

REGULATION (EEC) No 1026/68 OF THE COMMISSION

of 22 July 1968

on the calculation of a special import price for calves and adult bovine animals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 805/68¹ of 27 June 1968 on the common organisation of the market in beef and veal, and in particular Articles 10 (5) and 25 thereof;

Whereas Article 10 (3) of Regulation (EEC) No 805/68 provides in certain circumstances for the calculation of a special import price;

Whereas the special import price must be calculated on the basis of the most favourable purchasing possibilities; whereas, in order to determine these purchasing possibilities, account should be taken of all offers for delivery free-at-Community-frontier made by third countries other than those taken for the calculation of the import price, together with all other information regarding the prices operative in those countries;

Whereas, when from information available to the Commission it appears that certain offers do not correspond to actual purchasing possibilities, are not representative of the actual trend of prices or do not relate to representative quantities, such offers must be disregarded;

Whereas, in order to enable offer prices to be compared with the import price, it is necessary to adjust the offers for the various categories of live bovine animals by taking into account the differences on third country markets between the price of the category offered and the import price; whereas the most representative markets of those countries should be taken for this purpose; whereas it is desirable to use the same method for the conversion of the offer prices for meat into offer prices for calves or adult bovine animals, as the case may be;

Whereas the lowest of the offer prices adjusted or converted for calves or adult bovine animals, as the

case may be, must be adopted as a special import price if it is considerably lower than the import price;

Whereas, to avoid disturbances on the markets of Member States, a special import price should be adopted if the result of calculations made in accordance with the foregoing considerations differs by a certain minimum amount from the import price;

Whereas 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

The special import price referred to in Article 10 (3) of Regulation (EEC) No 805/68 shall be calculated for all exporting countries in respect of which the conditions laid down in this Regulation are fulfilled.

Article 2

1. The special import price shall be calculated on the basis of the free-at-Community-frontier offer price for each of the categories and cuts specified in paragraph 2, on the basis of the most favourable purchasing possibilities in third countries other than those whose markets have been taken for the calculation of the import price, ascertained in particular from:

- (a) prices given in the customs documents accompanying the products imported from such other third countries;
- (b) other information concerning the export prices operative in such other third countries.

2. The categories referred to in paragraph 1 are: calves, heifers, cows, oxen, bulls.

The cuts referred to in paragraph 1 are the different cuts of beef and veal listed in Section (a) of the Annex to Regulation (EEC) No 805/68 under tariff sub-headings Nos 02.01 A II (a) 1 (aa) and 02.01 A II (a) 1 (bb).

¹ OJ No L 148, 28.6.1968, p. 24.

3. The following shall be disregarded when paragraph 1 is applied:

- (a) offer prices which do not correspond to actual purchasing possibilities;
- (b) offer prices which, because of the development of prices in general or from the information available, do not seem to the Commission to be representative of the actual trend of prices in the exporting country;
- (c) offer prices relating to unrepresentative quantities.

Article 3

The free-at-frontier offer price shall be adjusted:

- (a) if it relates to calves or adult bovine animals, by taking into account the difference between the import price referred to in Article 10 (1) of Regulation (EEC) No 805/68 for the product in question and the price on the most representative third country markets for a product of the same category as that of the product offered;
- (b) if it relates to veal or beef, by converting it to a free-at-frontier offer price for calves or adult bovine animals, as the case may be, and by taking into account the difference between the import price referred to in Article 10 (1) of Regulation (EEC) No 805/68 for the product from which this meat comes and the price on the most representative third country markets for a product of the same category and cut as that of the product offered.

Article 4

1. The special import price for calves shall be calculated only:

- (a) if the free-at-frontier offer price of calves is lower by at least 3.00 units of account per 100 kilogrammes live weight than the import price referred to in Article 10 (1) of Regulation (EEC) No 805/68, or
- (b) if the free-at-frontier offer price of veal, converted into the price for calves, is lower by at least 3.00 units of account per 100 kilogrammes live weight than the import price referred to in Article 10 (1) of Regulation (EEC) No 805/68.

This special import price shall be equal to the lowest free-at-frontier offer price for calves resulting from application of Article 3.

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

Done at Brussels, 22 July 1968.

2. The special import price of adult bovine animals shall be calculated only:

- (a) if the free-at-frontier offer price of adult bovine animals is lower by at least 3.00 units of account per 100 kilogrammes live weight than the import price referred to in Article 10 (1) of Regulation (EEC) No 805/68, or
- (b) if the free-at-frontier offer price of beef, converted into the price for adult bovine animals, is lower by at least 3.00 units of account per 100 kilogrammes live weight than the import price referred to in Article 10 (1) of Regulation (EEC) No 805/68.

This special import price shall be equal to the lowest free-at-frontier offer price for adult bovine animals resulting from application of Article 3.

Article 5

In calculating the special import price the Commission shall make use of the information supplied by Member States and of any other information available to it.

Article 6

The levy resulting from calculation of the special import price shall be applicable from the Monday following the day on which it is fixed until the day on which, in application of this Regulation, it is amended or revoked.

If the market situation so requires, however, another day may be appointed for application of this levy.

Article 7

Each week, by Wednesday at the latest, Member States shall communicate to the Commission by telex the information on prices in exporting countries received by them during the preceding week, indicating the quality of products offered and:

- for adult bovine animals, the category referred to in Article 2 to which they belong,
- for meat, the cut.

Article 8

This Regulation shall enter into force on 29 July 1968.

For the Commission
The President
Jean REY