

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(89) 483 final

Brussels, 16 October 1989

Proposal for a

COUNCIL REGULATION (EEC)

opening and providing for the administration of a Community tariff quota for frozen beef and veal covered by CN code 0202 and products covered by CN code 0206 29 91

Proposal for a

COUNCIL REGULATION (EEC)

opening a Community tariff quota for frozen thin skirt of bovine animals falling within CN code 0206 29 91

Proposal for a

COUNCIL REGULATION (EEC)

opening a Community tariff quota for high-quality fresh, chilled or frozen meat of bovine animals covered by CN codes 0201 and 0202 and for products covered by CN codes 0206 10 95 and 0206 29 91

Proposal for a

COUNCIL REGULATION (EEC)

opening a Community tariff quota for frozen buffalo meat covered by CN code 0202 30 90

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. Following multilateral negotiations in GATT the Community undertook to open annual tariff quotas for determined volumes of beef sector products.

2. These quotas are:

- (a) 53,000 tonnes (boned volume) of frozen beef at 20% duty;
- (b) 34,300 tonnes (product weight) of high quality fresh, chilled or frozen beef at 20% duty;
- (c) 2,250 tonnes (boned volume) of frozen buffalo meat at 20% duty;
- (d) 1,500 tonnes of frozen thin beef skirt at 4% duty.

3. To meet the Community's obligations provisions opening, allocating and providing for the administration of these quotas for 1990 and subsequent years must be adopted by regulation before 1 January 1990.

4. In the case of the frozen beef quota the Commission proposes to adjust the allocation and administration rules applied in past years in order to permit Community management in line with operators' requirements and the outlook in the sector for the next few years.

5. It should be noted that frozen beef is imported into the Community almost exclusively under special arrangements (GATT quotas, ACP preference, special arrangements for beef for processing etc.). All of these quotas will henceforth be allocated by tendering procedure. However, in order to ensure a smooth changeover for the GATT frozen beef quota from the national management approach so far adopted to Community management a substantial part of the quota will be allocated to operators who have imported frozen meat under it in the last three years. These allocations will be in proportion to actual imports made.

6. Other detailed provisions required for the administration of these quotas, in particular the administrative mechanism for monitoring import volumes, will be adopted by the management committee procedure.

Proposal for a
COUNCIL REGULATION (EEC)
opening and providing for the administration of a Community tariff
quota for frozen beef and veal covered by
CN code 0202 and products covered by CN code 0206 29 91

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas, for frozen beef and veal covered by CN code 0202 and products covered by CN code 0206 29 91, the Community has undertaken, within the framework of the General Agreement on Tariffs and Trade (GATT), to open an annual Community tariff quota at a rate of duty of 20%, the quantity of which, expressed in weight of boned or boneless meat, has been fixed at 53 000 tonnes; whereas that quota should accordingly be opened for 1990 and subsequent years;

Whereas there should be a guarantee of access by all interested traders within the Community to the quota and of uninterrupted application of the rate laid down for that quota to all imports of the products in question until the quota is exhausted;

Whereas there should be a harmonious transition between the nationally-managed system applied in previous years and the Community-managed system applicable from this year onwards; whereas, to that end, a system for allocation by the Commission of the quantities available to the traditional operators on the one hand and to operators involved in trade in beef and veal on the other hand would give the latter progressive access to the benefits of the system in question; whereas, in order to ensure their activities are genuine, only quantities large enough to be representative of Community trade should be considered;

Whereas, in defining traditional operators, account should be taken of the situation in Portugal where the quota in question has been applicable only since 1988;

Whereas, in order to ensure the quota is fully utilized, it is necessary to set a time limit for lodging import licence applications and to allow the transfer of any quantities that have not been applied for at that date during the last quarter of the current year, and their allocation to operators on the basis of the quantities remaining rather than the original allocation criteria;

Whereas the detailed rules for the application for this Regulation should be drawn up in accordance with the procedure laid down in Article 27 of 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. 571/89(2),

HAS ADOPTED THIS REGULATION:

Article 1

1. A Community tariff quota for frozen beef and veal covered by CN code 0202 and products covered by CN code 0206 29 91, totalling 53 000 tonnes expressed in weight of boned or boneless meat, is hereby opened for 1990 and subsequent years.

For the purposes of attribution of the quota in question, 100 kilograms of bone-in meat shall be equivalent to 77 kilograms of boned or boneless meat.

2. For the purposes of this Regulation, meat which is presented frozen at the time of acceptance of the import declaration shall be deemed frozen meat.

3. The Common Customs Tariff duty applicable to the quota shall be 20%.

(1) OJ No L 148, 28.6.1968, p. 24.

(2) OJ No L 61, 4.3.1969, p. 43.

Article 2

The quota of 53 000 tonnes shall be divided into two parts as follows:

- (a) the first, equal to 90% or 47 700 tonnes, shall be reserved for importers who can prove they have imported frozen meat covered by CN code 0202 or products covered by CN code 0206 29 91 to which these import arrangements apply during the last three years; however, for 1990, that period shall be reduced to the last two years for operators having imported such meat or products into Portugal;
- (b) the second, equal to 10% or 5 300 tonnes, shall be reserved for operators who can prove that they engage in trade, involving a minimum quantity to be determined, with third countries in beef and veal other than that to which these import arrangements apply and excluding meat which is the subject of inward or outward processing traffic.

Article 3

1. Quantities which have not been covered by an import licence application at 31 August in any year shall be the subject of a further allocation during the fourth quarter of that year, without account necessarily being taken of the allocation referred to in Article 2 above.

2. The Member States shall notify the Commission, before 16 September each year, of quantities not applied for at 31 August of that year.

Article 4

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No. 805/68, and in particular rules on:

- (a) the apportionment and allocation of quantities available between the operators referred to in Article 2; and
- (b) the conditions governing the issue and the term of validity of import licences.

Article 5

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

It shall apply from 1 January 1990.

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

Done at Brussels,

For the Council
The President

FINANCIAL STATEMENT

DATE:

1. BUDGET HEADING: 100 - Revenue
210 - Refunds

APPROPRIATIONS: ECU 977 million

2. TITLE: Draft Council Regulation opening and providing for the administration of a Community tariff quota for frozen beef.

3. LEGAL BASIS: Article 113 of the Treaty.

4. AIMS OF PROJECT: To open a GATT quota of 53 000 tonnes of frozen beef, subject to a duty of 20%.

5. FINANCIAL IMPLICATIONS	Period of 12 months	Current Financial Year	Following Financial Year	
		1989	1990	
5.0 EXPENDITURE			(ECU million)	
- CHARGED TO THE EC BUDGET				
- (REFUNDS/XXXXXXXXXXXX)	+123,4	-		+97,6
- NATIONAL ADMINISTRATION				
- OTHER				
5.1 REVENUE				
- OWN RESOURCES OF THE EC				
(XXXXXX/CUSTOMS DUTIES)	+ 24,1	-		+20,1
- NATIONAL				
	1991	1992	1993	1994
5.0.1 ESTIMATED EXPENDITURE	+123,4	+123,4	+123,4	+123,4
5.1.1 ESTIMATED REVENUE	+ 24,1	+ 24,1	+ 24,1	+ 24,1

5.2 METHOD OF CALCULATION: As a result of the self-sufficiency in this sector, such imports would not have taken place if this concession had not existed.

Levy: There is no loss of levy for this quota.

Refunds: As a result of the self-sufficiency in this sector, an equivalent quantity should be exported.

53 000 t x 1,3 x ECU 1 600/t = ECU 110,2 million (A) x 1,12 (DR) = ECU 123,4 million (B)

Customs duties: Customs duties will be levied as follows:

53 000 t x 1,3 x ECU 350/t = ECU 24,1 million

6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?

6.2 IS A SUPPLEMENTARY BUDGET NECESSARY?

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?

(1)

YES

OBSERVATIONS:

(1) The 1990 preliminary draft budget takes this into account.

This measure involves the continuation of a quota negotiated within the GATT.

Proposal for a
COUNCIL REGULATION (EEC)
opening a Community tariff quota for frozen thin skirt of bovine
animals falling within CN code 0206 29 91

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Community has undertaken, within the framework of the General Agreement on Tariffs and Trade (GATT), to open an annual Community tariff quota at a rate of duty of 4% for 1,500 tonnes of frozen thin skirt of bovine animals falling within CN code 0206 29 91; whereas that quota should accordingly be opened for 1990 and subsequent years;

Whereas there should be a guarantee of, in particular, equal and continuing access by all interested traders within the Community to the said quota and of uninterrupted application of the rate laid down for that quota, to all imports of the product in question until the quota is exhausted;

Whereas the detailed rules for the application of this Regulation should be drawn up in accordance with the procedure laid down in Article 27 of 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. 571/89⁽²⁾,

(1) OJ No L 148, 28.6.1968, p. 24.

(2) OJ No L 61, 4.3.1989, p. 43.

HAS ADOPTED THIS REGULATION:

Article 1

1. A Community tariff quota for frozen thin skirt of bovine animals falling within CN code 0206 29 91 is hereby opened for 1990 and subsequent years.

The total quota shall be 1,500 tonnes.

2. The Common Customs Tariff duty applicable to the quota shall be 4%.

Article 2

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No. 805/68, and in particular:

- (a) provisions to guarantee the nature of the product, where it comes from and its origin;
- (b) provisions concerning recognition of the document enabling the guarantee referred to in (a) to be verified.

Article 3

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

It shall apply from 1 January 1990.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

DATE:

1. BUDGET HEADING: Revenue - Article 100
Expenditure - Article 210

APPROPRIATIONS: ECU 977 million

2. TITLE: Proposal for a Council Regulation opening a Community tariff quota for frozen thin skirt of bovine animals covered by CN code 0206 29 91.

3. LEGAL BASIS: Article 113 of the Treaty

4. AIMS OF PROJECT: To open a Community tariff quota amounting to 1 500 tonnes of frozen thin skirt of bovine animals with a view to maintaining the present trade patterns following the classification of thin skirt in the new Combined Nomenclature.

5. FINANCIAL IMPLICATIONS	Period of 12 months	Current Financial Year	Following Financial Year	
		1989	1990	
5.0 EXPENDITURE			(ECU million)	
- CHARGED TO THE EC BUDGET				
- (REFUNDS/XXXXXXXXXXXX)	+2,7	-	+2,1	
- NATIONAL ADMINISTRATION				
- OTHER				
5.1 REVENUE				
- OWN RESOURCES OF THE EC				
(LEVIES/XXXXXXXXXXXXXX)	+0,1	-	+0,1	
- NATIONAL				
	1991	1992	1993	1994
5.0.1 ESTIMATED EXPENDITURE	+2,7	+2,7	+2,7	+2,7
5.1.1 ESTIMATED REVENUE	+0,1	+0,1	+0,1	+0,1

5.2 METHOD OF CALCULATION: As a result of the self-sufficiency in this sector, such imports would not have taken place if this concession had not existed.

Levy: There is no loss of levy for this quota.

Refund: As a result of the self-sufficiency in this sector, an equivalent quantity should be exported.
1 500 t x ECU 1 600/t = ECU 2,4 million (A) x 1,12 (DR) = ECU 2,7 million (B)

Customs duties: Customs duties will be levied as follows:
1 500 t x ECU 70/t = ECU 0,1 million

6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?
YES

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?

6.2 IS A SUPPLEMENTARY BUDGET NECESSARY?

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?

(1)

YES

OBSERVATIONS:

(1) The 1990 draft budget takes this into account.

Proposal for a
COUNCIL REGULATION (EEC)

opening a Community tariff quota for high-quality fresh, chilled or frozen meat of bovine animals covered by CN codes 0201 and 0202 and for products covered by CN codes 0206 10 95 and 0206 29 91

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Commission has undertaken, within the framework of the General Agreement on Tariffs and Trade (GATT), to open an annual Community tariff quota at a rate of duty of 20%, for high-quality fresh, chilled or frozen meat of bovine animals covered by CN codes 0201 and 0202 and products covered by CN codes 0206 10 95 and 0206 29 91, the quantity of which, expressed in weight of product, has been fixed at 34 300 tonnes; whereas that quota should accordingly be opened for 1990 and subsequent years;

Whereas there should be a guarantee of, in particular, equal and continuing access by all interested traders within the Community to the said quota and of uninterrupted application of the rate laid down for that quota to all imports of the products in question until the quota is exhausted; whereas, to that end, a system for using the Community tariff quota based on the presentation of a certificate of authenticity guaranteeing the nature of the products, their provenance and their place of origin should be set up;

Whereas the detailed rules for the application of this Regulation should be drawn up in accordance with the procedure laid down in Article 27 of 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 571/89 (2),

(1) OJ No L 148, 28.6.1968, p. 24.

(2) OJ No L 61, 4.3.1989, p. 43.

HAS ADOPTED THIS REGULATION:

Article 1

1. A Community tariff quota for high-quality fresh, chilled or frozen beef covered by CN codes 0201 and 0202 and for products covered by CN codes 0206 10 95 and 0206 29 91 is hereby opened for 1990 and subsequent years.

The total quota, expressed in weight of product, shall be 34 300 tonnes.

2. The Common Customs Tariff duty applicable to the quota shall be 20%.

Article 2

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No 805/68, and in particular:

- (a) provisions to guarantee the nature of the products, where they come from and their origin;
- (b) provisions concerning recognition of the document enabling the guarantee referred to in (a) to be verified.

Article 3

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

It shall apply from 1 January 1990.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

DATE:

1. BUDGET HEADING: 100 - Revenue
210 - Refunds

APPROPRIATIONS: ECU 977 million

2. TITLE: Draft Commission Council Regulation on a tariff quota for imports of high-quality beef (Hilton beef).

3. LEGAL BASIS: Article 113 of the Treaty.

4. AIMS OF PROJECT: To open a GATT quota of 34 300 tonnes of high-quality beef subject to a duty of 20%.

5. FINANCIAL IMPLICATIONS	Period of 12 months	Current Financial Year 1989	Following Financial Year 1990	
			(ECU million)	
5.0 EXPENDITURE				
- CHARGED TO THE EC BUDGET				
- (REFUNDS/XXXXXXXXXX)	+73,8	-		+58,4
- NATIONAL ADMINISTRATION				
- OTHER				
5.1 REVENUE				
- OWN RESOURCES OF THE EC (XXXXXX/CUSTOMS DUTIES)	+14,4	-		+12,-
- NATIONAL				
	1991	1992	1993	1994
5.0.1 ESTIMATED EXPENDITURE	+73,8	+73,8	+73,8	+73,8
5.1.1 ESTIMATED REVENUE	+14,4	+14,4	+14,4	+14,4

5.2 METHOD OF CALCULATION: As a result of the self-sufficiency in this sector, these imports would not have taken place if this concession had not existed.

Levy: There is no loss of levy for this quota.

Refund: As a result of the self-sufficiency in this sector, an equivalent quantity should be exported.

34 300 tonnes x 1,2 x ECU 1 600/t = ECU 65,9 million (A) x 1,12 (DR) = ECU 73,8 million (B)

Customs duties: Customs duties will be levied as follows:

34 300 tonnes x 1,2 x ECU 350/t = ECU 14,4 million

6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?

6.2 IS A SUPPLEMENTARY BUDGET NECESSARY?

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?

(1)

YES

OBSERVATIONS: (1) The 1990 preliminary draft budget takes this into account.

This measure involves the continuation of a quota negotiated within the GATT.

Proposal for a
COUNCIL REGULATION (EEC)
opening a Community tariff quota for frozen buffalo meat
covered by CN code 0202 30 90

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas the Commission has undertaken, within the framework of the General Agreement on Tariffs and Trade (GATT), to open an annual Community tariff quota at a rate of duty of 20%, for frozen buffalo meat covered by CN code 0202 30 90, the quantity of which has been fixed at 2 250 tonnes; whereas that quota should accordingly be opened for 1990 and subsequent years;

Whereas there should be a guarantee of, in particular, equal and continuing access by all interested traders within the Community to the said quota and of uninterrupted application of the rate laid down for that quota to all imports of the products in question until the quota is exhausted; whereas, to that end, a system for using the Community tariff quota based on the presentation of a certificate of authenticity guaranteeing the nature of the products, their provenance and their place of origin should be set up;

Whereas the detailed rules for the application of this Regulation should be drawn up in accordance with the procedure laid down in Article 27 of 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 571/89 (2),

(1) OJ No L 148, 28.6.1968, p. 24.

(2) OJ No L 61, 4.3.1989, p. 43.

HAS ADOPTED THIS REGULATION:

Article 1

1. A Community tariff quota for frozen buffalo meat covered by CN code 0202 30 90 is hereby opened for 1990 and subsequent years.

The total volume of this quota shall be 2 250 tonnes.

2. The Common Customs Tariff duty applicable to the quota shall be 20%.

Article 2

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 27 of Regulation (EEC) No 805/68, and in particular:

- (a) provisions to guarantee the nature of the products, where they come from and their origin;
- (b) provisions concerning recognition of the document enabling the guarantee referred to in (a) to be verified.

Article 3

This Regulation shall enter into force on the day of its publication in the Official Journal of the European Communities.

It shall apply from 1 January 1990.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

DATE:

1. BUDGET HEADING: 100 - Revenue
210 - Refunds

APPROPRIATIONS: ECU 977 million

2. TITLE: Draft Council Regulation on a tariff quota for imports of frozen buffalo meat.

3. LEGAL BASIS: Article 113 of the Treaty.

4. AIMS OF PROJECT: To open a GATT quota of 2 250 tonnes of buffalo meat subject to duty of 20%.

5. FINANCIAL IMPLICATIONS	Period of 12 months	Current Financial Year 1989	Following Financial Year 1990	
			(ECU million)	
5.0 EXPENDITURE				
- CHARGED TO THE EC BUDGET				
- (REFUNDS/XXXXXXXXXXXX)	+5,3	-		+4,2
- NATIONAL ADMINISTRATION				
- OTHER				
5.1 REVENUE				
- OWN RESOURCES OF THE EC (XXXXXX/CUSTOMS DUTIES)	+1,-	-		+0,8
- NATIONAL				
	1991	1992	1993	1994
5.0.1 ESTIMATED EXPENDITURE	+5,3	+5,3	+5,3	+5,3
5.1.1 ESTIMATED REVENUE	+1,-	+1,-	+1,-	+1,-

5.2 METHOD OF CALCULATION: As a result of the self-sufficiency in this sector, such imports would not have taken place if this concession had not existed.

Levy: There is no loss of levy for this quota.

Refund: As a result of this self-sufficiency in this sector, an equivalent quantity should be exported.

$$2\ 250\ t \times 1,3 \times \text{ECU } 1\ 600/t = \text{ECU } 4,7\ \text{million (A)} \times 1,12\ (\text{DR}) = \text{ECU } 5,3\ \text{million (B)}$$

Customs duties: Customs duties will be levied as follows:

$$2\ 250\ t \times 1,3 \times \text{ECU } 350/t = \text{ECU } 1,$$

6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?

6.2 IS A SUPPLEMENTARY BUDGET NECESSARY?

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?

(1)

YES

OBSERVATIONS:

(1) The 1990 preliminary draft budget takes this into account.

This measure involves the continuation of a quota negotiated within the GATT.

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