

**COMMISSION REGULATION (EEC) No 142/79**

of 25 January 1979

on special conditions for the granting of private storage aid for pigmeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat<sup>(1)</sup>, as last amended by Regulation (EEC) No 1423/78<sup>(2)</sup>, and in particular Articles 4 (6), 5 (4) and 7 (2) thereof,

Whereas intervention measures may be taken in respect of pigmeat if, on the representative markets of the Community, the average price for pig carcasses is less than 103 % of the basic price and is likely to remain below that level;

Whereas the market situation has been characterized by a marked fall in prices below the level mentioned; whereas, in view of seasonal and, cyclical trends, this situation could persist;

Whereas the particular situation which has occurred in the transport sector hinders the trade in pigmeat products in the Community; whereas, because of the important quantities which cannot be transported, the pigmeat markets are thereby affected;

Whereas intervention measures must be taken; whereas these can be limited to the granting of private storage aid;

Whereas Article 3 of Council Regulation (EEC) No 2763/75<sup>(3)</sup> provides that the period of storage can be curtailed or extended if the market situation so requires; whereas the period of storage can in particular be curtailed as a result of circumstances constituting *force majeure*, as provided for in Article 8 of Commission Regulation (EEC) No 1889/76<sup>(4)</sup>; whereas, therefore, provisions should be made to fix not only the amounts of aid for a specific period of storage but also the amounts to be added or deducted if this period is curtailed or extended;

Whereas, in order to facilitate administrative and control work resulting from the conclusion of contracts, minimum quantities should be fixed;

Whereas the security should be fixed at a level such as will oblige the storer to fulfil the obligations undertaken by him;

Whereas provisions should be made for the possibility of reducing the storage period where meat removed from storage is intended for export; whereas proof that the meat has been exported must be supplied as in the case of refunds, in accordance with Commission Regulation (EEC) No 192/75<sup>(5)</sup>, as last amended by Regulation (EEC) No 1469/77<sup>(6)</sup>;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Private storage aid shall be granted in accordance with the provisions of Regulation (EEC) No 1889/76. The list of products which qualify for aid and the relevant amounts are set out in the Annex hereto.
2. If the period of storage is extended or curtailed the amount of the aid shall be adjusted accordingly. The amounts of the supplements and deductions per month and per day are set out in columns 8 and 9 of the said Annex.

*Article 2*

The minimum quantities per contract and per product shall be as follows:

- (a) 50 tonnes for carcasses and half carcasses;
- (b) 20 tonnes for hams, shoulders, loins and bellies (streaky);
- (c) 20 tonnes for boned or boneless products;
- (d) 10 tonnes for dried or dried and smoked hams.

*Article 3*

Placing of the products in storage shall be completed within 21 days following conclusion of the contract.

The security shall be 20 % of the amounts of aid set out in the Annex.

<sup>(1)</sup> OJ No L 282, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 171, 28. 6. 1978, p. 19.

<sup>(3)</sup> OJ No L 282, 1. 11. 1975, p. 19.

<sup>(4)</sup> OJ No L 206, 31. 7. 1976, p. 82.

<sup>(5)</sup> OJ No L 25, 31. 1. 1975, p. 1.

<sup>(6)</sup> OJ No L 162, 1. 7. 1977, p. 9.

*Article 4*

1. On the expiry of a storage period of two months, the contracting party may withdraw from store all or part of the quantity of meat under contract, subject to a minimum of 10 tonnes, provided that it is exported within 10 working days after the date of its removal from storage.

In this case, the amount of aid shall be reduced, in accordance with Article 1 (2), the day of removal from storage being the last day of storage.

The contracting party shall inform the intervention agency at least two working days before the

commencement of removal operations, stating the quantities which it intends to export.

2. In cases of export in accordance with paragraph 1, the contracting party shall provide proof that the meat has left the Community's geographical territory or has been the subject of a delivery within the meaning of Article 3 of Regulation (EEC) No 192/75. This proof shall be provided as under the refund procedure.

*Article 5*

This Regulation shall enter into force on 29 January 1979.

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

Done at Brussels, 25 January 1979.

*For the Commission*

Finn GUNDELACH

*Vice-President*

## ANNEX

CCT heading No	Products in respect of which aid is granted	Amount of the aid for a storage period of						Amount	
		3 months	4 months	5 months	6 months	8 months	per month	per day	
		3	4	5	6	7			8
1	2								
ex 02.01 A III a) 1	Carcases or half carcasses without the head, chaps, neck, flare fat, kidneys, forefeet, tail, precrucial flank and spinal cord, fresh or chilled <sup>(1)</sup>	180	200	220	240	—	20	0.67	
ex 02.01 A III a) 2	Unboned hams with or without rind and fat, fresh or chilled	—	230	260	290	—	30	1.0	
ex 02.01 A III a) 3	Unboned shoulders (fores) with or without rind and fat, fresh or chilled	—	230	260	290	—	30	1.0	
ex 02.01 A III a) 4	Unboned loins, fresh or chilled <sup>(2)</sup>	—	230	260	290	—	30	1.0	
ex 02.01 A III a) 5	Bellies (streaky) with or without rind and ribs, fresh or chilled	—	115	130	145	—	15	0.5	
ex 02.01 A III a) 6 bb)	Hams, shoulders with or without rind and fat, loins with or without collar; collars, boned, fresh or chilled <sup>(3)</sup>	—	230	260	290	—	30	1.0	
ex 02.06 B I b) 3 bb)	Dried or dried and smoked hams	—	—	—	280	370	45	1.50	

<sup>(1)</sup> The aid for products falling within subheading ex 02.01 A III a) 1 can also be granted for fresh pig carcasses presented as Wiltshire sides, i. e. without the head, chaps, neck, feet, tail, flare fat, kidneys, tenderloin, bone blade, sternum, vertebral column, pelvic bone and diaphragm.

<sup>(2)</sup> Loins under subheading ex 02.01 A III a) 4 may be with or without rind, the adherent layer of fat, however, not exceeding 16 millimetres in depth.

<sup>(3)</sup> Loins and collars under subheading ex 02.01 A III a) 6 bb) must have no fat attached (a thin layer of fat not exceeding three millimetres in depth can be tolerated).