

REGULATION (EEC) No 2989/74 OF THE COUNCIL

of 26 November 1974

supplementing Regulation (EEC) No 232/73 on the implementation of Article 47 of the Act concerning the conditions of accession and the adjustments to the Treaties concerning the system of trade applicable to the goods covered by Regulation (EEC) No 1059/69

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to the Treaty⁽¹⁾ concerning the accession of new Member States to the European Economic Community and to the European Atomic Energy Community, and in particular Article 47 (5) of the Act annexed thereto;

Having regard to Council Regulation (EEC) No 1059/69⁽²⁾ of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, as last amended by Regulation (EEC) No 1491/73⁽³⁾, and in particular Article 4 (1) thereof;

Having regard to the proposal from the Commission;

Whereas the compensatory amounts referred to in Article 47 (1) of the Act and applicable to imports of goods covered by Regulation (EEC) No 1059/69 are calculated on the basis of the quantities of basic products used, as fixed by Regulation (EEC) No 1060/69⁽⁴⁾, as last amended by Regulation (EEC) No 2067/71⁽⁵⁾;

Whereas the levying of compensatory amounts on certain goods in which the types or quantities of basic products used do not correspond to those specified in Regulation (EEC) No 1060/69 can hinder intra-Community trade in those goods;

Whereas such situations should be rectified,

HAS ADOPTED THIS REGULATION:

Article 1

The following Article shall be added to Regulation (EEC) No 232/73⁽⁶⁾:

Article 4

If, in the case of goods specified in Annex IV, the accession compensatory amount referred to in Article 47 (1) of the Act and applicable to trade between the Community as originally constituted and the new Member States and between the new Member States themselves is, when calculated on the basis of the quantities of basic products specified in that Annex, at least 10 % lower than the compensatory amount calculated on the basis of the quantities shown in the Annex to Regulation (EEC) No 1060/69 under the subheading of the Common Customs Tariff under which the goods are classified, the former amount shall be applied.'

Article 2

Article 4 of Regulation (EEC) No 232/73 shall become Article 5.

Article 3

The following Annex shall be added to Regulation (EEC) No 232/73:

⁽¹⁾ OJ No L 73, 27. 3. 1972, p. 5.

⁽²⁾ OJ No L 141, 12. 6. 1969, p. 1.

⁽³⁾ OJ No L 151, 7. 6. 1973, p. 1.

⁽⁴⁾ OJ No L 141, 12. 6. 1969, p. 7.

⁽⁵⁾ OJ No L 219, 29. 9. 1971, p. 2.

⁽⁶⁾ OJ No L 28, 1. 2. 1973, p. 14.

ANNEX IV

CCT heading No	Description of goods	<i>(per 100 kg of goods)</i>										
		Common wheat	Durum wheat	Rye	Barley	Maize	Rice	Sugar	Molasses	Skimmed-milk powder	Whole milk powder	Butter
		kg	kg	kg	kg	kg	kg	kg	kg	kg	kg	kg
ex 19.08 B II b) 2	Other, containing 1.5 % or more but less than 3.5 % by weight of milkfats	56						25				11
ex 19.08 B II c) 2	Other, containing 1.5 % or more but less than 3.5 % by weight of milkfats	56						35				11
ex 19.08 B II d) 2	Other, containing 1.5 % or more but less than 3.5 % by weight of milkfats	56						50				11
ex 21.07 F I a) 2 cc)	Preparations for the manufacture of products falling within heading No 19.05 A, consisting of maize grains, broken, cooked in water under pressure, containing malt extract or other added substances, and dried					155						
ex 21.07 F I a) 2 cc)	Preparations for the manufacture of products falling within heading No 19.05 B, consisting of rice grains, broken, cooked in water under pressure, containing malt extract or other added substances, and dried						125					

Article 4

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

It shall apply with effect from 1 January 1975.

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

Done at Brussels, 26 November 1974.

For the Council

The President

J. LECANUET