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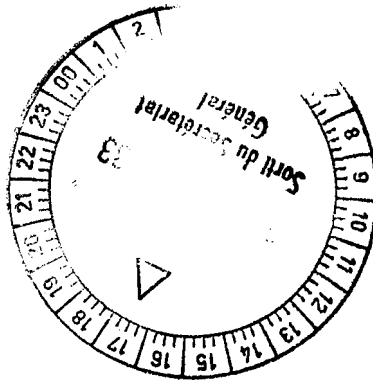
In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 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(83) 554 final

Brussels, 29 September 1983



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 (1984)

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

1. As a result of multilateral negotiations within GATT, the Community undertook to provide an annual quota for frozen beef and veal falling within subheading 02.01 A II b) of the Common Customs Tariff, carrying duty at 20% and with a volume of 50 000 tonnes expressed in boned meat.
2. In order to meet the Community's commitment, a Regulation must be adopted before 1 January 1984 opening a Community tariff quota, allocating it among the Member States and establishing rules for managing it.

It should be pointed out that the possibility of applying monetary compensatory amounts to a quantity of 16 500 tonnes has led the Commission to divide the quota of 50 000 tonnes into two parts, one of 33 500 tonnes and one of 16 500 tonnes, each being allocated separately between all the Member States.

3. The Commission is therefore proposing that the allocation formula used in 1982 and 1983 be applied to the GATT quota of 50 000 tonnes of frozen beef and veal in 1984. It should be recalled that imports of frozen beef and veal into the Community in recent years have been covered almost entirely by special arrangements such as GATT quotas, the ACP preferential scheme and the arrangements for making up meat processing requirements, the latter two involving tendering procedures. This makes it possible to adjust the global volume of imports to needs in each Member State and to commercial prospects in the year to which a quota applies.

**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 (1984)

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 meat; whereas, therefore, this tariff quota should be opened on 1 January 1984;

Whereas in particular 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 statistical data on imports from third countries during a representative reference period and to the economic prospects for the quota year in question;

(1)

Whereas, pursuant to Article 8(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 2666/82 (3), import licences authorize import 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 Belgium, the Netherlands and 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 provision should be made for apportionment by the Council of quantities which have not been used up,

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 meat, is hereby opened for 1984.

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 meat.

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.

(2) OJ No L 338, 13.12.1980, p. 1
(3) OJ No L 283, 6.10.1982, p. 7.

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

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, broken down as follows:

| Member State | For the part totalling 33 500 tonnes | For the part totalling 16 500 tonnes |
|----------------|---|---|
| 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. Member States shall take all appropriate steps to guarantee all persons concerned 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

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

Article 5

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 1984, 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, reallocate the amounts which have not been used up.

Article 7

This Regulation shall enter into force on 1 January 1984.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

DATE : VI/4471/83 30.8.83

1. BUDGET LINE CONCERNED : 100 Revenue APPROPRIATIONS:
Draft budget 1984 : 1 946.65 mio ECU

2. ACTION : Draft Council Regulation opening, allocating and providing for the administration of a Community tariff quota for frozen beef falling within subheading 02.01 A II b) of the CCT

3. LEGAL BASIS : Article 43 of the Treaty

4. OBJECTIVES : Opening of the 1984 GATT quota of 50 000 tonnes of frozen beef at 20% duty rate

| 5. FINANCIAL CONSEQUENCE | FOR THE MARKETING YEAR | CURRENT FINANCIAL YEAR () | FOLLOWING FINANCIAL YEAR (84) |
|---|------------------------|-------------------------------|------------------------------------|
| 5.0 EXPENDITURE | | | |
| -CHARGED TO THE EC BUDGET (REVENUES/INTERVENTIONS) | | | |
| -CHARGED TO NATIONAL ADMINISTR. | | | |
| -CHARGED TO OTHER NATIONAL GROUPS | | | |
| 5.1 RECEIPTS | | | |
| -OWN RESOURCES OF THE EC (LEVIES/ EXPORTS) | - 140 mio ECU | - | - 140 mio ECU(1) |
| -NATIONAL | | | |

YEAR YEAR YEAR

5.0.1 PLURIANNUAL PATTERN OF EXPENDITURE

5.1.1 PLURIANNUAL PATTERN OF RECEIPTS

MEASURE LIMITED TO 1984

5.2 METHOD OF CALCULATION

Maximum quantity: 50 000 t
Levy loss : 2 800 ECU/t

Maximum amount not collected : 140 mio ECU

6.0 FINANCING POSSIBLE BY CREDITS DESCRIBED IN THE BUDGET OF CURRENT BUDGET ? YES/NO

6.1 FINANCING POSSIBLE BY TRANSFER FROM THE BUDGET OF CURRENT BUDGET ? YES/NO

6.2 NECESSITY FOR A SUPPLEMENTARY BUDGET ? YES/NO

6.3 CREDITS TO BE WRITTEN INTO FUTURE BUDGETS ?

(1)

YES/NO

COMMENTS :

- (1) Included in 1984 budget (continuation of an arrangement in force for several years)
- In assessing the financial impact it must be remembered that
- without a reduction in the levy imports and consequently revenue would be very low
 - self-sufficiency in the sector makes it necessary to export quantities corresponding to those imported.