DECISION No 3378/75/ECSC OF THE COMMISSION

of 22 December 1975

fixing the rate of the levies for the 1976 financial year and amending Decision No 3/52/ECSC of 23 December 1952 on the amount of and methods for applying levies provided for in Articles 49 and 50 of the ECSC Treaty

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Articles 49, 50 and 78 thereof;

Having regard to the Treaty of 8 April 1965 establishing a single Council and a single Commission of the European Communities, and in particular Articles 20 and 21 thereof;

Having regard to Decision No 2691/72/ECSC of 18 December 1972 amending Decision No 2/52/ECSC of 23 December 1952 determining the mode of assessment and collection of the levies provided for in Articles 49 and 50 of the ECSC Treaty;

Having regard to Decision No 3329/74/ECSC of 20 December 1974 fixing the rate of the levies for 1975 and amending Decision No 3/52/ECSC of 23 December 1952 on the amount of and methods for applying the levies provided for in Articles 49 and 50 of the ECSC Treaty;

Having regard to Commission Decision No 1761/75/ECSC of 2 July 1975 amending Decision No 2/52/ECSC of 23 December 1952 determining the mode of assessment and collection of the levies provided for in Articles 49 and 50 of the ECSC Treaty;

Having regard to Commission Decision No 3289/75/ECSC of 18 December 1975 on the definition and conversion of the unit of account to be used in decisions, recommendations, opinions and communiqués for the purposes of the Treaty establishing the ECSC;

Whereas, in view of the variations in average values recorded during the reference period, Decision No 3/52/ECSC of 23 December 1952 on the amount of and methods for applying the levies provided for in Articles 49 and 50 of the ECSC Treaty should be amended;

Whereas the requirements of the European Coal and Steel Community are estimated in the operating budget for the 1976 financial year at 106 million units of account; whereas that budget, which was adopted by the Commission of the European Communities on 22 December 1975 in the form shown in the Annex to this Decision, indicates the amount of income to be provided from levies in the course of the financial year 1975, namely 90 million units of account;

Whereas, moreover, technical developments have allowed significant reductions to be made in the consumption of coal in steel making and in the quantities of crude steel needed to produce finished steel products;

Whereas, in consequence, it is appropriate to bring up to date the table of consumption figures in Article 3 of Decision No 3/52/ECSC;

Whereas the estimated yield of the levies at a rate of 0·10 % is 31·03 million units of account;

Having noted the Opinion delivered on 18 December 1975 by the European Parliament,

HAS ADOPTED THIS DECISION:

Article 1

The rate of the levies on output from 1 January 1976 shall be 0·29 % of the figures used as the basis of assessment for such levies.

Article 2

Article 2 of Decision No 3/52/ECSC, as amended by Article 2 of Decision No 3329/74/ECSC of 20 December 1974 and by Article 1 of Decision No 1761/75/ECSC of 2 July 1975, is now amended to read as follows:

The average value in units of account of the products on which the levies are assessed shall from 1 January 1976 be as follows:

Product	Average value
Brown coal briquettes and semi-coke derived from brown coal	18·57
Hard coal of all categories	30·35
Pig iron other than that used for making ingots	138·4
Steel in ingots	157·52
Finished products and end products of iron and steel as described in Annex I to the Treaty	262·54

Article 3

Article 3 of Decision No 3/52/ECSC of 23 December 1952, as last amended by Article 3 of Decision No 3329/74/ECSC of 20 December 1974, is now amended as follows :

The consumption figures to be used in calculating the deductions provided for in Article 2 (2) of Decision No 2/52/ECSC of 23 December 1952 shall be as follows :

Product	Consumption figures
Brown coal briquettes and semi-coke derived from brown coal	0·03 metric tons of brown coal briquettes and semi-coke derived from brown coal
Hard coal of all categories	0·14 metric tons of hard coal
Pig iron other than that used for making ingots	0·774 metric tons of hard coal
Steel in ingots	0·450 metric tons of hard coal
Finished products and end products of iron and steel as described in Annex I to the Treaty	1·262 metric tons of steel

Article 4

Article 4 of Decision No 3/52/ECSC of 23 December 1952, as last amended by Article 4 of Decision No 3329/74/ECSC of 20 December 1974, is now amended to read as follows :

The scale provided for in Article 2 (4) of Decision No 2/52/ECSC of 23 December 1952 shall accordingly be as follows, the figures being given in units of account :

Product	Assessment January 1976 and subsequent months and collection February 1976 and subsequent months
Brown coal briquettes and semi-coke derived from brown coal (1)	0·05385
Hard coal of all categories (2)	0·08802
Pig iron other than that used for making ingots	0·33324
Steel in ingots	0·41720
Finished products and end products of iron and steel as described in Annex I to the Treaty	0·18487

(1) For purposes of the deductions provided for in the preceding Article, the levy fixed above shall be applied to the net metric tonnage of brown coal and semi-coke of brown coal, less 3 %.

(2) For purposes of the deductions provided for in the preceding Article, the levy fixed above shall be applied to the net metric tonnage of hard coal as defined in Article 1 of Decision No 2/52/ECSC, less 14 %.

The amount of the levies per metric ton to be paid in the currencies of the Member States of the Community shall be established in compliance with Article 3 of Decision No 3289/75/ECSC.

Article 5

This Decision shall enter force on 1 January 1976.

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

Done at Brussels, 22 December 1975.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

ECSC OPERATIONAL BUDGET FOR 1976

(in million u.a.)

Requirements	Applications		Proposals		Resources	Proposals
Operations to be financed from ordinary resources (non-recoverable)					**Ordinary resources**	
1. Administrative expenditure	18		18		1. Levy yield at 0·29 % (1)	90
2. Aid to resettlement and retraining (Article 56)	25		25		2. Interest on investments and on loans from non-borrowed funds	14
3. Aid to research (Article 55)	65		42		3. Miscellaneous	token entry
(a) Steel		25		16		
(b) Coal		30		17		
(c) Social		10		9		
4. Aid to coking coal (Article 95)	6		6		4. Cancellation of commitments which will not now be used	2
5. Interest subsidies	23		15		5. Unused resources carried over from the financial year 1975	token entry
(a) Article 54 — Investment		11		7		
(b) Article 56 — Reconversion		12		8		
	137		106			106
Operations financed with loans from non-borrowed funds					**Origin of non-borrowed funds**	
6. Subsidized housing	12·5		12·5		6. Repayments on loans for subsidized housing	6·4
					7. Special reserve and part of the former ECSC pension fund	6·1

(1) Any surplus over a levy yield of 90 million units of account will be allocated to the reserves.