REGULATION (EEC) No 442/74 OF THE COMMISSION

of 21 February 1974

on protective measures for beef and veal

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 21 (2) thereof;

Whereas the French Republic and the Italian Republic placed requests before the Commission for the adoption of protective measures in respect of imports of beef and veal;

Whereas the beef and veal market has for some time now been very unsettled, which led the Commission, as a normal administrative measure, to extend the number of products for which refunds are granted and to introduce aids for private storage;

Whereas, however, those measures have not as yet proved sufficient to re-establish market equilibrium; whereas the forthcoming adoption of a guide price for the 1974/75 marketing year will improve the situation somewhat; whereas, however, the expected increase in the guide price could disturb the market if at any time the difference between world market prices and the guide price were too great, particularly on the most sensitive markets;

Whereas it is necessary in these circumstances to protect those markets so as to avert the risk of a sharp drop in prices giving rise to movements liable to disturb the market in beef and veal shortly before the increase in the guide price; whereas Italian market prices are largely determined by imports while, among Community markets, the French is the largest producer market; whereas those two markets are therefore the most sensitive to imports from third countries;

Whereas the suspension of the importation of fresh and chilled meat into those Member States could therefore contribute to the achievement of the aim in view; whereas such suspension should however be limited to the period strictly necessary;

Whereas the adoption of such measures requires attentive surveillance of imports of beef and veal into the whole Community; whereas, therefore, until such time as the Council has adopted definitive rules on the matter, all imports of live animals and of beef and veal should be subject to the production of the import licence provided for in Commission Regulation (EEC) No 1373/70 (3) of 10 July 1970 on common detailed rules for the application of the system for import and export licences and advance fixing certificates for agricultural products subject to a single price system, as last amended by Regulation (EEC) No 1796/73 (4), and the issue of the licence should be subject to the lodging of security;

Whereas the importation of products accompanied by an advance fixing certificate as provided for in Article 12 (a) of Regulation (EEC) No 805/68 should not be suspended if the certificate has already been issued,

HAS ADOPTED THIS REGULATION:

Article 1

1. All imports into the Community of the products referred to in Article 1 (a) of Regulation (EEC) No 805/68 shall be subject to production of an import licence provided for by Regulation (EEC) No 1373/70, which, subject to Article 2 shall be issued by the Member States to any interested party who applies therefor, whatever the place of his establishment in the Community.

However, this licence shall not be required for products in respect of which certificates issued pursuant to Articles 12 (a) or 15 of Regulation (EEC) No 805/68 are produced.

2. The issue of the licence referred to in the first subparagraph, paragraph 1 shall be subject to the lodging of security amounting to:

— 5 units of account per 100 kg in respect of live domestic bovine animals other than pure-bred breeding animals, of subheading No 01.02 A II of the Common Customs Tariff;

— 10 units of account per 100 kg for edible meats of domestic bovine animals, fresh or chilled, of subheading No 02.01 A II a) of the Common Customs Tariff;

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 25, 30. 1. 1973, p. 23.
(3) OJ No L 158, 20. 7. 1970, p. 1.
(4) OJ No L 183, 5. 7. 1973, p. 1.

— 10 units of account per 100 kg for edible meats of domestic bovine animals, salted or in brine, dried or smoked, of subheading No 02.06 C I a) of the Common Customs Tariff.

3. The import licence shall be valid for 60 days from the date of issue, within the meaning of Article 8 (1) of Regulation (EEC) No 1373/70.

4. Applications for licences and the import licences and advance fixing certificates shall indicate under item 12 the Member State into which the products are to be put into free circulation.

Article 2

No import licence or advance fixing certificate shall be issued for the importation of edible meats of domestic bovine animals, fresh or chilled, falling within subheading No 02.01 A II a) 1 of the Common Customs Tariff which are to be put into free circulation in France or Italy.

Article 3

Meat in respect of which advance fixing certificates have been delivered before the day of the entry into force of this Regulation may be put into free circulation in France and Italy.

Article 4

The Member States shall communicate with the Commission, at the latest on the second working day of each week, the quantities, broken down by tariff subheading, in respect of which licences have been issued during the week preceding that in which the communication is to be made.

Article 5

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*. It shall apply as from 23 February 1974 until 24 March 1974.

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

Done at Brussels, 21 February 1974.

For the Commission

The President

François-Xavier ORTOLI