

COMMISSION REGULATION (EEC) No 1137/79

of 8 June 1979

amending Regulation (EEC) No 571/78 concerning arrangements for import and export licences in the beef and veal sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic 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 (EEC) No 425/77⁽²⁾, and in particular Article 13 (4) (c) thereof,

Whereas Article 14 of Regulation (EEC) No 805/68 provides for import arrangements for frozen beef intended for processing, with total or partial suspension of levies; whereas the detailed rules relating to such arrangements were amended by Regulation (EEC) No 1136/79⁽³⁾; whereas it is therefore necessary to amend the detailed rules for the issue of import licences relating to those arrangements provided for in Commission Regulation (EEC) No 571/78⁽⁴⁾, as last amended by Regulation (EEC) No 1559/78⁽⁵⁾;

Whereas only the processing industries established for some time are to benefit from the arrangements provided for in Article 14 of Regulation (EEC) No 805/68; whereas, however, in order to take account of trade practice in a section of the processing industry, the transferability of rights arising from the licences issued under those arrangements should be restored;

Whereas the provisions for applying Article 14 (3) (b) of Regulation (EEC) No 805/68 should also be reviewed; whereas, until such review can be made, the existing detailed rules for applying the system in question should be terminated;

Whereas the Management Committee for Beef and Veal has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

Article 10 (1) (b) of Regulation (EEC) No 571/78 is amended to read as follows:

'(b) Section 12 of the licence application and of the licence itself shall contain one of the following entries:

"Meat intended for processing — system (b) — by (full name and address of the processing establishment)";

"Kød bestemt til forarbejdning — ordning (b) — i ...";

"Zur Verarbeitung bestimmtes Fleisch — Regelung (b) — bei ...";

"Viandes destinées à la transformation — régime (b) — auprès de ...";

"Carni destinate alla trasformazione — regime (b) — presso ...";

"Vlees bestemd voor verwerking — regeling (b) — door ...".

Article 2

Article 11 of Regulation (EEC) No 571/78 is amended as follows:

1. Paragraph 1 (b) is amended to read as follows:

'(b) — under the arrangements indicated in Article 8, the applicant is a natural or legal person who has been engaged for at least 12 months in the livestock and meat sector,

— in the case of the arrangements indicated in Articles 9 and 10, the applicant is a natural or legal person who, for at least 12 months, has been engaged either in the manufacture of the preserved foods referred to in Article 14 (1) (a) of Regulation (EEC) No 805/68 or in the processing of the products referred to in Article 14 (1) (b) of Regulation (EEC) No 805/68, and who is officially registered in a Member State;'

2. Paragraph 1 (d) is amended to read as follows:

'(d) The minimum period of 12 months provided for in subparagraphs (b) and (c) must have elapsed when the licence application is submitted.'

3. At the end of the first subparagraph of paragraph 2, the words 'and, in the case of applications under Article 9, the factories indicated in the applications' are deleted.

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ See page 10 of this Official Journal.

⁽⁴⁾ OJ No L 78, 22. 3. 1978, p. 10.

⁽⁵⁾ OJ No L 184, 6. 7. 1978, p. 18.

4. Paragraph 8 is amended to read as follows :

'8. By way of derogation from Article 3 of Regulation (EEC) No 193/75, the rights arising from the import licences referred to in Article 8 shall not be transferable.'

5. Paragraph 9 is amended to read as follows :

'9. When lodging applications for licences under Articles 8 to 10, the applicant shall undertake in writing :

- (a) in the case referred to in Article 8, to carry out himself, or to have carried out under his responsibility, in the Member State where the application is lodged and where the goods will be put into free circulation, the fattening referred to in Article 13 of Regulation (EEC) No 805/68 ;
- (b) in the case referred to in Articles 9 and 10, to carry out himself, in the Member State where

the application is lodged and where the products will be put into free circulation, in the establishment designated in his application, the processing referred to in Article 14 (1) (a) or (b) of Regulation (EEC) No 805/68.'

6. In paragraph 10, the words 'the first subparagraph of' are deleted.

Article 3

Article 12 of Regulation (EEC) No 571/78 is deleted.

Article 4

The Annex to Regulation (EEC) No 571/78 is deleted.

Article 5

This Regulation shall enter into force on 1 July 1979.

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

Done at Brussels, 8 June 1979.

For the Commission

Finn GUNDELACH

Vice-President
