibition does not apply in certain situations as comprehensively listed in Articles 2, 4, 5 and 7 thereof; whereas account should be taken of this fact when fixing the refunds;

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. The export refunds referred to in Article 17 of Regulation (EEC) No 804/68 on products exported in the natural state shall be as set out in the Annex.

2. There shall be no refunds for exports to Zone E for products falling within CN codes 0401, 0402, 0403, 0404, 0405 and 2309.

Article 2

The notes in Sector 10 of the Annex to Regulation (EEC) No 3846/87 are hereby replaced by those in Annex II to this Regulation.

Article 3

This Regulation shall enter into force on 14 May 1993.

(1) OJ No L 177, 1. 7. 1981, p. 4.
(2) OJ No L 6, 11. 1. 1992, p. 19.
(3) OJ No L 387, 31. 12. 1992, p. 1.
(4) OJ No L 108, 1. 5. 1993, p. 93.
(5) OJ No L 91, 1. 4. 1984, p. 71.
(6) OJ No L 28, 1. 2. 1988, p. 1.
(7) OJ No L 366, 24. 12. 1987, p. 1.
(8) OJ No L 48, 26. 2. 1993, p. 26.
(9) OJ No L 102, 28. 4. 1993, p. 14.

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

Done at Brussels, 13 May 1993.

For the Commission
René STEICHEN
Member of the Commission

ANNEX I

to the Commission Regulation of 13 May 1993 fixing the export refunds on milk and milk products

(in ECU/100 kg net weight unless otherwise indicated)

Product code	Destination (*)	Amount of refund (**)
0401 10 10 000		5,45
0401 10 90 000		5,45
0401 20 11 100		5,45
0401 20 11 500		8,58
0401 20 19 100		5,45
0401 20 19 500		8,58
0401 20 91 100		11,50
0401 20 91 500		13,46
0401 20 99 100		11,50
0401 20 99 500		13,46
0401 30 11 100		17,36
0401 30 11 400		26,92
0401 30 11 700		40,59
0401 30 19 100		17,36
0401 30 19 400		26,92
0401 30 19 700		40,59
0401 30 31 100		48,39
0401 30 31 400		75,72
0401 30 31 700		83,52
0401 30 39 100		48,39
0401 30 39 400		75,72
0401 30 39 700		83,52
0401 30 91 100		95,23
0401 30 91 400		140,12
0401 30 91 700		163,55
0401 30 99 100		95,23
0401 30 99 400		140,12
0401 30 99 700		163,55
0402 10 11 000		60,00
0402 10 19 000		60,00
0402 10 91 000		0,6000
0402 10 99 000		0,6000
0402 21 11 200		60,00
0402 21 11 300		97,48
0402 21 11 500		103,42
0402 21 11 900		112,00
0402 21 17 000		60,00
0402 21 19 300		97,48
0402 21 19 500		103,42
0402 21 19 900		112,00
0402 21 91 100		112,91
0402 21 91 200		113,77
0402 21 91 300		115,34
0402 21 91 400		124,41
0402 21 91 500		127,51
0402 21 91 600		139,36
0402 21 91 700		146,46
0402 21 91 900		154,37
0402 21 99 100		112,91
0402 21 99 200		113,77
0402 21 99 300		115,34
0402 21 99 400		124,41
0402 21 99 500		127,51
0402 21 99 600		139,36
0402 21 99 700		146,46
0402 21 99 900		154,37
0402 29 15 200		0,6000
0402 29 15 300		0,9748
0402 29 15 500		1,0342
0402 29 15 900		1,1200
0402 29 19 200		0,6000
0402 29 19 300		0,9748
0402 29 19 500		1,0342
0402 29 19 900		1,1200
0402 29 91 100		1,1291
0402 29 91 500		1,2441
0402 29 99 100		1,1291
0402 29 99 500		1,2441
0402 91 11 110		5,45
0402 91 11 120		11,50
0402 91 11 310		19,17
0402 91 11 350		23,87
0402 91 11 370		29,47
0402 91 19 110		5,45
0402 91 19 120		11,50
0402 91 19 310		19,17
0402 91 19 350		23,87
0402 91 19 370		29,47
0402 91 31 100		23,02
0402 91 31 300		34,83
0402 91 39 100		23,02
0402 91 39 300		34,83
0402 91 51 000		26,92
0402 91 59 000		26,92
0402 91 91 000		95,23
0402 91 99 000		95,23
0402 99 11 110		0,0545
0402 99 11 130		0,1150
0402 99 11 150		0,1909
0402 99 11 310		22,12
0402 99 11 330		26,91
0402 99 11 350		36,34
0402 99 19 110		0,0545
0402 99 19 130		0,1150

Product code	Destination (*)	Amount of refund (**)
0402 99 19 150		0,1909
0402 99 19 310		22,12
0402 99 19 330		26,91
0402 99 19 350		36,34
0402 99 31 110		0,2497
0402 99 31 150		37,89
0402 99 31 300		0,4839
0402 99 31 500		0,8352
0402 99 39 110		0,2497
0402 99 39 150		37,89
0402 99 39 300		0,4839
0402 99 39 500		0,8352
0402 99 91 000		0,9523
0402 99 99 000		0,9523
0403 10 02 000		—
0403 10 04 200		—
0403 10 04 300		—
0403 10 04 500		—
0403 10 04 900		—
0403 10 06 000		—
0403 10 12 000		—
0403 10 14 200		—
0403 10 14 300		—
0403 10 14 500		—
0403 10 14 900		—
0403 10 16 000		—
0403 10 22 100		5,45
0403 10 22 300		8,58
0403 10 24 000		11,50
0403 10 26 000		17,36
0403 10 32 100		0,0545
0403 10 32 300		0,0858
0403 10 34 000		0,1150
0403 10 36 000		0,1736
0403 90 11 000		60,00
0403 90 13 200		60,00
0403 90 13 300		97,48
0403 90 13 500		103,42
0403 90 13 900		112,00
0403 90 19 000		112,91
0403 90 31 000		0,6000
0403 90 33 200		0,6000
0403 90 33 300		0,9748
0403 90 33 500		1,0342
0403 90 33 900		1,1200
0403 90 39 000		1,1291
0403 90 51 100		5,45
0403 90 51 300		8,58
0403 90 53 000		11,50
0403 90 59 110		17,36
0403 90 59 140		26,92
0403 90 59 170		40,59
0403 90 59 310		48,39
0403 90 59 340		75,72
0403 90 59 370		83,52
0403 90 59 510		95,23
0403 90 59 540		140,12
0403 90 59 570		163,55
0403 90 61 100		0,0545
0403 90 61 300		0,0858
0403 90 63 000		0,1150
0403 90 69 000		0,1736
0404 90 11 100		60,00
0404 90 11 910		5,45
0404 90 11 950		19,17
0404 90 13 120		60,00
0404 90 13 130		97,48
0404 90 13 140		103,42
0404 90 13 150		112,00
0404 90 13 911		5,45
0404 90 13 913		11,50
0404 90 13 915		17,36
0404 90 13 917		26,92
0404 90 13 919		40,59
0404 90 13 931		19,17
0404 90 13 933		23,87
0404 90 13 935		29,47
0404 90 13 937		34,83
0404 90 13 939		36,44
0404 90 19 110		112,91
0404 90 19 115		113,77
0404 90 19 120		115,34
0404 90 19 130		124,41
0404 90 19 135		127,51
0404 90 19 150		139,36
0404 90 19 160		146,46
0404 90 19 180		154,37
0404 90 19 900		—
0404 90 31 100		60,00
0404 90 31 910		5,45
0404 90 31 950		19,17
0404 90 33 120		60,00
0404 90 33 130		97,48
0404 90 33 140		103,42
0404 90 33 150		112,00
0404 90 33 911		5,45
0404 90 33 913		11,50
0404 90 33 915		17,36
0404 90 33 917		26,92
0404 90 33 919		40,59
0404 90 33 931		19,17
0404 90 33 933		23,87
0404 90 33 935		29,47
0404 90 33 937		34,83
0404 90 33 939		36,44
0404 90 39 110		112,91
0404 90 39 115		113,77
0404 90 39 120		115,34
0404 90 39 130		124,41

Product code	Destination (*)	Amount of refund (**)
0404 90 39 150		127,51
0404 90 39 900		—
0404 90 51 100		0,6000
0404 90 51 910		0,0545
0404 90 51 950		22,12
0404 90 53 110		0,6000
0404 90 53 130		0,9748
0404 90 53 150		1,0342
0404 90 53 170		1,1200
0404 90 53 911		0,0545
0404 90 53 913		0,1150
0404 90 53 915		0,1736
0404 90 53 917		0,2692
0404 90 53 919		0,4059
0404 90 53 931		22,12
0404 90 53 933		26,91
0404 90 53 935		36,34
0404 90 53 937		37,89
0404 90 53 939		—
0404 90 59 130		1,1291
0404 90 59 150		1,2441
0404 90 59 930		0,5815
0404 90 59 950		0,8352
0404 90 59 990		0,9523
0404 90 91 100		0,6000
0404 90 91 910		0,0545
0404 90 91 950		22,12
0404 90 93 110		0,6000
0404 90 93 130		0,9748
0404 90 93 150		1,0342
0404 90 93 170		1,1200
0404 90 93 911		0,0545
0404 90 93 913		0,1150
0404 90 93 915		0,1736
0404 90 93 917		0,2692
0404 90 93 919		0,4059
0404 90 93 931		22,12
0404 90 93 933		26,91
0404 90 93 935		36,34
0404 90 93 937		37,89
0404 90 93 939		—
0404 90 99 130		1,1291
0404 90 99 150		1,2441
0404 90 99 930		0,5815
0404 90 99 950		0,8352
0404 90 99 990		0,9523
0405 00 11 100		—
0405 00 11 200		127,02
0405 00 11 300		159,80
0405 00 11 500		163,90
0405 00 11 700		168,00
0405 00 19 100		—
0405 00 19 200		127,02
0405 00 19 300		159,80
0405 00 19 500		163,90
0405 00 19 700		168,00
0405 00 90 100		168,00
0405 00 90 900		216,00
0406 10 20 100		—
0406 10 20 200		—
0406 10 20 210		—
0406 10 20 230	028	—
	032	—
	400	37,08
	404	—
	***	45,57
0406 10 20 290	028	—
	032	—
	400	37,08
	404	—
	***	45,57
0406 10 20 610	028	12,83
	032	12,83
	036	—
	038	—
	400	82,87
	404	—
	***	85,02
0406 10 20 620	028	19,00
	032	19,00
	036	—
	038	—
	400	91,37
	404	—
	***	93,22
0406 10 20 630	028	22,80
	032	22,80
	036	—
	038	—
	400	103,84
	404	—
	***	105,25
0406 10 20 640	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	123,50
0406 10 20 650	028	26,13
	032	26,13
	036	—
	038	—
	400	61,75
	404	—
	***	128,58

Product code	Destination (*)	Amount of refund (**)
0406 10 20 660		—
0406 10 20 810	028	—
	032	—
	036	—
	038	—
	400	20,39
	404	—
	***	20,01
0406 10 20 830	028	—
	032	—
	036	—
	038	—
	400	35,74
	404	—
	***	34,17
0406 10 20 850	028	—
	032	—
	036	—
	038	—
	400	43,52
	404	—
	***	41,44
0406 10 20 870		—
0406 10 20 900		—
0406 10 80 000		—
0406 20 90 100		—
0406 20 90 913	028	—
	032	—
	400	83,35
	404	—
	***	80,69
0406 20 90 915	028	—
	032	—
	400	111,14
	404	—
	***	107,59
0406 20 90 917	028	—
	032	—
	400	118,09
	404	—
	***	114,31
0406 20 90 919	028	—
	032	—
	400	131,97
	404	—
	***	127,77
0406 20 90 990		—
0406 30 10 100		—
0406 30 10 150	028	—
	032	—
	036	—
	038	—
	400	19,03
	404	—
	***	21,69
0406 30 10 200	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	—
	***	46,25
0406 30 10 250	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	—
	***	46,25
0406 30 10 300	028	—
	032	—
	036	—
	038	—
	400	60,69
	404	—
	***	67,85
0406 30 10 350	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	—
	***	46,25
0406 30 10 400	028	—
	032	—
	036	—
	038	—
	400	60,69
	404	—
	***	67,85
0406 30 10 450	028	—
	032	—
	036	—
	038	—
	400	88,38
	404	—
	***	98,75
0406 30 10 500		—
0406 30 10 550	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	19,00
	***	46,25
0406 30 10 600	028	—
	032	—
	036	—
	038	—
	400	60,69
	404	26,60
	***	67,85

Product code	Destination (*)	Amount of refund (**)
0406 30 10 650	028	—
	032	—
	036	—
	038	—
	400	88,38
	404	—
	***	98,75
0406 30 10 700	028	—
	032	—
	036	—
	038	—
	400	88,38
	404	—
	***	98,75
0406 30 10 750	028	—
	032	—
	036	—
	038	—
	400	107,86
	404	—
	***	120,53
0406 30 10 800	028	—
	032	—
	036	—
	038	—
	400	107,86
	404	—
	***	120,53
0406 30 10 900		—
0406 30 31 100		—
0406 30 31 300	028	—
	032	—
	036	—
	038	—
	400	19,03
	404	—
	***	21,69
0406 30 31 500	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	—
	***	46,25
0406 30 31 710	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	—
	***	46,25
0406 30 31 730	028	—
	032	—
	036	—
	038	—
	400	60,69
	404	—
	***	67,85
0406 30 31 910	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	—
	***	46,25
0406 30 31 930	028	—
	032	—
	036	—
	038	—
	400	60,69
	404	—
	***	67,85
0406 30 31 950	028	—
	032	—
	036	—
	038	—
	400	88,38
	404	—
	***	98,75
0406 30 39 100		—
0406 30 39 300	028	—
	032	—
	036	—
	038	—
	400	41,34
	404	19,00
	***	46,25
0406 30 39 500	028	—
	032	—
	036	—
	038	—
	400	60,69
	404	26,60
	***	67,85
0406 30 39 700	028	—
	032	—
	036	—
	038	—
	400	88,38
	404	—
	***	98,75
0406 30 39 930	028	—
	032	—
	036	—
	038	—
	400	88,38
	404	—
	***	98,75

Product code	Destination (*)	Amount of refund (**)
0406 30 39 950	028	—
	032	—
	036	—
	038	—
	400	107,86
	404	—
	***	120,53
0406 30 90 000	028	—
	032	—
	036	—
	038	—
	400	107,86
	404	—
	***	120,53
0406 40 00 100		—
0406 40 00 900	028	—
	032	—
	038	—
	400	114,00
	404	—
	***	120,18
0406 90 13 000	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	151,37
0406 90 15 100	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	151,37
0406 90 15 900		—
0406 90 17 100	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	151,37
0406 90 17 900		—
0406 90 21 100		—
0406 90 21 900	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	144,10
0406 90 23 100		—
0406 90 23 900	028	—
	032	—
	036	—
	038	—
	400	61,75
	404	—
	***	128,58
0406 90 25 100		—
0406 90 25 900	028	—
	032	—
	036	—
	038	—
	400	61,75
	404	—
	***	128,58
0406 90 27 100		—
0406 90 27 900	028	—
	032	—
	036	—
	038	—
	400	53,33
	404	—
	***	108,97
0406 90 31 111		—
0406 90 31 119	028	—
	032	—
	036	—
	038	14,25
	400	59,36
	404	15,20
	***	85,46
0406 90 31 151	028	—
	032	—
	036	—
	038	—
	400	55,48
	404	14,21
	***	79,64
0406 90 31 159		—
0406 90 31 900		—
0406 90 33 111		—
0406 90 33 119	028	—
	032	—
	036	—
	038	14,25
	400	59,36
	404	15,20
	***	85,46
0406 90 33 151	028	—
	032	—
	036	—
	038	—
	400	55,48
	404	14,21
	***	79,64

Product code	Destination (*)	Amount of refund (**)
0406 90 33 159		—
0406 90 33 911		—
0406 90 33 919	028	—
	032	—
	036	—
	038	14,25
	400	59,36
	404	15,20
	***	85,46
0406 90 33 951	028	—
	032	—
	036	—
	038	—
	400	55,48
	404	14,21
	***	79,64
0406 90 33 959		—
0406 90 35 110		—
0406 90 35 190	028	—
	032	—
	036	40,53
	400	152,00
	404	85,50
	***	150,61
0406 90 35 910		—
0406 90 35 990	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	123,50
0406 90 61 000	028	—
	032	—
	036	85,50
	400	180,50
	404	133,00
	***	175,75
0406 90 63 100	028	—
	032	—
	036	99,78
	400	209,00
	404	152,00
	***	201,51
0406 90 63 900	028	—
	032	—
	036	66,50
	400	142,50
	404	76,00
	***	156,75
0406 90 69 100		—
0406 90 69 910	028	—
	032	—
	036	66,50
	400	142,50
	404	76,00
	***	156,75
0406 90 69 990		—
0406 90 73 100		—
0406 90 73 900	028	—
	032	—
	036	40,53
	400	152,00
	404	114,00
	***	143,45
0406 90 75 100		—
0406 90 75 900	028	—
	032	—
	036	—
	400	61,75
	404	—
	***	119,66
0406 90 77 100	028	22,80
	032	22,80
	036	—
	038	—
	400	55,83
	404	—
	***	105,25
0406 90 77 300	028	—
	032	—
	036	—
	038	—
	400	61,75
	404	—
	***	128,58
0406 90 77 500	028	—
	032	—
	036	—
	038	—
	400	71,25
	404	—
	***	128,58
0406 90 79 100		—
0406 90 79 900	028	—
	032	—
	036	—
	038	—
	400	53,33
	404	—
	***	108,97
0406 90 81 100		—

Product code	Destination (*)	Amount of refund (**)
0406 90 81 900	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	123,50
0406 90 85 100		—
0406 90 85 910	028	—
	032	—
	036	40,54
	400	152,00
	404	85,50
	***	150,61
0406 90 85 991	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	123,50
0406 90 85 995	028	26,13
	032	26,13
	036	—
	038	—
	400	61,75
	404	—
	***	128,58
0406 90 85 999		—
0406 90 89 100	028	12,83
	032	12,83
	036	—
	038	—
	400	85,02
	404	—
	***	85,02
0406 90 89 200	028	19,00
	032	19,00
	036	—
	038	—
	400	91,37
	404	—
	***	93,22
0406 90 89 300	028	22,80
	032	22,80
	036	—
	038	—
	400	103,84
	404	—
	***	105,25
0406 90 89 910		—
0406 90 89 951	028	—
	032	—
	036	40,53
	400	152,00
	404	85,50
	***	143,45
0406 90 89 959	028	—
	032	—
	036	—
	038	—
	400	123,50
	404	—
	***	123,50
0406 90 89 971	028	26,13
	032	26,13
	036	—
	038	—
	400	70,30
	404	—
	***	128,58
0406 90 89 972	028	—
	032	—
	400	37,08
	404	—
	***	45,57
0406 90 89 979	028	26,13
	032	26,13
	036	—
	038	—
	400	70,30
	404	—
	***	128,58
0406 90 89 990		—
0406 90 93 000		—
0406 90 99 000		—
2309 10 15 010		—
2309 10 15 100		—
2309 10 15 200		—
2309 10 15 300		—
2309 10 15 400		—
2309 10 15 500		—
2309 10 15 700		—
2309 10 15 900		—
2309 10 19 010		—
2309 10 19 100		—
2309 10 19 200		—
2309 10 19 300		—
2309 10 19 400		—
2309 10 19 500		—
2309 10 19 600		—
2309 10 19 700		—
2309 10 19 800		—
2309 10 19 900		—
2309 10 70 010		—
2309 10 70 100		18,00
2309 10 70 200		24,00
2309 10 70 300		30,00

Product code	Destination (*)	Amount of refund (**)
2309 10 70 500		36,00
2309 10 70 600		42,00
2309 10 70 700		48,00
2309 10 70 800		52,80
2309 10 70 900		—
2309 90 35 010		—
2309 90 35 100		—
2309 90 35 200		—
2309 90 35 300		—
2309 90 35 400		—
2309 90 35 500		—
2309 90 35 700		—
2309 90 35 900		—
2309 90 39 010		—
2309 90 39 100		—
2309 90 39 200		—
2309 90 39 300		—
2309 90 39 400		—
2309 90 39 500		—
2309 90 39 600		—
2309 90 39 700		—
2309 90 39 800		—
2309 90 39 900		—
2309 90 70 010		—
2309 90 70 100		18,00
2309 90 70 200		24,00
2309 90 70 300		30,00
2309 90 70 500		36,00
2309 90 70 600		42,00
2309 90 70 700		48,00
2309 90 70 800		52,80
2309 90 70 900		—

(*) The code numbers for the destinations are those set out in the Annex to Commission Regulation (EEC) No 208/93.
For destinations other than those indicated for each 'product code', the amount of the refund applying is indicated by "".
Where no destination is indicated, the amount of the refund is applicable for exports to any destination other than those referred to in Article 1 (2).

(**) Refunds on exports to the Federal Republic of Yugoslavia (Serbia and Montenegro) may be granted only where the conditions laid down in Regulation (EEC) No 990/93 are observed.

NB: The product codes and the footnotes are defined in amended Commission Regulation (EEC) No 3846/87.

ANNEX II

(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 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 caseinates added per 100 kilograms 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 calculation the fat content, by weight.

The refund per 100 kilograms 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 kilograms 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 lactie part excluding the weight of added whey and/or added lactose and/or added caseinates, contained in 100 kilograms of product;

(b) a component calculated in accordance with the provisions of Article 2 (3) of Regulation (EEC) No 1098/68 (OJ No L 184, 29. 7. 1968, p. 10).

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 kilograms of finished products, and in particular.

— the lactose content of the added whey.

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

(a) the amount per 100 kilograms shown; however, where whey and/or lactose and/or casein and/or caseinates have been added to the products, the amount per 100 kilograms 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 kilograms of product, and then

— divided by the weight of the lactic part contained in 100 kilograms 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 kilograms 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 in the exporting Member State, is less than ECU 150 per 100 kilograms. This limitation to ECU 150 per 100 kilograms does not apply to cheeses falling within subheadings 0406 90 93 and 0406 10 20 with a water content, calculated by weight, of the non-fatty matter exceeding 72 %.

(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 kilograms of finished product.

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

(10) Where the product contains casein and/or caseinates, the part corresponding to the added casein and/or the added caseinates will not be taken into account for the purpose of calculating the refund.

When completing customs formalities, the party concerned is to state, on the declaration provided for the purpose, whether or not casein and/or caseinates have been added per 100 kilograms and where this is the case, the actual content by weight of added casein and/or added caseinates of finished product.

(11) The refund on frozen condensed milk is the same as that on products falling within CN codes 0402 91 or 0402 99.

(12) The refunds on frozen products in the natural state falling CN codes 0403 90 11 to 0403 90 39 are the same as those on products falling within CN codes 0403 90 51 to 0403 90 69.