REGULATION (EEC) No 1209/75 OF THE COMMISSION

of 30 April 1975

concerning the issue while protective measures are in force of import licences for 45 000 calves and young bovine animals for fattening

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), and in particular Article 21 (2) thereof ;

Whereas the suspension of the issue of import licences has been relaxed by Commission Regulation (EEC) No 1090/75 (3) of 23 April 1975 on the issue by way of protective measures of import licences for certain beef and veal products (EXIM) ; whereas these arrangements do not however permit the importation of calves and young animals ;

Whereas there is a shortage of young fattening cattle throughout the Community, and it was to meet this situation that the arrangements provided for in Article 11 of Regulation (EEC) No 805/68 were established ; whereas those arrangements were suspended when the protective measures came into force ;

Whereas in connection with the relaxation of these measures account should be taken in the first instance of the availability of supplies of such animals within the Community and importation should be permitted only in those Member States which have traditionally imported these animals and in accordance with their needs ;

Whereas therefore the importation should be permitted, to an extent that does not threaten to disturb the balance of the Community market, of a limited number of such animals for fattening over a relatively long period,

HAS ADOPTED THIS REGULATION :

Article 1

1. There shall be issued in accordance with the special conditions laid down in this Regulation, import licences for 45 000 male calves or young male bovine animals for fattening weighing not more than 250 kg.

2. The licences shall be issued by the competent body :

- in Italy in respect of a maximum of 43 700 head ;
- in Germany in respect of a maximum of 1 300 head.

3. Licences issued under the provisions of this Regulation shall be valid only in the Member State of issue.

Article 2

1. Each of the Member States concerned shall take all necessary steps to guarantee importers free access to the quota allotted to it, irrespective of the place of establishment of such importers within the Community.

2. The extent to which a Member State's quota has been utilized shall be established by reference to the import licences issued.

3. Not later than the fifth day of each month, the Member States concerned shall notify the Commission by telex of the number of young bovine animals for which import licences were issued during the previous month.

4. Any quantities for which no licence has been issued by 1 September 1975 shall be apportioned by the Commission.

Article 3

1. Applications for import licences shall relate to live animals expressed in head.

2. Each application shall relate to a minimum of 100 head and shall be accompanied by :

(a) an undertaking in writing from the importer that the calves or young bovine animals will be fattened in the importing Member State for a period of 150 days from the day on which they are put into free circulation ;

(b) the lodging of security in an amount of 40 units of account per animal.

3. Applications for licences and the licences themselves shall include in section 12 one of the following endorsements :

— Application of Regulation (EEC) No 1209/75, certificate valid in ..... (Member State of delivery) ;

— Application règlement (CEE) nº 1209/75, certificat valable en ..... (État membre de délivrance) ;

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 195, 18. 7. 1974, p. 14.
(3) OJ No L 108, 26. 4. 1975, p. 1.

— Anwendung Verordnung (EWG) Nr. 1209/75, Lizenz gültig in ..... (ausstellender Mitgliedstaat);

— Applicazione regolamento (CEE) n. 1209/75, titolo valido in ..... (Stato membro di rilascio);

— Toepassing van Verordening (EEG) nr. 1209/75, certificaat geldig in ..... (Lid-Staat van afgifte);

— Anvendelse af forordning (EØF) nr. 1209/75, licens gyldig i ..... (udstedelsesmedlemsstaten).

4. Section of 20 of the licence shall include one of the following endorsements:

— Valid for male calves or young bovine animals for fattening (Regulation (EEC) No 1209/75);

— Valable pour veaux mâles ou jeunes bovins mâles destinés à l'engraissement (règlement (CEE) nº 1209/75);

— Gültig für männliche Kälber oder männliche Jungrinder für die Mast (Verordnung (EWG) Nr. 1209/75);

— Valido per vitelli maschi o giovani bovini maschi destinati all'ingrasso (regolamento (CEE) n. 1209/75);

— Geldig voor mannelijke kalveren of jonge mannelijke runderen, bestemd voor de mesterij (Verordening (EEG) nr. 1209/75);

— Gyldig for tyrekalve og ungtyre bestemt til opfedning (forordning (EØF) nr. 1209/75).

Article 4

1. The security shall be released forthwith:

(a) when the competent authorities in the importing Member State receive proof from the importer that the animal in question:

— has not been slaughtered before the expiry of the period specified in Article 3 (2) (a), or

— has died as a result of sickness or accident before the expiry of that period;

(b) in respect of every animal for which no import licence was issued.

2. If the proof referred to in paragraph 1 (a) is not furnished within 180 days from the day on which the animal was put into free circulation, the security shall be forfeit.

Article 5

1. Each animal imported on the terms set out in Article 1 shall be identified by the placing on at least one of its ears of either:

— an indelible tattoo, or

— an official or officially approved earmark.

2. Such tattoo or mark shall be such as to enable, where appropriate by registration at the time when the animal is put into free circulation, the date of such putting into free circulation and the identity of the importer to be recorded.

Article 6

1. Import licences issued under this Regulation shall be valid for 30 days from their day of issue within the meaning of Article 9 (1) of Regulation (EEC) No 193/75.

2. Applications for licences may be lodged up to 30 September 1975.

Article 7

Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 8

This Regulation shall enter into force on 15 May 1975.

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

Done at Brussels, 30 April 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission