

COMMISSION REGULATION (EEC) No 1497/76

of 23 June 1976

on the application of accession compensatory amounts and monetary compensatory amounts for certain cereal-based compound feedingstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2757/75 of 29 October 1975 laying down general rules for the system of accession compensatory amounts for cereals⁽¹⁾, and in particular Article 9 thereof,

Having regard to Council Regulation (EEC) No 974/71 of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States⁽²⁾, as last amended by Regulation (EEC) No 557/76⁽³⁾, and in particular Article 6 thereof,

Whereas products falling within heading No 23.07 of the Common Customs Tariff are covered by the system of monetary and accession compensatory amounts ;

Whereas for cereals, because of the method of calculation, these compensatory amounts are highest for products falling within subheadings 23.07 B I c) 1 and 2 ; whereas a large part of the compound feedingstuffs falling within those subheadings, with a high starch content, is manufactured almost exclusively from products falling within heading No 07.06 or 11.06 ; whereas such compound feedingstuffs are used for the same purpose as the basic products and do not differ from them sufficiently to attract compensatory amounts which are appreciably higher than those for the basic product ; whereas, therefore, certain products falling within subheading 23.07 B I c) 1 or 2 should attract the same accession and monetary compensatory amounts as apply to products falling within

subheading 07.06 A ; whereas the content of products falling within heading No 07.06 or 11.06 constitutes a valid and practical criterion for distinguishing them ;

Whereas these measures can be applied more effectively if the trade declares the composition of the products concerned ;

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

For products falling within subheading 23.07 B I c) 1 or 2 of the Common Customs Tariff, containing more than 50 % by weight of products falling within heading No 07.06 or 11.06 thereof the accession compensatory amounts or monetary compensatory amounts shall be those applicable to products falling within subheading 07.06 A thereof.

Article 2

1. The full composition of products falling under the said subheading B I c) 1 or 2 shall be declared to the competent authorities specifying the percentages by weight of each kind of product incorporated therein broken down by tariff headings.

2. Member States shall take all necessary measures to ensure the accuracy of such declaration.

Article 3

This Regulation shall enter into force on the 15th 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, 23 June 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

⁽¹⁾ OJ No L 281, 1. 11. 1975, p. 104.

⁽²⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽³⁾ OJ No L 67, 15. 3. 1976, p. 1.