REGULATION (EEC) No 3188/74 OF THE COMMISSION
of 17 December 1974
amending Regulation (EEC) No 2622/74 as regards the method of calculation of certain transport costs in respect of beef 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 1 (1) of Commission Regulation (EEC) No 2622/74 [5] 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 lays down a method for determining the distance in respect of which additional transport costs are to be borne by the intervention agency; whereas having regard to the geographical location of the intervention centres in certain Member States the application of that method could lead to difficulties in according equal treatment to producers who offer meat for intervention; whereas it is therefore appropriate to provide in the alternative for a method of calculating these costs on a flat-rate basis;

Whereas in this case only transport costs in respect of a distance of 100 kilometres or more should be taken into account;

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 following Articles are added to Regulation (EEC) No 2622/74:

'*Article 2a*

1. By way of alternative to the method of calculation provided for in Article 1, additional transport costs may be calculated on a fixed-rate basis as follows by reference to the total transport distance:

— distances of less than 100 km 0 u.a./metric ton,
— distances of 100 km or more but less than 200 km 3·5 u.a./metric ton,
— distances of 200 km or more but less than 300 km 10·5 u.a./metric ton,
— distances of 300 km or more but less than 400 km 17·5 u.a./metric ton,
— distances of 400 km or more 27·0 u.a./metric ton.

2. The intervention agency shall determine the place at which the products are to be taken over and the total distance to be taken into account for the purpose of calculating additional transport costs.

That distance shall be considered to be that 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 where the product is actually taken over by the intervention agency. This distance shall be calculated in kilometres on the basis of the shortest route by road.

3. Paragraphs 2 and 3 of Article 2 shall apply.

Article 2b

The Member States shall inform the Commission if they use the method of calculation provided for in Article 2a.'

Article 2

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

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

Done at Brussels, 17 December 1974.

For the Commission
The President
François-Xavier ORTOLI

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[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 280, 17. 10. 1974, p. 9.