

COMMISSION OF THE EUROPEAN COMMUNITIES

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Proposal for a
REGULATION (EEC) OF THE COUNCIL

on the production and marketing of eggs for
hatching and of farmyard poultry chicks

Proposal for a
REGULATION (EEC) OF THE COUNCIL

on the common system of trade for ovalbumin and lactalbumin

Proposal for a
REGULATION (EEC) OF THE COUNCIL

fixing the basic price and the standard quality
for slaughtered pigs for the period from
1 November 1974 to 31 October 1975

Proposal for a
REGULATION (EEC) OF THE COUNCIL

determining the Community scale for grading pig carcasses

(submitted to the Council by the Commission)

EXPLANATORY STATEMENT

This series of Agricultural Acts constitutes the 3rd series of Commission proposals for consolidation in the sectors of pigmeat and eggs and poultrymeat.

It is intended to respond to the wish recently expressed in Council Resolution of 26 November 1974 that the Commission would submit proposals for constitutive consolidation to the Council.

The method of consolidation is that used in the previous series of acts.

REGULATION (EEC) OF THE COUNCIL

on the production and marketing of eggs
for hatching and of farmyard poultry
chicks

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 43 thereof;

Having regard to Council Regulation (EEC) No of on the common
organization of the market in eggs,
and in particular Article 2 thereof;

Having regard to Council Regulation (EEC) No of on the common
organization of the market in poultrymeat,
and in particular Article 2 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas, in order to attain the objectives set out in Article 39 of the
Treaty with respect to poultry, Regulations (EEC) No and (EEC) No
provide for measures to facilitate the adaptation of supply to demand;

Whereas these measures include in particular those which are intended to
facilitate the introduction of short and long term forecasts based on the
knowledge of the production resources employed and also marketing standards
which may relate to packing, transport and marking;

Whereas an exact knowledge of the number of incubated eggs, and of the number
of chicks hatched, classified according to species, category and type of
poultry, makes it possible to forecast the development of the market in poultry
products; whereas, to that end, provision should also be made for the
collection of statistics relating to flocks of grandparent stock and
parent stock birds;

Whereas, in order to forecast market trends with the greatest possible accuracy
and as soon as possible, the data relating to incubated eggs, chicks hatched
and chicks marketed should be collected at regular intervals;

Whereas it is further necessary to identify eggs for hatching produced in the Community, so as to be able to distinguish them from the eggs subject to Council Regulation (EEC) No of on marketing standards for eggs, ; whereas, therefore, such identification must be made in the Community by the individual marking of eggs for hatching but whereas, however, it is necessary to provide that, in the Member States which authorize it, this identification can be carried out according to special packing provisions; whereas that latter possibility must not, however, result in the marketing without a special distinguishing mark of eggs which have been removed from the incubator;

Whereas the sluice-gate prices and levies are different for eggs for hatching and for other eggs; whereas, it is necessary to enable a clear distinction between those products by marking eggs for hatching;

Whereas the same is true for exports, owing in particular to the provisions for granting refunds; whereas, however, account must be taken, as far as possible, of the provisions which might exist as regards identification in third countries so as to avoid disrupting trade with those countries;

Whereas a distinguishing number, given to each establishment and stamped on eggs for hatching or on packings containing eggs for hatching or chicks, may facilitate the marketing of these products and checking of compliance with the provisions of the Regulation;

Whereas, both in respect of marketing and checking, it is essential to enter on the accompanying documents information relating in particular both to the nature of the batch of chicks or eggs for hatching and to its origin; whereas, therefore, certain of these particulars must be shown on the packings;

Whereas the establishments in question must be assured that any specific information concerning them will benefit from anonymity and statistical secrecy;

Whereas establishments which, owing to their slight commercial importance, have no appreciable influence on overall statistical results or on market developments should be exempted from the obligation to comply with this Regulation;

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of this Regulation:

1. 'Eggs' for hatching' means poultry eggs falling within subheading (a) No. 04.05 A I (a) of the Common Customs Tariff intended for the production of chicks, classified according to species, category and type and identified in accordance with this Regulation.
2. 'Chicks' means live poultry the weight of which does not exceed 185 grammes falling within subheading No. 01/05 A of the Common Customs Tariff, of the following categories:
 - (a) Utility chicks: chicks of one of the following types:
 - (i) table type chicks: chicks intended to be fattened and slaughtered before reaching sexual maturity;
 - (ii) laying chicks: chicks intended to be raised with a view to the production of eggs for consumption;
 - (iii) dual purpose chicks: chicks intended either for laying or for the table;
 - (b) Parent stock chicks: chicks intended for the production of utility chicks;
 - (c) Grandparent stock chicks: chicks intended for the production of breeding chicks.
3. 'Establishment' means the establishment or part of an establishment for each of the following sectors of activity:
 - (a) pedigree breeding establishment: an establishment, for the production of eggs for hatching intended for the production of grandparent stock, parent stock or utility chicks;
 - (b) breeding establishment: an establishment for the production of eggs for hatching intended for the production of utility chicks;
 - (c) hatchery: an establishment for incubating eggs, hatching and supplying chicks.

4. 'Capacity' means the maximum number of eggs for hatching which may be placed simultaneously in incubators excluding hatchers.

Article 2

1. The marketing and transport of eggs for hatching and of chicks as well as the incubation of eggs for hatching shall be permitted on the territory of the Community for trade or commercial purposes only if the provisions of this Regulation are observed.
2. However, pedigree breeding and other breeding establishments with less than 100 birds and hatcheries with a capacity of less than 1 000 eggs for hatching shall not be obliged to observe this Regulation.

Article 3

Every establishment shall be registered, at its request, by the competent agency appointed by the Member State and shall receive a distinguishing number.

The distinguishing number may be withdrawn from establishments which do not comply with the provisions of this Regulation.

Article 4

Every Member State shall communicate to the other Member States and to the Commission, not later than three months after the entry into force of this Regulation, the list of establishments situated on its territory specifying the distinguishing number, name and address of each establishment. Any amendment to that list shall be communicated at the beginning of each quarter to the Member States and to the Commission.

Article 5

1. Eggs for hatching shall be marked individually. The marking shall be carried out by the producer establishment which shall print its distinguishing number on the eggs for hatching.

2. However, the Member States may authorize the identification of eggs for hatching by means of a tape affixed to the pack in such a way that it is rendered unusable on opening; that tape shall at least bear the name of the species of poultry from which the eggs originate and the distinguishing number of the producer establishment.

The Member State exercising this power shall inform the other Member States and the Commission thereof and shall communicate to them the provisions made to that end.

Eggs for hatching thus identified may be transported, marketed or placed in incubation only in the Member States exercising this power.

3. Eggs for hatching shall be transported in perfectly clean packs, containing only eggs for hatching of the same species, category and type of poultry, originating in one establishment and bearing at least the words: 'eggs for hatching', 'Bruteier', 'ocufs à couver', 'uova da cova', 'broedcieren' or 'rugeaeg'.

4. In order to comply with the provision in force in certain importer third countries, eggs for hatching intended for export and their packings may bear particulars other than those provided for in this Regulation, provided that they are not likely to be confused with the latter and with those provided for in Regulation (EEC) No and its implementing Regulations.

Article 6

Eggs for hatching from third countries may be imported only if they bear, in type at least 3 mm high, the name of the country or origin and the printed words 'hatching', 'Brutei', 'oeuf à couver', 'cova', 'broedei' or 'rugeaeg'. Their packings must contain only eggs for hatching of the same species, category and type of poultry from the same country of origin and sender, and must bear at least the following particulars:

- (a) the information shown on the eggs;
- (b) the species of poultry from which the eggs come;
- (c) the sender's name or business name and address.

Article 7

Each hatchery shall keep one or more registers where the following particulars shall be entered by species, category (grandparent, parent or utility stock) and type (table use, laying or dual purpose):

- (a) the date on which the eggs are placed in incubation and the number of the establishment in which the eggs for hatching were produced and the number of unmarked eggs removed from the incubator;
- (b) the date of hatching, the number of chicks hatched and the number of chicks intended for actual use.

Article 8

Eggs for hatching which are not marked before being incubated and which are removed from the incubator shall be destroyed or, if they are marketed as industrial eggs within the meaning of Article 1 point 2 of Regulation (EEC) No , shall bear a distinguishing mark to be specified.

Article 9

1. Each hatchery shall communicate monthly to the competent agency of the Member State, by species, category and type, the number of eggs placed in incubation, the number of chicks hatched and the number of chicks intended for actual use.

2. Statistical data on flocks of grandparent stock and parent stock birds shall be requested as required from establishments other than those referred to in paragraph 1, according to the rules and conditions adopted in accordance with the procedure laid down in Article 17 of Regulation (EEC) No .

Article 10

1. The Member States shall, as soon as the data referred to in Article 9 is received and analyzed, communicate to the Commission a monthly summary based on the data for the previous month.

In addition, the summary submitted by the Member States shall show the number of chicks imported and exported during the same month, according to species, category and type of poultry.

2. The Commission shall collate and use this summarized information. It shall inform the Member States thereof.

Article 11

1. The chicks shall be packed by species, type and category of poultry.
2. The boxes shall contain only chicks from the same hatchery and shall show at least the distinguishing number of the hatchery.

Article 12

Chicks originating in third countries may be imported only if they are grouped in accordance with Article 11(1). The boxes must contain only chicks from the same country of origin and sender and shall bear at least the following particulars:

- (a) the name of the country of origin;
- (b) the species of poultry to which the chicks belong;
- (c) the sender's name or business name and address.

Article 13

1. An accompanying document shall be drawn up in respect of each batch of eggs for hatching or chicks dispatched and shall bear at least the following particulars:

- (a) the name or business name and the address of the establishment and its distinguishing number;
- (b) the number of eggs for hatching or chicks according to species, category and type of poultry;
- (c) the date of dispatch;
- (d) the name and address of the consignee.

2. As regards batches of eggs for hatching and of chicks imported from third countries, the distinguishing number of the establishment must be replaced by the name of the country of origin.

Article 14

The particulars required under this Regulation shall be written legibly.

These particulars and the accompanying documents shall be written in at least one Community language.

Article 15

In order to comply with the provisions in force in certain importer third countries, packages for export may bear particulars other than those provided for in this Regulation, on condition that they are not likely to be confused with the latter.

Article 16

Agencies appointed by each Member State shall check that the provisions of this Regulation are observed. The list of these agencies shall be communicated to the other Member States and to the Commission at the latest one month before the date of entry into force of this Regulation. Any amendment to this list shall be communicated to the other Member States and to the Commission.

Article 17

Detailed rules for the application of this Regulation shall be adopted in accordance with the procedure laid down in Article 17 of Regulation (EEC) No. or in Article 17 of Regulation (EEC) No. as appropriate.

Article 18

1. The Member States shall take all measures necessary to ensure the anonymity and confidential character of information supplied in pursuance of Article 9.

2. The data entered in the registers may be used only by the authorities responsible for the application of this Regulation.

Article 19

1. Council Regulation (EEC) No. 1349/72⁽¹⁾ of 27 June 1972 on the production and marketing of eggs for hatching and of farmyard poultry chicks, as amended by Regulation (EEC) No. 225/73⁽²⁾, is hereby repealed.

2. References to the Regulation repealed by paragraph 1 shall be read as references to this Regulation.

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

Done at Brussels,

For the Council

The President

(1) OJ No L 148, 30.6.1972, p. 7
(2) OJ No L 27, 1.2.1973, p. 16

REGULATION (EEC) OF THE COUNCIL

on the common system of trade for ovalbumin and lactalbumin

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 14 (7) and Articles 28, 92 to 94, 111 and following, and 235 thereof ;

Having regard to the proposal from the Commission ;

Having regard to the opinion of the European Parliament ;

Whereas ovalbumin, which is not included in Annex II to the Treaty, is not subject to application of the agricultural provisions of the Treaty, while egg yolk is ;

Whereas a situation arises therefrom which may adversely affect the efficiency of the common agricultural policy in the egg sector ;

Whereas, in order to reach a balanced solution,

Whereas, in order to reach a balanced solution, a system of trade should be established for ovalbumin corresponding to that established for eggs; whereas it is necessary to extend the application of this system to lactalbumin in view of the fact that the latter can to a large extent be substituted for ovalbumin;

Whereas, in pursuance of Council Regulation (EEC) No of (1) on the common organisation of the market in eggs, a single market system for eggs has been introduced in the Community comprising, in particular, single levies and single refunds in respect of third countries on eggs and egg yolk in the unaltered state or in the form of certain processed goods containing egg white ;

Whereas the system of trade applicable to albumins should follow the system in force for eggs in view of the dependence of the former products on the latter;

Whereas, by reason of the close economic relationship existing between the various products which have an egg basis, it is necessary to provide for the possible adoption, for ovalbumin and lactalbumin, of marketing standards which correspond as far as possible with the marketing standards laid down for products which have an egg basis;

Whereas ovalbumin prices normally follow egg prices, which are different in the Community and on the world market ; whereas in order to prevent distortions of competition resulting from this difference it is necessary to levy an import duty sufficient to offset this difference ; whereas it seems that the most appropriate method for determining the amount of this duty would be to derive it from the levy on eggs in shell ;

Whereas it is necessary to provide for different coefficients which take account of the presentation of the processed product ;

Whereas the price of eggs is not the only factor other than processing costs affecting the price of albumin on the world market; whereas in order to ensure the effectiveness of the system of import duties it is necessary to provide for an additional amount, to be added to the duty when offers on the world market are made at abnormally low prices ;

Whereas to the extent necessary for the proper working of the mechanism of export refunds for eggs provided for in Regulation N° , and of the system laid down in this Regulation, provision should be made for regulating or, when the situation on the market so requires, prohibiting the use of " inward processing arrangements";

Whereas the system of import duties makes it possible to dispense with all other protective measures at the external frontiers of the Community ; whereas the establishment of a single market involves the removal at the internal frontiers of the Community of all obstacles to the free movement of the goods in question ;

HAS ADOPTED THIS REGULATION :

Article 1

In trade between the Community and third countries import duties shall be applied to the following products :

C.C.T. heading n°	Description of goods
ex 35.02 ex A. II	Albumins : Others (not unfit or rendered unfit for human consumption) (a) Ovalbumin and lactalbumin : 1. Dried (for example, sheets, scales, flakes, powder) 2. Other.

Article 2

1. The amount of the duty on imports into the Community of each of the products listed in Article 1 shall be equal to the amount of the levy on eggs in shell fixed in accordance with the provisions of Article 4 (2) of Regulation (EEC) No , this amount being adjusted by the coefficient mentioned in Article 3 for the product in question.

2. The amounts of the duties shall be fixed in advance for a period of three months in accordance with the procedure laid down in Article 17 of Regulation

Article 3

The coefficients for the products listed in Article 1 shall be fixed in accordance with the procedure laid down in Article 17 of Regulation by establishing the value complementary to the coefficients fixed for egg yolk in accordance with the ratio laid down in the second indent of Article 5 (2) of Regulation (EEC) No

Article 4

When a substantial price is recorded on the Community market and this situation is likely to continue, thereby disturbing or threatening to disturb the market the necessary measures may be taken.

The Council, acting by a qualified majority on a proposal from the Commission, shall adopt general rules for the application of this Article.

Article 5

1. One sluice-gate price shall be fixed for the liquid or frozen products listed in Article 1 and another for the dried products listed therein. The fixing shall be on the basis of the sluice-gate price fixed for eggs in shell according to the provisions of Article 7 (2) of Regulation (EEC) No , taking into account the lower value of the basic material, the coefficients mentioned in Article 3 and the processing costs.

2. Sluice-gate prices shall be fixed in advance for a period of three months.

3. Where the free-at-frontier offer price for a product falls below the sluice-gate price the import duty on that product shall be increased by an additional amount equal to the difference between the sluice-gate price and the free-at-frontier offer price.

However, the duty shall not be increased by this additional amount as regards third countries which are prepared and in a position to guarantee that the price for imports of products originating in and coming from their territory will not be lower than the sluice-gate price for the product in question and that any deflection of trade will be avoided.

4. The free-at-frontier offer price shall be determined for all imports from one or more third countries, ^{However, if exports from one or more third countries} are effected at abnormally low prices, lower than the prices ruling in other third countries, a second free-at-frontier offer price shall be determined for exports from these other countries.

5. Detailed rules for the application of this Article shall be adopted in accordance with the procedure laid down in Regulation (EEC) No

The following shall be fixed in accordance with the same procedure :

- sluice-gate prices ;
- where necessary, the additional amounts.

Article 6

For the products listed in Article 1 marketing standards may be adopted which, subject to the need to take into account the characteristics of those products, shall correspond to the marketing standards provided for in Article 2 (2) of Regulation (EEC) No for the products listed in Article 1 (1) (b) of that Regulation. In particular the standards may relate to grading by quality, packaging, storage, transport, presentation and marking.

The standards, their scope and the general rules for their application shall be adopted by the Council acting by a qualified majority on a proposal from the Commission.

Article 7

To the extent necessary for the proper working of the common organisation of the market in eggs and of this Regulation, the Council, acting by a qualified majority on a proposal from the Commission, may prohibit, in whole or in part, the use of inward processing arrangements in respect of products listed in Article 1 which are intended for the manufacture of products listed in that Article.

Article 8

1. The general rules for the interpretation of the Common Customs Tariff and the special rules for its application shall apply to the tariff classification of products covered by this Regulation; the tariff nomenclature resulting from application of this Regulation shall be incorporated in the Common Customs Tariff.

2. Save as otherwise provided in this Regulation or where derogation therefrom is decided by the Council, acting by a qualified majority on a proposal from the Commission, the following shall be prohibited in trade with third countries:

- the levying of any customs duty or charge having equivalent effect;
- the application of any quantitative restriction or measure having equivalent effect.

Article 9

1. The following shall be prohibited in the internal trade of the Community:

- the levying of any customs duty or charge having equivalent effect;
- the application of any measure having effect equivalent to a quantitative restriction.

2. Goods listed in Article 1 which are manufactured or obtained from products to which Article 9 (2) and article 10 (1) of the Treaty do not apply shall not be admitted to free circulation within the Community.

Article 10

Member States and the Commission shall communicate to each other the information necessary for implementing this Regulation. Rules for the communication and distribution of such information shall be adopted in accordance with the procedure laid down in Article 17 of Regulation (EEC) No .

(1) O.J. N° 130, 28.6.1967, p. 2596/67
(2) O.J. N° 116, 28.5.1971, P. 9

Article 11

1. Council Regulation (EEC) n° 170/67 of 27 June 1967 on the common system of Trade for ovalbumin and lactalbumin and repealing Regulation n° 48/67/EEC, (1) amended by Council Regulation (EEC) n° 1081/71 (2) is hereby repealed.

2. All references to the Regulation repealed by paragraph 1 shall be treated as references to this Regulation.

References to articles of this regulation are to be read in accordance with the correlation given in Annexe I

Article 12

This Regulation shall enter into force on

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

Done at Brussels,

For the Council
The President

(1) OJ No L 130, 28.6.1967, p. 2596/67
(2) OJ No L 116, 28.5.1971, p. 9

Annexo I

Table correlating this Regulation to repealed regulations.

REGULATION (EEC) n° 170/67	THIS REGULATION
article 5 bis	article 6
article 6	article 7
article 7	article 8
article 8	article 9
article 9	article 10
article 10	article 11

PROPOSAL FOR A
REGULATION (EEC) OF THE COUNCIL

IX

fixing the basic price and the standard
quality for slaughtered pigs for the
period from 1 November 1974 to
31 October 1975

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community and in particular Article 43 thereof;

Having regard to Council Regulation No (1) of on the common organisation of the market in pigneat, and in particular Article 4(4) thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas, when the basic price for slaughtered pigs is fixed, account should be taken of the objectives of the Common Agricultural Policy and of the contribution which the Community desires to make to the harmonious development of world trade; whereas the objectives of the Common Agricultural Policy are in particular to ensure a fair standard of living for the agricultural community, to ensure the supplies are available and that they reach consumers at reasonable prices;

Whereas the basic price must be fixed in accordance with the criteria laid down in Article 4(4) of Regulation No for a standard quality defined according to Council Regulation (EEC) No (2) of determining the Community scale for grading pig carcasses,

Whereas the most representative class and categories of weight in Community production should be taken as the standard quality;

Whereas the application of these criteria results in the basic price being fixed at a level higher than that adopted for the previous period,

HAS ADOPTED THIS REGULATION:

Article 1

For the period from 1 November 1974 to 31 October 1975, the basic price for

(1) OJ No 117, 19.6.1967, p. 2283/67
(2) OJ No 117, 19.6.1967, p. 2283/67

slaughtered pigs of the standard quality shall be fixed at 97.65 units of account per 100 kilogrammes.

Article 2

The standard quality shall be the quality for pig carcasses of Class II of the Community scale for grading pig carcasses laid down by Regulation (EEC) No. 2108/70, excluding those carcasses with a weight of less than 70 kilogrammes and those with a weight equal to or greater than 160 kilogrammes.

Article 3

1. Council Regulation (EEC) No. 1132/74 of 29 April 1974 fixing the basic price and the standard quality for slaughtered pigs for the period from 1 November 1974 to 31 October 1975⁽³⁾, amended by Regulation (EEC) No. 2496/74⁽⁴⁾, is hereby repealed.

2. References to the Regulation repealed by paragraph 1 shall be read as references to this Regulation.

Article 4

This Regulation shall enter into force on

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

Done at Brussels,

For the Council

The President

(3) OJ No L 128, 10.5.1974, p. 28

(4) OJ No L 268, 3.10.1974, p. 1

REGULATION (EEC) OF THE COUNCIL

determining the Community scale for grading
pig carcasses

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof ;

Having regard to Council Regulation (EEC) No (1) on the common organization of the market in pigmeat, and in particular Articles 2 and 4 (5) thereof ;

Having regard to the proposal from the Commission ;

Having regard to the Opinion of the European Parliament ;

Whereas, before 1 August of each year, a basic price must be fixed for pig carcasses of a standard quality defined by reference to a Community scale for grading pig carcasses ;

Whereas it is, therefore, necessary to establish rules ensuring uniform grading of pig carcasses ;

Whereas this grading must be made on the basis of the weight of the carcass the thickness of the back fat and the subjective assessment of muscular development in the principal parts of the carcass (ham, loin, shoulder, belly) or on the basis of an objective method for fixing the lean meat content ;

Whereas use of the above-mentioned methods enables the following five commercial grades to be determined : E (extra), I (very good proportion of meat), II (good proportion of meat), III (average proportion of meat), IV (heavy or fatty pig carcasses) ;

Whereas because the weight distribution of pig carcasses differs between

(1) OJ No L

Member States, Member States should be given the possibility of not taking account of weight grades lower than 60 kg and of limiting in grades I, II and III the number of weight grades by putting into a single grade pig carcase of 80 kg or more of grade E and pig carcasses of 90 kg or more of Grades I, II and III ;

Whereas to facilitate the introduction of quotations for pig carcasses on a common basis and to make these quotations comparable to the basic prices for the standard quality, the Community scale should in future be used for quotations for pig carcasses and in particular for determining the average price for pig carcasses referred to in Article 4 of Regulation (EEC) No.

HAS ADOPTED THIS REGULATION :

Article 1

1. The Community scale for grading pig carcasses shall be as shown in Annex I and the bases for the grading of these carcasses in Annex II.

2. Notwithstanding paragraph 1, Member States which so request may, in view of the characteristics of their pigmeat production, be authorized in accordance with the procedure provided for in Article 24 of Regulation

- (a) to disregard weight categories up to 60 kg ;
- (b) to replace :

- the weight categories for pig carcasses of 90 kg and more in commercial grades I, II and III by a single weight category to include pig carcasses of which the thickness of the back fat does not exceed :

in grade I	: 35 mm,
in grade II	: 40 mm,
in grade III	: 45 mm,

- the weight categories for pig carcasses of 80 kg and more in commercial grade E (extra) by a single weight category to include pig carcasses of which the thickness of the back fat does not exceed 25 mm.

3. Member States shall apply one of the two methods of grading pig carcasses described in Annex II (B).

Article 2

Subject to any exception which may be decided upon by the Council, acting by a qualified majority on a proposal from the Commission, and made necessary by the temporary lack of representative quotations for pig carcasses in a Member State, the latest date for determining quotations for pig carcasses according to the Community scale shall be 1 November 1971.

Article 3

Detailed rules for the application of this Regulation, and in particular measures ensuring its uniform application, shall be adopted in accordance with the procedure laid down in Article 24 of Regulation (EEC) No 1700/70.

Article 4

1. Council Regulation (EEC) No. 2108/70⁽³⁾ of 20 October 1970 determining the Community scale for grading pig carcasses, as/amended by Regulation (EEC) No. 2507/74⁽⁴⁾, is hereby repealed.
2. References to the Regulation repealed by paragraph 1 shall be read as references to this Regulation.

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

Done at Brussels,

For the Council

The President

(3) OJ No L 234, 25.10.1970, p. 1
(4) OJ No L 271, 5.10.1974, p. 1

ANNEX I

Community scale for grading pig carcasses

Commercial Grade	Subgrade	Carcase weight in kg	Thickness of back fat in mm	Description	Required meat content (%)
Extra	E AA	35 or more but less than 50	up to 12 inclusive	showing exceptional muscular development in all principal parts of the carcase	55 or more
		50 or more but less than 60	up to 15 inclusive		
		60 or more but less than 70	up to 15 inclusive		
		70 or more but less than 80	up to 20 inclusive		
		80 or more but less than 90	up to 25 inclusive		
		90 or more but less than 100	up to 30 inclusive		
		100 or more but less than 120	up to 35 inclusive		
Very good proportion of meat	I A	120 or more but less than 140	up to 45 inclusive	showing very good muscular development in all principal parts of the carcase	50 or more
		140 or more but less than 160	up to 50 inclusive		
		160 and over	up to 55 inclusive		
		35 or more but less than 50	up to 15 inclusive		
		50 or more but less than 60	up to 18 inclusive		
		60 or more but less than 70	up to 20 inclusive		
		70 or more but less than 80	up to 25 inclusive		
Good proportion of meat	II A	80 or more but less than 90	up to 30 inclusive	showing good muscular development in all principal parts of the carcase	45 or more
		90 or more but less than 100	up to 35 inclusive		
		100 or more but less than 120	up to 40 inclusive		
		120 or more but less than 140	up to 45 inclusive		
		140 or more but less than 160	up to 55 inclusive		
		160 and over	up to 65 inclusive		
	I B	weight of carcase and thickness of backfat as for I		but defective in one principal part of the carcase	

Commercial Grade	Subgrade	Carcase weight in kg	Thickness of back fat in mm	Description	Required meat content (%)
Average proportion of meat	III A	35 or more but less than 50	up to 24 inclusive	showing average muscular development in all principal parts of the carcase or	40 or more
		50 or more but less than 60	up to 27 inclusive		
		60 or more but less than 70	up to 30 inclusive		
		70 or more but less than 80	up to 35 inclusive		
		80 or more but less than 90	up to 40 inclusive		
		90 or more but less than 100	up to 45 inclusive		
		100 or more but less than 120	up to 50 inclusive		
		120 or more but less than 140	up to 60 inclusive		
		140 or more but less than 160	up to 70 inclusive		
		160 and over	up to 75 inclusive		
	II B	weight of carcase and thickness of backfat as for II ...		but defective in one principal part of the carcase or	
	I C	weight of carcase and thickness of backfat as for I		but defective in two principal parts of the carcase	
		all carcases not falling within the above grades			
	1	sow carcasses with a very good proportion of meat			
	2	other sow carcasses			
		boar carcasses			

ANNEX II

Bases for grading pig carcasses

A. Definitions

1. 'Carcases'

Carcases, bled and drawn, whole or divided down the middle, without tongue, bristles, hooves or genital organs.

2. 'Sow carcasses'

Carcases of all weights of female domestic swine having farrowed at least once.

3. 'Boar carcasses'

Carcases of all weights of male domestic swine having been used for breeding.

4. 'Weight'

Weight of carcase cold.

5. 'Lean meat content'

The relationship between the weight of muscles obtained by total dissection of the carcase and the weight of this carcase.

B. Pig carcasses are graded:

1. Either by combining:

- assessment of fatness arrived at by measuring the thickness of back fat in accordance with C 1 of this Annex in relation to the weight of the carcase, and
- subjective assessment of the muscular development in the principal parts of the carcase, i.e. ham, loin, shoulder and belly;

2. or by estimating the lean meat content by measuring the thickness of the back fat off the midline in accordance with C 2 of this Annex and/or by means of other objective measurements.

C. Thickness of back fat is measured:

1. either on a split carcase, skin included, in the centre of the muscular mass at the level of the sacrum and at the level of the last rib; the greater thickness resulting from these two measurements being adopted;
 2. or off the mid-line at the level of the last rib by a method which allows the back fat thickness to be determined in close correlation with that established by the method in 1.
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ANNEXE - RESUME

Règlement n° 146/67/CEE du 21 juin 1967	J.O. n° L 125
Modifications : R.(CEE) n° 988/73 du 9 avril 1973	J.O. n° L 99
: R.(CEE) n° 1717/74 du 27 juin 1974	J.O. n° L 181
Règlement (CEE) n° 2595/69 du 10 décembre 1969	J.O. n° L 324
Règlement (CEE) n° 235/73 du 31 janvier 1973	J.O. n° L 29
Modifications : R.(CEE) n° 1053/73 du 17 avril 1973	J.O. n° L 105
: R.(CEE) n° 2880/73 du 22 octobre 1973	J.O. n° L 297
Règlement (CEE) n° 1349/72 du 27 juin 1972	J.O. n° L 148
Modification : R.(CEE) n° 225/73 du 31 janvier 1973	J.O. n° L 27
Règlement n° 145/67/CEE du 21 juin 1967	J.O. n° L 125
Modification : R.(CEE) n° 1716/74 du 27 juin 1974	J.O. n° L 181
Règlement (CEE) n° 2594/69 du 10 décembre 1969	J.O. n° L 324
Règlement (CEE) n° 1619/68 du 15 octobre 1968	J.O. n° L 258
Modifications : { R.(CEE) n° 730/69 du 22 avril 1969	J.O. n° L 96
{ R.(CEE) n° 1348/72 du 27 juin 1972	J.O. n° L 148
Règlement (CEE) n° 237/73 du 31 janvier 1973	J.O. n° L 29
Modification : R.(CEE) n° 2880/73 du 22 octobre 1973	J.O. n° L 297
Règlement n° 170/67/CEE du 27 juin 1967	J.O. n° L 130
Modification : R.(CEE) n° 1081/71 du 25 mai 1971	J.O. n° L 116
Règlement (CEE) n° 274/73 du 31 janvier 1973	J.O. n° L 29
Règlement (CEE) n° 1133/74 du 29 avril 1974	J.O. n° L 128
Modification : R.(CEE) n° 2496/74 du 2 octobre 1974	J.O. n° L 268
Règlement (CEE) n° 739/68 du 18 juin 1968	J.O. n° L 136
Règlement (CEE) n° 897/69 du 13 mai 1969	J.O. n° L 116
Règlement n° 133/67/CEE du 3 juin 1967	J.O. n° L 120
Règlement (CEE) n° 2108/70 du 20 octobre 1970	J.O. n° L 234
Modifications : Acte relatif aux conditions d'adhésion et aux adaptations des traités J.O. n° L 73, du 27 mars 1972, p.14.	
: R. (CEE) n° 2507/74 du 2 octobre 1974	J.O. n° L 271
Règlement (CEE) n° 234/73 du 31 janvier 1973	J.O. n° L 29
Modification : R. (CEE) n° 2879/73 du 22 octobre 1973	J.O. n° L 297

