REGULATION (EEC) No 3248/75 OF THE COMMISSION

of 11 December 1975

concerning the issue while protective measures are in force of import licences for certain young bovine animals of highland breeds 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), as last amended by Regulation (EEC) No 3241/75 (4); whereas these arrangements do not however permit the importation of young bovine animals;

Whereas in certain regions of the Community young bovine animals for fattening of certain highland breeds are in particular demand which the market has difficulty in meeting; whereas this demand is justified by reason of the structural situation of cattle breeding in those regions;

Whereas, therefore, the importation of such animals was permitted by Commission Regulation (EEC) No 2475/75 (5) of 29 September 1975 concerning the issue while protective measures are in force of import licences for certain young bovine animals of highland breeds for fattening; whereas this measure only applies to applications for import licences lodged until the end of December 1975; whereas the reasons which led to the adoption of the said Regulation still exist; whereas, therefore, the special import system for young bovine animals should be continued until the end of the month of March 1976,

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 young male bovine animals for fattening weighing more than 220 kg but not more than 300 kg, of brindled highland Simmenthal breed without permanent teeth and of grey, brown or Pinzgau highland breed.

2. Applications for import licences shall relate to live animals expressed in head of cattle.

3. Applications shall relate to a minimum of 100 head and shall be accompanied by:

(a) a written undertaking from the applicant that the animals will be fattened in the importing Member State for a period of 120 days from the day on which they are put into free circulation;

(b) the lodging of a security equal to 60 units of account per head.

Article 2

1. Applications for import licences shall be lodged with the competent bodies in the Member States during the first 10 days of each month. However, no application for a licence may be submitted during or after the month of April 1976.

Applications for licences and the licences themselves shall include:

(a) in section 12, one of the following endorsements:

— valid for young male bovine cattle intended for fattening (Regulation (EEC) No 3248/75);

— gültig für männliche Jungrinder für die Mast (Verordnung (EWG) Nr. 3248/75);

— valable pour jeunes bovins mâles destinés à l'engraissement (règlement (CEE) n° 3248/75);

— valido per giovani bovini maschi destinati all'ingrasso (regolamento (CEE) n. 3248/75);

— geldig voor jonge mannelijke runderen, bestemd voor de mesterij (Verordening (EEG) nr. 3248/75);

— gyldig for ungtyre bestemt til opfedning (forordning (EØF) nr. 3248/75);

(b) in section 14 particulars of the country of origin.

(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 321, 12. 12. 1975, p. 26.
(5) OJ No L 253, 30. 9. 1975, p. 25.

The issue of a licence shall carry with it the obligation to import from the country indicated.

2. The Member States shall notify the Commission by telex at the latest on the second working day following the expiry of the period for the receipt of applications of the total numbers applied for in accordance with paragraph 1 in respect of each of the third countries concerned.

The Commission shall decide; subject to an overall monthly limit of 5 000 head, to what extent applications can be accepted.

If the applications for certificates exceed the limit as aforesaid the Commission shall specify percentages by which the quantities applied for shall be reduced.

3. Licences shall be issued on the twentieth day following the first day of the period for the receipt of applications.

4. In addition to the production of an import licence, importation shall be subject to production of an official document drawn up by the competent authorities in the third country indicated in section 14 of the import licence, certifying that the young bovine animals come within the description set out in Article 1 (1).

Article 3

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 1 (3) (a), or

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

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

2. If the proof referred to in paragraph 1 (a) is not furnished within 30 days from the expiry of the period specified in Article 1 (3) (a), the security shall be forfeit.

For those animals, however, for which the import licences have not be used, an amount equal only to five units of account per head shall be forfeit.

Article 4

1. Each animal imported on the terms set out in Article 1 shall be indentified 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 so designed that the date when the animal is put into free circulation and the indentity of the importer can be recorded, if possible, by their registration at the time of such putting into free circulation.

Article 5

The levy applicable to young bovine animals imported under this Regulation shall be equal to 75 % of the full levy.

Article 6

1. Import licences issued under this Regulation shall be valid for 30 days from their actual day of issue.

2. The licence shall include in section 20 one of the following endorsements:

— Applicable levy: 75 % of full levy;

— Geltende Abschöpfung: 75 % der vollen Abschöpfung;

— Prélèvement applicable: 75 % du prélèvement entier;

— Prelievo applicabile 75 % del prelievo intero;

— Toe te passen heffing: 75 % van de volle heffing;

— Gældende afgift: 75 % af hele afgiften.

In addition, where the third subparagraph of Article 2 (2) has been applied, the licence shall include in section 20 one of the following endorsements:

— Licence valid for (quantity in words and figures) head;

— Lizenz gültig für (Menge in Buchstaben und Zahlen) Stück Vieh;

— Certificat valable pour (quantité en lettres et en chiffres) têtes;

— Titolo valido per (quantità in lettere e in cifre) capi;

— Certificaat geldig voor (hoeveelheid in letters en cijfers) stuks vee;

— Licens gyldig for (mængde i bogstaver og tal) stk.

Article 7

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels, 11 December 1975.

For the Commission

P. J. LARDINOIS

Member of the Commission