COMMISSION REGULATION (EEC) No 2038/78
of 29 August 1978
fixing the additional amounts for certain pigmeat products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat (1), as amended by Regulation (EEC) No 1423/78 (2), and in particular the second line of Article 13 (5) thereof,

Whereas if, for a given product, the free-at-frontier offer price (hereinafter called the 'offer price') falls below the sluice-gate price, the levy applicable to that product must be increased by an additional amount equal to the difference between the sluice-gate price and the offer price determined in accordance with Article 1 of Commission Regulation No 202/67/EEC of 28 June 1967 on fixing the additional amount for imports of pigmeat products from third countries (3), as amended by Regulation No 614/67/EEC (4);

Whereas the offer price must be determined for all imports from all third countries; whereas, however, if exports from one or more third countries are effected at abnormally low prices, lower than prices ruling for other third countries, a second offer price must be determined for exports from these other countries;

Whereas the regular review of the information serving as a basis for the determination of average offer prices for the products listed in Article 1 (1) of Regulation (EEC) No 2759/75 indicates that for imports listed according to product and country of origin in the Annex to this Regulation additional amounts should be fixed at the level shown in that Annex;

Whereas Council Regulation (EEC) No 2767/75 of 29 October 1975 (5) laid down general rules for the fixing of additional amounts for those products for which no sluice-gate price is fixed;

Whereas Regulation No 202/67/EEC lays down certain detailed rules, to that end, and in particular for determining the free-at-frontier offers for those products; whereas, according to the information received by the Commission, offers from third countries in the determination of which not only the prices shown in customs documents but also all other indications concerning the prices ruling in third countries, are taken into account, are developing in such a way that additional amounts should be fixed for those products at the level shown in the Annex;

Whereas, in accordance with Article 1 of Regulation No 121/65/EEC (6) and with Regulations (EEC) No 564/68 (7), (EEC) No 998/68 (8), (EEC) No 2260/69 (9) and (EEC) No 1570/71 (10), the levy on certain products listed in those Regulations which originate in and come from the Federal Republic of Austria, the People's Republic of Poland, the Hungarian People's Republic, the Socialist Republic of Romania and the People's Republic of Bulgaria should not be increased by an additional amount;

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

HAS ADOPTED THIS REGULATION:

Article 1

The additional amounts provided for in Article 13 of Regulation (EEC) No 2759/75 are fixed as shown in the Annex to this Regulation for those of the products listed in Article 1 (1) of Regulation (EEC) No 2759/75 as are listed in the abovementioned Annex.

Article 2

This Regulation shall enter into force on 1 September 1978.

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

Done at Brussels, 29 August 1978.

For the Commission
Finn GUNDELACH
Vice-President

(1) OJ No L 282, 1. 11. 1975, p. 1.
(2) OJ No L 171, 28. 6. 1978, p. 19.
(3) OJ No 134, 30. 6. 1967, p. 2837/67.
(4) OJ No 231, 27. 9. 1967, p. 6.
(5) OJ No L 282, 1. 11. 1975, p. 29.
(6) OJ No 155, 18. 9. 1965, p. 2560/65.
(7) OJ No L 107, 8. 5. 1968, p. 6.
(8) OJ No L 170, 19. 7. 1968, p. 14.
(9) OJ No L 286, 14. 11. 1969, p. 22.
(10) OJ No L 165, 23. 7. 1971, p. 23.

ANNEX

to the Commission Regulation of 29 August 1978 fixing the additional amounts for certain pigmeat products

(u.a./100 kg)

CCT heading No	Description	Supplementary amount	Origin of imports
01.03	Live swine :		
	A. Domestic species :		
	II. Other :		
	b) Other	3·00	Origin : German Democratic Republic (1)
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 :		
	III. Of swine :		
	a) Of domestic swine :		
	1. Carcases or half-carcases, with or without heads, feet or flare fat	5·00	Origin : German Democratic Republic (1) and Finland
	2. Hams and cuts of hams, unboned (bone-in)	10·00	Origin : Romania and Republic of South Africa
	6. Other :		
	aa) Boned or boneless and frozen	30·00	Origin : Sweden, Finland and New Zealand
	bb) Other	30·00	Origin : Sweden, Finland and New Zealand
02.05	Pig fat free of lean meat and poultry fat (not rendered or solvent-extracted), fresh, chilled, frozen, salted, in brine, dried or smoked :		
	A. Back-fat :		
	I. Fresh, chilled, frozen, salted or in brine	7·00	Origin : Sweden

(1) With the exception of the German internal trade pursuant to the Protocol on German internal trade and connected problems.