# COMMISSION REGULATION (EC) No 246/95

## of 7 February 1995

## altering the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 (EC) No 2807/94 [2], and in particular Article 17 (5) thereof,

Whereas Commission Regulation (EC) No 196/95 [3] has fixed the rates of the refunds applicable from 1 February 1995 to certain dairy products exported in the form of goods not covered by Annex II to the Treaty;

Whereas it follows from applying the rules and criteria contained in Commission Regulation (EC) No 1222/94 of 30 May 1994, laying down common detailed rules for the application of the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex II to the Treaty, and the criteria for fixing the amount of such refunds [4], as last amended by Regulation (EC) No 2296/94 [5], in particular Article 4 (2) (b) thereof, to the information at present available to the Commission that the export refunds at present applicable should be altered as shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

*Article 1*

The rates of the refunds applicable to certain milk products exported in the form of the products which appear in the Annex to Regulation (EC) No 196/95 are hereby altered as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 8 February 1995.

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

Done at Brussels, 7 February 1995.

*For the Commission*

Martin BANGEMANN

*Member of the Commission*

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[1] OJ No L 148, 28. 6. 1968, p. 13.
[2] OJ No L 298, 19. 11. 1994, p. 1.
[3] OJ No L 9, 13. 1. 1995, p. 22.
[4] OJ No L 136, 31. 5. 1994, p. 5.
[5] OJ No L 249, 24. 9. 1994, p. 9.

*ANNEX*

**to the Commission Regulation of 7 February 1995 altering the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex II to the Treaty**

*(ECU/100 kg)*

| CN code | Description | Rate of refund |
|---|---|---|
| ex 0402 10 19 | Powdered milk, obtained by the spray process, with a fat content of less than 1,5 % by weight and with a water content of less than 5 % by weight (PG 2): | |
| | a) On exportation of goods of CN code 3501 | — |
| | b) On exportation of other goods | 70,28 |
| ex 0402 21 19 | Powdered milk, obtained by the spray process, with a fat content of 26 % by weight and a water content of less than 5 % by weight (PG 3): | |
| | a) Where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EEC) No 570/88 are exported | 60,24 |
| | b) On exportation of other goods | 117,90 |
| ex 0405 00 | Butter, with a fat content by weight of 82 % (PG 6): | |
| | a) Where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EEC) No 570/88 are exported | 25,96 |
| | b) On exportation of goods of CN code 2106 90 98 containing 40 % or more by weight of milk fat | 179,32 |
| | c) On exportation of other goods | 172,07 |