REGULATION (EEC) No 138/74 OF THE COMMISSION

of 18 January 1974

fixing the export refunds on beef and veal for the period beginning 21 January 1974

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 805/68 (1) of 27 June 1968 on the common organization of the market in beef and veal, as last amended by Regulation (EEC) No 187/73 (2), and in particular the second sentence of Article 18 (5) thereof ;

Having regard to the Opinion of the Monetary Committee ;

Whereas Article 18 of Regulation (EEC) No 805/68 provides that the difference between prices on the world market and prices within the Community for the products listed in Article 1 of that Regulation may be covered by an export refund ;

Whereas Council Regulation (EEC) No 885/68 (3) of 28 June 1968 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 foreseeable situation on the market in beef and veal that the refund should be fixed as indicated below ;

Whereas the present market situation in the Community and the setting possibilities, particularly in certain third countries, leads to granting an export refund for adult animals of a weight of more than 300 kilogrammes, for the export of certain fresh or chilled meats shown in the Annex under heading No ex 02.01 A II a) 1 bb) and cc) and for the export to certain destinations, of certain frozen meats shown in the Annex under heading No ex 02.01 A II a) 2 aa), bb), cc) and dd) 22 ;

Whereas, in the case of edible meat of domestic bovine animals, boned or boneless, salted and dried, there are traditional trade flows to Switzerland ; whereas, to the extent necessary to allow this trade to continue, the refund must be fixed at an amount which will cover the difference between prices on the Swiss market and export prices in the Member States ;

Whereas, in the case of the preserved meats set out in Annex I to Commission Regulation (EEC) No 1082/68 (4) of 26 July 1968 fixing coefficients expressing the meat content of preserved meats manufactured from frozen meat, as amended by Regulation (EEC) No 207/70 (5), which contain 40 % or more of meat, Community participation in international trade may be ensured by granting a refund which takes account of the refund hitherto granted to exporters ;

Whereas, in the case of other beef and veal products, a refund need not be fixed since Community participation in world trade in these products is not significant ;

Whereas Article 92 of the Act (6) annexed to the Treaty (7) concerning the Accession of new Member States to the European Economic Community and the European Atomic Energy Community, signed at Brussels on 22 January 1972, provides that the refund on exports from the new Member States for the products specified in Article 1 (b) and (c) of Regulation (EEC) No 805/68 shall be corrected by the amount of the difference between the customs duties on the products from which these products are produced ;

Whereas if the refund system is to operate normally, refunds should be calculated on the following basis :

— in the case of currencies which are maintained in relation to each other, at any given moment, within a band of 2·25 %, a rate of exchange based on their effective parity ;

— for other currencies an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded for a given period, in relation to the Community currencies referred to in the previous subparagraph ;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION :

Article 1

The list of products on which the export refund referred to in Article 18 of Regulation (EEC) No

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 25, 30. 1. 1973, p. 23.
(3) OJ No L 156, 4. 7. 1968, p. 2.
(4) OJ No L 181, 27. 7. 1968, p. 9.
(5) OJ No L 28, 5. 2. 1970, p. 10.
(6) OJ No L 73, 27. 3. 1972, p. 14.
(7) OJ No L 73, 27. 3. 1972, p. 5.

805/68 is granted and the amount of that refund is hereby fixed as shown in the Annex.

Article 2

This Regulation shall enter into force on 21 January 1974.

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

Done at Brussels, 18 January 1974.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

CCT heading No	Description of goods	Refund in u.a./100 kg Net weight
		Live weight
ex 01.02 A II	Live animals of the bovine species, other than pure-bred breeding animals :	
b)	Adult animals of a weight of more than 300 kg	18·00 (1)
		Net weight
ex 02.01 A II a) 1	Edible meat of domestic bovine animals, fresh or chilled :	
bb)	Of adult animals :	
11.	Carcases, half-carcases or 'compensated' quarters	35·00 (1)
22.	Forequarters, with a minimum of four and a maximum of thirteen whole or cut ribs, with or without the thin flanks	29·00 (1)
33.	Hindquarters, excluding the forequarter with more than ten whole or cut ribs	42·00 (1)
cc)	Other cuts of beef and veal :	
11.	Unboned (bone-in)	35·00 (1)
22.	Boned or boneless, coming from the hindquarters' cuts, without the thin flanks and the shin, packaged separately	50·00 (1)
ex 02.01 A II a) 2	Edible meat of domestic bovine animals, frozen :	
aa)	Carcases, half-carcases and 'compensated' quarters :	
	— for export to Portugal and to third countries on the Mediterranean and for the provision of sea-going vessels or aircraft or armed forces stationed on the territory of a Member State other than that of their flag	35·00 (1)

CCT heading No	Description of goods	Refund in u.a./100 kg Net weight		
bb)	Forequarters, with a minimum of four and a maximum of thirteen whole or cut ribs, with or without the thin flanks :			
	— for export to Portugal and third countries on the Mediterranean, and for the provision of sea-going vessels or aircraft or armed forces stationed in the territory of a Member State other than that of their flag	29·00 (1)		
cc)	Hindquarters, excluding the forequarter with more than ten whole or cut ribs	42·00 (1)		
dd)	Others :			
22.	Boned or boneless, excluding the chaps and the offals :			
	— for export to the United States of America	54·00 (1)		
ex 02.06 C I a) 2	Edible meat of domestic bovine animals, boned or boneless, salted and dried :			
	— for export to Switzerland	14·00 (1)		
		Ireland	United Kingdom	Other Member States
ex 16.02 B III b) 1	Other prepared or preserved meat or meat offal, other, containing bovine meat or offal but excluding those containing meat or offals of domestic swine :			
	— preserves, other than homogenized, containing the following percentages of bovine meat :			
	1. 80 % ore more of meat, excluding offal and fat	0	0	12·50
	2. 60 % or more but less than 80 % of meat, excluding offal and fat	0	0	7·50
	3. 40 % or more but less than 60 % of meat, excluding offal and fat	0	0	5·00

(1) **For Ireland and the United Kingdom the refund fixed above must be reduced by the compensatory amount pursuant to Article 12 (1) of Regulation (EEC) No 181/73 (OJ L 25, 30. 1. 1973, p. 9).**

N.B. : Whereas Article 7 of Regulation (EEC) No 885/68 provides that no export refunds shall be granted on products imported from third countries and re-exported to third countries.