REGULATION (EEC) No 1681/75 OF THE COMMISSION

of 27 June 1975

concerning the issue of import licences, during the period of application of protective measures, for products originating in Botswana, Kenya, Madagascar and Swaziland

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 safeguard measures taken in the beef sector were made more flexible by *inter alia* Commission Regulation (EEC) No 780/75 (3) of 25 March 1975 concerning the arrangements for the importation, during the period of application of protective measures of products originating in Botswana, Kenya, Madagascar and Swaziland which allowed the importing of certain quantities of beef originating in these third countries, signatories of the Lomé convention, whose traditional exports of beef into the Community are an essential element in their economic development;

Whereas the motives underlying Commission Regulation (EEC) No 780/75 remain valid; whereas having regard to the particular difficulties encountered by these third countries during the first months of that Regulation's application, notably on account of the market price situation in the exporting countries and in the Community, these imports have not been able to proceed at the anticipated rate; whereas it is therefore appropriate to make certain amendments concerning the time limit for the application and period of validity of import certificates; whereas it is also necessary to take into consideration the remaining quantities covered by the Communities undertaking to the ACP countries, which up to the present have been unable to be imported in entirety within the framework of other measures taken by the Commission; whereas the quantities covered by this Regulation also include quantities remaining from the first allocation and the entire amount of the second, referred to in Regulation (EEC) No 780/75;

Whereas the detailed rules in respect of new import licences were laid down in Commission Regulation (EEC) No 193/75 (4) of 17 January 1975 and in Commission Regulation (EEC) No 2637/70 (5) of 23 December 1970, as last amended by Regulation (EEC) No 1331/75 (6),

HAS ADOPTED THIS REGULATION:

Article 1

Licences for the importation of beef and veal products originating in Botswana, Kenya, Madagascar and Swaziland shall be issued as provided in this Regulation for the following maximum quantities, expressed in metric tons of boned meat:

— Botswana	6 898,
— Kenya	111,
— Madagascar	4 218,
— Swaziland	2 407.

100 kg of boned meat shall be equal to 130 kg of unboned meat.

Article 2

1. Applications for import licences may be lodged with the competent agencies of the Member States only during the first 10 days of each month.

The country of origin shall be entered in Section 14 of the application for a licence as well as in the licence. The licence shall carry with it an obligation to import from that country.

2. On the first working day following expiry of the time limit for the lodging of applications, Member States shall inform the Commission by telex of the total quantity in respect of which applications as specified in paragraph 1 have been lodged, broken down by the relevant third country.

The Commission shall, for each of the third countries concerned, decide to what extent licences may be granted. If the quantities in respect of which licences for products originating in a given country have been applied for exceed the quantity available for that country, the Commission shall determine a single percentage by which the quantities requested are to be reduced.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 195, 18. 7. 1974, p. 14.
(3) OJ No L 77, 26. 3. 1975, p. 34.
(4) OJ No L 25, 31. 1. 1975, p. 10.
(5) OJ No L 283, 29. 12. 1970, p. 15.
(6) OJ No L 135, 27. 5. 1975, p. 9.

3. If the total quantity in respect of which applications relating to a given third country have been received is less than the quantity available for that country the Commission shall declare what quantity remains over.

4. The period of validity of the import licences shall end on 31 December 1975.

5. Licences shall be issued on the twenty-first day following the first day of the period during which applications are lodged.

6. Subject to the provisions of Article 18 of Regulation (EEC) No 193/75, the security shall be released immediately in respect of quantities for which no import licence has been issued.

Article 3

Importation shall be authorized only if the origin of the products in question has been certified by the competent authorities of the exporting country:

(a) by documentary evidence, issued as provided in the Protocol on origin to the Lomé convention on or after the date on which that convention is put into effect, in the case of products originating in the third countries specified in (b);

(b) before the date referred to in (a), by:

(aa) the AY.1 movement certificate provided for in Regulation (EEC) No 1251/71 [1], in the case of products originating in Madagascar,

(bb) the AA.1 movement certificate provided for in Regulation (EEC) No 1289/71 [2], in the case of products originating in Kenya,

(cc) a certificate of origin endorsed by the customs authorities, in the case of products originating in Botswana and Swaziland.

Article 4

At the request of those concerned, the period of validity of the import licences issued in accordance with Regulation (EEC) No 780/75 shall be extended until 31 December 1975.

Article 5

Regulation (EEC) No 780/75 is hereby repealed.

Article 6

This Regulation shall enter into force on 1 July 1975.

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

Done at Brussels, 27 June 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission

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[1] OJ No L 135, 21. 6. 1971, p. 1.
[2] OJ No L 141, 27. 6. 1971, p. 1.