

**ARCHIVES HISTORIQUES
DE LA COMMISSION**

**COLLECTION RELIEE DES
DOCUMENTS "COM"**

COM (82)609

Vol. 1982/0192

Historical Archives of the European Commission

Disclaimer

Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

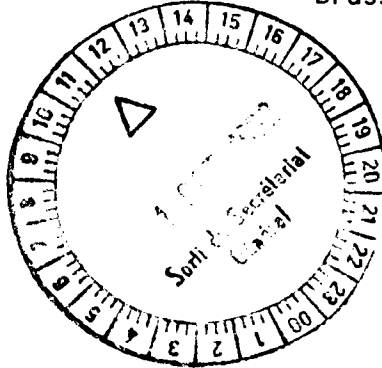
In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 609 final

Brussels, 30 September 1982



Proposal for a
COUNCIL REGULATION (EEC)
opening, allocating and providing for the administration of a Community tariff
quota for frozen beef and veal falling within subheading 02.01 A II b) of the
Common Customs Tariff (1983)

(submitted to the Council by the Commission)

CONFIDENTIAL

EXPLANATORY MEMORANDUM

1. The European Economic Community has agreed in GATT multilateral negotiations to open an annual Community tariff quota of 50 000 tonnes (expressed as boned meat) of frozen beef falling within subheading 02.01 A II b) of the Common Customs Tariff at a 20% rate of duty.
2. For the Community's obligation to be satisfied, a Regulation must be adopted before 1 January 1983 opening, allocating and providing for the administration of the quota.

Since compensatory amounts can be applied in respect of 16 500 tonnes of the quota, the Commission has in its proposals divided the 50 000 tonnes into two parts, one of 33 500 tonnes and the other of 16 500 tonnes, each part to be allocated separately among all the Member States.

3. As regards the allocation, in recent years imports of frozen beef into the Community have been made almost exclusively under special arrangements (such as the GATT quota, the ACP preferential system and the arrangement for importing meat for processing). The allocation figures may not therefore be representative of the trend of imports and requirements in each Member State. Moreover, the economic outlook for the year covered by the quota cannot be assessed accurately enough.

In view of these difficulties, the Commission takes the view that the same allocation of the quota amounts should be made to the Member States as was made for 1982.

Proposal for a
COUNCIL REGULATION (EEC)

opening, allocating and providing for the administration of a Community tariff quota for frozen beef and veal falling within subheading 02.01 A II b) of the Common Customs Tariff (1983)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

Whereas, in the context of the General Agreement on tariffs and trade (GATT), the Community has undertaken to open, at a duty of 20%, an annual Community tariff quota of 50 000 tonnes of frozen beef and veal falling within subheading 02.01 A II b) of the Common Customs Tariff, expressed as boned or boneless meat; whereas, therefore, this tariff quota should be opened on 1 January 1983;

Whereas equal and continuous access to the quota should be ensured for all persons concerned and the rate laid down for the tariff quota should be applied consistently in all Member States to all imports of the product in question until the quota is used up; whereas a system of utilization of the Community tariff quota, based on an allocation between the Member States concerned, would, in the light of the principles outlined above, appear consistent with the Community nature of the quota; whereas, in order to arrive at a fair allocation between the Member States and to represent as closely as possible the actual market trends in the product in question, the said allocation should be proportionate to the requirements of the Member States calculated with reference to import statistics for the product concerned and to the economic prospects for the quota year in question;

.../...

(1) OJ No C

Whereas, pursuant to Article 2(4) of Commission Regulation (EEC) No 3183/80 of 3 December 1980 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products (2), as last amended by Regulation (EEC) No (3), import licences authorize the importation of a quantity exceeding by 5% the quantity indicated therein; whereas, however, the levy provided for in Article 12 of Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal (4), as last amended by the Act of Accession of Greece, should be applied to any quantity exceeding that indicated in the licence;

Whereas, since the tariff quota in question is relatively small, it ought to be possible to provide for a system of allocation based on a single apportionment between the Member States, without thereby derogating from its Community nature; whereas it appears best to leave to each Member State the choice of a management system for its share of the quota, so that it may ensure an allocation which is appropriate from an economic viewpoint;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are jointly represented by the Benelux economic union, any operation concerning the administration of the quota shares allocated to that economic union may be carried out by any one of its members;

Whereas there should be a possibility whereby quantities which are not taken up may be apportioned by the Council;

HAS ADOPTED THIS REGULATION:

Article 1

1. A Community tariff quota for frozen beef and veal falling within subheading 02.01 A II b) of the Common Customs Tariff, totalling 50 000 tonnes expressed as boned or boneless meat, is hereby opened for 1983.

For the purpose of charging imports against this quota, 100 kilograms of unboned meat shall be taken to be equivalent to 77 kilograms of boned or boneless meat.

.../...

(2) OJ No L 338, 13.12.1980, p. 1.

(3) OJ No L

(4) OJ No L 148, 28. 6.1968, p. 24.

- 2. Imports of those goods which have been admitted under the benefit of another preferential tariff regime shall not be set off against this tariff quota.
- 3. The Common Customs Tariff duty for this quota shall be 20%.

Article 2

The quantity of 50 000 tonnes shall be divided into two parts, one totalling 33 500 tonnes, the other 16 500 tonnes, allocated as follows:

	For the part totalling <u>33 500 tonnes</u>	For the part totalling <u>16 500 tonnes</u>
Benelux	3 189	1 571
Denmark	157	78
Germany	6 020	2 965
Greece	1 710	840
France	3 343	1 647
Ireland	3	2
Italy	9 658	4 757
United Kingdom	9 420	4 640

Article 3

- 1. The Member States shall take all appropriate steps to guarantee all persons concerned, established within their territories, free access to the quota shares allocated to them.
- 2. The extent to which the shares of the Member States have been used up shall be verified on the basis of imports as the product is presented for customs clearance under the declaration for free circulation.

Article 4

The Member States shall regularly inform the Commission of imports which have been charged against their shares.

Article 5

The Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

.../...

Article 6

The Commission shall not later than 1 October 1983, submit to the Council a report on the quantities for which licences have been delivered in each Member State.

The Council, acting by a qualified majority on a proposal from the Commission, shall, where appropriate, re-allocate the amounts which have not been used up.

Article 7

This Regulation shall enter into force on 1 January 1983.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

DATE : 27 August 1982

1. BUDGET HEADING: 100 Revenue 1982 1 899 000 000 ECU
Draft Budget for 1983 1 588 500 000 ECU
2. TITLE OF MEASURE: Draft Council Regulation opening, allocating and providing for the administration of a Community tariff quota for frozen beef and veal falling within subheading 0A.01 A II b) of the Common Customs Tariff.
3. LEGAL BASIS : Article 43 of the Treaty
4. PURPOSE OF MEASURE: To open the 1983 GATT quota of 50 000 t of frozen beef and veal at a rate of duty of 20%.

5. FINANCIAL CONSEQUENCE	12 MONTH PERIOD	CURRENT FINANCIAL YEAR (82)	FOLLOWING FINANCIAL YEAR (83)
5.0 EXPENDITURE			
-CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTIONS)			
-CHARGED TO NATIONAL ADMINISTR.			
-CHARGED TO OTHER SECTORS			
5.1 RECEIPTS			
-OWN RESOURCES OF THE EC (LEVIES)	- 120 mio ECU	-	- 120 mio ECU
-NATIONAL			

YEAR YEAR YEAR

5.0.1 PLURIANNUAL PATTERN OF EXPENDITURE

5.1.1 PLURIANNUAL PATTERN OF RECEIPTS Measure applies in 1983 only

5.2 METHOD OF CALCULATION

Maximum quantity	50 000 t
Levy loss	2 400 ECU/t
<hr/>	
Maximum revenue loss	120 mio ECU

6.1 DEPARTMENTAL BUDGETS WITH CREDIT AND DEBIT BALANCES FOR THE YEAR OF THE BUDGET AND FOR THE FOLLOWING YEAR

6.2 DEPARTMENTAL BUDGETS WITH CREDIT AND DEBIT BALANCES FOR THE YEAR OF THE BUDGET AND FOR THE FOLLOWING YEAR

6.3 DEPARTMENTAL BUDGETS WITH CREDIT AND DEBIT BALANCES FOR THE YEAR OF THE BUDGET AND FOR THE FOLLOWING YEAR

6.3 APPROPRIATIONS TO BE ENTERED IN FUTURE BUDGETS? (1) YES/NO

COMMENTS :

(1) Already taken account of in draft 1983 budget