COMMISSION REGULATION (EC) No 2319/98

of 27 October 1998

on the sale by the procedure laid down in Regulation (EEC) No 2539/84 of beef held by certain intervention agencies and intended for supplying Madeira and repealing Regulation (EC) No 1462/98

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 organisation of the market in beef and veal [1], as last amended by Regulation (EC) No 1633/98 [2], and in particular Article 7(3) thereof,

Having regard to Council Regulation (EEC) No 1600/92 of 15 June 1992 concerning specific measures for the Azores and Madeira relating to certain agricultural products [3], as last amended by Commission Regulation (EC) No 562/98 [4], and in particular Article 10 thereof,

Whereas certain intervention agencies hold substantial stocks of beef bought into intervention; whereas an extension of the storage period should be avoided on account of the ensuing high costs;

Whereas the forecast supply balance for frozen meat for Madeira for the period 1 July 1998 to 30 June 1999 is laid down in Annex I to Commission Regulation (EEC) No 1913/92 of 10 July 1992 laying down detailed implementing rules for the specific measures for supplying the Azores and Madeira with products from the beef and veal sector [5], as last amended by Regulation (EC) No 1322/98 [6]; whereas, in the light of traditional trade patterns, beef should be released from intervention for the purpose of supplying Madeira during that period;

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 [7], as last amended by Regulation (EC) No 2417/95 [8], provides for the possibility of a two-stage procedure for the sale of beef from intervention;

Whereas, in order to ensure that the tendering procedure is consistent and uniform, measures should be adopted in addition to those laid down in Commission Regulation (EEC) No 2173/79 [9], as last amended by Regulation (EC) No 2417/95;

Whereas the supply of beef and veal to Madeira from the Community is subject to the use of aid certificates issued by the competent Portuguese authorities in accordance with Commission Regulation (EEC) No 1696/92 of 30 June 1992 laying down common detailed rules for implementation of the specific arrangements for the supply of certain agricultural products to the Azores and Madeira [10], as last amended by Regulation (EEC) No 2596/93 [11]; whereas, in order to improve the operation of the abovementioned arrangements, certain derogations from that Regulation should be laid down, in particular with regard to applications for and the issue of aid certificates;

Whereas the sale should be conducted in accordance with Commission Regulations (EEC) No 2539/84, (EEC) No 3002/92 [12], as last amended by Regulation (EC) No 770/96 [13], and (EEC) No 1696/92, subject to certain special exceptions on account of the particular use to which the products in question are to be put;

Whereas it is necessary to provide for the lodging of a security to guarantee that the beef arrives at the intended destination;

Whereas Commission Regulation (EC) No 1462/98 [14] 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 sale shall take place of intervention products bought in under Article 6 of Regulation (EEC) No 805/68, of approximately:

(1) OJ L 148, 28. 6. 1968, p. 24.
(2) OJ L 210, 28. 7. 1998, p. 17.
(3) OJ L 173, 27. 6. 1992, p. 1.
(4) OJ L 76, 13. 3. 1998, p. 6.
(5) OJ L 192, 11. 7. 1992, p. 35.
(6) OJ L 183, 26. 6. 1998, p. 29.
(7) OJ L 238, 6. 9. 1984, p. 13.
(8) OJ L 248, 14. 10. 1995, p. 39.
(9) OJ L 251, 5. 10. 1979, p. 12.
(10) OJ L 179, 1. 7. 1992, p. 6.
(11) OJ L 238, 23. 9. 1993, p. 24.
(12) OJ L 301, 17. 10. 1992, p. 17.
(13) OJ L 104, 27. 4. 1996, p. 13.
(14) OJ L 193, 9. 7. 1998, p. 24.

— 162 tonnes of boneless beef held by the French intervention agency,

— 400 tonnes of boneless beef held by the Irish intervention agency,

— 500 tonnes of bone-in beef held by the Portuguese intervention agency.

2. This meat shall be sold for delivery to Madeira pursuant to Regulation (EC) No 1322/98.

3. Subject to the provisions of this Regulation, the sale shall take place in accordance with Regulations (EEC) No 2539/84, (EEC) No 3002/92 and (EEC) No 1696/92.

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

5. The intervention agencies shall sell first those products in each product group which have been in storage longest.

Particulars of the quantities and places where the products are stored shall be made available to interested parties at the addresses given in Annex II.

6. Only those tenders shall be taken into consideration which reach the intervention agencies concerned no later than 12 noon on 5 November 1998.

7. Notwithstanding 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 6.

Article 2

1. After receiving a tender or purchase application, the intervention agency shall only conclude the contract after having checked with the competent Portuguese agency referred to in Annex III that the quantity concerned is available within the forecast supply balance.

2. The Portuguese agency shall immediately reserve for the applicant the quantity requested until receipt of the application for the relevant aid certificate. The certificate application must be accompanied by the original purchase invoice issued by the seller intervention agency or by a certified copy thereof.

The application for the aid certificate shall be submitted not later than 14 days after the date on which the purchase invoice is made out.

3. Notwithstanding Article 4(1) of Regulation (EEC) No 1696/92, the aid shall not be granted for meat sold pursuant to this Regulation.

4. Notwithstanding Article 4(4)(b) of Regulation (EEC) No 1696/92, box 24 of the aid certificate application and the aid certificate shall contain the entry 'aid certificate for use in Madeira — no aid to be paid'.

Article 3

Notwithstanding Article 4(2) of Regulation (EEC) No 2539/84, purchase applications may be submitted from the 10th working day following the date referred to in Article 1(6).

Article 4

The security provided for in Article 5(1) of Regulation (EEC) No 2539/84 shall be:

— ECU 3 000 per tonne for boneless beef,

— ECU 2 000 per tonne for bone-in beef.

Delivery of the products concerned to Madeira not later than 30 June 1999 shall be a primary requirement within the meaning of Article 20 of Commission Regulation (EEC) No 2220/85 [1]. Proof of compliance with this requirement must be provided not later than two months after completion of formalities with the competent authorities in Madeira for the delivery concerned.

Article 5

The removal order referred to in Article 3(1)(b) of Regulation (EEC) No 3002/92 and the T 5 control copy shall contain the entry:

— Carne de intervención destinada a Madeira — sin ayuda [Reglamento (CE) nº 2319/98]

— Interventionskød til Madeira — uden støtte (forordning (EF) nr. 2319/98)

— Interventionsfleisch für Madeira — ohne Beihilfe (Verordnung (EG) Nr. 2319/98)

— Κρέας από την παρέμβαση για τη Μαδέρα — χωρίς ενισχύσεις [Κανονισμός (ΕΚ) αριθ. 2319/98]

— Intervention meat for Madeira — without the payment of aid (Regulation (EC) No 2319/98)

— Viandes d'intervention destinées à Madère — sans aide (règlement (CE) nº 2319/98)

— Carni in regime d'intervento destinate a Madera — senza aiuto [regolamento (CE) n. 2319/98]

— Interventievlees voor Madeira — zonder steun (Verordening (EG) nr. 2319/98)

[1] OJ L 205, 3. 8. 1985, p. 5.

— Carne de intervenção destinada à Madeira — sem ajuda [Regulamento (CE) nº 2319/98]

— Madeiralle osoitettu interventioliha — ilman tukea (Asetus (EY) N:o 2319/98)

— Interventionskött för Madeira — utan bidrag (Förordning (EG) nr 2319/98).

Article 6

Regulation (EC) No 1462/98 is hereby repealed.

Article 7

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities*.

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

Done at Brussels, 27 October 1998.

For the Commission
Franz FISCHLER
Member of the Commission

ANEXO I — BILAG I — ANHANG I — ΠΑΡΑΡΤΗΜΑ I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I — ANEXO I — LIITE I — BILAGA 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 πώλησης εκφραζόμενες σε Ecu ανά τόνο (1)
Member State	Products	Approximate quantity (tonnes)	Minimum prices expressed in ECU 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)
Lidstaat	Producten	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)
Jäsenvaltio	Tuotteet	Arvioitu määrä (tonneina)	Alimmat hinnat ecuina tonnilta (1)
Medlemsstat	Produkter	Ungefärlig kvantitet (ton)	Lägsta priser i ecu per ton (1)

a) **Carne deshuesada — Udbenet kød — Fleisch ohne Knochen — Κρέατα χωρίς κόκαλα — Boneless beef — Viande désossée — Carni senza osso — Vlees zonder been — Carne desossada — Luuton naudanliha — Benfritt kött**

FRANCE	— Tranche (INT 13)	62	1 300
	— Entrecôte (INT 19)	100	1 300
IRELAND	— Topside (INT 13)	100	1 300
	— Rump (INT 16)	100	1 100
	— Striploin (INT 17)	100	2 300
	— Forerib (INT 19)	100	1 300

b) **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 — Luullinen takaneljännes — Bakkvartsparter med ben**

PORTUGAL	— Quartos traseiros	500	800

(1) Estos precios se entienden peso neto de acuerdo con las disposiciones del apartado 1 del artículo 17 del Reglamento (CEE) nº 2173/79.

(1) Disse priser gælder netto i overensstemmelse med bestemmelserne i artikel 17, stk. 1. i forordning (EØF) nr. 2173/79.

(1) Diese Preise gelten netto gemäß den Vorschriften von Artikel 17 Absatz 1 der Verordnung (EWG) Nr. 2173/79.

(1) Οι τιμές αυτές εφαρμόζονται επί του καθαρού βάρους σύμφωνα με τις διατάξεις του άρθρου 17 παράγραφος 1 του κανονισμού (ΕΟΚ) αριθ. 2173/79.

(1) These prices shall apply to net weight in accordance with the provisions of Article 17(1) of Regulation (EEC) No 2173/79.

(1) Ces prix s'entendent poids net conformément aux dispositions de l'article 17, paragraphe 1, du règlement (CEE) nº 2173/79.

(1) Il prezzo si intende peso netto in conformità del disposto dell'articolo 17, paragrafo 1, del regolamento (CEE) n. 2173/79.

(1) Deze prijzen gelden netto, overeenkomstig de bepalingen van artikel 17, lid 1, van Verordening (EEG) nr. 2173/79.

(1) Estes preços aplicam-se a peso líquido, conforme o disposto no nº 1 do artigo 17º do Regulamento (CEE) nº 2173/79.

(1) Asetuksen (ETY) N:o 2173/79 17 artiklan 1 kohdan mukaiset nettopainohinnat.

(1) Dessa priser gäller nettovikt enligt bestämmelser i artikel 17.1 i förordning (EEG) nr 2173/79.

ANEXO II — BILAG II — ANHANG II — ΠΑΡΑΡΤΗΜΑ II — ANNEX II — ANNEXE II — ALLEGATO II — BIJLAGE II — ANEXO II — LIITE II — BILAGA 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 — Interventioelinten osoitteet — Interventionsorganens adresser

FRANCE:

OFIVAL
80, avenue des Terroirs-de-France
F-75607 Paris Cedex 12
Téléphone: (33 1) 44 68 50 00; télex: 215330; télécopieur: (33 1) 44 68 52 33

IRELAND:

Department of Agriculture, Food and Forestry
Agriculture House
Kildare Street
IRL-Dublin 2
Tel. (01) 678 90 11, ext. 2278 and 3806
Telex 93292 and 93607, telefax (01) 661 62 63, (01) 678 52 14 and (01) 662 01 98

PORTUGAL:

Instituto Nacional de Intervenção e Garantia Agrícola
Rua Fernando Curado Ribeiro, 4-G
P-1600 Lisboa
Tel.: (351-1) 751 85 00; telefax (351-1) 751 86 15

ANEXO III — BILAG III — ANHANG III — ΠΑΡΑΡΤΗΜΑ III — ANNEX III — ANNEXE III — ALLEGATO III — BIJLAGE III — ANEXO III — LIITE III — BILAGA III

— Organismo portugués a que se refiere el apartado 1 del artículo 2
— Det portugisiske organ, der omhandles i artikel 2, stk. 1
— In Artikel 2 Absatz 1 genannte portugiesische Stelle
— Ο πορτογαλικός οργανισμός που αναφέρεται στο άρθρο 2, παράγραφος 1
— The Portuguese agency referred to in Article 2(1)
— L'organisme portugais visé à l'article 2, paragraphe 1
— L'organismo portoghese di cui all'articolo 2, paragrafo 1
— De in artikel 2, lid 1, bedoelde Portugese instantie
— O organismo português referido no nº 1 do artigo 2º
— 2 artiklan 1 kohdassa tarkoitettu Portugalin toimielin
— Det portugisiska organ som anges i artikel 2.1

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