REGULATION (EEC) No 1458/74 OF THE COMMISSION

of 11 June 1974

on the sale at flat-rate prices fixed in advance of certain beef held by the Irish intervention agency and intended for export

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 Article 7 (3) thereof;

Whereas the arrangements for permanent intervention have led to the build-up of stocks in Ireland; whereas it is therefore necessary to arrange for the sale of these stocks in order to free the cold stores;

Whereas in the present Community market situation, which is characterized by relatively low and unstable prices it is appropriate to link the sale to an obligation to export the goods;

Whereas Article 2 (1) of Council Regulation (EEC) No 98/69 [3] of 16 January 1969 laying down general rules for the disposal of frozen beef and veal bought in by the intervention agencies, provides that the selling price of frozen beef and veal bought in by intervention agencies, can be fixed at a flat-rate in advance; whereas this selling system allows interested exporters to ascertain the possibilities for export;

Whereas it is important to conform with the provisions of Commission Regulation (EEC) No 216/69 [4] of 4 February 1969 on detailed rules of application for the disposal of frozen beef and veal bought in by intervention agencies as concerns the sale at flat-rate prices fixed in advance, while laying down certain derogations necessary for export of the products, particularly as regards deposits as well as removal of the goods from storage and payment for the goods;

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

1. Approximately 2 000 metric tons of frozen hindquarters coming from adult animals of the classes 'Steers 1 and Steers 2' or of the class 'Heifers 2' within the meaning of the national regulations, held by the Irish intervention agency as a result of buying-in operations carried out before 1 January 1974 shall be sold at a flat-rate price fixed in advance in conformity with the provisions of Regulation (EEC) No 216/69 and this Regulation.

2. This sale does not give the right to the issue of an import licence laid down in Commission Regulation (EEC) No 1084/74 [5] of 30 April 1974 linking the importation of frozen beef and veal to the sale of meat held by the intervention agencies. The intervention agencies shall mark on each purchase contract one of the following inscriptions:

'Jumelage exclu'
'Koblingstransaktioner ikke indbefattet'
'Kopplung ausgeschlossen'
'Linked sale excluded'
'Abbinamento non ammesso'
'Koppeling uitgesloten'.

3. By derogation from Article 5 (1) second sentence of Regulation (EEC) No 216/69 the purchase request is only valuable if it is accompanied by a written promise by the purchaser to remove and to export the meat within eight weeks from the day on which he is informed that his request has been accepted.

Article 2

1. The products laid down in Article 1 and the selling prices of these products are as follows:

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 25, 30. 1. 1973, p. 23.
(3) OJ No L 14, 21. 1. 1969, p. 2.
(4) OJ No L 28, 5. 2. 1969, p. 10.
(5) OJ No L 121, 3. 5. 1974, p. 32.

	Selling price u.a./100 kg
— Hindquarters straight cut at three ribs coming from :	
Heifers 2	124·150
Steers I and Steers 2	130·410
— Hindquarters cut at eight ribs called 'pistola' coming from :	
Heifers 2	134·510
Steers 1 and Steers 2	141·290

2. By derogation from Article 5 (1) of Regulation (EEC) No 216/69 the price is paid *pro rata* on the quantities removed as the goods leave the warehouse and at the latest on the day preceding each removal.

3. By derogation from Article 2 (2) of Regulation (EEC) No 216/69 the minimum selling quantity is 60 metric tons.

4. The delivery points and the sale quantities are listed in the Annex.

Article 3

1. By way of derogation from Article 4 (1) of Regulation (EEC) No 216/69, the deposit shall be 57 u.a. per 100 kg of the product.

2. Proof of importation into a third country shall be provided in the same way as for the purposes of export refunds.

3. In case of *force majeure* the intervention agencies shall adopt such measures as appear to be warranted by the circumstances invoked.

The intervention agencies shall inform the Commission of each case of *force majeure* and of the measures taken in respect of it.

Article 4

Demands may not be submitted before 19 June 1974.

Article 5

This Regulation shall enter into force on 12 June 1974.

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

Done at Brussels, 11 June 1974.

For the Commission

The President

François-Xavier ORTOLI

ANNEX

List of lots of frozen hindquarters stocked in the following warehouses

The quantities are expressed in metric tons at the time of stocking

Hindquarters coming from 'Heifers 2' and 'Steers 1 and Steers 2'

Number	Place or storage and address of warehouse	Category	Weight	
			'Pistola', cut of 8 ribs	Cut straight of 3 ribs
1	Donnellys Cold Store Cork Street Dublin 8 Ireland	Steers Heifers	54 2	— —
2	Frigoscandia Cold Store Midleton, Co Cork Ireland	Steers Heifers	50 1 1/2	842 20
3	Irish Meat Packers Ltd Barnhall, Leixlip Co Kildare Ireland	Steers Heifers	20 1	240 8
4	Eirfreeze Little Island, Co Cork Ireland	Steers Heifers	40 1/2	10 —
5	Pakvries BV Oostelijke Handelskade 25 Amsterdam Nederland	Steers Heifers	2 —	300 11
6	Pakvries BV Geijssendorfferweg 59 Waalhaven, Rotterdam Nederland	Steers Heifers	25 —	200 10
7	Pakvries BV Ezingerweg 61 Meppel Nederland	Steers	90	50
			286	1 691