COMMISSION REGULATION (EEC) No 2374/79

of 26 October 1979

on the sale at reduced prices of certain products in the beef and veal sector held by intervention agencies to certain welfare institutions and bodies, amending Regulation (EEC) No 1687/76 and repealing Regulations (EEC) No 2035/74 and (EEC) No 2036/74

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 a feature of the situation on the Community beef and veal market is the existence of stocks built up as a result of intervention buying; whereas it is appropriate to avoid prolonging this storage because of the high costs which result; whereas it is possible to apply the rules laid down in Article 1 (1) (d) of Council Regulation (EEC) No 98/69 (3), as amended by Regulation (EEC) No 429/77 (4);

Whereas the disposal of this meat presents certain difficulties on a market affected by excess supply; whereas arrangements should therefore be made for special sales of a kind likely to cause as little interference as possible with the normal disposal of meat on the market; whereas its sale at reduced prices to welfare institutions and bodies is a measure of the kind required and capable of proving effective if operated over a sufficiently long period;

Whereas it is appropriate to sell the products at prices fixed in advance in accordance with the provisions laid down in Commission Regulation (EEC) No 2173/79 (5); whereas in order to ensure that products purchased reach their appointed destination detailed rules as to control should also be laid down; whereas it is, moreover, desirable to specify minimum selling quantities adapted to the requirements of prospective purchasers;

Whereas Council Regulation (EEC) No 1055/77 (6) provides that, in the case of products held by an intervention agency stored outside the territory of the Member State within whose jurisdiction it falls, a different selling price from that for products stored on that territory may be fixed; whereas Commission Regulation (EEC) No 1805/77 (7) fixed the method for calculating the selling prices for such products; whereas, in order to avoid any confusion, it should be made clear that the prices fixed by this Regulation do not apply as they stand to those products;

Whereas in the case of products sold in a Member State other than that where they are held in store, the provisions of Commission Regulation (EEC) No 1687/76 (8), as last amended by Regulation (EEC) No 2330/79 (9) should apply;

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. Every Member State may authorize welfare institutions and bodies situated on its territory which so request to purchase certain products in the beef and veal sector out of stocks held by the intervention agencies at reduced prices fixed in advance. A request from such institution or body shall be accompanied by a written undertaking to use the products concerned only for the benefit of the persons for whose needs it is responsible.

2. Sales shall be carried out in accordance with the provisions of Regulation (EEC) No 2173/79 and of this Regulation.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 61, 5. 3. 1977, p. 1.
(3) OJ No L 14, 21. 1. 1969, p. 2.
(4) OJ No L 61, 5. 3. 1977, p. 18.
(5) OJ No L 251, 5. 10. 1979, p. 12.
(6) OJ No L 128, 24. 5. 1977, p. 1.
(7) OJ No L 198, 5. 8. 1977, p. 19.
(8) OJ No L 190, 14. 7. 1976, p. 1.
(9) OJ No L 266, 24. 10. 1979, p. 15.

3. Member States which avail themselves of the power provided for in paragraph 1 shall prepare a list of the institutions and bodies as referred to in that paragraph. Such lists, which shall contain the name and address of each institution or body and particulars as to the approximate number of persons for which it is responsible, shall be sent to the Commission, as shall any amendments thereto.

4. The intervention agencies shall sell the products held by them to any institution or body appearing on one of the lists referred to in paragraph 3 which so requests. Any institution or body wishing to purchase products from an intervention agency situated in another Member State shall present a certificate issued by the competent authority in its own Member State. The selling intervention agency shall endorse on such certificate the quantity of products sold.

5. The products referred to in paragraph 1 and their sales price shall be laid down in the Annex.

Article 2

By way of derogation from Article 17 (2) of Regulation (EEC) No 2173/79, the minimum quantity which may be sold shall be 500 kilograms for hindquarters and 250 kilograms for the other products.

Article 3

1. Any institution or body appearing on a list as referred to in Article 1 (3) may purchase through an agent or other intermediary. In such cases the agent or other intermediary shall, when presenting the request for delivery from the institution or body that he represents, furnish proof of his authority to purchase the quantity requested by this institution or body. Agents and other intermediaries may, to the extent required to meet the needs of the institutions or bodies concerned, store, and where necessary, bone and cut the products purchased by them.

2. The agents and other intermediaries and the institutions and bodies referred to in the preceding paragraphs shall keep up-to-date accounts whereby the destination and use of the products concerned may be verified; in particular it must be possible to verify that the quantity of products purchased corresponds to that consumed.

Article 4

The intervention agencies shall give priority to selling the products which have been stored the longest. They shall not sell products which were taken over after 30 April 1979.

Article 5

With a view to the control of the boning and cutting operations referred to in Article 3 (1) and the delivery and receipt by the beneficiary institution or body, 100 kilograms of boned meat shall correspond to 130 kilograms of unboned meat.

Article 6

Regulation (EEC) No 1687/76 is amended as follows:

In the Annex, 'II. Products subject to a use and/or destination other than that mentioned under I':

(a) point 6 is deleted;

(b) — the following point 18 is added:

'18. Regulation (EEC) No 2374/79 of 26 October 1979 on the sale at reduced prices of certain products in the beef and veal sector held by intervention agencies to certain welfare institutions and bodies ([18])

([18]) OJ No L 272, 30. 10. 1979, p. 16.';

— Section 104:

— 'for institutions (Regulation (EEC) No 2374/79)'

— 'bestemd til institutioner (forordning (EØF nr. 2374/79)'

— 'für gemeinnützige Einrichtung bestimmt (Verordnung (EWG) Nr. 2374/79)'

— 'destinées à des institutions (règlement (CEE) nº 2374/79)'

— 'destinati ad instituzioni (regolamento n. 2374/79)'

— 'bestemd voor instellingen (Verordening (EEG) nr. 2374/79)'.

Article 7

Commission Regulations (EEC) No 2035/74 ([1]) and (EEC) No 2036/74 ([2]) are hereby repealed.

Article 8

This Regulation shall enter into force on 1 November 1979.

([1]) OJ No L 210, 1. 8. 1974, p. 53.
([2]) OJ No L 210, 1. 8. 1974, p. 56.

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

Done at Brussels, 26 October 1979.

For the Commission

Finn GUNDELACH

Vice-President

ANNEXE — ANHANG — ALLEGATO — BIJLAGE — ANNEX — BILAG

Prix de vente en Écus par 100 kg de produits (1)
Verkaufspreise in ECU je 100 kg des Erzeugnisses (1)
Prezzi di vendita in ECU per 100 kg di prodotti (1)
Verkoopprijzen in Ecu per 100 kg produkt (1)
Selling price in ECU per 100 kg of product (1)
Salgspris i ECU pr. 100 kg af produkterne (1)

DEUTSCHLAND

— *Hinterviertel, gerade Schnittführung mit 5 Rippen, stammend von:*

Bullen A	120,113

DANMARK

— *Bagfjerdinger, udskåret med 8 ribben, såkaldte »pistoler« af:*

Kvier 1	110,118
Stude 1	111,606
Tyre P	118,024
Ungtyre 1	127,323

FRANCE

— *Quartiers arrière, découpe à 8 côtes, dite « pistola », provenant des:*

Bœufs O	120,003
Jeunes bovins R	123,784

IRELAND

— *Hindquarters, straight cut at third rib, from:*

Steers 1	120,071
Steers 2	120,071

ITALIA

— *Quarti posteriori, taglio a 5 costole, detto pistola, provenienti dai:*

Vitelloni 1	132,422
Vitelloni 2	126,397

NEDERLAND

— *Achtervoeten, recht afgesneden op 5 ribben, afkomstig van:*

Stieren, 1e kwaliteit	118,436

(1) Au cas où les produits sont stockés en dehors de l'État membre dont relève l'organisme d'intervention détenteur, ces prix sont ajustés conformément aux dispositions du règlement (CEE) nº 1805/77.

(1) Falls die Lagerung der Ezeugnisse außerhalb des für die betreffende Interventionsstelle zuständigen Mitgliedstaats erfolgt, werden diese Preise gemäß den Vorschriften der Verordnung (EWG) Nr. 1805/77 angepaßt.

(1) Qualora i prodotti siano immagazzinati fuori dello Stato membro da cui dipende l'organismo d'intervento detentore, detti prezzi vengono ritoccati in conformità del disposto del regolamento (CEE) n. 1805/77.

(1) In geval dat de produkten zijn opgeslagen buiten de Lid-Staat waaronder het interventiebureau dat deze produkten onder zich heeft ressorteert, worden deze prijzen aangepast overeenkomstig de bepalingen van Verordening (EEG) nr. 1805/77.

(1) Where the products are stored outside the Member States where the intervention agency responsible for them is situated, these prices shall be adjusted in accordance with Regulation (EEC) No 1805/77.

(1) Såfremt produkterne er oplagrede uden for den medlemsstat, hvor det interventionsorgan, der ligger inde med produkterne, er hjemehørende, tilpasses disse priser i overensstemmelse med bestemmelserne i forordning (EØF) nr. 1805/77.

UNITED KINGDOM

A. **Great Britain**

— *Hindquarters, straight cut at third rib, from:*	
Steers M	129,443
Steers H	129,443
Heifers M/H	127,767

B. **Northern Ireland**

— *Hindquarters, straight cut at third rib, from:*	
Steers L/M	127,806
Steers L/H	127,806
Steers T	127,806
Heifers T	123,452