REGULATION (EEC) No 1725/75 OF THE COMMISSION

of 4 July 1975

on detailed rules for the application of the arrangements governing the importation of beef and veal originating in the African, Caribbean and Pacific States or in the overseas countries and territories

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation (EEC) No 1599/75 (1), of 24 June 1975 on the arrangements applicable to agricultural products and to certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories, and in particular Article 2 (4) thereof ;

Whereas Article 2 (2) of Regulation (EEC) No 1599/75 provides for a reduction in import charges on beef and veal originating in the signatory countries to the Lomé convention, provided that an equivalent tax was imposed on exportation from the country of origin ;

Whereas customs duties are not applied to the imports under discussion ; whereas the level of the levy applicable may be affected by the accession and monetary compensatory amounts ; whereas, since these amounts vary according to the system to which each Member State is subject, the import charge also varies ;

Whereas, however, a strict application of the compensatory amounts would lead to complex management problems and would oblige the non-member countries concerned to levy different charges depending on the destination within the Community ; whereas it thus appears desirable to provide for a standard method of calculation of these amounts based on a division of the Community into two regions, namely on the one hand the new Member States which are still applying the accession compensatory amounts and on the other hand the other Member States, and to apply for each of these regions the compensatory amounts applicable to imports into that Member State which imports the largest quantity of the products concerned ;

Whereas these amounts may moreover be regarded as being close to the average for the compensatory amounts applicable to each Member State ;

Whereas proof that the export charge has been paid may be provided by an entry on the movement certificate provided for by Council Regulation (EEC) No 1598/75 (2) of 24 June 1975 on the advance implementation of certain provisions of the ACP-EEC Lomé convention relating to trade in goods ;

Whereas the Management Committee for Beef and Veal has not delivered an opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION :

Article 1

1. The amount referred to in Article 2 (2) of Regulation (EEC) No 1599/75 shall for each product intended for import into Ireland or into the United Kingdom be equal to 90 % of the balance of the average levy, minus the accession compensatory amount, applicable to imports into the United Kingdom from non-member countries during the period of reference, and the monetary compensatory amount applicable to imports into this Member State during the last full week of such period.

2. The amount referred to in Article 2 (2) of Regulation (EEC) No 1599/75 shall for each product intended for import into a Member State other than those mentioned in paragraph 1 be equal to 90 % of the balance of the average levy applicable during the period of reference, and the monetary compensatory amount applicable for France during the last full week of such period.

Article 2

The period of reference for each quarter shall be the preceding quarter.

Article 3

1. The amount as fixed in accordance with Article 1 shall not be deducted from the import charge unless the movement certificate EUR.1 as prescribed in section 5 of Annex II to Regulation (EEC) No 1598/75 shows :

(a) in section 5, the group of countries of destination, showing for Member States referred to in Article 1 (1) the figure '1' and for Member States referred to in Article 1 (2) the figure '2' ;

(b) in section 7, the amount of the export tax levied per hundred kilogrammes ;

(1) OJ No L 166, 28. 6. 1975, p. 67.
(2) OJ No L 166, 28. 6. 1975, p. 1.

(c) in section 8, the CCT subheading for the product concerned.

A separate certificate shall be drawn up for each CCT subheading.

2. Application of this Regulation may in no case result in payment of an amount to the importer.

3. The export tax applicable shall be that in force on the day on which customs export formalities are completed.

The amount of the reduction of the import charge shall be that in force on the day on which customs import formalities are completed in the region of the Community mentioned in section 5 of the movement certificate.

Article 4

This Regulation shall enter into force on 7 July 1975.

It shall apply to imports effected on or before 31 December 1975.

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

Done at Brussels, 4 July 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission