

COMMISSION DECISION

of 6 March 1975

fixing the maximum export refund for common wheat under the invitation to tender issued in Regulation (EEC) No 280/75

(75/166/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 120/67/EEC⁽¹⁾ of 13 June 1967 on the common organization of the market in cereals, as last amended by Regulation (EEC) No 85/75⁽²⁾ ;

Having regard to Council Regulation No 139/67/EEC⁽³⁾ of 21 June 1967 laying down general rules for granting export refunds on cereals and criteria for fixing the amount of such refunds, as last amended by Regulation (EEC) No 87/75⁽⁴⁾, and in particular Article 4a thereof ;

Having regard to Commission Regulation (EEC) No 280/75⁽⁵⁾ of 4 February 1975 on an invitation to tender for the levy and/or the refund for the export of common wheat to third countries, and in particular Article 9 (1) thereof ;

Whereas an invitation to tender for the export levy and/or refund on common wheat was issued under Regulation (EEC) No 280/75 ; whereas the notice of invitation to tender⁽⁶⁾ associated with this Regulation specified that the total tonnage for which the export levy and/or refund could be fixed was approximately 500 000 metric tons ;

Whereas Article 9 (1) of Regulation (EEC) No 280/75 allows the Commission, in accordance with the procedure laid down in Article 26 of Regulation No 120/67/EEC, to fix a maximum export refund ; whereas, when this maximum refund is being fixed, account must be taken of the criteria set out in Articles 2 and

3 of Regulation No 139/67/EEC ; whereas Article 9 (2) of Regulation (EEC) No 280/75 stipulates that the award is made to any tenderer whose tender indicates a rate of refund equal to or less than such maximum export refund and to any tenderer who has tendered for an export levy ;

Whereas it follows from applying these rules to the present situation on the market for the cereal in question that the maximum export refund should be fixed as shown in Article 1 ; whereas the tonnage to which this maximum applies is 3 500 metric tons ;

Whereas the measures provided for in this Decision are in accordance with the Opinion of the Management Committee for Cereals,

HAS ADOPTED THIS DECISION :

Article 1

The maximum export refund for common wheat fixed on the basis of tenders submitted for 6 March 1975 is hereby fixed at 20 units of account per metric ton.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 6 March 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission

(1) OJ No 117, 19. 6. 1967, p. 2269/67.

(2) OJ No L 11, 16. 1. 1975, p. 1.

(3) OJ No 125, 26. 6. 1967, p. 2453/67.

(4) OJ No L 11, 16. 1. 1975, p. 3.

(5) OJ No L 31, 5. 2. 1975, p. 11.

(6) OJ No C 27, 5. 2. 1975, p. 1.