REGULATION (EEC) No 2033/75 OF THE COMMISSION

of 5 August 1975

amending the definition as laid down in Regulation (EEC) No 1090/75 (EXIM) of products falling within CCT subheading 16.02 B III b) 1

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 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), as last amended by Regulation (EEC) No 1585/75 [4], laid down special import arrangements in respect of the beef and veal sector;

Whereas the protective measures provided for have been extended, in accordance with Article 1 of the said Regulation, to imports of certain products falling within subheading 16.02 B III b) 1 which were used to replace meat for processing; whereas it has however become possible to allow limited quantities of these products to be imported;

Whereas the conditions on the Community market which led to the application of protective measures continue to obtain; whereas the Community market in beef and veal continues to be threatened as a result of imports by serious disturbances which are likely to jeopardize the objectives of Article 39 of the Treaty;

Whereas there has been a steady growth in the importation of seasoned meats exempted under subheading 16.02 B III b) 1 from the protective measures; whereas the total imports effected and to be effected have reached a level incompatible with sound management of the market in beef and veal;

Whereas it therefore appears that seasoned meats should no longer be exempted from the arrangements laid down in Regulation (EEC) No 1090/75,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 1090/75 is amended to read as follows:

'*Article 1*

1. The products referred to Article 1 (c) of Regulation (EEC) No 805/68, with the exception of those specified in paragraph 2 hereof, shall be subject to the arrangements concerning import licences laid down in Article 15 of that Regulation.

2. No import licence shall be required in respect of the following products falling within subheading 16.02 B III b) 1:

(a) prepared or preserved beef and veal or beef and veal offal put up in hermetically sealed containers weighing not more than 5 kg net;

(b) cooked and frozen beef and veal put up in hermetically sealed containers weighing not more than 7 kg net;

3. For the purposes of this Regulation the following shall be regarded as cooked and frozen meat: meat which, prior to freezing, has been subjected to sufficient heat to prevent the growth of clostridium botulinium and which has, in addition, the following characteristics:

— no trace of pinkish liquid on the surface of a cross section of meat which, after being completely defrosted, is cut at its thickest point;

— a pH equal to or greater than 5·5.

4. Meat and offal which has been subject to seasoning (with pepper and salt, for example), whether minced, cut up or in a single piece shall not be regarded as falling under paragraph 2 (a) above, irrespective of the type of packing in which it is put up.'

Article 2

This Regulation shall enter into force on 1 September 1975.

(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.
(4) OJ No L 162, 25. 6. 1975, p. 7.

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

Done at Brussels, 5 August 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission