COMMISSION REGULATION (EEC) No 360/85
of 12 February 1985
fixing the export refunds on beef and veal

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 the Act of Accession of Greece (2), and in particular the first sentence of Article 18 (5) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 18 of Regulation (EEC) No 805/68 provides that the difference between prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund ;

Whereas Council Regulation (EEC) No 885/68 of 28 June 1968 (3), as last amended by Regulation (EEC) No 427/77 (4), lays down general rules for granting export refunds and criteria for fixing the amount of such refunds ;

Whereas Regulation (EEC) No 32/82 (5), as amended by Regulation (EEC) No 2304/82 (6), and Regulations (EEC) No 1964/82 (7), (EEC) No 74/84 (8) and (EEC) No 2388/84 (9) lay down the conditions for granting special export refunds for certain cuts of beef/veal and certain preserved beef and veal products ;

Whereas it follows from applying these rules and criteria to the foreseeable situation on the market in beef and veal that the refund should be as set out below ;

Whereas the current market situation in the Community and sales outlets, particularly in non-member countries, leads to the granting of export refunds on adult male bovine animals of a live weight of at least 300 kilograms and other bovines of a live weight of 250 kilograms and over ; whereas experience gained in recent years has shown that it is advisable to treat live pedigree breeding animals of a weight of at least 250 kilograms for females and 300 kilograms for males in an identical manner to other bovine animals, while subjecting them to certain special administrative formalities ;

Whereas it is necessary to grant refunds for the export to certain destinations of certain fresh or chilled meat listed in the Annex under subheading ex 02.01 A II a) and of certain frozen meat listed in the Annex under subheading ex 02.01 A II b) and of certain other prepared or preserved meat or meat offal listed in the Annex under subheading 16.02 B III b) 1 aa) ;

Whereas, in view of the wide differences in products falling within subheadings ex 02.01 A II a) 4 aa) and ex 02.01 A II b) 4 aa), the refund should only be granted for cuts in which the weight of bone does not exceed one-third ;

Whereas, in the case of meat of bovine animals, boned or boneless, salted and dried, there are traditional trade flows to Switzerland ; whereas, to the extent necessary to allow this trade to continue, the refund must be fixed at an amount which will cover the difference between prices on the Swiss market and export prices in the Member States ; whereas refunds should also be granted for boned and salted meat, meat in brine, and dried and smoked meat exported to certain third countries ;

Whereas, in the case of certain other cuts and preserves of meat or offals shown in the Annex under subheading 16.02 B III b) 1 bb), Community participation in international trade may be ensured by granting a refund which takes account of the refund hitherto granted to exporters ;

Whereas, in the case of other beef and veal products, a refund need not be fixed since Community participation in world trade in these products is not significant ;

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 291, 19. 11. 1979, p. 17.
(3) OJ No L 156, 4. 7. 1968, p. 2.
(4) OJ No L 61, 5. 3. 1977, p. 16.
(5) OJ No L 4, 8. 1. 1982, p. 11.
(6) OJ No L 246, 21. 8. 1982, p. 9.
(7) OJ No L 212, 21. 7. 1982, p. 48.
(8) OJ No L 10, 13. 1. 1984, p. 32.
(9) OJ No L 221, 18. 8. 1984, p. 28.

Whereas, if the refund system is to operate normally, refunds should be calculated on the following basis :

— in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC) No 974/71 (1), as last amended by Regulation (EEC) No 855/84 (2),

— for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent, and the aforesaid coefficient ;

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

The list of products on which the export refund referred to in Article 18 of Regulation (EEC) No 805/68 is granted and the amount of that refund shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 13 February 1985.

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

Done at Brussels, 12 February 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

(1) OJ No L 106, 12. 5. 1971, p. 1.
(2) OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 12 February 1985 fixing the export refunds on beef and veal

(ECU/100 kg)

CCT heading No	Description	Refund
		— Live weight —
ex 01.02 A	Live domestic animals of the bovine species :	
	I. Pure-bred breeding animals :	
	(a) Females, with a live weight equal to or greater than 250 kg	74,500
	(b) Males, with a live weight equal to or greater than 300 kg	74,500
	II. Other than pure-bred breeding animals :	
	(a) Adult male bovine animals with a live weight equal to or greater than 300 kg :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	70,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	70,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	57,000
	— For export to Austria, Sweden and Switzerland	26,500
	(b) Other, with a live weight equal to or greater than 250 kg :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	66,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	66,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	54,000
	— For export to Austria, Sweden and Switzerland	25,000
		— Net weight —
ex 02.01 A II	Meat of bovine animals :	
	a) Fresh or chilled :	
	1. Carcases, half-carcases or 'compensated' quarters :	
	(aa) The front part of a carcase or of a half-carcase comprising all the bones and the scrag, neck and shoulder but with more than 10 ribs :	
	(11) From male adult bovine animals (3) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II *(cont'd)*	(22) Other :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	(bb) Other :	
	(11) From male adult bovine animals (3) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	155,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	148,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	120,500
	— For export to Austria, Sweden and Switzerland	60,500
	(22) Other :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	132,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	125,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	110,000
	— For export to Austria, Sweden and Switzerland	55,500
	2. Separated or unseparated forequarters :	
	(aa) From male adult bovine animals (3) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II *(cont'd)*	(bb) Other :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	3. Separated or unseparated hindquarters :	
	(aa) With a maximum of nine ribs or pairs of ribs :	
	(11) From male adult bovine animals (3) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	196,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	189,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	152,500
	— For export to Austria, Sweden and Switzerland	76,500
	(22) Other :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	166,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	159,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	139,000
	— For export to Austria, Sweden and Switzerland	70,500
	(bb) With more than nine ribs or pairs of ribs :	
	(11) From male adult bovine animals (3) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II *(cont'd)*	(22) Other :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	4. Other :	
	ex aa) Unboned (bone-in)	
	(11) From the carcases, half-carcases or 'compensated' quarters of male adult bovine animals (8), excluding the front part of a carcase or of a half-carcase comprising all the bones and the scrag, neck and shoulder but with more than 10 ribs :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	155,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	148,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	120,500
	— For export to Austria, Sweden and Switzerland	60,500
	(22) From the forequarters of male adult bovine animals (8) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	114,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	107,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	88,500
	— For export to Austria, Sweden and Switzerland	44,500
	(33) From the hindquarters of male adult bovine animals with a maximum of nine ribs or nine pairs of ribs (8) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	196,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	189,500

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II *(cont'd)*	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	152,500
	— For export to Austria, Sweden and Switzerland	76,500
	(44) Other, the weight of bone does not exceed one-third of the weight of the cut :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	97,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	90,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	81,000
	— For export to Austria, Sweden and Switzerland	40,500
	ex bb) Boned, each piece individually wrapped :	
	(11) From the hindquarters of male adult bovine animals with a maximum of nine ribs or nine pairs of ribs (4) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	280,000
	— For export to French Polynesia, West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	270,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	218,000
	— For export to Austria, Sweden and Switzerland	109,500
	(22) Other, excluding the thin flanks, the shin and the shank (7) :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	188,500
	— For export to French Polynesia, West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	178,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	157,000
	— For export to Austria, Sweden and Switzerland	79,500
	— For export to the United States of America, carried out in accordance with Regulation (EEC) No 2973/79 (5), and for export to Canada	80,000

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II *(cont'd)*	b) Frozen :	
	1. Carcases, half-carcases or 'compensated' quarters :	
	(aa) The front part of a carcase or of a half-carcase comprising all the bones and the scrag, neck and shoulder but with more than 10 ribs :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	(bb) Other :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	106,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	99,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	99,500
	— For export to Austria, Sweden and Switzerland	47,500
	2. Separated or unseparated forequarters :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	3. Separated or unseparated hindquarters :	
	(aa) With a maximum of nine ribs or pairs of ribs :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	131,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	125,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	125,000
	— For export to Austria, Sweden and Switzerland	59,500

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 02.01 A II *(cont'd)*	(bb) With more than nine ribs or pairs of ribs :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	4. Other :	
	aa) Unboned (bone-in), the weight of bone does not exceed one-third of the weight of the cut :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	80,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	74,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	74,000
	— For export to Austria, Sweden and Switzerland	35,500
	ex bb) Boned or boneless, excluding the thin flanks, the shin and the shank, each piece individually wrapped (7) :	
	— For export to the United States of America, carried out in accordance with Regulation (EEC) No 2973/79 (5), and for export to Canada	80,000
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	121,500
	— For export to French Polynesia, West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	114,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	93,500
	— For export to Austria, Sweden and Switzerland	46,500
	Other boned or boneless :	
	— For export to the United States of America, carried out in accordance with Regulation (EEC) No 2973/79 (5), and for export to Canada	80,000
ex 02.06 C I a) 2	Meat of bovine animals, boned or boneless, salted or in brine, dried or smoked :	
	(aa) Salted and dried :	
	— For export to Switzerland	60,500
	(bb) Salted or in brine and dried and smoked :	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	102,500

(ECU/100 kg)

CCT heading No	Description	Refund
		— Net weight —
ex 16.02 B III b) 1	Other preparations and preserves containing bovine meat or offals, except those finely homogenized (6):	
	ex aa) Uncooked, containing by weight the following percentages of bovine meats (excluding offal and fat):	
	(11) 80 % or more of meat:	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	102,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	96,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	96,000
	— For export to Austria, Sweden and Switzerland	96,000
	(22) 60 % or more, but less than 80 % of meat:	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	58,000
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	58,000
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	58,000
	— For export to Austria, Sweden and Switzerland	58,000
	(33) 40 % or more, but less than 60 % of meat:	
	— For export to North African, Near and Middle East third countries (1), except the Canary Islands, Ceuta and Melilla	38,500
	— For export to West, Central, East and South African third countries (1), except Botswana, Kenya, Madagascar and Swaziland	38,500
	— For export to European third countries (1) (2), the Canary Islands, Ceuta, Melilla and Greenland, except Austria, Sweden and Switzerland	38,500
	— For export to Austria, Sweden and Switzerland	38,500
	ex bb) Other, containing by weight the following percentages of bovine meats (excluding offal and fat):	
	(11) 80 % or more of meat:	
	— For export to third countries	65,000 (9)
	(22) 60 % or more, but less than 80 % of meat:	
	— For export to third countries	38,000
	(33) 40 % or more, but less than 60 % of meat:	
	— For export to third countries	27,000
	(44) 20 % or more, but less than 40 % of meat:	
	— For export to third countries	10,000

(1) Within the meaning of Commission Regulation (EEC) No 3537/82 (OJ No L 371, 30. 12. 1982, p. 7).

(2) Within the meaning of this Regulation those destinations mentioned in Article 5 of Regulation (EEC) No 2730/79 (OJ No L 317, 12. 12. 1979, p. 1) to be understood as European third countries.

(3) The amount of this refund is subject to the submission of the certificate appearing in the Annex to Commission Regulation (EEC) No 32/82 (OJ No L 4, 8. 1. 1982, p. 11).

(4) The amount of this refund is subject to compliance with the conditions laid down in Commission Regulation (EEC) No 1964/82 (OJ No L 212, 21. 7. 1982, p. 48).

(5) OJ No L 336, 29. 12. 1979, p. 44.

(6) The products which contain a small quantity of visible pieces of meat are also excluded.

(7) Boned cuts which consist, entirely or partially, of thin flanks, shin or shank are ineligible for the refund.

(8) The amount of this refund is subject to compliance with the conditions laid down in Commission Regulation (EEC) No 74/84 (OJ No L 10, 13. 1. 1984, p. 32).

(9) For the products complying with the conditions laid down in Commission Regulation (EEC) No 2388/84 (OJ No L 221, 18. 8. 1984) the refund is 103 ECU per 100 kilograms net weight.

NB: Article 7 of Regulation (EEC) No 885/68 provides that no export refunds shall be granted on products imported from third countries and re-exported to third countries.