REGULATION (EEC) No 2622/74 OF THE COMMISSION

of 16 October 1974

laying down detailed rules for the taking over of certain transport costs in respect of beef and veal offered for intervention

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 1855/74 [2];

Having regard to Council Regulation (EEC) No 1302/73 [3] of 15 May 1973 laying down general rules for intervention on the market in beef and veal, as amended by Regulation (EEC) No 1729/74 [4], and in particular the second paragraph of Article 4a thereof;

Whereas Article 4a of Regulation (EEC) No 1302/73 provides that in certain cases the intervention agencies are to bear the cost, calculated on a flat-rate basis, of additional transport in respect of products offered for intervention;

Whereas Article 8 (1) and (3) of Commission Regulation (EEC) No 1896/73 [5] of 13 July 1973 on detailed rules for the application of intervention measures on the market in beef and veal, as last amended by Regulation (EEC) No 720/74 [6], lays down that the intervention agency shall determine the place where a product is to be taken over if it cannot be accepted at the intervention centre indicated by the seller;

Whereas the terms for taking over products and for paying the cost of additional transport must be such as to ensure equal treatment of sellers irrespective of whether their products are taken over by one of the five intervention centres nearest to where the product is located or by a more distant centre;

Whereas to this end a flat rate for the cost of additional transport should be fixed and the time of payment specified;

Whereas there must be provisions concerning the method of determining the additional distance over which the product is transported and also provisions concerning the place where the product is taken over; whereas for the purpose of calculating the additional transport costs to be borne by the intervention agency allowance should be made for the transport costs to be borne by the seller, namely those in respect of the distance from the place where the product offered for intervention is located to that one of the five intervention centres mentioned in Article 8 (3) of Regulation (EEC) No 1896/73 which is the furthest from that place, while a maximum distance should be fixed such as will ensure that products are bought in on terms which are both technically acceptable and economically reasonable;

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. Subject to the provisions of paragraph 2, the additional transport costs to be borne by the intervention agency pursuant to Article 4a of Regulation (EEC) No 1302/73 shall be calculated by reference to the shortest distance in kilometres by road within the Community between the place where the product offered for intervention is located as communicated by the seller pursuant to Article 8 (1) of Regulation (EEC) No 1896/73 and the intervention centre, not being one of the five intervention centres mentioned in paragraph 3 of that Article, where the product is actually taken over by the intervention agency, less the distance between the place where the product is located and that one of the five intervention centres as aforesaid which is the furthest from that place.

2. The intervention agency shall determine the place at which the products are to be taken over and the distance to be taken into account for the purpose of calculating additional transport costs as determined in accordance with Article 2 (1) and (2). This distance, which shall be determined as provided in paragraph 1 above, must relate to the outward journey only and may in no case exceed 750 kilometres.

Article 2

1. Additional transport costs shall be calculated at the rate of 0·07 unit of account per metric ton per kilometre.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 195, 18. 7. 1974, p. 14.
(3) OJ No L 132, 19. 5. 1973, p. 3.
(4) OJ No L 182, 5. 7. 1974, p. 4.
(5) OJ No L 193, 14. 7. 1973, p. 18.
(6) OJ No L 88, 1. 4. 1974, p. 27.

2. Additional transport costs shall be borne by the intervention agency only in respect of the tonnage actually taken over by the agency.

3. The costs as aforesaid shall be paid by the intervention agency at the same time as the buying-in price for the meat, provided it can be shown to the satisfaction of the intervention agency that the meat has actually been transported as claimed.

Article 3

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Communities.*

It shall apply until 6 April 1975.

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

Done at Brussels, 16 October 1974.

For the Commission

The President

François-Xavier ORTOLI