

COUNCIL REGULATION (EEC) No 2062/86

of 30 June 1986

on the rules for calculating the monetary compensatory amounts applicable in the pigmeat and eggs and poultrymeat sectors

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 ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Whereas Article 4 (2) of Council Regulation (EEC) No 1677/85 of 11 June 1985 on monetary compensatory amounts in agriculture ⁽³⁾, as last amended by Regulation (EEC) No 1013/86 ⁽⁴⁾, provides that pigmeat is to rank as a product derived from cereals; whereas this rule, while corresponding to the basic idea of the organization of the market in the pigmeat sector, has led to problems as a result of its inherent rigidity; whereas the former arrangements for calculating monetary compensatory amounts in this sector should therefore be reintroduced;

Whereas, however, experience gained since 1984 with the system for calculating the monetary compensatory amounts currently in force has shown that the low level of amounts does not give rise to disruption of trade; whereas, in the interests of free trade, it would seem desirable to keep the level of the amounts as low as possible; whereas to this end only a percentage of the fixed basic price should be used for the calculation, having regard to the proportion which cereals represent in the cost of producing a pig carcass;

Whereas, nevertheless, certain exceptions involving economically equivalent arrangements prove necessary;

Whereas Regulation (EEC) No 1245/86 ⁽⁵⁾, as amended by Regulation (EEC) No 1645/86 ⁽⁶⁾, suspended application of part of the negative compensatory amounts until 30 June 1986 for products in the pigmeat and eggs and poultry sectors;

Whereas that temporary limitation had been introduced pending a Council decision on the calculation of the monetary compensatory amounts to be applied in the future for the products in question;

Whereas this Regulation embodies the rules applicable for the future for the pigmeat sector; whereas as regards the poultry-raising sectors, on the other hand, no final solution could be worked out at the appropriate time; whereas the current arrangements should therefore be extended for the poultry-raising sectors while taking account of the effect of the devaluation of the agricultural conversion rates fixed for the cereals sector; whereas, however, those arrangements should remain valid only until a final decision is adopted,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 1677/85 is hereby amended as follows:

1. Article 4 (2) is deleted.
2. The following paragraph is added to Article 5:

'In the pigmeat sector, the monetary compensatory amounts shall be fixed on the basis of a price equal to 35 % of the basic price. However, in the case of Member States applying positive monetary compensatory amounts and which maintain their currencies *inter se* within a maximum spread at any given time of 2,25 %, the monetary compensatory amounts applicable as from 1 July 1986 shall be equal to those applicable on 30 June 1986 adjusted on the basis of the prices applicable as from 1 July 1986 subject to an amendment of the agricultural conversion rates.

This rule shall remain valid as long as the arrangements laid down in Article 6 apply.'

Article 2

By way of derogation from Article 5 of Regulation (EEC) No 1677/85, the monetary gap is hereby reduced by 4,8 points for France and 4,5 points for the United Kingdom during the period 1 July to 30 September 1986 in respect of products in the eggs and poultrymeat sectors and in respect of ovalbumin and lactalbumin.

Article 3

This Regulation shall enter into force on 1 July 1986.

⁽¹⁾ OJ No L 159, 26. 6. 1986, p. 6.

⁽²⁾ Opinion delivered on 13 June 1986 (not yet published in the Official Journal).

⁽³⁾ OJ No L 164, 24. 6. 1985, p. 6.

⁽⁴⁾ OJ No L 94, 9. 4. 1986, p. 18.

⁽⁵⁾ OJ No L 113, 30. 4. 1986, p. 8.

⁽⁶⁾ OJ No L 144, 29. 5. 1986, p. 36.

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

Done at Luxembourg, 30 June 1986.

For the Council

The President

N. SMIT-KROES
