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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 995/78

of 12 May 1978

fixing the guide price and the intervention price for adult bovine animals for the 1978/79 marketing year

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

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 3 (3), the first paragraph of Article 4 and the second subparagraph of Article 6 (4) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (3),

Having regard to the opinion of the Economic and Social Committee (4),

Whereas, when the guide price for adult bovine animals is fixed, account should be taken both of the objectives of the common agricultural policy and of the contribution which the Community desires to make to the harmonious development of world trade; whereas the common agricultural policy aims *inter alia* to ensure a fair standard of living for the agricultural community, to guarantee the availability of supplies and to ensure that supplies reach consumers at reasonable prices;

Whereas the guide price must be fixed in accordance with the criteria laid down in Article 3 (2) of Regulation (EEC) No 805/68; whereas for the 1978/79 marketing year it should be fixed at a higher level than that adopted for the previous marketing year;

Whereas, moreover, in view of the current economic situation on the beef and veal market, the intervention price for adult bovine animals for the 1978/79 marketing year should be fixed at the same level in relation to the guide price as that adopted for the previous marketing year;

Whereas, under Article 6 (3) of Regulation (EEC) No 805/68, the intervention agencies must buy in beef and veal offered to them when average prices on the Community market are below the intervention price; whereas, under Article 6 (1) of the same Regulation, the intervention agencies buy in, having regard to the characteristics of the production of the Member State to which they belong, meat offered to them which has certain quality characteristics; whereas, in the light of the experience of recent years and foreseeable market trends, provision should be made for the 1978/79 marketing year for suspending, in respect of each Member State or in respect of certain regions of Member States, intervention buying-in of each of these qualities when it is found that their price on the representative markets of the Member State or the region in question exceeds their maximum buying-in price over a certain period,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1978/79 marketing year, the guide price for adult bovine animals shall be 125·97 units of account per 100 kilograms live weight.

Article 2

For the 1978/79 marketing year:

— the intervention price referred to in the second subparagraph of Article 6 (1) of Regulation (EEC) No 805/68 shall be 113·37 units of account per 100 kilograms live weight,

— the price level referred to in the first sentence of Article 6 (3) of Regulation (EEC) No 805/68 shall be 113·37 units of account per 100 kilograms live weight.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 61, 5. 3. 1977, p. 1.
(3) OJ No C 85, 10. 4. 1978, p. 31.
(4) OJ No C 101, 26. 4. 1978, p. 10.

Article 3

For the 1978/79 marketing year :

1. By way of derogation from Article 6 (1) and (3) of Regulation (EEC) No 805/68, buying-in by the intervention agencies of one or more qualities to be determined of fresh or chilled meat falling within subheadings 02.01 A II a) 1, 02.01 A II a) 2 and 02.01 A II a) 3 of the Common Customs Tariff may be partially or wholly suspended in a Member State or in a region of a Member State :

   (a) by the Commission, according to the procedure laid down in point 4, where the market price for the quality or qualities in question, recorded in accordance with Article 12 (6) of Regulation (EEC) No 805/68 on the representative markets of the Member State in question remains — during a period of three consecutive weeks — above 100 % and equal to or less than 102 % of the maximum buying-in price fixed for that quality or those qualities in accordance with point 3 ;

   (b) by the Commission, where the market price referred to in (a) remains — during a period of three consecutive weeks — above 102 % of the maximum buying-in price referred to in (a).

2. If the buying-in by the intervention agencies has been suspended pursuant to point 1, the Commission shall decide to resume the buying-in, where the market price for that quality or those qualities remains at the same level or less than the maximum buying-in price during a period of two consecutive weeks.

3. The maximum buying-in price shall be calculated for each of the qualities determined by applying to an amount equal to 90 % of the guide price a coefficient expressing the normal relationship, adjusted according to the characteristics of each Member State's production, between the price for the quality in question and the price of adult bovine animals recorded in accordance with Article 12 (6) of Regulation (EEC) No 805/68 on the representative markets of the Community.

4. Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No 805/68.

Article 4

This Regulation shall enter into force on 22 May 1978.

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

Done at Brussels, 12 May 1978.

For the Council

The President

P. DALSAGER