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REGULATION (EEC) No 436/70 OF THE COUNCIL

of 6 March 1970

supplementing Regulation No 122/67/EEC in respect of the advance fixing of export refunds on eggs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 42 and 43 thereof;

Having regard to the proposal of the Commission;

Having regard to the opinion of the Assembly¹;

Whereas Article 9 of Council Regulation No 122/67/EEC² of 13 June 1967 on the common organisation of the market in eggs, as amended by Regulation (EEC) No 830/68,³ provides for an export refund to be granted to safeguard the participation of the Community in international trade in eggs;

Whereas in order to guarantee a certain measure of security for Community exporters with regard to the financial stability of refunds, these should normally be fixed at regular intervals;

Whereas experience has shown that the measures taken do not in every case provide the degree of certainty needed for trading as regards the amount

and duration of validity of refunds; whereas provision should, therefore, be made for the refunds on eggs to be fixed in advance;

HAS ADOPTED THIS REGULATION:

Article 1

The following wording shall be substituted for the wording of the fourth subparagraph of Article 9 (2) of Regulation No 122/67/EEC:

'The Council, acting on a proposal from the Commission in accordance with the voting procedure laid down in Article 43 (2) of the Treaty, shall adopt the general rules regarding the granting and advance fixing of export refunds and criteria for fixing the amount thereof.'

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 6 March 1970.

For the Council

The President

P. HARMEL

¹ OJ No C 25, 28.2.1970, p. 78.

² OJ No 117, 19.6.1967, p. 2293/67.

³ OJ No L 151, 30.6.1968, p. 23.