COMMISSION REGULATION (EEC) No 223/76

of 30 January 1976

setting up a system linking imports of beef and veal products effected by way of protective measures with the sale of preserved beef held by intervention agencies

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 of 27 June 1968 on the common organization of the market in beef and veal (1), as last amended by Regulation (EEC) No 1855/74 (2), and in particular Articles 7 (3) and 21 (2) thereof,

Whereas a system linking imports of beef and veal products effected by way of protective measures with the sale of beef held by intervention agencies was introduced by Commission Regulation (EEC) No 76/76 of 16 January 1976 (3),

Whereas the intervention agencies are at present holding stocks of preserved beef of which a limited quantity may forthwith be released from storage in accordance with Council Regulation (EEC) No 98/69 of 16 January 1969 laying down general rules for the disposal of frozen beef and veal by intervention agencies (4), and in particular the first indent of Article 1 (2) (a) thereof ;

Whereas, as part of the relaxation of the protective measures, this sale should be carried out under the linking system introduced by Regulation (EEC) No 76/76 ;

Whereas the Management Committee for Beef and Veal has not delivered an opinion on Articles 2 to 5 of this Regulation within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION :

Article 1

1. The purchase in accordance with this Regulation of preserved beef held by intervention agencies shall entitle the purchaser to the issue of import licences subject to the conditions laid down in Title I of Regulation (EEC) No 76/76.

2. The application for a licence shall relate to the products listed in the Annex and shall be in respect of an amount not exceeding the quantities determined in accordance with the said Annex.

Article 2

1. The sale of preserved beef held by intervention agencies shall be carried out by means of invitations to tender subject to the limitation provided for in the first indent of Article 1 (2) (a) of Regulation (EEC) No 98/69.

Regulation (EEC) No 216/69, and in particular Articles 6 to 14 thereof, shall apply subject to the provisions of this Regulation.

The weight of the preserved meats offered for sale shall be expressed as net weight. The minimum quantity sold shall be two metric tons.

2. A general notice of invitation to tender shall be published at the latest on the day of publication of the first of the individual invitations to tender referred to in paragraph 3.

3. Under the overall tendering arrangements the intervention agencies shall issue monthly individual invitations to tender.

Each notice of individual invitation to tender shall specify the date before which the meat offered for sale was bought in by the intervention agencies.

The time limit for the submission of tenders shall expire on the third Monday of each month at 12 noon.

4. Every tender shall state whether the tenderer intends to import frozen meat for processing.

5. The tenders shall be expressed in units of account.

6. Publication in the *Official Journal of the European Communities* of notices of invitation to tender shall take place at least seven days before the expiry of the time limit for the submission of tenders.

Article 3

1. The minimum selling prices shall be fixed for the products in question having regard to the tenders received and to the need to offset the advantage arising from the suspension of the levy pursuant to Article 6 (1) of Regulation (EEC) No 76/76.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 195, 18. 7. 1974, p. 14.
(3) OJ No L 10, 17. 1. 1976, p. 21.
(4) OJ No L 14, 21. 1. 1969, p. 2.

The minimum price may be fixed at a different level for tenders with a view to the importation of frozen meat for processing.

2. Where the tenderer has in accordance with Article 2 (4) stated his intention to import, the purchase contract shall entitle him to the issue of import licences only in respect of meat for processing.

3. The purchase contract shall be endorsed to the effect that it gives entitlement to the issue of import licences. This endorsement shall, in the case referred to in paragraph 2, include the phrase 'meat for processing'.

Article 4

Where, for reasons of *force majeure*, the tenderer is unable to comply with the time limit set for taking delivery, the intervention agency shall take such action as it considers necessary having regard to the circumstances invoked.

The intervention agency shall inform the Commission of each case of *force majeure* and of any action taken in respect thereof.

Article 5

This Regulation shall enter into force on 2 February 1976.

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

Done at Brussels, 30 January 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

Products to be imported

CCT heading No	Description	Quantity in kg which may be imported for each kg (net weight) canned beef bought from intervention agencies
1	2	3
01.02	Live animals of the bovine species:	
	A. Domestic species:	
	II. Other:	
	b) Other	3·00
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen:	
	A. Meat:	
	II. Of bovine animals:	
	a) Of domestic bovine animals:	
	1. Fresh or chilled:	
	aa) Of calves	1·50
	bb) Of adult animals	1·50
	cc) Other cuts of beef and veal:	
	11. Unboned (bone-in)	1·20
	22. Boned or boneless	0·90
	2. Frozen:	
	aa) Carcases, half-carcases or 'compensated quarters'	1·50
	bb) Forequarters	1·50
	cc) Hindquarters	1·50
	dd) Other :	
	11. Unboned (bone-in)	1·20
	12. Boned or boneless	0·90
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked:	
	C. Other:	
	I. Of domestic bovine animals :	
	a) Meat	0·75
16.02 B III b) 1	Other prepared or preserved meat or meat offal, containing bovine meat or offal, excluding meat or offals of swine	0·75