

**COMMISSION REGULATION (EC) No 1749/2006****of 27 November 2006****amending Regulation (EC) No 1445/95 on rules of application 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 Community,

Having regard to Council Regulation (EC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal <sup>(1)</sup>, and in particular Article 33(12) thereof,

Whereas:

(1) Commission Regulation (EC) No 1445/95 of 26 June 1995 on rules of application for import and export licences in the beef and veal sector and repealing Regulation (EEC) No 2377/80 <sup>(2)</sup> sets out the conditions for the operation of the system of import and export licences in the beef and veal sector.

(2) Since the start of 2005, the level of export refunds in the beef and veal sector has been reduced several times. The level of the security for export licences with advance fixing of the refund has not, however, been adapted to this new situation. The levels of that security should be adapted to take account of these reductions, maintaining a ratio between the level of the security and the level of the refund similar to that which applied prior to the reduction of the refunds.

(3) Exports in the beef and veal sector have been declining steadily since 2000. In the interests of simplification and efficient management, in the current context it would also appear appropriate to review the rules for issuing those export licences which do not have to be issued immediately. In this context, the communication by the Member States to the Commission of applications for export licences should be limited to one notification per week. Similarly, the quantities for which export licences may, at the request of the operator, be issued immediately should be increased from 22 to 25 tonnes.

(4) Commission Regulation (EC) No 1741/2006 <sup>(3)</sup> lays down the conditions for granting the special export refund on boned meat of adult male bovine animals placed under the customs warehousing procedure prior to export. To allow the smooth operation of that system, it should be laid down that licences which are to be

issued immediately, with a validity restricted to five working days, do not allow access to the customs warehousing procedure prior to export provided for in Regulation (EC) No 1741/2006.

(5) For the same reasons, it should also be laid down that the reduction of the refund provided for in Article 18(3) of Commission Regulation (EC) No 800/1999 of 15 April 1999 laying down common detailed rules for the application of the system of export refunds on agricultural products <sup>(4)</sup> where the destination of the beef and veal has changed from that initially indicated on the export certificate does not apply to the beef and veal placed under that system.

(6) Regulation (EC) No 1445/95 should therefore be amended accordingly.

(7) 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*

Regulation (EC) No 1445/95 is hereby amended as follows:

1. Article 9(1) is amended as follows:

(a) in point (a), 'ECU 44' is replaced by 'EUR 26';

(b) in point (b), 'ECU 29' is replaced by 'EUR 15';

(c) in point (c), 'ECU 16' is replaced by 'EUR 9'.

2. Article 10 is amended as follows:

(a) paragraph 1 is replaced by the following:

'1. Applications for export licences with advance fixing of the refund as referred to in Article 8(1) may be lodged with the competent authorities from Monday to Friday each week.'

<sup>(1)</sup> OJ L 160, 26.6.1999, p. 21. Regulation last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

<sup>(2)</sup> OJ L 143, 27.6.1995, p. 35. Regulation last amended by Regulation (EC) No 1713/2006 (OJ L 321, 21.11.2006, p. 11).

<sup>(3)</sup> OJ L 329, 25.11.2006, p. 7.

<sup>(4)</sup> OJ L 102, 17.4.1999, p. 11. Regulation last amended by Regulation (EC) No 1713/2006.

Export licences shall be issued on the Wednesday following the week in which the application is lodged, provided that none of the particular measures referred to in paragraphs 2 or 2a have since been taken by the Commission.

However, licences applied for within the framework of Article 16 of Regulation (EC) No 1291/2000 shall be issued immediately.

By way of derogation from the second subparagraph, the Commission may, in accordance with the procedure laid down in Article 43(2) of Regulation (EC) No 1254/1999, set a day other than Wednesday for the issuing of export licences when it is not possible to respect this day.;

(b) paragraph 5 is replaced by the following:

'5. Notwithstanding paragraph 1, licences in respect of applications for a quantity not exceeding 25 tonnes of products falling within CN codes 0201 and 0202 shall be issued immediately. In such cases, notwithstanding Article 8, the term of validity of the licences shall be limited to five working days from their actual day of issue within the meaning of Article 23(2) of Regulation (EC) No 1291/2000, and box 20 of licence applications and licences shall indicate at least one of the entries listed in Annex IIIa to this Regulation.'

3. In Article 11, the following paragraph 2 is added:

'2. The second indent of Article 18(3)(b) of Commission Regulation (EC) No 800/1999 (\*) shall not apply to special export refunds granted to products falling within CN codes 0201 30 00 91 00 and 0201 30 00 91 20 of the agricultural product nomenclature for export refunds established by

Commission Regulation (EEC) No 3846/87 (\*\*) where these products have been placed under the customs warehousing procedure in accordance with Article 4 of Commission Regulation (EC) No 1741/2006 (\*\*\*).

(\*) OJ L 102, 17.4.1999, p. 11.

(\*\*) OJ L 366, 24.12.1987, p. 1.

(\*\*\*) OJ L 329, 25.11.2006, p. 7.'

4. In the first indent of Article 13(1), the words 'and Thursday' are deleted.

5. Annex IIIa, as set out in the Annex to this Regulation, is added.

6. Annex IV is amended as follows:

(a) 'Addressee: DG VI/D/2; Fax (32-2) 296 60 27' is replaced by:

'Addressee: DG AGRI/D/2; Fax (32-2) 292 17 22; e-mail: AGRI-EXP-BOVINE@ec.europa.eu';

(b) In the title of Part A, 'Thursday' is deleted.

#### Article 2

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

It shall apply from 1 January 2007.

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

Done at Brussels, 27 November 2006.

For the Commission  
Mariann FISCHER BOEL  
Member of the Commission

## ANNEX

## ‘ANNEX IIIa

**Entries referred to in Article 10(5)**

- *In Bulgarian:* „Сертификат, валиден пет работни дни и неизползваем за поставяне на обезкостено говеждо месо от възрастни мъжки животни от рода на едрия рогат добитък под режим митнически склад съгласно член 4 от Регламент (ЕО) № 1741/2006“
- *In Spanish:* “Certificado válido durante cinco días hábiles, no utilizable para colocar la carne de vacuno deshuesada de bovinos machos pesados bajo el régimen de depósito aduanero de conformidad con el artículo 4 del Reglamento (CE) nº 1741/2006”
- *In Czech:* „Licence platná po dobu pěti pracovních dní a nepoužitelná pro propuštění vykostěného masa z dospělého skotu samčího pohlaví do režimu uskladňování v celním skladu podle článku 4 nařízení (ES) č. 1741/2006“
- *In Danish:* »Licens er gyldig i fem arbejdsdage og kan ikke benyttes til at anbringe udbenet oksekød af voksne handyr under den toldoplagsordning, der er omhandlet i artikel 4 i forordning (EF) nr. 1741/2006.«
- *In German:* „Fünf Arbeitstage gültige und für die Unterstellung von entbeintem Fleisch ausgewachsener männlicher Rinder unter das Zollagervverfahren gemäß Artikel 4 der Verordnung (EG) Nr. 1741/2006 nicht verwendbare Lizenz.“
- *In Estonian:* “Litsents kehtib viis päeva ja seda ei saa kasutada täiskasvanud isasveiste konditustatud liha enne eksportimist tolliladustamisprotseduurile suunamisel vastavalt määruse (EÜ) nr 1741/2006 artiklile 4.”
- *In Greek:* “Πιστοποιητικό το οποίο ισχύει πέντε εργάσιμες ημέρες και δεν χρησιμοποιείται για την υπαγωγή κρεάτων χωρίς κόκκαλα από αρσενικά ενήλικα βοοειδή υπό το καθεστώς της τελωνειακής αποταμίευσης σύμφωνα με το άρθρο 4 του κανονισμού (ΕΚ) αριθ. 1741/2006”
- *In English:* “Licence valid for five working days and not useable for placing boned meat of adult male bovine animals under the customs warehousing procedure in accordance with Article 4 of Regulation (EC) No 1741/2006.”
- *In French:* “Certificat valable cinq jours ouvrables et non utilisable pour le placement de viandes bovines désossées de gros bovins mâles sous le régime de l’entrepôt douanier conformément à l’article 4 du règlement (CE) nº 1741/2006.”
- *In Italian:* “Titolo valido cinque giorni lavorativi e non utilizzabile ai fini dell’assoggettamento di carni bovine disossate di bovini maschi adulti al regime di deposito doganale conformemente all’articolo 4 del regolamento (CE) n. 1741/2006”
- *In Latvian:* “Sertifikāts ir derīgs piecas darbdienu un saskaņā ar Regulas (EK) Nr. 1741/2006 4. pantu nav izmantojams pieauguša liellopa gaļas bez kauliem novietošanai muitas režīma noliktāvās.”
- *In Lithuanian:* „Penkias darbo dienas galiojanti ir jaučių mėsos be kaulo muitinio sandėliavimo procedūrai įforminti pagal Reglamento (EB) Nr. 1741/2006 4 straipsnį nenaudojama licencija“
- *In Hungarian:* »Az engedély öt munkanapig érvényes és nem használható fel arra, hogy kifejelett, hímivarú szarvasmarhafélékből származó kicsontozott húst vámraktározási eljárás alá helyezzenek az 1741/2006/EK rendelet 4. cikkével összhangban.«
- *In Maltese:* ‘Licenzja valida għal hames ġranet tax-xogħol, u mhux utilizzabbli għat-tqegħid tal-laħam disussat ta’ annimali bovini adulti rġiel taħt il-proċedura tal-ħzin doganali skond l-Artikolu 4 tar-Regolament (KE) Nru 1741/2006’
- *In Dutch:* „Dit certificaat heeft een geldigheidsduur van vijf werkdagen en mag niet worden gebruikt om rundvlees zonder been van volwassen mannelijke runderen onder het stelsel van douane entrepots te plaatsen overeenkomstig artikel 4 van Verordening (EG) nr. 1741/2006“.
- *In Polish:* »Pozwolenie ważne pięć dni roboczych, nie może być stosowane do objęcia procedurą składu celnego wołowiny bez kości pochodzącej z dorosłego bydła płci męskiej zgodnie z art. 4 rozporządzenia (WE) nr 1741/2006«
- *In Portuguese:* “Certificado válido durante cinco dias úteis, não utilizável para a colocação de carne de bovino desossada de bovinos machos adultos sob o regime de entreposto aduaneiro em conformidade com o artigo 4.º do Regulamento (CE) nº 1741/2006.”

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- *In Romanian:* «Licență valabilă timp de cinci zile lucrătoare și care nu poate fi utilizată pentru a plasa carnea de vită șiși mânzat dezosată de la bovine adulte masculi în regimul de antrepozitare vamală în conformitate cu articolul 4 din Regulamentul (CE) nr. 1741/2006.»
- *In Slovak:* ‚Povolenie platné päť pracovných dní a nepoužiteľné na umiestnenie vykosteného mäsa dospelých samcov hovädzieho dobytku do režimu colného skladu v súlade s článkom 4 nariadenia (ES) č. 1741/2006.‘
- *In Slovene:* ‚Dovoljenje je veljavno pet delovnih dni in se ne uporablja za dajanje odkoščenega mesa odraslega goveda moškega spola v postopek carinskega skladiščenja v skladu s členom 4 Uredbe (ES) št. 1741/2006.‘
- *In Finnish:* ‚Todistus on voimassa viisi työpäivää. Sitä ei voida käyttää asetuksen (EY) N:o 1741/2006 4 artiklan mukaiseen täysikasvuisten urospuolisten nautaeläinten luuttomaksi leikatun lihan asettamiseen tullivara-astointimenettelyyn.‘
- *In Swedish:* ‚Licens giltig under fem arbetsdagar; får inte användas för att låta urbenade styckningsdelar från fullvuxna handjur av nötkreatur omfattas av tullagerförandet enligt artikel 4 i förordning (EG) nr 1741/2006.‘
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