COMMISSION REGULATION (EEC) No 3117/76

of 21 December 1976

amending and repealing the linking systems introduced in the beef and veal sector, by way of protective measures, by Regulations (EEC) No 76/76 and (EEC) No 223/76

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 568/76 (2), and in particular Articles 7 (3) and 21 (2) thereof,

Whereas the import systems introduced as a protective measure by Commission Regulations (EEC) No 76/76 of 16 January 1976 (3), as amended by Regulation (EEC) No 283/76 (4), and (EEC) No 223/76 of 30 January 1976 (5) provided for monthly invitations to tender for fresh and preserved meat held by intervention agencies, with entitlement to the issue of import licences for products of the beef and veal sector;

Whereas, in view of the market situation, this system should be relaxed; whereas, opportunities to import certain traditionally imported products should therefore be improved,

Whereas certain products falling within subheading 16.02 B III b) 1 of the Common Customs Tariff have been exempted from the protective measures; whereas, however, experience has shown that it is necessary to define these products more clearly in order to ensure that the system should work efficiently;

Whereas these measures constitute a step towards the restoration of the normal import system; whereas, therefore, it is time to give notice of the end of the system of protective measures;

Whereas the measures provided for in this Regulation as well as those amending title II of Regulation (EEC) No 76/76 and those amending Regulation (EEC) No 223/76 are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EEC) No 76/76 is hereby amended to read as follows:

'*Article 1*

1. Import licences as laid down in Article 15 of Regulation (EEC) No 805/68 shall be required in respect of the products listed in Article 1 (c) thereof, with the exception of those referred to in paragraph 2 hereof.

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

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

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

3. For the purposes of this Article the following shall be regarded as cooked: products which have been subjected to sufficient heat to prevent the growth of *Clostridium botulinum* and which have, in the case of those products referred to in paragraph 2 (a) which are not put up in hermetically sealed metallic cans and also those products referred to in paragraph 2 (b), the following further characteristics:

— no trade of pinkish liquid on the surface of a cross section of the product which is cut at its thickest point;

— a pH of 5·5 or over.'

Article 2

1. The Annex to Regulation (EEC) No 76/76 is hereby replaced by Annex I hereto.

2. Article 8 (4) of Regulation (EEC) No 76/76 is hereby amended to read as follows:

'4. The tender shall indicate the group of products referred to in Article 9 (2) which the operator intends to import.'

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 67, 15. 3. 1976, p. 28.
(3) OJ No L 10, 17. 1. 1976, p. 21.
(4) OJ No L 36, 11. 2. 1976, p. 10.
(5) OJ No L 26, 31. 1. 1976, p. 59.

Article 3

Article 9 of Regulation (EEC) No 76/76 is hereby amended to read as follows :

'Article 9

1. The minimum selling prices shall be fixed for the products in question in the light of the tenders received and the need to offset by the selling prices the advantage gained from the suspension of the levy referred to in Article 6 (1).

2. Different minimum prices may be fixed for tenders relating to imports of

A — frozen meat for processing ;

B — products falling within subheadings

01.02 A II b) 1,
02.01 A II a) 1 bb) 11 aaa),
02.01 A II a) 1 bb) 22 aaa),
and 02.01 A II a) 1 bb) 33 aaa)

in the Annex ;

C — the other products specified in the Annex.

3. The purchase contract shall include one of the endorsements referred to in Article 4 (1), together with the number "76/76", followed by the capital letter denoting the group of products concerned in accordance with paragraph 2.

4. The purchase contract shall give entitlement to the issue of import licences only in respect of the group of products concerned.'

Article 4

Regulation (EEC) No 223/76 is hereby amended as follows :

1. The Annex is replaced by Annex II hereto.

2. Article 2 (4) is amended to read as follows :

'4. The tender shall indicate the group of products referred to in Article 3 (2) which the operator intends to import'.

3. Article 3 is amended to read as follows :

'Article 3

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

2. Different minimum prices may be fixed for tenders relating to imports of

A — frozen meat for processing ;

B — products falling within subheadings

01.02 A II b) 1,
02.01 A II a) 1 bb) 11 aaa),
02.01 A II a) 1 bb) 22 aaa),
and 02.01 A II a) 1 bb) 33 aaa)

in the Annex ;

C — the other products specified in the Annex.

3. The purchase contract shall include one of the endorsements referred to in Article 4 (1) of Regulation (EEC) No 76/76, together with the number "223/76", followed by the capital letter denoting the group of products concerned in accordance with paragraph 2.

4. The purchase contract shall give entitlement to the issue of import licences only in respect of the group of products concerned.'

Article 5

Regulations (EEC) No 76/76 and (EEC) No 223/76 are repealed with effect from 1 April 1977. However, they shall remain applicable for operations resulting from tenders for intervention beef lodged up to the third Monday of March 1977.

Article 6

This Regulation shall enter into force on 22 December 1976.

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

Done at Brussels, 21 December 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX I

Annex to Regulation (EEC) No. 76/76

Products to be imported

CCT heading No	Description	Quantity in kg which may be imported for each kg of frozen bone-in meat bought from intervention agencies
1	2	3
01.02	Live animals of the bovine species :	
	A. Domestic species :	
	II. Other :	
	b) Other :	
	1. Not yet having any permanent teeth, of a weight of not less than 350 kg but not more than 450 kg in the case of male animals, or of not less than 320 kg but not more than 420 kg in the case of female animals (a)	3·00
	2. Other	2·00
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	1·00
	bb) Of adult animals :	
	11. Carcases, half-carcases or 'compensated' quarters :	
	aaa) Carcases of a weight of not less than 180 kg but not more than 270 kg and half-carcases or 'compensated' quarters of a weight of not less than 90 kg but not more than 135 kg, with a low degree of ossification of the cartilages (more especially those of the symphysis pubis and the vertebral apophyses), the meat of which is of a light pink colour and the fat of which, of extremely fine structure, is white to light yellow in colour (a)	1·50
	bbb) Other	1·00
	22. Forequarters :	
	aaa) Of a weight of not less than 45 kg but not more than 68 kg, with a low degree of ossification of the cartilages (more especially those of the vertebral apophyses), the meat of which is of a light pink colour and the fat of which, of extremely fine structure, is white to light yellow in colour (a)	1·50
	bbb) Other	1·00

CCT heading No	Description	Quantity in kg which may be imported for each kg of frozen bone-in meat bought from intervention agencies
1	2	3
02.01 *(cont'd)*	33. Hindquarters :	
	aaa) Of a weight of not less than 45 kg but not more than 68 kg (not less than 38 kg but not more than 61 kg in the case of 'Pistola' cuts), with a low degree of ossification of the cartilages (more especially those of the vertebral apophyses), the meat of which is of a light pink colour and the fat of which, of extremely fine structure, is white to light yellow in colour (a)	1·50
	bbb) Other	1·00
	cc) Other cuts of veal and beef :	
	11. Unboned (bone-in)	0·80
	22. Boned or boneless	0·60
	2. Frozen :	
	aa) Carcases, half-carcases or 'compensated quarters'	1·00
	bb) Forequarters	1·00
	cc) Hindquarters	1·00
	dd) Other :	
	11. Unboned (bone-in)	0·80
	22. Boned or boneless	0·60
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	0·50
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	0·50

(a) Entry under this subheading is subject to the production of the certificate referred to in paragraph 2 (c) of Annex I to the trade agreement between the EEC and the Socialist Federal Republic of Yugoslavia.

ANNEX II

Annex to Regulation (EEC) No 223/76

Products to be imported

CCT heading No	Description	Quantity in kg which may be imported for each kg (net weight) of canned beef bought from intervention agencies
1	2	3
01.02	Live animals of the bovine species :	
	A. Domestic species :	
	II. Other :	
	b) Other :	
	1. Not yet having any permanent teeth, of a weight of not less than 350 kg but not more than 450 kg in the case of male animals, or of not less than 320 kg but not more than 420 kg in the case of female animals (a)	4·50
	2. 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 :	
	11. Carcases, half-carcases or 'compensated' quarters :	
	aaa) Carcases of a weight of not less than 180 kg but not more than 270 kg and half-carcases or 'compensated' quarters of a weight of not less than 90 kg but not more than 135 kg, with a low degree of ossification of the cartilages (more especially those of the symphysis pubis and the vertebral apophyses), the meat of which is of a light pink colour and the fat of which, of extremely fine structure, is white to light yellow in colour (a)	2·25
	bbb) Other	1·50
	22. Forequarters :	
	aaa) Of a weight of not less than 45 kg but not more than 68 kg, with a low degree of ossification of the cartilages (more especially those of the vertebral apophyses), the meat of which is of a light pink colour and the fat of which, of extremely fine structure, is white to light yellow in colour (a)	2·25
	bbb) Other	1·50

CCT heading No	Description	Quantity in kg which may be imported for each kg (net weight) of canned beef bought from intervention agencies
1	2	3
02.01 *(cont'd)*	33. Hindquarters :	
	aaa) Of a weight of not less than 45 kg but not more than 68 kg (not less than 38 kg but not more than 61 kg in the case of 'Pistola' cuts), with a low degree of ossification of the cartilages (more especially those of the vertebral apophyses), the meat of which is of a light pink colour and the fat of which, of extremely fine structure, is white to light yellow in colour (a)	2·25
	bbb) Other	1·50
	cc) Other cuts of veal and beef :	
	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
	22. 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

(a) Entry under this subheading is subject to the production of the certificate referred to in paragraph 2 (c) of Annex I to the trade agreement between the EEC and the Socialist Federal Republic of Yugoslavia.