COMMISSION REGULATION (EC) No 865/98

of 23 April 1998

fixing the export refunds on cereals and on wheat or rye flour, groats and meal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals [1], as last amended by Commission Regulation (EC) No 923/96 [2], and in particular Article 13 (2) thereof,

Whereas Article 13 of Regulation (EEC) No 1766/92 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund;

Whereas the refunds must be fixed taking into account the factors referred to in Article 1 of Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals [3], as last amended by Regulation (EC) No 2052/97 [4];

Whereas possibilities exist for a quantity of 100 000 tonnes of maize to be exported to certain destinations under invitations to tender issued by the World Food Programme; whereas the procedure laid down in Article 7 (4) of Commission Regulation (EC) No 1162/95 [5], as last amended by Regulation (EC) No 444/98 [6], should be used; whereas account should be taken of this when the refunds are fixed;

Whereas, as far as wheat and rye flour, groats and meal are concerned, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture; whereas these quantities were fixed in Regulation (EC) No 1501/95;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination;

Whereas the refund must be fixed once a month; whereas it may be altered in the intervening period;

Whereas it follows from applying the detailed rules set out above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should 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 export refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 1766/92, excluding malt, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 24 April 1998.

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

Done at Brussels, 23 April 1998.

For the Commission
Franz FISCHLER
Member of the Commission

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[1] OJ L 181, 1. 7. 1992, p. 21.
[2] OJ L 126, 24. 5. 1996, p. 37.
[3] OJ L 147, 30. 6. 1995, p. 7.
[4] OJ L 287, 21. 10. 1997, p. 14.
[5] OJ L 117, 24. 5. 1995, p. 2.
[6] OJ L 56, 26. 2. 1998, p. 12.

ANNEX

to the Commission Regulation of 23 April 1998 fixing the export refunds on cereals and on wheat or rye flour, groats and meal

(ECU / tonne)

Product code	Destination (1)	Amount of refund
1001 10 00 9200	—	—
1001 10 00 9400	—	—
1001 90 91 9000	—	—
1001 90 99 9000	03	12,00
	02	0
1002 00 00 9000	03	25,00
	02	35,00
1003 00 10 9000	—	—
1003 00 90 9000	03	28,00
	02	0
1004 00 00 9200	—	—
1004 00 00 9400	—	—
1005 10 90 9000	—	—
1005 90 00 9000	04	31,00 (3)
	03	21,00
	02	—
1007 00 90 9000	—	—
1008 20 00 9000	—	—

(ECU / tonne)

Product code	Destination (1)	Amount of refund
1101 00 11 9000	—	—
1101 00 15 9100	01	23,00
1101 00 15 9130	01	21,75
1101 00 15 9150	01	20,00
1101 00 15 9170	01	18,50
1101 00 15 9180	01	17,25
1101 00 15 9190	—	—
1101 00 90 9000	—	—
1102 10 00 9500	01	47,50
1102 10 00 9700	—	—
1102 10 00 9900	—	—
1103 11 10 9200	—	— (2)
1103 11 10 9400	—	— (2)
1103 11 10 9900	—	—
1103 11 90 9200	01	0 (2)
1103 11 90 9800	—	—

(1) The destinations are identified as follows:

01 All third countries,

02 Other third countries,

03 Switzerland, Liechtenstein,

04 Tanzania, Burundi, Republic of Congo (Brazzaville), Democratic Republic of Congo.

(2) No refund is granted when this product contains compressed meal.

(3) Refund fixed under the procedure laid down in Article 7 (4) of amended Regulation (EC) No 1162/95 in respect of a quantity of 100 000 tonnes of maize to be exported to Tanzania, Burundi, the Republic of Congo (Brazzaville) and the Democratic Republic of Congo, under invitations to tender issued by the World Food Programme.

NB: The zones are those defined in amended Commission Regulation (EEC) No 2145/92 (OJ L 214, 30. 7. 1992, p. 20).