

REGULATION (EEC) No 3393/75 OF THE COMMISSION

of 30 December 1975

fixing the export refund on oil seeds

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community ;

Having regard to Council Regulation No 136/
66/EEC⁽¹⁾ of 22 September 1966 on the establish-
ment of a common organization of the market in oils
and fats, as last amended by Regulation (EEC) No
1707/73⁽²⁾ ;

Having regard to Council Regulation No 162/
66/EEC⁽³⁾ of 27 October 1966 on trade in oils and
fats between the Community and Greece ;

Having regard to Council Regulation No 142/
67/EEC⁽⁴⁾ of 21 June 1967 on export refunds on
colza, rape and sunflower seeds, as last amended by
Regulation (EEC) No 2429/72⁽⁵⁾, and in particular the
first sentence of Article 2 (3) thereof ;

Having regard to the Opinion of the Monetary
Committee ;

Whereas Article 28 of Regulation No 136/66/EEC
provides that a refund may be granted on exports to
third countries of oil seeds harvested within the
Community ; whereas the amount of this refund may
not exceed the difference between prices within the
Community and prices on the world market where
the former are higher than the latter ; whereas Article
21 of Regulation No 136/66/EEC provides that, at
present, Article 28 of that Regulation applies only to
colza, rape and sunflower seeds ;

Whereas Article 8 of Regulation No 162/66/EEC
provides that Article 28 of Regulation No 136/
66/EEC and measures taken in application thereof
apply, subject to the provisions of the Agreement esta-
blishing an Association between the European
Economic Community and Greece, to trade between
the Community and Greece ;

Whereas Article 3 of Regulation No 142/67/EEC
provides that when the refund is being calculated
account must be taken of prices ruling on the various
Community markets which are representative from
the point of view of processing and exportation ; the
most favourable quotations recorded on the various
markets of importing third countries and Greece, and
costs incurred in placing the goods on the world
market ; whereas, when the amount of the refund is
being fixed, account must also be taken of the level of
market prices within the Community for the oil seeds
referred to in Article 21 of Regulation No 136/
66/EEC and the future trend of these prices ; whereas,
furthermore, account should be taken of the economic
aspect of the proposed exports and the situation in the
Community regarding the supply of and demand for
these seeds ;

Whereas Article 1 of Commission Regulation (EEC)
No 651/71⁽⁶⁾ of 29 March 1971 on certain detailed
rules for the application of export refunds on oil seeds
provides that the amount of the refund must be calcu-
lated on the basis of the weight of exported seeds ;
whereas this weight must be adjusted to take account
of any differences between the percentages of mois-
ture and impurities found to exist and those used to
define the standard quality for which the target price
is fixed ; whereas, when this adjustment is being
made, the weight of the exported seeds must be
increased by the amount of the difference between the
actual moisture and impurities content and that used
to define the standard quality if the former is lower
than the latter ; whereas, if the opposite applies, the
weight of the exported seeds must be reduced by the
same amount ;

Whereas the standard quality referred to above is
defined in Article 2 of Council Regulation (EEC) No
657/75⁽⁷⁾ of 4 March 1975 fixing the target prices and
basic intervention prices for oil seeds for the 1975/
1976 marketing year ;

Whereas Article 2 of Regulation No 142/67/EEC
provides that the refund may be varied according to
destination where the world market situation or the
specific requirements of certain markets make this
necessary ;

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 175, 29. 6. 1973, p. 5.

⁽³⁾ OJ No 197, 29. 10. 1966, p. 3393/66.

⁽⁴⁾ OJ No 125, 26. 6. 1967, p. 2461/67.

⁽⁵⁾ OJ No L 264, 23. 11. 1972, p. 1.

⁽⁶⁾ OJ No L 75, 30. 3. 1971, p. 16.

⁽⁷⁾ OJ No L 72, 20. 3. 1975, p. 3.

Whereas, if the refund system is to operate normally, refunds should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other, at any given moment, within a band of 2.25 %, a rate of exchange based on their effective parity;
- for other currencies an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period, in relation to the Community currencies referred to in the previous subparagraph;

Whereas it follows from applying these rules and criteria to the present situation on the market in oil seeds, and in particular to quotations or prices for these products within the Community and on the markets of third countries and Greece, that the refund should be fixed at the amounts shown in the Annex to this Regulation for those products for which the marketing year has already begun;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Oils and Fats,

HAS ADOPTED THIS REGULATION:

Article 1

The refunds on the products referred to in Article 21 of Regulation No 136/66/EEC, exported to third countries and Greece, are hereby fixed as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels, 30 December 1975.

For the Commission

C. P. DRIESPRONG

Director

ANNEX

Refund applicable to oil seeds from 1 January 1976

<i>(u.a./100 kg)</i>		
CCT heading No	Description of goods	Refund
ex 12.01	Colza and rape seed, other than for sowing	8.00
ex 12.01	Sunflower seed, other than for sowing	—