COMMISSION REGULATION (EEC) No 2311/77

of 20 October 1977

on the sale, at a price fixed in advance, of preserved beef held by intervention agencies and amending Regulation (EEC) No 1687/76

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 425/77 [2], and in particular Article 7 (3) thereof,

Whereas stocks of preserved beef produced under Commission Regulation (EEC) No 1295/74 of 22 May 1974 on the processing of beef bought in by intervention agencies [3], as last amended by Regulation (EEC) No 1145/75 [4], have reached an age where they should be disposed of;

Whereas the invitations to tender for preserved beef under Commission Regulation (EEC) No 1256/77 of 13 June 1977 [5] have shown that certain quantities held by the Belgian, Danish, German and Irish intervention agencies should be sold at a price fixed in advance and that the tendering procedures should be suspended during these sales;

Whereas the selling prices should be based on past experience of sales of such preserved beef; whereas, however, in order to encourage operators to export canned beef, which is packed in cans of a fairly heavy unit weight and so may be difficult to sell at the retail level, slightly lower selling prices should be fixed for products which are to be exported; whereas such canned beef may also be disposed of in accordance with Commission Regulation (EEC) No 2035/74 of 31 July 1974 on the sale at reduced prices of certain beef and veal and preserves thereof held by intervention agencies to certain institutions and bodies of a social character [6], as last amended by Regulation (EEC) No 2333/76 [7]; whereas attractive prices should therefore be fixed for such institutions and bodies;

Whereas such sales should be made in accordance with Commission Regulation (EEC) No 216/69 of 4 February 1969 on detailed rules of application for the disposal of frozen beef and veal bought in by intervention agencies [8], while making certain necessary exceptions for the specific nature of the products and their final uses;

Whereas instances of *force majeure* may occur during the removal from storage; whereas the intervention agencies should therefore be empowered to take the necessary measures in such cases;

Whereas Commission Regulation (EEC) No 1687/76 of 30 June 1976 [9], as last amended by Regulation (EEC) No 2182/77 [10], laid down common detailed rules for verifying the use and/or destination of products from intervention; whereas certain of these rules should be amended in the light of the sales made under this Regulation;

Whereas this Regulation does not affect the sales under Commission Regulation (EEC) No 1294/75 of 22 May 1975 fixing the price for the sale at reduced prices of preserved beef and veal held by the Belgian intervention agency to certain social institutions and categories [11];

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

1. With effect from 24 October 1977 the Belgian, Danish, German and Irish intervention agencies shall sell preserved beef produced under Regulation (EEC) No 1295/74.

2. The quantities, qualities and prices of such preserved meat are set out in Annex I. The prices in column D thereof refer to:

— under (a), sales on the internal Community market,

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 61, 5. 3. 1977, p. 1.
(3) OJ No L 140, 23. 5. 1974, p. 47.
(4) OJ No L 112, 1. 5. 1975, 60.
(5) OJ No L 146, 14. 6. 1977, p. 23.
(6) OJ No L 210, 1. 8. 1974, p. 53.
(7) OJ No L 264, 28. 9. 1976, p. 11.
(8) OJ No L 28, 5. 2. 1969, p. 10.
(9) OJ No L 190, 14. 7. 1976, p. 1.
(10) OJ No L 251, 1. 10. 1977, p. 60.
(11) OJ No L 132, 23. 5. 1975, p. 31.

— under (b), sales for export,
— under (c), sales to the institutions and bodies of a social character referred to in Regulation (EEC) No 2035/74.

3. Details of the quantities and the places where the products are stored may be obtained by those concerned from the addresses set out in Annex II.

Article 2

Regulation (EEC) No 2035/74 and Regulation (EEC) No 216/69, and in particular Articles 2 to 5 thereof, shall apply to sales under this Regulation, subject to the following provisions :

1. The price shall be paid as and when the goods are removed from store in proportion to the quantities removed and not later than the day preceding each removal (Article 5 (1) of Regulation (EEC) No 216/69).
2. If the quantities available at an intervention agency are lower than those in respect of which applications to purchase are submitted on 24 October 1977, the said applications shall be deemed to have been submitted at the same time (second sentence of Article 4 (5) of Regulation (EEC) No 216/69).
3. The weight of the preserved beef shall be the net weight (Article 2 (1) of Regulation (EEC) No 216/69).
4. The security (Article 4 (1) of Regulation (EEC) No 216/69) shall be :
   (a) 10 units of account per 100 kilograms in the case of sales referred to in Article 1 (2) under (a) ;
   (b) 25 units of account per 100 kilograms in the case of sales referred to in Article 1 (2) under (b) ;
   (c) 60 units of account per 100 kilograms in the case of sales referred to in Article 1 (2) under (c).
5. In the case of sales referred to in Article 1 (2) under (b) :
   (a) the application to purchase shall be valid only if it is accompanied by a written undertaking from the purchaser to export the meat within eight weeks from the day on which he is informed that his application has been accepted (second sentence of Article 5 (1) of Regulation (EEC) No 216/69) ;
   (b) the minimum quantity sold shall be 10 tonnes (Article 2 (2) of Regulation (EEC) No 216/69).

Article 3

Where, for reasons of *force majeure,* the purchaser cannot respect the time limits for taking delivery, the intervention agency shall determine what measures it deems to be necessary on account of this.

Article 4

In the Annex to Regulation (EEC) No 1687/76, under the heading 'I. Products to be exported in the same state as that in which they were when removed from intervention stock', there shall be inserted after paragraph 10 the following paragraph 11 and the relevant footnote ([11]) :

'11. Commission Regulation (EEC) No 2311/77 of 20 October 1977 on the sale, at a price fixed in advance, of preserved beef held by intervention agencies and amending Regulation (EEC) No 1687/76 ([11]).

([11]) OJ No L 269, 21. 10. 1977, p. 26.'

Article 5

The application of Regulation (EEC) No 1256/77 is hereby suspended.

Article 6

This Regulation shall enter into force on 24 October 1977.

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

Done at Brussels, 20 October 1977.

For the Commission

Finn GUNDELACH

Vice-President

ANNEXE I — ANHANG I — ANNEX I — ALLEGATO I — BIJLAGE I — BILAG I

État membre Mitgliedstaat Member State Stato membro Lid-Staat Medlemsstat	Produits Erzeugnisse Products Prodotti Produkten Produkter	Quantités (tonnes) Mengen (Tonnen) Quantities (tonnes) Quantità (tonnellate) Hoeveelheid (ton) Mængde (tons)	Prix de vente (UC/100 kg) poids net Verkaufspreise (RE/100 kg) Nettogewicht Selling prices (u.a./100 kg) net weight Prezzi di vendita (UC/100 kg) peso netto Verkoopprijzen (RE/100 kg) nettogewicht Salgspris (RE/100 kg) nettovægt		
A	B	C	D (1)		
			a)	b)	c)
BELGIQUE/ BELGIË	*Corned beef* en boîtes de 340 grammes net par boîte / Corned beef in dozen van 340 gram nettogewicht per doos	± 30	129,0	—	— (2)
DANMARK	»Oksekød i egen saft«				
	— Kartoner med 36 firkantede dåser, hver med en nettovægt på 340 — 350 g	± 1 000	123,4	—	—
	— kartoner med 12 runde dåser, hver med en nettovægt på 1 815 g	± 3 000	116,7	100,0	65,0
	— kartoner med 12 firkantede dåser, hver med en nettovægt på 1 815 g	± 1 000	116,7	100,0	65,0
DEUTSCHLAND	Rindfleischkonserven in Dosen von 400 Gramm netto je Dose	± 5 000	124,9	—	—
IRELAND	Canned stewed steak with net weight of 425 grams per can	± 2 000	124,9	—	—

(1) D a) — Conserves destinées au marché intérieur de la Communauté.
— Für den Binnenmarkt der Gemeinschaft bestimmte Konserven.
— Canned beef for sale within the Community.
— Conserve destinate al mercato comunitario.
— Conserven bestemd voor de markt van de Gemeenschap.
— Konserves bestemt for det interne marked i Fællesskabet.

b) — Conserves destinées à être exportées.
— Für den Export bestimmte Konserven.
— Canned beef for export.
— Conserve destinate all'esportazione.
— Conserven bestemd voor export.
— Konserves bestemt for eksport.

c) — Conserves destinées à certaines institutions et collectivités à caractère social.
— Für gewisse soziale Einrichtungen bestimmte Konserven.
— Canned beef for sale to certain institutions and bodies of a social character.
— Conserve destinate a determinate istituzioni ed enti di carattere sociale.
— Conserven bestemd voor bepaalde sociale instellingen en gemeenschappen.
— Konserves bestemt til visse institutioner og organer med socialt formål.

(2) Le règlement (CEE) n° 1294/75 dmeure applicable.
Die Verordnung (EWG) Nr. 1294/75 bleibt anwendbar.
Regulation (EEC) No 1294/75 remains applicable.
Il regolamento (CEE) n. 1294/75 resta applicabile.
Verordening (EEG) nr. 1294/75 blijft van toepassing.
Forordning (EØF) nr. 1294/75 finder fortsat anvendelse.

ANNEXE II — ANHANG II — ALLEGATO II — BIJLAGE II — ANNEX II — BILAG II

Adresses des organismes d'intervention — Anschriften der Interventionsstellen — Indirizzi degli organismi d'intervento — Adressen van de interventiebureaus — Addresses of the intervention agencies — Interventionsorganernes adresser

BELGIQUE/BELGIË :

Office belge de l'économie et de l'agriculture
rue de Trèves 82
1040 Bruxelles

Belgische Dienst voor Bedrijfsleven en Landbouw
Trierstraat 32
1040 Brussel

Tel. 02/513/98/20, telex 240 76 OBEA BRU B

DANMARK :

Direktoratet for markedsordningerne,
EF-Direktoratet,
Frederiksborggade 18,
1360 København K.
Tlf. (01) 15 41 30, Telex 15 137 DK.

DEUTSCHLAND :

Bundesanstalt für landwirtschaftliche Marktordnung (BALM),
Geschäftsbereich 3 (Fleisch und Fleischerzeugnisse),
Postfach 180107 — Adickesallee 40,
D-6000 Frankfurt am Main 18,
Tel. (0611) 55 04 61/55 05 41, Telex : 04 11 727/04 11 156.

IRELAND :

Department of Agriculture, Agriculture House,
Kildare Street,
Dublin 2,
Tel. (01) 78 90 11, ext. 2324, Telex 4280 and 5118.