COMMISSION REGULATION (EEC) No 3205/87

of 27 October 1987

fixing the export refunds on poultrymeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat (1), as last amended by Regulation (EEC) No 1475/86 (2), and in particular the first sentence of the fifth subparagraph of Article 9 (2) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas Article 9 of Regulation (EEC) No 2777/75 provides that the difference between prices on the world market for the products listed in Article 1 (1) of that Regulation and prices for those products within the Community may be covered by an export refund;

Whereas Council Regulation (EEC) No 2779/75 of 29 October 1975 (3), lays down general rules for granting export refunds and criteria for fixing the amount of such refunds;

Whereas it follows from applying these rules and criteria to the present situation on the market in poultrymeat that the refund should be fixed at an amount which would permit Community participation in world trade and would also take account of the nature of these exports and their importance at the present time;

Whereas the present market situation in certain third countries and that regarding competition on particular third country markets make it necessary to fix a refund differentiated by destination for certain products in the poultrymeat sector;

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 corrective factor provided for in the last paragraph of Article 3 (1) of Council Regulation (EEC) No 1676/85 (4), as last amended by Regulation (EEC) No 1636/87 (5);

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

Whereas Commission Regulation (EEC) No 634/86 of 28 February 1986 laying down specific rules on export refunds in the poultrymeat sector following the accession of Portugal and amending Regulation (EEC) No 189/86 (6) established the principle that no Community refund should be granted on poultrymeat products originating in Portugal;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultry meat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

1. The list of products for which, when they are exported, the export refund referred to in Article 9 of Regulation (EEC) No 2777/75 is granted, and the amount of that refund shall be as shown in the Annex herero.

2. The refund referred to in paragraph 1 shall not be granted in respect of exports to Portugal from 1 March 1986.

3. The refund referred to in paragraph 1 shall not be granted in respect of exports of products originating in Portugal.

Article 2

This Regulation shall enter into force on 1 November 1987.

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 133, 21. 5. 1986, p. 39.
(3) OJ No L 282, 1. 11. 1975, p. 90.
(4) OJ No L 164, 24. 6. 1985, p. 1.
(5) OJ No L 153, 13. 6. 1987, p. 1.
(6) OJ No L 60, 1. 3. 1986, p. 15.

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

Done at Brussels, 27 October 1987.

For the Commission
Frans ANDRIESSEN
Vice-President

ANNEX

to the Commission Regulation of 27 October 1987 fixing the export refunds on poultrymeat

CCT heading No	Description	Refund
		ECU/100 units
01.05	Live poultry, that is to say, fowls, ducks, geese, turkeys and guinea fowls :	
	For all exports except to the United States of America :	
	A. Of a weight not exceeding 185 g, known as 'chicks' :	
	I. Turkeys and geese	8,40
	II. Other	4,20
		ECU/100 kg
	B. Other :	
	I. Fowls	24,00
02.02	Dead poultry (that is to say fowls, ducks, geese, turkeys and guinea fowls) and edible offals thereof (except liver), fresh, chilled or frozen :	
	For all exports except to the United States of America :	
	A. Whole poultry :	
	I. Fowls :	
	a) Plucked and gutted, with heads and feet, known as '83 % chickens'	37,00
	b) Plucked and drawn, without heads and feet but with hearts, livers and gizzards, known as '70 % chickens'	
	— for exports to Egypt, Iraq, the Canary Islands, Ceuta and Melilla	45,00
	— for exports to other destinations except the United States of America	37,00
	c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens'	
	— for exports to Egypt, Iraq, the Canary Islands, Ceuta and Melilla	49,00
	— for exports to other destinations except the United States of America	37,00
	For all exports except to the United States of America :	
	II. Ducks :	
	a) Plucked, bled, not drawn or gutted with heads and feet, known as '85 % ducks'	55,00
	b) Plucked and drawn without heads and feet, with hearts, livers and gizzards known as '70 % ducks'	55,00
	c) Plucked and drawn without heads and feet, without hearts, livers and gizzards, known as '63 % ducks'	55,00

CCT heading No	Description	Refund ECU/100 kg
02.02 *(cont'd)*	IV. Turkeys :	
	a) Plucked and drawn, without heads and feet but with necks, hearts, livers and gizzards, known as '80 % turkeys'	37,00
	b) Plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as '73 % turkeys'	37,00
	For all exports except to the United States of America	
	B. Poultry cuts (excluding offals) :	
	I. Boned or boneless :	
	b) Of turkeys :	
	— Homogenized meat, including mechanically recovered meat :	
	— In the proportion of water : protein not exceeding 4,3 and in the proportion of fat content : protein not exceeding 1,2 (1)	20,00
	— Other	0,00
	— Other	74,00
	c) Of other poultry :	
	— Homogenized meat, including mechanically recovered meat :	
	— In the proportion of water : protein not exceeding 4,3 and in the proportion of fat content : protein not exceeding 1,2 (1)	20,00
	— Other	0,00
	— Other	74,00
	II. Unboned (bone-in) :	
	a) Halves or quarters :	
	1. Of fowls	
	— for exports to Egypt, Iraq, the Canary Islands, Ceuta and Melilla	53,00
	— for exports to other destinations except the United States of America	43,00
	For all exports except to the United States of America :	
	2. Of ducks	55,00
	4. Of turkeys	38,00
	b) Whole wings, with or without tips	25,00
	d) Breasts and cuts of breasts :	
	2. Of turkeys	58,00
	3. Of other poultry	58,00
	e) Legs and cuts of legs :	
	2. Of turkeys	
	aa) Drumsticks and cuts of drumsticks	30,00
	bb) Other	53,00
	3. Of other poultry	
	— for exports to Egypt, Iraq, the Canary Islands, Ceuta and Melilla	69,00
	— for exports to other destinations except the United States of America	55,00
	For all exports except to the United States of America :	

CCT heading No	Description	Refund ECU/100 kg
02.02 *(cont'd)*	ex g) Other :	
	— turkey wingcuts comprising either the humerus or the radius and/or ulna, without the wing tip	25,00
	— Halves or quarters of fowls, without rumps	
	— for exports to Egypt, Iraq, the Canary Islands, Ceuta and Melilla	53,00
	— for exports to other destinations except the United States of America	43,00
16.02	Other prepared or preserved meat or meat offal :	
	For all exports except to the United States of America :	
	B. Other :	
	I. Poultrymeat or offal :	
	a) Containing 57 % or more by weight of poultrymeat (2)	
	1. Containing uncooked meat or offal ; mixtures of cooked meat or offal and uncooked meat or offal :	
	ex bb) Other :	
	Fowls, whole ; cuts thereof (excluding offals) as described under subheadings 02.02 B I c) (excluding homogenized meat, including mechanically recovered meat), 02.02 B II a) 1, 02.02 B II d) 3 and 02.02 B II e) 3.	29,00

(1) Water, protein and fat contents shall be determined in accordance with recognized ISO (International Organization for Standardization) methods as set out below :

Water : ISO 1442-1973

Protein : Multiplication of the nitrogen content, determined in accordance with ISO 937-1978, by the factor 6,25

Fat : ISO 1443-1973.

(2) For the purpose of determining the percentage of poultrymeat the weight of any bones shall be disregarded.