# REGULATION (EEC) No 1046/73 OF THE COMMISSION
## of 18 April 1973
## fixing the export refunds on poultrymeat for the period beginning 1 May 1973

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 123/67/EEC (1) of 13 June 1967 on the common organization of the market in poultrymeat, as last amended by the Act (2) annexed to the Treaty (3) on the Accession of new Member States to the European Economic Community and the European Atomic Energy Community, signed at Brussels on 22 January 1972, and in particular the first sentence of the fifth subparagraph of Article 9 (2) thereof ;

Having regard to the Opinion of the Monetary Committee ;

Whereas Article 9 of Regulation No 123/67/EEC provides that the difference between prices on the world market for the products listed in Article 1 (1) of that Regulation and prices for those products in the Community may be covered by an export refund ;

Whereas Council Regulation No 176/67/EEC (4) of 27 June 1967, as amended by Regulation No 2689/72 (5), lays down general rules for granting export refunds and criteria for fixing the amount of such refunds ;

Whereas it follows from applying these rules and criteria to the present situation on the market in poultrymeat that the refund should be fixed as indicated below ;

Whereas, for products falling within subheading 01.05 A of the Common Customs Tariff, an amount should be chosen that will cover the difference between the most favourable import prices in traditional importing third countries and export prices in exporting member states ;

Whereas, for products falling within subheading 01.05 A of the Common Customs Tariff, provision should be made, account being taken of conditions of competition determined inter alia by transport costs, for different amounts which would allow exporting Member States to continue to trade with third countries, irrespective, of whether these are European third countries, non-European third countries on the Mediterranean or more distant countries ;

Whereas, for the other products listed in the Annex to this Regulation, the refund should be limited to an amount which, while permitting of Community participation in international trade, takes account of the nature of these exports and their importance at the present time ;

Whereas, if the refund system is to operate normally, refunds should be calculated on the basis of an exchange rate which is based, in the case of currencies which are floating or whose central rate differs from the official parity, on the effective rate or the central rate of these currencies and, in the case of the US dollar, on the change in parity announced on 13 February 1973 ;

Whereas, since economically important quantities of other poultrymeat products are not being exported, there is no need to fix a refund for these at present ;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Poultry and Eggs ;

HAS ADOPTED THIS REGULATION :

*Article 1*

1. The list of products for which the export refund referred to in Article 9 of Regulation No 123/67/EEC is granted, and the amount of that refund, are hereby fixed as shown in the Annex.

2. No refund is fixed for any of the products listed in Article 1 (1) of Regulation No 123/67/EEC not included in the Annex.

*Article 2*

This Regulation shall enter into force on 1 May 1973.

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

Done at Brussels, 18 April 1973.

*For the Commission*
*The President*
François-Xavier ORTOLI

(1) OJ No 117, 19. 6. 1967, p. 2301/67.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No L 73, 27. 3. 1972, p. 5.
(4) OJ No 130, 28. 6. 1967, p. 2612/67.
(5) OJ No L 289, 27. 12. 1972, p. 41.

*ANNEX*

| CCT heading No | Description of goods | Refund |
|---|---|---|
| | | u.a./100 units |
| 01.05 | Live poultry, that is to say, fowls, ducks, geese, turkeys and guinea fowls | |
| | A. Of a weight not exceeding 185 g, known as 'chicks' : | |
| | a) for exports to : | |
| | — third European countries, excluding the USSR | 2·66 |
| | — third non-European countries on the Mediterranean | 2·66 |
| | — territories and possessions of third non-European countries on the Mediterranean | 2·66 |
| | b) for exports to third countries not listed at a) | 3·66 |
| | | u.a./100 kg |
| 02.02 | Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen : | |
| | A. Whole poultry : | |
| | I. Fowls : | |
| | a) Plucked and gutted, with heads and feet, known as '83 % chickens' | 10·00 |
| | b) Plucked and drawn, without heads and feet but with hearts, livers and gizzards, known as '70 % chickens' | 11·50 |
| | c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens' | 12·50 |
| | II. Ducks : | |
| | a) Plucked, bled, gutted but not drawn, with heads and feet, known as '85 % ducks' | 12·50 |
| | b) Plucked and drawn, without heads and feet, with hearts, livers and gizzards, known as '70 % ducks' | 15·00 |
| | c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '63 % ducks' | 16·50 |
| | IV. Turkeys | 13·00 |
| | V. Guinea Fowls | 17·50 |
| | B. Poultry cuts (excluding offals) : | |
| | I. Boned or boneless | 27·50 |

| CCT heading No | Description of goods | Refund |
|---|---|---|
| | | u.a./100 kg |
| 02.02 (cont'd) | II. Unboned (bone in) : | |
| | a) Halves or quarters : | |
| | 1. Of fowls | 12·50 |
| | 2. Of ducks | 16·50 |
| | 4. Of turkeys | 13·00 |
| | 5. Of guinea fowls | 17·50 |
| | b) Whole wings, with or without tips | 9·50 |
| | d) Breasts and cuts of breasts : | |
| | 3. Of other (i.e. other than geese and turkeys) poultry | 17·00 |
| | e) Legs and cuts of legs : | |
| | 2. Of turkeys | |
| | aa) Drumsticks and cuts of drumsticks | 10·50 |
| | bb) Other | 19·00 |
| | 3. Of other (i.e. other than geese and turkeys) poultry | 14·50 |
| 02.03 | Poultry liver, fresh, chilled, frozen, salted or in brine : | |
| | B. Other (i.e. other than foie gras (goose or duck)) | 17·00 |
| 16.02 | Other prepared or preserved meat or meat offal : | |
| | B. Other : | |
| | I. Poultry meat or offal : | |
| | a) Containing 57 % or more by weight of poultry meat (a) | 36·00 |
| | b) Containing 25 % or more but less than 57 % by weight of poultry meat (a) | 22·00 |

(a) For the purpose of determining poultry meat content, the weight of the bones is disregarded ; the weight of the skin is taken into account only to the extent that it represents the national ratio between the weight of the skin and the weight of the meat.