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REGULATION (EEC) No 2646/70 OF THE COMMISSION

of 28 December 1970

amending Regulation No 633/67/EEC on the advance fixing of the export refund on cereals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 120/67/EEC¹ of 13 June 1967 on the common organisation of the market in cereals, as last amended by Regulation (EEC) No 2434/70,² and in particular Article 16 (6) thereof;

Whereas according to Article 2a of Commission Regulation No 633/67/EEC³ of 27 September 1967 on the advance fixing of the export refund on cereals, as last amended by Regulation (EEC) No 737/69⁴ any corrective amount applicable in cases of *force majeure* is that which had been fixed in advance for the month during which exportation should have taken place; whereas the application of this provision was limited to those cases of *force majeure* listed in Article 9 (2) of Commission Regulation No 473/67/EEC⁵ of 21 August 1967 on import and export licences for cereals, products processed from cereals, rice, broken rice and products processed from rice;

Whereas Regulation No 473/67/EEC is to be repealed from 1 January 1971 and replaced by the

Regulations relating to Community licences; whereas the latter Regulations do not exemplify cases of *force majeure*;

Whereas provisions relating to imports, similar to those of Article 2a, are to be repealed from 1 January 1971 when the Regulations relating to Community licences enter into force;

Whereas, Article 2a should therefore be repealed;

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

Article 2a of Regulation No 633/67/EEC is hereby repealed.

Article 2

This Regulation shall enter into force on 1 January 1971.

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

Done at Brussels, 28 December 1970.

For the Commission

The President

Franco M. MALFATTI

¹ OJ No 117, 19.6.1967, p. 2269/67.

² OJ No L 262, 3.12.1970, p. 1.

³ OJ No 233, 28.9.1967, p. 9.

⁴ OJ No L 96, 23.4.1969, p. 13.

⁵ OJ No 204, 24.8.1967, p. 16.