COMMISSION REGULATION (EEC) No 3639/91

of 13 December 1991

fixing the maximum buying-in price and the quantities of beef bought in for the 59th partial invitation to tender under Regulation (EEC) No 1627/89

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 and in particular Article 90 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 1628/91 [2], and in particular Article 6 (8) thereof,

Whereas, pursuant to Commission Regulation (EEC) No 859/89 of 29 March 1989 laying down detailed rules for the application of intervention measures in the beef and veal sector [3], as last amended by Regulation (EEC) No 3560/91 [4], an invitation to tender was opened by Commission Regulation (EEC) No 1627/89 of 9 June 1989 on the buying in of beef by invitation to tender [5], as last amended by Regulation (EEC) No 3557/91 [6];

Whereas, in accordance with Article 11 (1) of Regulation (EEC) No 859/89, a maximum buying-in price is to be fixed for quality R3, where appropriate, for each partial invitation to tender in the light of the tenders received; whereas, in accordance with Article 12 of that Regulation, only tenders lower than or equal to the maximum price are to be accepted, whitout, however, exceeding the average national or regional market price plus ECU 6; whereas, however, pursuant to Article 5 of that Regulation, where the intervention agencies in Member States are offered meat in quantities greater than they are able to take over forthwith, such intervention agencies may limit buying in to the quantities they can take over;

Whereas, after the tenders submitted for the 59th partial invitation to tender have been examined and taking account, pursuant to Article 6 (1) of Regulation (EEC) No 805/68, of the requirements for reasonable support of the market and the seasonal trend in slaughterings, the maximum buying-in price and the quantities which may be accepted into intervention should be fixed;

Whereas the quantities offered at present exceed the quantities which may be bought in; whereas a reducing coefficient or, where appropriate depending on the differences in prices and the quantities tendered for, several reducing coefficients should accordingly be applied to the quantities which may be bought in in accordance with Article 11 (3) of Regulation (EEC) No 859/89;

Whereas in view of the scale of the quantities awarded and the end of year holidays the time limit for delivery to the intervention centre should, as provided for in Article 13 (2) of Regulation (EEC) No 859/89 be extended by one week;

Whereas the Management Committee for Beef and Veal has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the 59th partial invitation to tender opened by Regulation (EEC) No 1627/89:

(a) for category A:

- the maximum buying-in price is hereby fixed at ECU 266 per 100 kilograms of carcases or half-carcases of quality R3,
- tenders exceeding ECU 264,820 in Germany shall not be taken into consideration,
- the maximum quantity of carcases or half-carcases accepted is hereby fixed at 31 753 tonnes; the quantities offered are hereby reduced by 80 % pursuant to Article 11 (3) of Regulation (EEC) No 859/89;

(b) for category C:

- the maximum buying-in price is hereby fixed at ECU 265,5 per 100 kilograms of carcases or half-carcases of quality R3,
- tenders in Ireland exceeding ECU 258,396 shall not be taken into consideration,
- the maximum quantity of carcases or half-carcases accepted is hereby fixed at 24 600 tonnes; the quantities offered are hereby reduced by 40 % pursuant to Article 11 (3) of Regulation (EEC) No 859/89.

[1] OJ No L 148, 28. 6. 1968, p. 24.
[2] OJ No L 150, 15. 6. 1991, p. 16.
[3] OJ No L 91, 4. 4. 1989, p. 5.
[4] OJ No L 336, 7. 12. 1991, p. 28.
[5] OJ No L 159, 10. 6. 1989, p. 36.
[6] OJ No L 336, 7. 12. 1991, p. 22.

Article 2

Notwithstanding the first sentence of Article 13 (2) of Regulation (EEC) No 859/89, the time limit for delivery to intervention stores is extended by one week to 4 January 1992. However, in Member States where no deliveries may be made during the period 21 December 1991 to 4 January 1992 or during part thereof, the time limit for delivery shall be extended by the corresponding number of days.

Article 3

This Regulation shall enter into force on 16 December 1991.

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

Done at Brussels, 13 December 1991.

For the Commission

Ray MAC SHARRY

Member of the Commission