COMMISSION REGULATION (EC) No 2438/94

of 7 October 1994

on the sale by the procedure laid down in Regulation (EEC) No 2539/84 of beef held by certain intervention agencies and intended for processing within the Community and repealing Regulation (EC) No 1491/94

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 (EC) No 1884/94 (2), and in particular Article 7 (3) thereof,

Whereas Commission Regulation (EEC) No 2539/84 of 5 September 1984 laying down detailed rules for certain sales of frozen beef held by the intervention agencies (3), as last amended by Regulation (EEC) No 1759/93 (4), has provided for the possibility of applying a two-stage procedure when selling beef from intervention stocks;

Whereas certain intervention agencies hold substantial stocks of intervention meat; whereas an extension of the period of storage should be avoided on account of the ensuing high costs; whereas, in the present market situation, there are outlets for such meat for processing in the Community;

Whereas with a view to securing a regular and uniform tendering procedure, measures should be taken in addition to those laid down in Regulation (EEC) No 2173/79 (5), as last amended by Regulation (EEC) No 1759/93;

Whereas, as specified in Article 5 of Regulation (EEC) No 2539/84, lodging of securities should be required;

Whereas such sales should be made in accordance with Commission Regulations (EEC) No 2539/84, (EEC) No 3002/92 (6), as last amended by Regulation (EC) No 1846/94 (7), and (EEC) No 2182/77 (8), as last amended by Regulation (EEC) No 1759/93, subject to certain special exceptions on account of the particular use to which the products in question are to be put;

Whereas Commission Regulation (EC) No 1491/94 (9) should be repealed;

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. The following approximate quantities of beef shall be put up for sale for processing within the Community:

(a) bone-in hindquarters:

— 100 tonnes of bone-in beef held by the Irish intervention agency;

(b) bone-in forequarters:

— 20 tonnes of bone-in beef held by the Danish intervention agency;

(c) boneless beef:

— 6 000 tonnes of boneless beef held by the United Kingdom intervention agency and bought in before 1 June 1993,

— 1 005 tonnes of boneless beef held by the Italian intervention agency and bought in before 1 February 1993,

— 285 tonnes of boneless beef held by the Danish intervention agency and bought in before 1 September 1993,

— 8 000 tonnes of boneless beef held by the Irish intervention agency and bought in before 1 June 1993.

2. The intervention agencies referred to in paragraph 1 shall sell first the meat which has been stored the longest.

(1) OJ No L 148, 28. 6. 1968, p. 24.
(2) OJ No L 197, 30. 7. 1994, p. 27.
(3) OJ No L 238, 6. 9. 1984, p. 13.
(4) OJ No L 161, 2. 7. 1993, p. 59.
(5) OJ No L 251, 5. 10. 1979, p. 12.
(6) OJ No L 301, 17. 10. 1992, p. 17.
(7) OJ No L 192, 28. 7. 1994, p. 18.
(8) OJ No L 251, 1. 10. 1977, p. 60.
(9) OJ No L 161, 29. 6. 1994, p. 14.

3. The sales shall be conducted in accordance with the provisions of Regulations (EEC) No 2539/84, (EEC) No 3002/92, (EEC) No 2182/77 and this Regulation.

4. The qualities and the minimum prices referred to in Article 3 (1) of Regulation (EEC) No 2539/84 are given in Annex I hereto.

5. Only those tenders shall be taken into consideration which reach the intervention agencies concerned no later than 12 noon on 19 October 1994.

6. Particulars relating to the quantities and the places where the products are stored may be obtained by interested parties at the addresses given in Annex II.

7. By way of derogation from Article 8 (1) of Regulation (EEC) No 2173/79 a tender must be submitted to the intervention agency concerned in a closed envelope, bearing the reference to the Regulation concerned. The closed envelope must not be opened by the intervention agency before the expiry of the tender deadline referred to in paragraph 5.

Article 2

1. Notwithstanding Article 3 (1) and (2) of Regulation (EEC) No 2182/77, the tender or application to purchase :

(a) shall be valid only if presented by a natural or legal person who, for at least 12 months, has been engaged in the processing of products containing beef and who is entered in a public register of a Member State ;

(b) must be accompanied by :

— a written undertaking by the applicant to process the meat purchased into products specified in Article 1 (1) of Regulation (EEC) No 2182/77 within the period referred to in Article 5 (1) of the abovementioned Regulation,

— a precise indication of the establishment or establishments where the meat which has been purchased will be processed.

2. The applicants referred to in paragraph 1 may instruct an agent to take delivery, on their behalf, of the products which they purchase. In this case the agent shall submit the tenders or applications to purchase of the purchasers whom he represents.

3. The purchasers and agents referred to in the foregoing paragraphs shall maintain and keep up to date an accounting system which permits the destination and use of the products to be ascertained with a view particularly to checking to ensure that the quantities of products purchased and manufactured tally.

Article 3

1. The security provided for in Article 5 (1) of Regulation (EEC) No 2539/84 shall be ECU 10 per 100 kilograms.

2. The security provided for in Article 5 (3) (a) of Regulation (EEC) No 2539/84 shall be :

— ECU 150 per 100 kilograms for bone-in hindquarters,

— ECU 100 per 100 kilograms for bone-in forequarters,

— ECU 140 per 100 kilograms for boneless meat.

Article 4

For the purpose of this Regulation, 100 kilograms of bone-in hindquarters equals 64 kilograms of boneless meat after removal of the fillet and the striploin.

Article 5

Regulation (EC) No 1491/94 is hereby repealed.

Article 6

This Regulation shall enter into force on 19 October 1994.

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

Done at Brussels, 7 October 1994.

For the Commission

René STEICHEN

Member of the Commission

ANEXO I — BILAG I — ANHANG I — ΠΑΡΑΡΤΗΜΑ I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I — ANEXO I

Estado miembro	Productos	Cantidad aproximada (toneladas)	Precio mínimo expresado en ecus por tonelada (1)
Medlemsstat	Produkter	Tilnærmet mængde (tons)	Mindstepriser i ECU/ton (1)
Mitgliedstaat	Erzeugnisse	Ungefähre Mengen (Tonnen)	Mindestpreise, ausgedrückt in ECU/Tonne (1)
Κράτος μέλος	Προϊόντα	Κατά προσέγγιση ποσότητα (τόνοι)	Ελάχιστες τιμές πωλήσεως εκφραζόμενες σε Ecu τόνο (1)
Member State	Products	Approximate quantity (tonnes)	Minimum prices expressed in ecus per tonne (1)
État membre	Produits	Quantité approximative (tonnes)	Prix minimaux exprimés en écus par tonne (1)
Stato membro	Prodotti	Quantità approssimativa (tonnellate)	Prezzi minimi espressi in ecu per tonnellata (1)
Lid-Staat	Produkten	Hoeveelheid bij benadering (ton)	Minimumprijzen uitgedrukt in ecu per ton (1)
Estado-membro	Produtos	Quantidade aproximada (toneladas)	Preço mínimo expresso em ecus por tonelada (1)

a) i) **Cuartos traseros con hueso — Bagfjerdinger, ikke udbenet — Hinterviertel mit Knochen — Οπίσθια τέταρτα με κόκαλα — Bone-in hindquarters — Quartiers arrière avec os — Quarti posteriori non disossati — Achtervoeten met been — Quartos traseiros com osso**

Ireland	— *Hindquarters,* from :		
	category C, classes U, R and O	100	1 300

b) **Cuartos delanteros con hueso — Forfjerdinger, ikke udbenet — Vorderviertel mit Knochen — Εμπρόσθια τέταρτα με κόκαλα — Bone-in forequarters — Quartiers avant avec os — Quarti anteriori non disossati — Voorvoeten met been — Quartos dianteiros com osso**

Danmark	— *Forfjerdinger* af :		
	kategori A/C, klasse R og O	20	1 100

c) **Carne deshuesada — Udbenet kød — Fleisch ohne Knochen — Αποστεωμένο κρέας — Boneless beef — Viande désossée — Carni senza osso — Vlees zonder been — Carne desossada**

Ireland	— *Category C :*		
	Shins and shanks	500	1 500
	Plates and flanks	3 000	1 150
	Forequarters	2 000	1 550
	Briskets	1 000	1 500
	Outsides	500	2 700
	Knuckles	500	2 400
	Rumps	500	1 900
United Kingdom	— *Category C :*		
	Briskets	500	1 500
	Rumps	500	1 950
	Thick flanks	500	2 050
	Topsides	1 200	3 100
	Pony	700	1 900
	Pony parts	200	1 400
	Foreribs	500	1 550
	Shins and shanks	400	1 450
	Clod and sticking	500	1 650
	Thin flanks	200	1 200
	Silversides	800	3 050
Italia	— *Categoria A :*		
	Scamone	250	2 000
	Fesa esterne	250	2 500
	Fesa interna	350	2 600
	Noce	150	2 100
	Collo sottospalla	4	1 750
	Geretto pesce	1	1 500

Estado miembro Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lid-Staat Estado-membro	Productos Produkter Erzeugnisse Προϊόντα Products Produits Prodotti Produkten Produtos	Cantidad aproximada (toneladas) Tilnærmet mængde (tons) Ungefähre Mengen (Tonnen) Κατά προσέγγιση ποσότητα (τόνοι) Approximate quantity (tonnes) Quantité approximative (tonnes) Quantità approssimativa (tonnellate) Hoeveelheid bij benadering (ton) Quantidade aproximada (toneladas)	Precio mínimo expresado en ecus por tonelada (1) Mindstepriser i ECU/ton (1) Mindestpreise, ausgedrückt in ECU/Tonne (1) Ελάχιστες τιμές πωλήσεως εκφραζόμενες σε Ecu τόνο (1) Minimum prices expressed in ecus per tonne (1) Prix minimaux exprimés en écus par tonne (1) Prezzi minimi espressi in ecu per tonnellata (1) Minimumprijzen uitgedrukt in ecu per ton (1) Preço mínimo expresso em ecus por tonelada (1)
Danmark	— *Kategori A/C:*		
	Øvrigt kød af forfjerding	201	1 900
	Skank og muskel	62	1 600
	Yderlår med lårtunge	22	2 750

(1) Estos precios se entenderán con arreglo a lo dispuesto en el apartado 1 del artículo 17 del Reglamento (CEE) nº 2173/79.
(1) Disse priser gælder i overensstemmelse med bestemmelserne i artikel 17, stk. 1, i forordning (EØF) nr. 2173/79.
(1) Diese Preise gelten gemäß Artikel 17 Absatz 1 der Verordnung (EWG) Nr. 2173/79.
(1) Οι τιμές αυτές εφαρμόζονται σύμφωνα με τις διατάξεις του άρθρου 17 παράγραφος 1 του κανονισμού (ΕΟΚ) αριθ. 2173/79.
(1) These prices shall apply in accordance with the provisions of Article 17 (1) of Regulation (EEC) No 2173/79.
(1) Ces prix s'entendent conformément aux dispositions de l'article 17 paragraphe 1 du règlement (CEE) nº 2173/79.
(1) Il prezzo si intende in conformità del disposto dell'articolo 17, paragrafo 1 del regolamento (CEE) n. 2173/79.
(1) Deze prijzen gelden overeenkomstig de bepalingen van artikel 17, lid 1, van Verordening (EEG) nr. 2173/79.
(1) Estes preços aplicam-se conforme o disposto no nº 1 do artigo 17º do Regulamento (CEE) nº 2173/79.

ANEXO II — BILAG II — ANHANG II — ΠΑΡΑΡΤΗΜΑ II — ANNEX II — ANNEXE II — ALLEGATO II — BIJLAGE II — ANEXO II

Direcciones de los organismos de intervención — Interventionsorganernes adresser — Anschriften der Interventionsstellen — Διευθύνσεις των οργανισμών παρεμβάσεως — Addresses of the intervention agencies — Adresses des organismes d'intervention — Indirizzi degli organismi d'intervento — Adressen van de interventiebureaus — Endereços dos organismos de intervenção

IRELAND :
Department of Agriculture, Food and Forestry
Agriculture House
Kildare Street
Dublin 2
Tel. (01) 678 90 11, ext. 2278 and 3806
Telex 93292 and 93607, telefax (01) 6616263, (01) 6785214 and (01) 6620198

DANMARK :
EF-Direktoratet
Nyropsgade 26
DK-1602 København K
Tlf. (33) 92 70 00, telex 15137 EFDIR DK, telefax (33) 92 69 48

ITALIA :
Ente per gli interventi nel mercato agricolo (EIMA)
Via Palestro 81
I-00185 Roma
Tel. 49 49 91
Telex 61 30 03

UNITED KINGDOM :
Intervention Board for Agricultural Produce
Fountain House
2 Queens Walk
Reading RG1 7QW
Berkshire
Tel. (0734) 58 36 26
Telex 848 302, telefax (0734) 56 67 50