# COMMISSION REGULATION (EC) No 1504/97
## of 29 July 1997
## fixing the export refunds on beef and veal

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 2222/96 [2], and in particular Article 13 thereof,

Whereas Article 13 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 Regulation (EEC) No 32/82 [3], as last amended by Regulation (EEC) No 3169/87 [4], Regulation (EEC) No 1964/82 [5], as amended by Regulation (EEC) No 3169/87, and Regulation (EEC) No 2388/84 [6], as last amended by Regulation (EEC) No 3661/92 [7], lay down the conditions for granting special export refunds on certain cuts of beef and veal and certain preserved beef and veal products;

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

Whereas, given the current market situation in the Community and the possibilities of disposal in certain third countries in particular, export refunds should be granted, on the one hand, on bovine animals intended for slaughter of a live weight greater than 220 kilograms and less than 300 kilograms, and, on the other on adult bovine animals of a live weight of at least 300 kilograms;

Whereas export refunds should be granted for certain destinations on some fresh or chilled meat listed in the Annex under CN code 0201, on some frozen meat listed in the Annex under CN code 0202, on some meat or offal listed in the Annex under CN code 0206 and on some other prepared or preserved meat or offal listed in the Annex under CN code 1602 50 10;

Whereas, in view of the wide differences in products covered by CN codes 0201 20 90 700 and 0202 20 90 100 used for refund purposes, refunds should only be granted on 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 allow this trade to continue, the refund should be set to cover the difference between prices on the Swiss market and export prices in the Member States; whereas there are possibilities for exporting such meat and also salted, smoked and dried meat to certain African, Near and Middle Eastern countries; whereas a refund should accordingly be set;

Whereas, in the case of certain other cuts and preserves of meat or offal shown in the Annex under CN codes 1602 50 31 to 1602 50 80, the Community share of international trade may be maintained by granting a refund corresponding to that at present available;

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

Whereas Commission Regulation (EEC) No 3846/87 [8], as last amended by Regulation (EC) No 1297/97 [9], establishes the agricultural product nomenclature for the purposes of export refunds; whereas, with a view to clarification, the destinations must be identified in a separate Annex;

Whereas, in order to simplify customs export formalities for operators, the refunds on all frozen cuts should be brought into line with those on fresh or chilled cuts other than those from adult male bovine animals;

[1] OJ No L 148, 28. 6. 1968, p. 24.
[2] OJ No L 296, 21. 11. 1996, p. 50.
[3] OJ No L 4, 8. 1. 1982, p. 11.
[4] OJ No L 301, 24. 10. 1987, p. 21.
[5] OJ No L 212, 21. 7. 1982, p. 48.
[6] OJ No L 221, 18. 8. 1984, p. 28.
[7] OJ No L 370, 19. 12. 1992, p. 16.
[8] OJ No L 366, 24. 12. 1987, p. 1.
[9] OJ No L 176, 4. 7. 1997, p. 30.

Whereas experience has shown that in certain cases it is often difficult to determine the relevant quantities of beef, veal and other meat contained in prepared or preserved meat falling within CN code 1602 50; whereas exclusively beef and veal products should accordingly be set apart and a new heading should be created for mixtures of meats or offals; whereas checks on products other than mixtures of meat or offal should be stepped up by making the granting of refunds on these products conditional on manufacture under the arrangements provided for in Article 4 of Council Regulation (EEC) No 565/80 of 4 March 1980 on the advance payment of export refunds in respect of agricultural products [1], as amended by Regulation (EEC) No 2026/83 [2];

Whereas refunds on female animals should vary depending on their age in order to prevent abuses in the export of certain pure-bred breeding animals;

Whereas opportunities exist for the export to certain third countries of heifers other than those intended for slaughter, but to prevent any abuse control criteria should be laid down to ensure that these animals are not more than 36 months old;

Whereas, notwithstanding the subdivision of the combined nomenclature for prepared and preserved meat, other than uncooked, falling within CN code 1602 50, experience has shown that it is possible to delete from the refund nomenclature several products falling within CN code 1602 50 31 and to amend the list of products falling within CN code 1602 50 80;

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 list of products on which export refunds as referred to in Article 13 of Regulation (EEC) No 805/68 are granted and the amount thereof shall be as set out in Annex I of this Regulation.

2. The destinations are identified in Annex II to this Regulation.

*Article 2*

The grant of the refund for product code 0102 90 59 9000 of the nomenclature for export refunds and for exports to the third countries in zone 10 listed in Annex II to this Regulation shall be subject to presentation, when the customs formalities for export are completed, of the original and one copy of the veterinary certificate signed by an official veterinarian certifying that these are heifers of an age of not more than 36 months. The original of the certificate shall be returned to the exporter and the copy, certified as being in accordance with the regulations by the customs authorities, shall be attached to the application for payment of the refund.

*Article 3*

This Regulation shall enter into force on 30 July 1997.

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

Done at Brussels, 29 July 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

[1] OJ No L 62, 7. 3. 1980, p. 5.
[2] OJ No L 199, 22. 7. 1983, p. 12.

*ANNEX I*

**to the Council Regulation of 29 July 1997 fixing export refunds on beef**

*(ECU/100 kg)*

| Product code | Destination | Refund (7) |
|---|---|---|
| | | — Live weight — |
| 0102 10 10 9120 | 01 | 65,00 |
| 0102 10 10 9130 | 02 | 38,50 |
| | 03 | 27,00 |
| | 04 | 13,50 |
| 0102 10 30 9120 | 01 | 65,00 |
| 0102 10 30 9130 | 02 | 38,50 |
| | 03 | 27,00 |
| | 04 | 13,50 |
| 0102 10 90 9120 | 01 | 65,00 |
| 0102 90 41 9100 | 02 | 57,50 |
| 0102 90 51 9000 | 02 | 38,50 |
| | 03 | 27,00 |
| | 04 | 13,50 |
| | 10 | 57,50 (9) |
| 0102 90 59 9000 | 02 | 38,50 |
| | 03 | 27,00 |
| | 04 | 13,50 |
| 0102 90 61 9000 | 02 | 38,50 |
| | 03 | 27,00 |
| | 04 | 13,50 |
| 0102 90 69 9000 | 02 | 38,50 |
| | 03 | 27,00 |
| | 04 | 13,50 |
| 0102 90 71 9000 | 02 | 57,50 |
| | 03 | 38,00 |
| | 04 | 19,00 |
| 0102 90 79 9000 | 02 | 57,50 |
| | 03 | 38,00 |
| | 04 | 19,00 |
| | | — Net weight — |
| 0201 10 00 9110 (1) | 02 | 89,00 |
| | 03 | 61,50 |
| | 04 | 30,00 |
| 0201 10 00 9120 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0201 10 00 9130 (1) | 02 | 122,50 |
| | 03 | 82,00 |
| | 04 | 41,50 |
| 0201 10 00 9140 | 02 | 81,00 |
| | 03 | 56,00 |
| | 04 | 28,00 |
| 0201 20 20 9110 (1) | 02 | 122,50 |
| | 03 | 82,00 |
| | 04 | 41,50 |

*(ECU/100 kg)*

| Product code | Destination | Refund (7) |
|---|---|---|
| | | — Net weight — |
| 0201 20 20 9120 | 02 | 81,00 |
| | 03 | 56,00 |
| | 04 | 28,00 |
| 0201 20 30 9110 (1) | 02 | 89,00 |
| | 03 | 61,50 |
| | 04 | 30,00 |
| 0201 20 30 9120 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0201 20 50 9110 (1) | 02 | 155,50 |
| | 03 | 103,50 |
| | 04 | 51,50 |
| 0201 20 50 9120 | 02 | 102,50 |
| | 03 | 71,00 |
| | 04 | 35,50 |
| 0201 20 50 9130 (1) | 02 | 89,00 |
| | 03 | 61,50 |
| | 04 | 30,00 |
| 0201 20 50 9140 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0201 20 90 9700 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0201 30 00 9050 | 05 (4) | 85,00 |
| | 07 (4a) | 85,00 |
| 0201 30 00 9100 (2) | 02 | 216,50 |
| | 03 | 148,50 |
| | 04 | 74,00 |
| | 06 | 190,50 |
| 0201 30 00 9150 (6) | 08 | 103,00 |
| | 09 | 94,50 |
| | 03 | 79,50 |
| | 04 | 40,00 |
| | 06 | 92,00 |
| 0201 30 00 9190 (6) | 02 | 81,00 |
| | 03 | 53,50 |
| | 04 | 27,00 |
| | 06 | 65,50 |

*(ECU/100 kg)*

| Product code | Destination | Refund (7) |
|---|---|---|
| | | — Net weight — |
| 0202 10 00 9100 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0202 10 00 9900 | 02 | 81,00 |
| | 03 | 56,00 |
| | 04 | 28,00 |
| 0202 20 10 9000 | 02 | 81,00 |
| | 03 | 56,00 |
| | 04 | 28,00 |
| 0202 20 30 9000 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0202 20 50 9100 | 02 | 102,50 |
| | 03 | 71,00 |
| | 04 | 35,50 |
| 0202 20 50 9900 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0202 20 90 9100 | 02 | 58,50 |
| | 03 | 41,00 |
| | 04 | 20,50 |
| 0202 30 90 9100 | 05 (4) | 85,00 |
| | 07 (4a) | 85,00 |
| 0202 30 90 9400 (6) | 08 | 103,00 |
| | 09 | 94,50 |
| | 03 | 79,50 |
| | 04 | 40,00 |
| | 06 | 92,00 |
| 0202 30 90 9500 (6) | 02 | 81,00 |
| | 03 | 53,50 |
| | 04 | 27,00 |
| | 06 | 65,50 |
| 0206 10 95 9000 | 02 | 81,00 |
| | 03 | 53,50 |
| | 04 | 27,00 |
| | 06 | 65,50 |
| 0206 29 91 9000 | 02 | 81,00 |
| | 03 | 53,50 |
| | 04 | 27,00 |
| | 06 | 65,50 |
| 0210 20 90 9100 | 02 | 68,00 |
| | 04 | 40,50 |
| 0210 20 90 9300 | 02 | 84,00 |
| 0210 20 90 9500 (3) | 02 | 84,00 |

*(ECU/100 kg)*

| Product code | Destination | Refund (7) |
|---|---|---|
| | | — Net weight — |
| 1602 50 10 9120 | 02 | 93,50 (8) |
| | 03 | 75,00 (8) |
| | 04 | 75,00 (8) |
| 1602 50 10 9140 | 02 | 83,00 (8) |
| | 03 | 66,50 (8) |
| | 04 | 66,50 (8) |
| 1602 50 10 9160 | 02 | 66,50 (8) |
| | 03 | 53,50 (8) |
| | 04 | 53,50 (8) |
| 1602 50 10 9170 | 02 | 44,00 (8) |
| | 03 | 35,50 (8) |
| | 04 | 35,50 (8) |
| 1602 50 10 9190 | 02 | 44,00 |
| | 03 | 35,50 |
| | 04 | 35,50 |
| 1602 50 10 9240 | 02 | — |
| | 03 | — |
| | 04 | — |
| 1602 50 10 9260 | 02 | — |
| | 03 | — |
| | 04 | — |
| 1602 50 10 9280 | 02 | — |
| | 03 | — |
| | 04 | — |
| 1602 50 31 9125 | 01 | 102,50 (5) |
| 1602 50 31 9135 | 01 | 60,00 (8) |
| 1602 50 31 9195 | 01 | 29,50 |
| 1602 50 31 9325 | 01 | 91,50 (5) |
| 1602 50 31 9335 | 01 | 53,50 (8) |
| 1602 50 31 9395 | 01 | 29,50 |
| 1602 50 39 9125 | 01 | 102,50 (5) |
| 1602 50 39 9135 | 01 | 60,00 (8) |
| 1602 50 39 9195 | 01 | 29,50 |
| 1602 50 39 9325 | 01 | 91,50 (5) |
| 1602 50 39 9335 | 01 | 53,50 (8) |
| 1602 50 39 9395 | 01 | 29,50 |
| 1602 50 39 9425 | 01 | 60,50 (5) |
| 1602 50 39 9435 | 01 | 35,50 (8) |
| 1602 50 39 9495 | 01 | 26,50 |
| 1602 50 39 9505 | 01 | 26,50 |
| 1602 50 39 9525 | 01 | 60,50 (5) |
| 1602 50 39 9535 | 01 | 35,50 (8) |
| 1602 50 39 9595 | 01 | 26,50 |

*(ECU/100 kg)*

| Product code | Destination | Refund (7) |
|---|---|---|
| | | — Net weight — |
| 1602 50 39 9615 | 01 | 26,50 |
| 1602 50 39 9625 | 01 | 12,00 |
| 1602 50 39 9705 | 01 | — |
| 1602 50 39 9805 | 01 | — |
| 1602 50 39 9905 | 01 | — |
| 1602 50 80 9135 | 01 | 53,50 (8) |
| 1602 50 80 9195 | 01 | 26,50 |
| 1602 50 80 9335 | 01 | 48,00 (8) |
| 1602 50 80 9395 | 01 | 26,50 |
| 1602 50 80 9435 | 01 | 35,50 (8) |
| 1602 50 80 9495 | 01 | 26,50 |
| 1602 50 80 9505 | 01 | 26,50 |
| 1602 50 80 9515 | 01 | 12,00 |
| 1602 50 80 9535 | 01 | 35,50 (8) |
| 1602 50 80 9595 | 01 | 26,50 |
| 1602 50 80 9615 | 01 | 26,50 |
| 1602 50 80 9625 | 01 | 12,00 |
| 1602 50 80 9705 | 01 | — |
| 1602 50 80 9805 | 01 | — |
| 1602 50 80 9905 | 01 | — |

(1) Entry under this subheading is subject to the submission of the certificate appearing in the Annex to amended Commission Regulation (EEC) No 32/82.

(2) Entry under this subheading is subject to compliance with the condition laid down in amended Commission Regulation (EEC) No 1964/82.

(3) The refund on beef in brine is granted on the net weight of the meat, after deduction of the weight of the brine.

(4) Carried out in accordance with amended Commission Regulation (EEC) No 2973/79 (OJ No L 336, 29. 12. 1979, p. 44).

(4a) Carried out in accordance with amended Commission Regulation (EEC) No 2051/96 (OJ No L 274, 26. 10. 1996, p. 18).

(5) OJ No L 221, 19. 8. 1984, p. 28.

(6) The lean bovine meat content excluding fat is determined in accordance with the procedure described in the Annex to Commission Regulation (EEC) No 2429/86 (OJ No L 210 of 1. 8. 1986, p. 39).

(7) Article 13 (10) of amended Regulation (EEC) No 805/68 provides that no export refunds shall be granted on products imported from third countries and re-exported to third countries.

(8) The refund is granted only on products manufactured under the arrangement provided for in Article 4 of amended Commission Regulation (EEC) No 565/80.

(9) The grant of the refund is subject to compliance with the conditions referred to in Article 2 of this Regulation.

*NB:* The descriptions corresponding to the product codes and the footnotes are set out in Commission Regulation (EEC) No 3846/87 as amended.

*ANNEX II*

Zone 01: all third countries

Zone 02: zones 08 and 09

| Zone 03 | Zone 05 | Zone 09 |
|---|---|---|
| 022 Ceuta and Melilla | 400 United States of America | 224 Sudan |
| 024 Iceland | | 228 Mauritania |
| 028 Norway | Zone 06 | 232 Mali |
| 041 Faroe Islands | | 236 Burkina Faso |
| 043 Andorra | 809 New Caledonia | 240 Niger |
| 044 Gibraltar | 822 French Polynesia | 244 Chad |
| 045 Vatican City | | 247 Cape Verde |
| 053 Estonia | Zone 07 | 248 Senegal |
| 054 Latvia | | 252 Gambia |
| 055 Lithuania | 404 Canada | 257 Guinea-Bissau |
| 060 Poland | | 260 Guinea |
| 061 Czech Republic | Zone 08 | 264 Sierra Leone |
| 063 Slovakia | | 268 Liberia |
| 064 Hungary | 046 Malta | 272 Côte d'Ivoire |
| 066 Romania | 052 Turkey | 276 Ghana |
| 068 Bulgaria | 072 Ukraine | 280 Togo |
| 070 Albania | 073 Belarus | 284 Benin |
| 091 Slovenia | 074 Moldova | 288 Nigeria |
| 092 Croatia | 075 Russia | 302 Cameroon |
| 093 Bosnia-Herzegovina | 076 Georgia | 306 Central African Republic |
| 094 Serbia and Montenegro | 077 Armenia | 310 Equatorial Guinea |
| 096 Former Yugoslav Republic of Macedonia | 078 Azerbaijan | 311 Sao Tome and Principe |
| | 079 Kazakhstan | 314 Gabon |
| 109 The communes of Livigno and Campione d'Italia; the island of Helgoland | 080 Turkmenistan | 318 Congo |
| | 081 Uzbekistan | 322 Democratic Republic of Congo |
| 406 Greenland | 082 Tajikistan | 324 Rwanda |
| 600 Cyprus | 083 Kirghistan | 328 Burundi |
| 662 Pakistan | 204 Morocco | 329 St Helena and dependencies |
| 669 Sri Lanka | 208 Algeria | 330 Angola |
| 676 Myanmar (Burma) | 212 Tunisia | 334 Ethiopia |
| 680 Thailand | 216 Libya | 336 Eritrea |
| 690 Vietnam | 220 Egypt | 338 Djibouti |
| 700 Indonesia | 604 Lebanon | 342 Somalia |
| 708 Philippines | 608 Syria | 350 Uganda |
| 724 North Korea | 612 Iraq | 352 Tanzania |
| 950 Stores and provisions (Destinations referred to in Article 34 of Commission Regulation (EEC) No 3665/87, as amended) | 616 Iran | 355 Seychelles and dependencies |
| | 624 Israel | 357 British Indian Ocean Territory |
| | 625 Gaza and Jericho | 366 Mozambique |
| | 628 Jordan | 373 Mauritius |
| | 632 Saudi Arabia | 375 Comoros |
| | 636 Kuwait | 377 Mayotte |
| | 640 Bahrain | 378 Zambia |
| | 644 Qatar | 386 Malawi |
| | 647 United Arab Emirates | 388 South Africa |
| | 649 Oman | 395 Lesotho |
| | 653 Yemen | |
| Zone 04 | 720 China | Zone 10 |
| | 740 Hong Kong SAR | |
| 039 Switzerland | | 075 Russia |

*NB:* The countries are those defined by Commission Regulation (EC) No 895/97 (OJ No L 128, 21. 5. 1997, p. 1).