

COMMISSION REGULATION (EEC) No 732/78

of 11 April 1978

on detailed rules for the sale to the armed forces of Member States of beef held
by the intervention agencies and amending Regulation (EEC) No 1687/76

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 7 (3) thereof,

Whereas large stocks of beef have built up as a result
of intervention under Article 6 of Regulation (EEC)
No 805/68 ;

Whereas prolonged storage of this meat should be
avoided because of the high costs involved ; whereas
measures should therefore be adopted to encourage its
disposal ;

Whereas the sale of certain beef held by the interven-
tion agencies to the armed forces and similar organiza-
tions constitutes one such measure ;

Whereas such a sale should be subject to Commission
Regulation (EEC) No 216/69 of 4 February 1969 on
detailed rules of application for the disposal of frozen
beef and veal bought in by intervention agencies⁽³⁾,
while providing for certain derogations which are
necessary because of the special nature of the sale in
question, and to Commission Regulation (EEC) No
1687/76 of 30 June 1976 laying down common
detailed rules for verifying the use and/or destination
of products from intervention⁽⁴⁾, as last amended by
Regulation (EEC) No 649/78⁽⁵⁾ ;

Whereas special provisions should be laid down to
cover the case where the products are purchased by an
authorized agent acting on behalf of the beneficiaries,
in order to ensure that the products reach their desti-
nation ;

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

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 61, 5. 3. 1977, p. 1.

⁽³⁾ OJ No L 28, 5. 2. 1969, p. 10.

⁽⁴⁾ OJ No L 190, 14. 7. 1976, p. 1.

⁽⁵⁾ OJ No L 86, 1. 4. 1978, p. 33.

HAS ADOPTED THIS REGULATION :

Article 1

1. The intervention agencies may be authorized to
sell to the armed forces or similar organizations of
Member States which make application therefor, bone-
in beef of adult bovine animals or boned or preserved
beef which they hold.

2. For the purposes of this Regulation, 'similar
organizations' shall mean those sections of the forces
of Member States whose members live as a commu-
nity and are subject to service regulations similar to
those of the armed forces.

Article 2

The sales shall be carried out in accordance with the
provisions of Regulation (EEC) No 216/69 and of this
Regulation.

Article 3

The armed forces or similar organizations referred to
in Article 1 may purchase the products through an
authorized agent. In such case the authorized agent
shall submit the requests for delivery from the armed
forces or similar organizations which he represents
justifying the sale of the quantity requested.

Article 4

When the products referred to in Article 1 are sold in
another Member State hereinafter called the Member
State of destination, to armed forces or similar organi-
zations not belonging to the Member State of sale, the
products shall be sold only on presentation of a
numbered voucher made out by the intervention
agency of the Member State of destination.

This voucher shall include the following information :

- (a) the beneficiaries and the name of the authorized
agent responsible ;
- (b) the quantity of the product to which it gives en-
titlement ;
- (c) the intervention agency which is to supply the
goods.

The intervention agency which is to supply the goods shall be chosen by the organizations concerned.

Article 5

By way of derogation from Regulation (EEC) No 216/69:

- (a) the security shall only be required if the products are purchased by an authorized agent;
- (b) the price shall be paid as the goods leave the warehouse, in proportion to the quantities withdrawn, at the latest on the day preceding each withdrawal.

Article 6

Where, for reasons of *force majeure*, the purchaser is unable to observe the time limits for taking delivery the intervention agency shall determine the measures which it considers necessary in the circumstances.

Article 7

In the Annex to Regulation (EEC) No 1687/76 under the heading 'II. Products subject to a use and/or desti-

nation other than that mentioned under I', the following paragraph 16 and the relevant footnote are hereby inserted after paragraph 15:

'16. Commission Regulation (EEC) No 732/78 of 11 April 1978 on detailed rules for the sale to the armed Forces of Member States of beef held by the intervention agencies and amending Regulation (EEC) No 1687/76

— Section 104:

sold to the army (Regulation (EEC) No 732/78);

solgt til hæren (forordning (EØF) nr. 732/78);
an die Streitkräfte verkauft (Verordnung (EWG) Nr. 732/78);

vendu à l'armée (règlement (CEE) n° 732/78);
venduto all'esercito (regolamento (CEE) n. 732/78);

verkocht aan het leger (Verordening (EEG) nr. 732/78).'

Article 8

This Regulation shall enter into force on 10 April 1978.

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

Done at Brussels, 11 April 1978.

For the Commission

Finn GUNDELACH

Vice-President