REGULATION (EEC) No 131/73 OF THE COMMISSION

of 4 January 1973

applying to raw tobacco Regulation No 1041/67/EEC on the detailed rules for the application of export refunds

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 727/70 (1) of 21 April 1970 on the common organization of the market in raw tobacco, as last amended by Regulation (EEC) No 1574/71 (2), and in particular Article 9 (5) thereof ;

Having regard to Council Regulation (EEC) No 326/71 (3) of 15 February 1971 laying down general rules for granting export refunds on raw tobacco and criteria for fixing the amount of such refunds, and in particular Article 5 (3) thereof ;

Whereas products of raw tobacco are subject to a special system of export refunds and whereas it is desirable to apply to these products Commission Regulation No 1041/67/EEC (4) of 21 December 1967 on detailed rules for the application of export refunds on products subject to a single price system, as last amended by Regulation (EEC) No 1504/71 (5) ;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee on Tobacco ;

HAS ADOPTED THIS REGULATION :

Article 1

In Article 1 (1) of Regulation No 1041/67/EEC '(EEC) No 727/70' is inserted immediately after '(EEC) No 805/68'.

Article 2

1. In Article 7 (1) of Regulation No 1041/67/EEC 'and of the second indent of Article 7 (1) of Regulation (EEC) No 165/71' is replaced by 'of the second indent of Article 7 (1) of Regulation (EEC) No 165/71 and of Article 5 (1) (a) of Regulation (EEC) No 326/71,'.

2. In Article 7 (2) the following second subparagraph is added :

'For the application of Article 5 (1) (b) of Regulation (EEC) No 326/71, the exporter must declare that the tobacco comes from the crop for which the refund is requested.'.

Article 3

In Article 8 (1) of Regulation No 1041/67/EEC 'and the first subparagraph of Article 7 (2) of Regulation (EEC) No 165/71' is replaced by 'the first subparagraph of Article 7 (2) of Regulation (EEC) No 165/71 and the first subparagraph of Article 5 (2) of Regulation (EEC) No 326/71,'.

Article 4

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, 4 January 1973.

For the Commission

The President

S. L. MANSHOLT

(1) OJ No L 94, 28. 4. 1970, p. 1.
(2) OJ No L 167, 26. 7. 1971, p. 1.
(3) OJ No L 39, 17. 2. 1971, p. 1.
(4) OJ No 314, 23. 12. 1967, p. 9.
(5) OJ No L 158, 15. 7. 1971, p. 17.