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COMMISSION REGULATION (EC) No 1591/95

of 30 June 1995

laying down detailed rules for the application of export refunds to glucose and glucose syrup used in certain products processed from fruit and vegetables

(OJ L 150, 1.7.1995, p. 91)

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►**C1** Corrigendum, OJ L 165, 24.6.1997, p. 16 (2625/95)

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COMMISSION REGULATION (EC) No 1591/95

of 30 June 1995

laying down detailed rules for the application of export refunds to glucose and glucose syrup used in certain products processed from fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 426/86 of 24 February 1986 on the common organization of the market in products processed from fruit and vegetables [1], as last amended by Commission Regulation (EC) No 1032/95 [2], and in particular Articles 13 (8), 14 (5) and 14a (7) thereof,

Whereas in accordance with Article 13 (4) of Regulation (EEC) No 426/86, an export licence is required before any refund can be granted;

Whereas Commission Regulation (EEC) No 3719/88 [3], as last amended by Regulation (EC) No 1199/95 [4], lays down detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products;

Whereas Commission Regulation (EEC) No 3846/87 [5], as last amended by Regulation (EC) No 836/95 [6], establishes an agricultural product nomenclature for export refunds;

Whereas Commission Regulation (EEC) No 3665/87 [7], as last amended by Regulation (EC) No 331/95 [8], lays down common rules for the application of the system of export refunds on agricultural products; whereas these rules must be supplemented by specific rules on glucose and glucose syrup incorporated into products processed from fruit and vegetables;

Wheres, pursuant to Article 13 (1) of Regulation (EEC) No 426/86, refunds must be fixed within the limits resulting from agreements concluded in accordance with Article 228 of the Treaty;

Whereas, with this in mind, and to prevent distortion of competition, the system of export refunds for glucose and glucose syrup incorporated into products processed from fruit and vegetables should be brought into line with the system provided for in Commission Regulation (EC) No 1518/95 of 29 June 1995 laying down detailes rules for the application of Regulations (EEC) No 1418/76 and (EEC) No 1766/92 as regards imports and exports or products processed from cereals and rice and amending Commission Regulation (EC) No 1162/95 laying down special detailed rules for the application of the system of import and export licences for cereals and rice [9];

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Products Processed from Fruit and Vegetables,

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(1) OJ No L 49, 27. 2. 1986, p. 1.
(2) OJ No L 105, 9. 5. 1995, p. 3.
(3) OJ No L 331, 2. 12. 1988, p. 1.
(4) OJ No L 119, 30. 5. 1995, p. 4.
(5) OJ No L 366, 24. 12. 1987, p. 1.
(6) OJ No L 88, 21. 4. 1995, p. 1.
(7) OJ No L 351, 14. 12. 1987, p. 1.
(8) OJ No L 38, 18. 2. 1995, p. 1.
(9) OJ No L 147, 30. 6. 1995, p. 55.

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HAS ADOPTED THIS REGULATION:

Article 1

An export refund may be granted in respect of glucose and glucose syrup falling within CN codes 1702 30 51, 1702 30 59, 1702 30 91, 1702 30 99 and 1702 40 90 used in the products listed in Article 1 (1) (b) of Regulation (EEC) No 426/86.

Article 2

Regulation (EC) No 1518/95 shall apply to the products referred to in Article 1.

▼M1

However, for the purpose of applying this Regulation, section 20 of the licence application and of the licence shall contain one of the following indications:

— 'Glucosa utilizada en uno o varios productos enumerados en la letra b) del apartado 1 del artículo 1 del Reglamento (CEE) nº 426/86'

— 'Glucose anvendt i et eller flere af de produkter, der er nævnt i artikel 1, stk. 1, litra b), i forordning (EØF) nr. 426/86'

— 'Glukose, einem oder mehreren der in Artikel 1 Absatz 1 Buchstabe b) der Verordnung (EWG) Nr. 426/86 genannten Erzeugnisse zugesetzt'

— 'Γλυκόζη που χρησιμοποιείται σε ένα ή περισσότερα των προϊόντων που απαριθμούνται στο άρθρο 1 παράγραφος 1 στοιχείο β) του κανονισμού (ΕΟΚ) αριθ. 426/86'

— 'Glucose used in one or more products as listed in Article 1 (1) (b) of Regulation (EEC) No 426/86'

— 'Glucose mis en œuvre dans un ou plusieurs produits énumérés à l'article 1er paragraphe 1 point b) du règlement (CEE) nº 426/86'

— 'Glucosio incorporato in uno o più prodotti di cui all'articolo 1, paragrafo 1, lettera b) del regolamento (CEE) n. 426/86'

— 'Glucose, verwerkt in een of meer van de in artikel 1, lid 1, onder b), van Verordening (EEG) nr. 426/86 genoemde produkten'

— 'Glicose utilizada num ou mais produtos enumerados no nº 1, alínea b), do artigo 1º do Regulamento (CEE) nº 426/86'

▼C1

— 'Yhdessä tai useammassa asetuksen (ETY) N:o 426/86 1 artiklan 1 kohdan b alakohdassa luetellussa tuotteessa käytetty glukoosi'

▼M1

— 'Glukos som tillsätts i en eller flera av produkterna i artikel 1.1 b i förordning (EEG) nr 426/86'

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Grant of a refund pursuant to this Regulation shall preclude a refund being granted pursuant to Commission Regulation (EC) No 1429/95 [1] laying down detailed rules for the application of export refunds in respect of products processed from fruit and vegetables, other than refunds granted in respect of added sugars.

▼M1

Article 2a

The competent authorities of the Member States shall check the accuracy of the declarations referred to in Article 14a (3) of Regulation (EEC) No 426/86 on a sample of at least 5 % selected on the basis of a risk analysis. Such checks shall be carried out on the stock records kept by the manufacturer.

[1] OJ No L 141, 24. 6. 1995, p. 28.

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Article 3

This Regulation shall enter into force on 1 July 1995.

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