

COMMISSION OF THE EUROPEAN COMMUNITIES

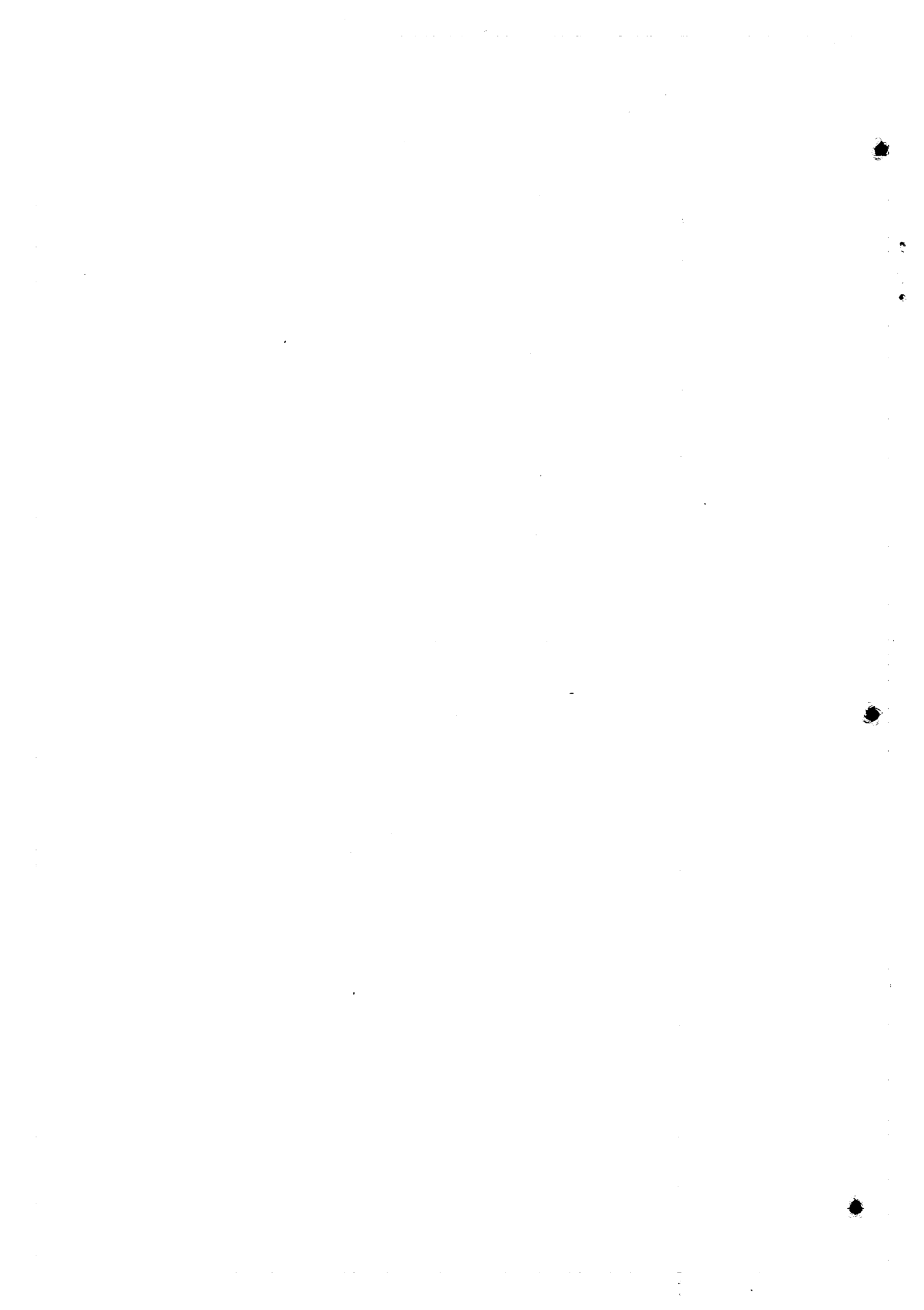
COM(79) 750 final

Brussels, 19 December 1979

Proposal for a
COUNCIL REGULATION (EEC)
amending Regulation (EEC) No. 805/68 on the common organization
of the market in beef and veal

(submitted to the Council by the Commission)

COM(79) 750 final



EXPLANATORY MEMORANDUM

1. Article 14(1) of Regulation (EEC) No 805/68 on the common organization of the market in beef and veal provides for the total or partial suspension of the levy for meat imported into the Community for processing.

2. Experience gained in recent years has shown that this provision may lead to abuses. It has become apparent in particular that it is necessary to define more closely meat which may be imported under this arrangement in order to exclude the better quality products, such as the cuts of the hindquarter which are generally considered as being of too good a quality to be processed, from eligibility for rules which are by definition reserved for meat intended for the "manufacture" of processed products.

3. These amendments should make it possible to safeguard the purpose of the estimate, i.e. the "processing" of meat imported under this arrangement without restricting the categories of importers. In consequence, and in view of the Judgment of the Court of Justice in Case No 92/78, it is proposed to amend the wording of Article 14(1)(b) by deleting the part of the sentence "for the processing industry for the" and paragraph 3 by defining explicitly the nature of the applicant.

Proposal for a Council Regulation (EEC)

amending Regulation (EEC) No 805/68 on the common organization of the market
in beef and veal

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and
in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament,

Whereas Article 14 of Council Regulation (EEC) No 805/68 (1), as last amended
by Regulation (EEC) No 425/77 (2), provides for a system of total or partial
suspension of the levy for frozen meat intended for processing,

Whereas, experience gained in recent years has revealed the need to restrict
eligibility for this arrangement to meat normally used for processing, in
order to prevent diversion of the meat imported;

Whereas, following the Judgment of the Court of Justice in Case 92/78, it
is necessary to ensure that the products reach their prescribed destination and
are processed, without, however, restricting the categories of importers;
whereas it is accordingly necessary to amplify the text of Article 14(1) and 3,

(1) OJ No L 148, 28.6.1968, p. 24.

(2) OJ No L 61, 5.3.1977, p. 1.

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 805/68 is hereby amended as follows :

1. Article 14(1) is amended to read as follows :

"1. Frozen meat intended for processing and falling within subheadings 02.01 A II b) 2, 02.01 A II b) 4 bb) 11) and 02.01 A II b) 4 bb) 22) of the Common Customs Tariff shall be eligible, under the conditions provided for in this Article:

(a) for total suspension of the levy for meat intended for the manufacture of preserved products not containing any characteristic components other than beef and jelly;

(b) a total or partial suspension of the levy for meat intended for the manufacture of products _____ other than the preserved products referred to under a)."

2. Article 14(3)(a) is amended to read as follows :

"a) Import with total or partial suspension of the levy shall be subject to the production of an import licence issued, within the limits of the quantities laid down for each quarter, to any natural or legal person who carries out an activity in the cattle and meat sector and who is entered in a public register of a Member State;"

Article 2

This Regulation shall enter into force on the 21st day following its publication in the Official Journal of the European Communities.

Done at Brussels,

For the Council

