

COMMISSION REGULATION (EEC) No 2917/77

of 28 December 1977

on transitional measures concerning the application of monetary compensatory amounts to certain products in the cereals sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

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⁽¹⁾, as last amended by Regulation (EEC) No 557/76⁽²⁾, and in particular Article 6 thereof,

Whereas Commission Regulation (EEC) No 2604/77 of 25 November 1977⁽³⁾ introduced monetary compensatory amounts for durum wheat and the products derived therefrom;

Whereas the introduction of these amounts leads to a considerable change in the terms of trade for the products concerned; whereas in view of this change there could be speculation in the products in question thus giving rise to deflection of trade and distortion of competition;

Whereas, to prevent such unwanted developments, it should be laid down that for a certain period no monetary compensatory amount is to be granted on certain exports and imports;

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

By way of derogation from the Regulations fixing the monetary compensatory amounts, the amounts fixed for the products falling within subheadings 10.01 B and 11.02 A I a) of the Common Customs Tariff shall be granted under the terms set out below.

1. In the case of products exported from Member States whose currencies have appreciated to

another Member State or to a non-member country, proof must be provided:

- either that the durum wheat exported or used for the manufacture of products falling within subheading 11.02 A I a) was harvested in the exporting Member State,
- or that, prior to export, customs import formalities for the products in question were completed in the exporting Member State on or after 2 January 1978.

2. In the case of products imported into Member States whose currencies have depreciated after dispatch from another Member State, the monetary compensatory amount shall be granted only where the document attesting that the products in question are Community products bears one of the following entries, authenticated by the office of departure:

'Monetary compensatory amount applied in the Member State of departure — Regulation (EEC) No 2917/77';

'Monetair compenserend bedrag van toepassing in de Lid-Staat van vertrek — Verordening (EEG) nr. 2917/77';

'Währungsausgleichsbetrag im Abgangsmitgliedstaat angewandt — Verordnung (EWG) Nr. 2917/77';

'Importo compensativo monetario applicato nello Stato membro di partenza — Regolamento (CEE) n. 2917/77';

'Monetære udligningsbeløb anvendt i afgangsmembersstaten — forordning (EØF) nr. 2917/77';

'Montant compensatoire monétaire appliqué dans l'État membre de départ — Règlement (CEE) n° 2917/77'.

Article 2

This Regulation shall enter into force on 2 January 1978. It shall apply until 28 February 1978.

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽²⁾ OJ No L 67, 15. 3. 1976, p. 1.

⁽³⁾ OJ No L 302, 26. 11. 1977, p. 40.

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

Done at Brussels, 28 December 1977.

For the Council
Finn GUNDELACH
Vice-President
