COMMISSION REGULATION (EEC) No 141/77

of 25 January 1977

setting up, as a protective measure, a system linking imports of products of the beef and veal sector with the sale of boned 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 568/76 (2), and in particular Articles 7 (3) and 21 (2) thereof,

Whereas a system linking imports of products of the beef and veal sector with the sale of beef held by intervention agencies was set up as a protective measure by Commission Regulation (EEC) No 76/76 of 16 January 1976 (3), as last amended by Regulation (EEC) No 3117/76 (4); whereas this system was extended to preserved meat by 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 beef held by intervention agencies (5), as amended by Regulation (EEC) No 3117/76;

Whereas intervention agencies now hold certain stocks of beef boned in accordance with the provisions of Commission Regulation (EEC) No 2630/75 of 15 October 1975 on the boning of beef bought in by intervention agencies (6), part of which may be removed from storage under the provisions of Council Regulation (EEC) No 98/69 of 16 January 1969 laying down general rules for the disposal of frozen beef and veal bought in by intervention agencies (7), and in particular the first indent of Article 1 (2) (a) thereof;

Whereas in order to extend the application of the linking system set up by Regulation (EEC) No 76/76 it should be applied to the sale of boned meat as well as to the sale of unboned meat and preserved meat; whereas, moreover, the detailed rules governing these sales should be the same as those laid down by Commission Regulation (EEC) No 216/69 of 4 February 1969 on detailed rules of application for the disposal of frozen beef bought in by intervention agencies (8);

Whereas the measures provided for in Articles 2 to 5 are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

1. The purchase in accordance with this Regulation of boned beef held by intervention agencies shall give entitlement to the issue of an import licence under the conditions set out in Title I of Regulation (EEC) No 76/76.

2. Applications for licences shall be made in respect of the products set out in the Annex hereto and of quantities determined in accordance therewith.

Article 2

1. The sale of boned beef held by intervention agencies shall be effected by tender in accordance with Articles 6 to 14 of Regulation (EEC) No 216/69, subject to the provisions of this Regulation.

2. A general notice of invitation to tender shall be published not later than the date 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 indicate the cuts of meat boned in accordance with Regulation (EEC) No 2630/75.

4. Every tender shall indicate the group of products as specified in Article 3 (2) which the tenderer intends to import.

5. Tenders shall be submitted in units of account.

(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 352, 22. 12. 1976, p. 14.
(5) OJ No L 26, 31. 1. 1976, p. 59.
(6) OJ No L 268, 17. 10. 1975, p. 16.
(7) OJ No L 14, 21. 1. 1969, p. 2.
(8) OJ No L 28, 5. 2. 1969, p. 10.

6. The notice of invitation to tender shall be published in the *Official Journal of the European Communities* at least seven days before the time limit laid down for the submission of tenders.

Article 3

1. Minimum selling prices shall be fixed for the products in question by reference to the tenders received and to the need for the selling price to offset the effect of the suspension of the levy pursuant to Article 6 (1) of Regulation (EEC) No 76/76.

2. Different minimum prices may be fixed according to whether the meat which the tenderer intends to import is :

A. frozen meat for processing ; or

B. a product falling within subheading
01.02 A II b) 1,
02.01 A II a) 1 bb) 11 aaa),
02.01 A II a) 1 bb) 22 aaa), or
02.01 A II a) 1 bb) 33 aaa)
of the Annex hereto ; or

C. some other product specified in the said Annex.

3. The purchase contract shall include one of the endorsements specified in Article 4 (1) of Regulation (EEC) No 76/76, together with the number '141/77', followed by the capital letter of the relevant group of products as indicated in paragraph 2.

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

Article 4

Where for reasons of *force majeure* the successful tenderer is unable to comply with the time limit 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 the action taken in respect thereof.

Article 5

This Regulation shall enter into force on 1 February 1977.

It shall apply until 31 March 1977. It shall remain applicable after that date in respect of operations arising from tenders to purchase intervention meat submitted on or before the third Monday of March 1977.

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

Done at Brussels, 25 January 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEX

Products to be imported

CCT heading No	Description	Quantity in kilograms which may be imported for each kilogram of frozen boned 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)	3·90
	2. Other	2·60
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	1·30
	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)	1·95
	bbb) Other	1·30
	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)	1·95
	bbb) Other	1·30

CCT heading No	Description	Quantity in kilograms which may be imported for each kilogram of frozen boned 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)	1·95
	bbb) Other	1·30
	cc) Other cuts of veal and beef :	
	11. Unboned (bone-in)	1·30
	22. Boned or boneless	1·00
	2. Frozen :	
	aa) Carcases, half-carcases or 'compensated quarters'	1·30
	bb) Forequarters	1·30
	cc) Hindquarters	1·30
	dd) Other :	
	11. Unboned (bone-in)	1·30
	22. Boned or boneless	1·00
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	0·65
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	0·65

(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.