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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 1163/85**of 3 May 1985****extending for the fourth time the 1984/85 marketing year for the sheepmeat and goatmeat sectors**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1837/80 of 27 June 1980 on the common organization of the market in sheepmeat and goatmeat⁽¹⁾, as last amended by Regulation (EEC) No 871/84⁽²⁾, and in particular Article 3 (3) and (4) thereof,

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 1069/85⁽³⁾ extended the 1984/85 marketing year for the sheepmeat and goatmeat sectors until 5 May 1985;

Whereas it has become necessary to reconsider all the matters bearing on the fixing of prices for the coming year, which will involve delay in the fixing of these prices; whereas it is accordingly necessary to extend the 1984/85 marketing year for sheepmeat and goatmeat until 12 May 1985 and to fix seasonally adjusted basic prices, intervention prices and derived intervention prices in respect of the corresponding period;

whereas the said prices should be fixed at a level which is designed to avoid too large a gap when the changeover to the new marketing year occurs,

HAS ADOPTED THIS REGULATION:

Article 1

The 1984/85 marketing year for sheepmeat and goatmeat shall end on 12 May 1985 and the 1985/86 marketing year shall commence on 13 May 1985.

Article 2

The seasonally adjusted basic prices, intervention prices and derived intervention prices for the period from 6 to 12 May 1985 shall be those laid down in the Annex hereto.

Article 3

This Regulation shall enter into force on 6 May 1985.

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

Done at Luxembourg, 3 May 1985.

For the Council

The President

F. M. PANDOLFI

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 35.

⁽³⁾ OJ No L 114, 27. 4. 1985, p. 1.

ANNEX

Week beginning	Week No	Basic price	Intervention price (ECU/100 kg)	Derived intervention price (ECU/100 kg)
6 May 1985	6	479,00	407,15	387,54

COUNCIL REGULATION (EEC) No 1164/85
of 3 May 1985
extending for the fourth time the 1984/85 milk year

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No 804/68
of 27 June 1968 on the common organization of the
market in milk and milk products ⁽¹⁾, as last amended
by Regulation (EEC) No 591/85 ⁽²⁾, and in particular
Article 2 thereof,

Having regard to the proposal from the Commission,

Whereas, under Regulation (EEC) No 1070/85 ⁽³⁾, the
term of validity of the 1984/85 milk year was extended
to 5 May 1985;

Whereas it has become necessary to reconsider all the
matters bearing on the fixing of prices for the coming
year, which will involve delay in the fixing of these

prices; whereas it is accordingly necessary to extend
the 1984/85 marketing year for milk and milk
products until 12 May 1985,

HAS ADOPTED THIS REGULATION:

Article 1

The 1984/85 milk year shall end on 12 May 1985 and
the 1985/86 milk year shall begin on 13 May 1985.

Article 2

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

It shall apply from 6 May 1985.

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

Done at Luxembourg, 3 May 1985.

For the Council

The President

F.M. PANDOLFI

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 68, 8. 3. 1985, p. 5.

⁽³⁾ OJ No L 114, 27. 4. 1985, p. 3.

COUNCIL REGULATION (EEC) No 1165/85**of 3 May 1985****extending for the fourth time the 1984/85 marketing year for beef and veal**

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to 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 the
1979 Act of Accession, and in particular Article 4
thereof,

Having regard to the proposal from the Commission,

Whereas, under Regulation (EEC) No 1071/85 ⁽²⁾, the
term of validity of the 1984/85 marketing year for beef
and veal was extended until 5 May 1985;

Whereas it has become necessary to reconsider all the
matters bearing on the fixing of prices for the coming

year, which will involve delay in the fixing of these
prices; whereas it is accordingly necessary to extend
the 1984/85 marketing year for beef and veal until 12
May 1985,

HAS ADOPTED THIS REGULATION:

Article 1

The 1984/85 marketing year for beef and veal shall
end on 12 May 1985 and the 1985/86 marketing year
shall commence on 13 May 1985.

Article 2

This Regulation shall enter into force on 6 May 1985.

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

Done at Luxembourg, 3 May 1985.

For the Council

The President

F. M. PANDOLFI

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 26.

⁽²⁾ OJ No L 114, 27. 4. 1985, p. 4.

COUNCIL REGULATION (EEC) No 1166/85**of 3 May 1985****fixing the flat-rate production aid and the guide price for certain dried fodder products for the period 6 to 12 May 1985**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1117/78 of 22 May 1978 on the common organization of the market in dried fodder⁽¹⁾, as last amended by Regulation (EEC) No 1220/83⁽²⁾, and in particular Articles 3 (3), 4 (1) and (3) and 5 (2) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament⁽³⁾,

Whereas Article 3 of Regulation (EEC) No 1117/78 stipulates that the level of the fixed production aid for dried fodder must be such as to bring about an improvement in the Community's protein supplies;

Whereas, under Article 4 of the same Regulation, a guide price must be set for certain dried fodder products at a level that is fair to producers; whereas this price must be set for a standard quality representative of the average quality of dried fodder produced in the Community;

Whereas, under Article 5 (2) of Regulation (EEC) No 1117/78, the supplementary aid provided for in paragraph 1 of that Article must be equal to a percentage of the difference between the guide price and the average world market price for the products in question; whereas, in view of the characteristics of the market in question, the percentage should be set at 100 % for the products referred to in Article 1 (b), first indent, and (c) of Regulation (EEC) No 1117/78 and at 50 % for the products referred to in the second indent of Article 1 (b) of that Regulation;

Whereas Regulation (EEC) No 1072/85⁽⁴⁾ therefore fixed the production aid and the guide price for those dried fodder products for which the marketing year

expired on 28 April 1985 for the period 29 April to 5 May 1985; whereas, on account of the delay in the fixing of the prices for the 1985/86 marketing year, the amounts fixed by the abovementioned Regulation should be maintained for the period 6 to 12 May 1985,

HAS ADOPTED THIS REGULATION:

Article 1

For the period 6 to 12 May 1985 the flat-rate production aid provided for in Article 3 of Regulation (EEC) No 1117/78 shall be 8,41 ECU per tonne for the products referred to in Article 1 (b) and (c) of the said Regulation.

Article 2

For the period 6 to 12 May 1985 the guide price for the products referred to in the first indent of Article 1 (b) of Regulation (EEC) No 1117/78 shall be 177,15 ECU per tonne.

This price refers to a product with:

- a moisture content of 11 %,
- a total gross protein content of 18 % of the dry weight.

Article 3

For the period 6 to 12 May 1985, the percentages to be used to calculate the supplementary aid referred to in Article 5 of Regulation (EEC) No 1117/78 shall be:

- 100 % for the products referred to in Article 1 (b), first indent, and (c) of the said Regulation,
- 50 % for the products referred to in Article 1 (b), second indent, of the said Regulation.

Article 4

This Regulation shall enter into force on 6 May 1985.

⁽¹⁾ OJ No L 142, 30. 5. 1978, p. 1.

⁽²⁾ OJ No L 132, 21. 5. 1983, p. 29.

⁽³⁾ OJ No C 94, 15. 4. 1985.

⁽⁴⁾ OJ No L 114, 27. 4. 1985, p. 5.

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

Done at Luxembourg, 3 May 1985.

For the Council

The President

F.M. PANDOLFI

COUNCIL REGULATION (EEC) No 1167/85**of 3 May 1985****fixing the basic price and the buying-in price for cauliflowers for the period 6 to 12 May 1985**

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 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EEC) No 1332/84⁽²⁾, and in particular Article 16 (1) thereof,

Having regard to the proposal from the Commission⁽³⁾,

Having regard to the opinion of the European Parliament⁽⁴⁾,

Whereas, pursuant to Article 16 (1) of Regulation (EEC) No 1035/72, a basic price and a buying-in price must be fixed for each marketing year for each of the products listed in Annex II to the said Regulation; whereas the products in question, harvested in a given production year, are marketed, as regards cauliflowers, from May to April of the following year;

Whereas, therefore, in order to ensure the continuity of cauliflower prices, the basic price and the buying-in

price for this product must be fixed for the period 6 to 12 May 1985,

HAS ADOPTED THIS REGULATION:

Article 1

1. The basic price and the buying-in price for cauliflowers, in ECU per 100 kilograms net, shall be fixed as follows for the period 6 to 12 May 1985:

- basic price : 21,23,
- buying-in price : 9,25.

2. The prices quoted in paragraph 1 relate to packed cauliflowers 'with leaves' of quality class I.

Article 2

The prices quoted in Article 1 (1) do not include the cost of the packaging in which the product is presented.

Article 3

This Regulation shall enter into force on 6 May 1985.

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

Done at Luxembourg, 3 May 1985.

For the Council

The President

F.M. PANDOLFI

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 130, 16. 5. 1984, p. 1.

⁽³⁾ OJ No C 67, 14. 3. 1985, p. 31.

⁽⁴⁾ OJ No C 94, 15. 4. 1985.

COMMISSION REGULATION (EEC) No 1168/85

of 3 May 1985

fixing the import levies on live cattle and on beef and veal other than frozen

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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 the Act of Accession of Greece ⁽²⁾, and in particular Article 12 (8) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas under Article 9 of Regulation (EEC) No 805/68 a levy is applicable to the products specified in Article 1 (1) (a) of that Regulation; whereas Article 12 fixes the amount of the levy applicable by reference to a percentage of the basic levy;

Whereas in respect of bovine animals the basic levy is determined on the basis of the difference between the guide price and the Community free-at-frontier offer price plus the amount of the customs duty; whereas the Community free-at-frontier offer price is determined in the light of the most representative purchasing possibilities, as regards quality and quantity, recorded over a certain period for bovine animals and for the fresh or chilled meat specified in section (a) of the Annex to the said Regulation under subheadings 02.01 A II a) 1 to 3, account being taken in particular of the position with respect to supply and demand, of world market prices for frozen meat of a category which is competitive with fresh or chilled meat and of past experience;

Whereas if it is found that the price of adult bovine animals on representative Community markets is higher than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 75 % where the market price is less than or equal to 102 % of the guide price;
- (b) 50 % where the market price is more than 102 % and less than or equal to 104 % of the guide price;
- (c) 25 % where the market price is more than 104 % and less than or equal to 106 % of the guide price;
- (d) 0 % where the market price is more than 106 % of the guide price;

Whereas if it is found that the price of adult bovine animals on representative Community markets is equal to or less than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 100 % where the market price is more than or equal to 98 % of the guide price;
- (b) 105 % where the market price is less than 98 % and more than or equal to 96 % of the guide price;
- (c) 110 % where the market price is less than 96 % and more than or equal to 90 % of the guide price;
- (d) 114 % where the market price is less than 90 % of the guide price;

Whereas pursuant to Article 10 (4) of Regulation (EEC) No 805/68 the basic levy on the meat specified in sections (a), (c) and (d) of the Annex hereto is equal to the basic levy determined for bovine animals, multiplied by a standard coefficient fixed for each of the products in question; whereas these coefficients are fixed by Commission Regulation (EEC) No 586/77 of 18 March 1977 laying down rules for the application of levies on beef and veal and amending Regulation (EEC) No 950/68 on the Common Customs Tariff ⁽³⁾, as last amended by Regulation (EEC) No 3114/83 ⁽⁴⁾;

Whereas the guide prices for adult bovine animals to be applied from 2 April 1984 were fixed by Council Regulation (EEC) No 868/84 of 31 March 1984 ⁽⁵⁾, as last extended by Regulation (EEC) No 1165/85 ⁽⁶⁾;

Whereas Regulation (EEC) No 586/77 stipulates that the basic levy is to be calculated according to the method set out in its Article 3 and on the basis of all the representative free-at-frontier offer prices of the Community determined for the products of each of the categories and cuts specified in Article 2 and established principally by reference to the prices specified in the customs documents accompanying products imported from third countries or from other information concerning export prices obtaining in those third countries;

Whereas, however, offer prices that do not correspond to real purchasing possibilities or that relate to unrepresentative quantities should not be taken into account; whereas offer prices should also be excluded

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.
⁽²⁾ OJ No L 291, 19. 11. 1979, p. 17.

⁽³⁾ OJ No L 75, 23. 3. 1977, p. 10.
⁽⁴⁾ OJ No L 303, 5. 11. 1983, p. 16.
⁽⁵⁾ OJ No L 90, 1. 4. 1984, p. 30.
⁽⁶⁾ See page 4 of this Official Journal.

when the movement of prices in general or the information available suggests that they are unrepresentative of the true trend of prices in the country of origin ;

Whereas in cases where for one or more categories of bovine animals or cuts of meat a free-at-frontier offer price cannot be established, the most recent available price should be used for the calculation ;

Whereas if the free-at-frontier offer price differs by less than 0,60 ECU per 100 kilograms of live weight from that previously used for the calculation of the levy, the latter price should be retained ;

Whereas pursuant to Article 10 (3) of Regulation (EEC) No 805/68 a special basic levy is determined for certain third countries on the basis of the difference between the guide price and the average price recorded over a certain period plus the amount of the customs duty ;

Whereas Commission Regulation (EEC) No 611/77 of 18 March 1977 ⁽¹⁾, as amended by Regulation (EEC) No 925/77 ⁽²⁾, provides that the special levy on products originating in and coming from Austria, Sweden and Switzerland should be determined on the basis of the weighted average of the prices of adult bovine animals recorded on the representative markets of those third countries ; whereas the weighting coefficients and representative markets are specified in the Annexes to Regulation (EEC) No 611/77 ;

Whereas the average price is not to be used for calculating the special levy unless it is at least 1,21 ECU per 100 kilograms of live weight more than the free-at-frontier offer price determined in accordance with Article 10 (2) of Regulation (EEC) No 805/68 ;

Whereas if the average price differs by less than 0,60 ECU per 100 kilograms of live weight from that previously used to calculate the levy, the latter may be retained ;

Whereas in cases where one or more of the abovementioned third countries adopt, for reasons of health for example, measures affecting the prices recorded on their markets, the Commission may use the latest prices recorded before the entry into force of such measures ;

Whereas pursuant to Article 12 (6) of Regulation (EEC) No 805/68 the price of adult bovine animals on representative Community markets is the price established on the basis of prices recorded over a period to be determined on the representative market or markets of each Member State in respect of the various categories

of adult bovine animals or of meat from such animals, after taking into account the size of each of these categories and the relative size of the bovine herd of each Member State ;

Whereas the prices of adult bovine animals recorded on the representative market or markets of each Member State are equal to the average, weighted by the appropriate coefficients, of the prices for the various qualities of adult bovine animals or meat of such animals over a period of seven days in that Member State at a particular wholesale marketing stage ; whereas, for the 1984/85 marketing year, the price of adult bovine animals recorded on the representative market or markets of the United Kingdom shall be corrected by the amount of the premium granted to producers under Regulation (EEC) No 1063/84 ⁽³⁾ ; whereas the representative markets, categories and qualities of products and weighting coefficients are fixed in Annex II to Commission Regulation (EEC) No 610/77 of 18 March 1977 on the determination of prices of adult bovine animals on representative Community markets and the survey of prices of certain other cattle in the Community ⁽⁴⁾, as last amended by Regulation (EEC) No 2019/84 ⁽⁵⁾ ;

Whereas, for Member States with several representative markets, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each of those markets ; whereas, for representative markets held several times in one period of seven days, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each market day ; whereas in respect of Italy the price of each category and quantity is equal to the average, weighted by the special weighting coefficients fixed in Annex II to Regulation (EEC) No 610/77, of the prices recorded in the surplus and deficit zones ; whereas the price recorded in the surplus zone is equal to the arithmetic mean of the prices recorded on each of the markets within that zone ; whereas in respect of the United Kingdom the weighted average prices of adult bovine animals recorded on the representative markets of Great Britain on the one hand and Northern Ireland on the other are adjusted by the coefficient fixed in the abovementioned Annex II ;

Whereas prices for the different categories and qualities not obtained from prices which are 'live weight excluding tax' are multiplied by the live weight conversion coefficients fixed in Annex II to the said Regulation and, in the case of Italy, are first increased or reduced by the corrective amounts fixed in the said Annex ;

⁽¹⁾ OJ No L 77, 25. 3. 1977, p. 14.

⁽²⁾ OJ No L 109, 30. 4. 1977, p. 1.

⁽³⁾ OJ No L 105, 18. 4. 1984, p. 1.

⁽⁴⁾ OJ No L 77, 25. 3. 1977, p. 1.

⁽⁵⁾ OJ No L 187, 14. 7. 1984, p. 48.

Whereas if one or more Member States, for veterinary or health reasons for example, adopt measures affecting the normal trend of prices recorded on their markets the Commission may disregard the prices recorded on the market or markets in question, or use the latest prices recorded on the market or markets in question before the entry into force of such measures ;

Whereas, in the absence of information, prices recorded on representative Community markets are determined mainly by reference to the most recently recorded prices ;

Whereas for such period as the price of adult bovine animals recorded on representative Community markets differs by less than 0,24 ECU per 100 kilograms of live weight from the price previously used, the latter is retained ;

Whereas the levies should be so fixed that the obligations arising from international agreements concluded by the Community continue to be fulfilled ; whereas, moreover, account should be taken of Council Regulation (EEC) No 314/83 of 24 January 1983 on the conclusion of the Cooperation Agreement between the European Economic Community and the Socialist Federal Republic of Yugoslavia ⁽¹⁾, of Council Regulation (EEC) No 287/82 of 3 February 1982 establishing the arrangements applicable to imports of products originating in Yugoslavia to take account of the accession of the Hellenic Republic to the Community ⁽²⁾, and of Council Regulation (EEC) No 3349/81 of 24 November 1981 providing for a reduction in the levy applicable to imports into the Community of certain beef and veal products originating in and coming from Yugoslavia ⁽³⁾ ;

Whereas Council Regulation (EEC) No 486/85 ⁽⁴⁾ lays down the arrangements applicable on agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories ;

Whereas the various cuts of beef and veal are defined in Regulation (EEC) No 586/77 ;

Whereas, pursuant to Article 33 (2) of Regulation (EEC) No 805/68, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff ;

Whereas the levies and special levies are fixed before the 27th day of each month and are applicable from the first Monday of the following month ; whereas these levies may be altered in the period between two fixings where the basic levy or special basic levy is altered, or in the case of changes in the prices recorded on Community representative markets ;

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis :

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the coefficient provided for in Article 2b (2) of Council Regulation (EEC) No 974/71 ⁽⁵⁾, as last amended by Regulation (EEC) No 855/84 ⁽⁶⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent and the aforesaid coefficient ;

Whereas, having regard to the provisions of the aforementioned Regulation, and in particular to the information and quotations known to the Commission, the levies on live cattle and beef and veal other than frozen meat should be as set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies on live cattle and beef and veal other than frozen meat shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 May 1985.

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

Done at Brussels, 3 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 41, 14. 2. 1983, p. 1.

⁽²⁾ OJ No L 30, 6. 2. 1982, p. 1.

⁽³⁾ OJ No L 339, 26. 11. 1981, p. 1.

⁽⁴⁾ OJ No L 61, 1. 3. 1985, p. 4.

⁽⁵⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽⁶⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 3 May 1985 fixing the import levies on live cattle and on beef and veal other than frozen⁽¹⁾ for the period beginning 6 May 1985

(ECU/100 kg)			
CCT heading No	Yugoslavia ⁽²⁾	Austria/Sweden/ Switzerland	Other third countries
01.02 A II (a)	— Live weight —		
	56,110	23,576	127,931
	— Net weight —		
02.01 A II a) 1	106,609	44,795	243,069
02.01 A II a) 2	85,287	35,836	194,454
02.01 A II a) 3	127,931	53,754	291,683
02.01 A II a) 4 aa)	—	67,193	364,603
02.01 A II a) 4 bb)	—	76,859	417,054
02.06 C I a) 1	—	67,193	364,603
02.06 C I a) 2	—	76,859	417,054
16.02 B III b) 1 aa)	—	76,859	417,054

⁽¹⁾ In accordance with Regulation (EEC) No 435/80, levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the overseas countries and territories.

⁽²⁾ This levy is applicable only to products complying with the provisions of Regulation (EEC) No 1725/80 (OJ No L 170, 3. 7. 1980, p. 4).

(a) The levy which is to be applied to young male bovine animals, intended for fattening, of a live weight of 300 kg or less, imported under the conditions set out in Article 13 of Council Regulation (EEC) No 805/68 of 27 June 1968, and in the provisions adopted for its application, is totally or partially suspended in accordance with those provisions.

COMMISSION REGULATION (EEC) No 1169/85

of 3 May 1985

fixing the import levies on frozen beef and veal

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to 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 the Act of Accession of Greece ⁽²⁾, and in particular Article 12 (8) thereof,

Having regard to the opinion of the Monetary Committee,

Whereas under Article 9 of Regulation (EEC) No 805/68 a levy is applicable to the products specified in Article 1 (1) (a) of that Regulation; whereas Article 12 fixes the amount of the levy applicable by reference to a percentage of the basic levy;

Whereas, in respect of the types of frozen meat listed in section (b) of the Annex to the said Regulation under subheading 02.01 A II b) 1, the basic levy is determined on the basis of the difference between:

- the guide price multiplied by a coefficient representing the ratio existing in the Community between the price of fresh meat of a category competitive with the frozen meat in question, presented in the same form, and the average price of adult bovine animals, and
- the Community free-at-frontier offer price for frozen meat, plus the amount of the customs duty and a standard amount representing the specific costs of the import operations;

Whereas, by Commission Regulation (EEC) No 586/77 of 18 March 1977 laying down rules for the application of the levies on beef and veal and amending Regulation (EEC) No 950/68 on the Common Customs Tariff ⁽³⁾, as last amended by Regulation (EEC) No 3114/83 ⁽⁴⁾, the abovementioned coefficient, calculated in accordance with the rules laid down in Article 11 (2) (a) of Regulation (EEC) No 805/68, has been fixed at 1.69 units of account and the standard amount referred to in Article 11 (2) (b) of the said Regulation has been fixed at 6.65 ECU;

Whereas, if it is found that the price of adult bovine animals on representative Community markets is higher than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 75 % where the market price is less than or equal to 102 % of the guide price;

- (b) 50 % where the market price is more than 102 % and less than or equal to 104 % of the guide price;

- (c) 25 % where the market price is more than 104 % and less than 106 % of the guide price;

- (d) 0 % where the market price is more than 106 % of the guide price;

Whereas, if it is found that the price of adult bovine animals on representative Community markets is equal to or less than the guide price, the levy applicable equals the following percentage of the basic levy:

- (a) 100 % where the market price is more than or equal to 98 % of the guide price;

- (b) 105 % where the market price is less than 98 % and more than or equal to 96 % of the guide price;

- (c) 110 % where the market price is less than 96 % and more than or equal to 90 % of the guide price;

- (d) 114 % where the market price is less than 90 % of the guide price;

Whereas the guide prices for adult bovine animals to be applied from 2 April 1984 have been fixed by Council Regulation (EEC) No 868/84 of 31 March 1984 ⁽⁵⁾, as last extended by Regulation (EEC) No 1165/85 ⁽⁶⁾;

Whereas the Community free-at-frontier offer price for frozen meat is determined by reference to the world market price based on the most representative purchasing possibilities, as regards quality and quantity, recorded over a certain period preceding the fixing of the basic levy, taking into account in particular:

- foreseeable developments on the market in frozen meat,
- the most representative prices on third country markets for fresh and chilled meat of a category which is competitive with frozen meat,
- past experience;

Whereas the basic levy on the types of frozen meat listed in section (b) of the Annex to Regulation (EEC) No 805/68 under subheadings 02.01 A II b) 2 to 4 is equal to the basic levy fixed for the product falling within subheading 02.01 A II b) 1, multiplied by a standard coefficient fixed for each of the products in question; whereas these coefficients were fixed in Annex II to Regulation (EEC) No 586/77;

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽²⁾ OJ No L 291, 29. 11. 1979, p. 17.

⁽³⁾ OJ No L 75, 23. 3. 1977, p. 10.

⁽⁴⁾ OJ No L 303, 5. 11. 1983, p. 16.

⁽⁵⁾ OJ No L 90, 1. 4. 1984, p. 30.

⁽⁶⁾ See page 4 of this Official Journal.

Whereas, for the purpose of fixing the free-at-frontier offer prices, offer prices that do not correspond to real purchasing possibilities or that relate to unrepresentative quantities should not be taken into account; whereas offer prices should also be excluded when the movement of prices in general or the information available gives reason to believe that they are unrepresentative of the true trend of prices in the country of origin;

Whereas, where the free-at-frontier offer price for frozen meat differs by less than one unit of account per 100 kilograms from that previously used for the calculation of the levy, the latter price should be retained;

Whereas pursuant to Article 12 (6) of Regulation (EEC) No 805/68 the price of adult bovine animals on representative Community markets is the price established on the basis of prices recorded over a period to be determined on the representative market or markets of each Member State for the various categories of adult bovine animals or of meat from such animals, taking into account the size of each of these categories and the relative size of the bovine herd of each Member State;

Whereas the prices of adult bovine animals recorded on the representative market or markets of each Member State are equal to the average, weighted by the relevant coefficients, of the prices for the various qualities of adult bovine animals or meat of such animals over a period of seven days in that Member State at a particular wholesale marketing stage; whereas, for the 1984/85 marketing year, the price of adult bovine animals recorded on the representative market or markets of the United Kingdom shall be corrected by the amount of the premium granted to producers under Regulation (EEC) No 1063/84⁽¹⁾; whereas the representative markets, categories and qualities of products and weighting coefficients are fixed in Annex II to Commission Regulation (EEC) No 610/77 of 18 March 1977 on the determination of prices of adult bovine animals on representative Community markets and the survey of prices of certain other cattle in the Community⁽²⁾, as last amended by Regulation (EEC) No 2019/84⁽³⁾;

Whereas, for Member States with several representative markets, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each of those markets; for representative markets held several times in one period of seven days, the price of each category and quality is equal to the arithmetic mean of the prices recorded on each market day; whereas in respect of Italy the price of each category and quality is equal to the average, weighted by the special weighting coefficients fixed in Annex II to Regulation (EEC) No 610/77, of the prices recorded in

the surplus and deficit zones; whereas the price recorded in the surplus zone is equal to the arithmetic mean of the prices recorded on each of the markets within that zone; whereas in respect of the United Kingdom the weighted average prices of adult bovine animals recorded on the representative markets of Great Britain on the one hand and Northern Ireland on the other are adjusted by the coefficient fixed in the abovementioned Annex II;

Whereas prices for the different categories and qualities not obtained from prices which are 'live weight excluding tax', are multiplied by the live weight conversion coefficients fixed in Annex II to the said Regulation and, in the case of Italy, are first increased or reduced by the corrective amounts fixed in the said Annex;

Whereas if one or more Member States, for veterinary or health reasons for example, adopt measures affecting the normal trend of prices recorded on their markets, the Commission may disregard the prices recorded on the market or markets in question, or use the latest prices recorded on the market or markets in question before the entry into force of such measures;

Whereas, in the absence of information, prices recorded on representative Community markets are determined mainly by reference to the most recently recorded prices;

Whereas, for such period as the price of adult bovine animals recorded on representative Community markets differs by less than 0,24 ECU per 100 kilograms of live weight from the price previously used, the latter is retained;

Whereas the levies must be so fixed that obligations arising from international agreements concluded by the Community continue to be fulfilled;

Whereas Council Regulation (EEC) No 486/85⁽⁴⁾ lays down the arrangements applicable on agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories;

Whereas the various cuts of frozen meat are defined in Regulation (EEC) No 586/77;

Whereas, pursuant to Article 33 (2) of Regulation (EEC) No 805/68, the nomenclature provided for in this Regulation is incorporated in the Common Customs Tariff;

Whereas the levies are fixed before the 27th day of each month and are applicable from the first Monday of the following month; whereas these levies may be altered in the period between two fixings where the basic levy is altered, or in these case of changes in the prices recorded on Community representative markets;

⁽¹⁾ OJ No L 105, 18. 4. 1984, p. 1.

⁽²⁾ OJ No L 77, 25. 3. 1977, p. 1.

⁽³⁾ OJ No L 187, 14. 7. 1984, p. 48.

⁽⁴⁾ OJ No L 61, 1. 3. 1985, p. 4.

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the coefficient provided for in Article 2b (2) of Council Regulation (EEC) No 974/71 ⁽¹⁾, as last amended by Regulation (EEC) No 855/84 ⁽²⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent and the aforesaid coefficient;

Whereas, having regard to the provisions of the aforementioned Regulations, and in particular to the infor-

mation and quotations known to the Commission, the levies on frozen beef and veal should be as set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies on frozen beef and veal shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 May 1985.

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

Done at Brussels, 3 May 1985.

For the Commission

Frans ANDRIESEN

Vice-President

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 3 May 1985 fixing the import levies on frozen beef and veal ⁽¹⁾ for the period beginning 6 May 1985

<i>(ECU/100 kg)</i>	
CCT heading No	Levy
	— Net weight —
02.01 A II b) 1	205,467
02.01 A II b) 2	164,373 (a)
02.01 A II b) 3	256,834
02.01 A II b) 4 aa)	308,200
02.01 A II b) 4 bb) 11	256,834 (a)
02.01 A II b) 4 bb) 22 (b)	256,834 (a)
02.01 A II b) 4 bb) 33	353,402 (a)

(¹) In accordance with Regulation (EEC) No 435/80, levies are not applied to imports into the French overseas departments of products originating in the African, Caribbean and Pacific States or in the overseas countries and territories.

(a) Where products are imported under the conditions set out in Article 14 of Council Regulation (EEC) No 805/68 of 27 June 1968 and in provisions adopted for its application, the levy is totally or partially suspended in accordance with those provisions.

(b) Entry under this subheading is subject to the production of a certificate issued on conditions laid down by the competent authorities of the European Communities.

COMMISSION REGULATION (EEC) No 1170/85

of 3 May 1985

fixing the import levies on live sheep and goats and on sheepmeat and goatmeat
other than frozen meat

THE COMMISSION OF THE EUROPEAN
COMMUNITIES,

Having regard to the Treaty establishing the European
Economic Community,

Having regard to Council Regulation (EEC) No
1837/80 of 27 June 1980 on the common organization
of the market in sheepmeat and goatmeat⁽¹⁾, as last
amended by Regulation (EEC) No 871/84⁽²⁾, and in
particular the first paragraph of Article 11 thereof,

Having regard to the opinion of the Monetary
Committee,

Whereas, under Article 10 (2) of Regulation (EEC) No
1837/80, a levy is applicable to the products specified
in Article 1 (a) of that Regulation;

Whereas the levy on products falling within subhead-
ing 02.01 A IV a) 1 listed in Annex I to Regulation
(EEC) No 1837/80 is to be equal to the difference
between the seasonally-adjusted basic price and the
Community free-at-frontier offer price;

Whereas the seasonally-adjusted basic price is fixed in
Article 2 of Regulation (EEC) No 873/84⁽³⁾ for the
1984/85 marketing year, as last extended by Regula-
tion (EEC) No 1163/85⁽⁴⁾;

Whereas the Community free-at-frontier offer price is
determined in the light of the most representative
purchasing possibilities, as regard quality and quantity,
recorded over the period from the 21st day of the
preceding month to the 20th day of the month during
which the levies are determined, taking particular
account of the supply and demand situation for fresh
or chilled meat, the world market price for frozen
meat of a category which is competitive with fresh or
chilled meat and of past experience;

Whereas the free-at-frontier offer price is to be deter-
mined, if necessary, on the basis of the most represent-
ative purchasing possibilities recorded for live sheep;

Whereas, pursuant to Article 3 of Regulation (EEC)
No 2668/80⁽⁵⁾ the free-at-frontier offer prices are to be
based *inter alia* on the prices shown in the customs

documents which accompany products imported from
non-member countries or on other information
concerning the export prices applied by those non-
member countries; whereas offer prices which do not
correspond to actual purchasing possibilities or which
relate to unrepresentative quantities and offer prices
which, in view of general price movements or other
information available, may be considered not to be
representative of actual price trends in the country of
origin are to be disregarded;

Whereas a special levy may be fixed for products origi-
nating in or coming from one or more non-member
countries if exports of the said products are made at
abnormally low prices;

Whereas the levy on live animals within subheading
01.04 B and on the meat falling within subheadings
02.01 A IV a) 2, 3, 4 and 5 and 02.06 C II a) listed in
Annex I to Regulation (EEC) No 1837/80 is to be
equal to the levy determined for carcasses, multiplied
by a standard coefficient fixed for each of the products
in question; whereas these coefficients are fixed in
Annex I to Regulation (EEC) No 2668/80;

Whereas the levies should be so fixed that the obliga-
tions arising from international agreements concluded
by the Community continue to be fulfilled; whereas,
moreover, account should be taken of the voluntary
restraint arrangements made by the Community with
certain non-member countries;

Whereas Council Regulation (EEC) No 486/85⁽⁶⁾ lays
down the arrangements applicable on agricultural
products and certain goods resulting from the proces-
sing of agricultural products originating in the African,
Caribbean and Pacific States or in the overseas coun-
tries and territories;

Whereas the levies are fixed before the 27th day of
each month for each week during the following
month; whereas they are applicable from Monday to
Sunday; whereas they can be altered within that
period if necessary;

Whereas, if the levy system is to operate normally,
levies should be calculated on the following basis:

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 35.

⁽³⁾ OJ No L 90, 1. 4. 1984, p. 42.

⁽⁴⁾ See page 1 of this Official Journal.

⁽⁵⁾ OJ No L 276, 20. 10. 1980, p. 39.

⁽⁶⁾ OJ No L 61, 1. 3. 1985, p. 4.

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the coefficient provided for in Article 2b (2) of Regulation (EEC) No 974/71 ⁽¹⁾ as last amended by Regulation (EEC) No 855/84 ⁽²⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent and the aforesaid coefficient ;

Whereas, having regard to the provisions of the above-mentioned Regulations and, in particular, to the information and quotations known to the Commission, the levies on live sheep and goats and on sheepmeat and

goatmeat other than frozen meat should be as set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION :

Article 1

The import levies on live sheep and goats and on sheepmeat and goatmeat other than frozen meat shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 May 1985.

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

Done at Brussels, 3 May 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 3 May 1985 fixing the import levies on live sheep and goats and on sheepmeat and goatmeat other than frozen meat

(ECU/100 kg)

CCT heading No	Week No 6 from 6 to 12 May 1985
01.04 B	90,240 ⁽¹⁾
02.01 A IV a) 1	192,000 ⁽²⁾
2	134,400 ⁽²⁾
3	211,200 ⁽²⁾
4	249,600 ⁽²⁾
5 aa)	249,600 ⁽²⁾
bb)	349,440 ⁽²⁾
02.06 C II a) 1	249,600 ⁽³⁾
2	349,440 ⁽³⁾

⁽¹⁾ The levy applicable is limited in the conditions laid down in Council Regulations (EEC) No 3658/84 and (EEC) No 486/85 and Commission Regulation (EEC) No 19/82.

⁽²⁾ The levy applicable is limited to the amount bound under GATT or in the conditions laid down in Council Regulations (EEC) No 1985/82, (EEC) No 3658/84 and (EEC) No 486/85 and Commission Regulation (EEC) No 19/82.

⁽³⁾ The levy applicable is limited in the conditions laid down in Council Regulation (EEC) No 486/85 and Commission Regulation (EEC) No 19/82.

COMMISSION REGULATION (EEC) No 1171/85

of 3 May 1985

fixing the import levies on frozen sheepmeat and goatmeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1837/80 of 27 June 1980 on the common organization of the market in sheepmeat and goatmeat⁽¹⁾, as last amended by Regulation (EEC) No 871/84⁽²⁾, and in particular the first paragraph of Article 11 thereof,

Having regard to the opinion of the Monetary Committee,

Whereas under Article 10 (2) of Regulation (EEC) No 1837/80 a levy is applicable to the products falling within subheading 02.01 A IV b) listed in Annex I to that Regulation;

Whereas, pursuant to Article 13 of Regulation (EEC) No 1837/80, the levy on frozen carcasses and half-carcasses is to be equal to the difference between:

- (a) the basic price multiplied by a coefficient representing the relationship existing in the Community between the price of fresh meat of a category competitive with the frozen meat in question, presented in the same form, and the average price of fresh and chilled sheep carcasses, and
- (b) the Community free-at-frontier offer price for the said frozen meat;

Whereas the basic price for the 1984/85 marketing year is fixed in Article 1 of Regulation (EEC) No 873/84⁽³⁾, as last extended by Regulation (EEC) No 1163/85⁽⁴⁾; whereas the coefficient referred to in Article 13 (1) (a) of Regulation (EEC) No 1837/80 is fixed in Article 2 (2) of Regulation (EEC) No 2668/80⁽⁵⁾;

Whereas the Community free-at-frontier offer price is determined in the light of the most representative purchasing possibilities, as regards quality and quantity, recorded over the period from the 21st day of the preceding month to the 20th day of the month during which the levies are determined, taking particular account of the supply and demand situation for fresh

or chilled meat, the world market price for frozen meat of a category which is competitive with fresh or chilled meat and of past experience;

Whereas, pursuant to Article 3 of Regulation (EEC) No 2668/80, the free-at-frontier offer prices are to be based *inter alia* on the prices shown in the customs documents which accompany products imported from non-member countries or on other information concerning the export prices applied by those non-member countries; whereas offer prices which do not correspond to actual purchasing possibilities or which relate to unrepresentative quantities and offer prices which, in view of general price movements or other information available, may be considered not to be representative of actual price trends in the country of origin are to be disregarded;

Whereas a special levy may be fixed for products originating in or coming from one or more non-member countries if exports of the said products are made at abnormally low prices;

Whereas the levy on the meat falling within subheadings 02.01 A IV b) 2, 3, 4 and 5 listed in Annex I to Regulation (EEC) No 1837/80 is to be equal to the levy determined for frozen carcasses, multiplied by a standard coefficient fixed for each of the products in question; whereas these coefficients are fixed in Annex II to Regulation (EEC) No 2668/80;

Whereas the levies should be so fixed that the obligations arising from international agreements concluded by the Community continue to be fulfilled; whereas, moreover, account should be taken of the voluntary restraint arrangements made by the Community with certain non-member countries;

Whereas Council Regulation (EEC) No 486/85⁽⁶⁾ lays down the arrangements applicable on agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories;

Whereas the levies are fixed before the 27th day of each month for each week during the following month; whereas they are applicable from Monday to Sunday; whereas they can be altered within that period if necessary;

⁽¹⁾ OJ No L 183, 16. 7. 1980, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 35.

⁽³⁾ OJ No L 90, 1. 4. 1984, p. 42.

⁽⁴⁾ See page 1 of this Official Journal.

⁽⁵⁾ OJ No L 276, 20. 10. 1980, p. 39.

⁽⁶⁾ OJ No L 61, 1. 3. 1985, p. 4.

Whereas, if the levy system is to operate normally, levies should be calculated on the following basis:

- in the case of currencies which are maintained in relation to each other at any given moment within a band of 2,25 %, a rate of exchange based on their central rate, multiplied by the coefficient provided for in Article 2b (2) of Council Regulation (EEC) No 974/71 ⁽¹⁾, as last amended by Regulation (EEC) No 855/84 ⁽²⁾,
- for other currencies, an exchange rate based on the arithmetic mean of the spot market rates of each of these currencies recorded over a given period in relation to the Community currencies referred to in the previous indent and the aforesaid coefficient;

Whereas, having regard to the provisions of the above-mentioned Regulations and, in particular, to the infor-

mation and quotations known to the Commission, the levies on live sheep and goats and on sheepmeat and goatmeat other than frozen meat should be as set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import levies on frozen sheepmeat and goatmeat shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 6 May 1985.

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

Done at Brussels, 3 May 1985.

For the Commission

Frans ANDRIESSEN

Vice-President

⁽¹⁾ OJ No L 106, 12. 5. 1971, p. 1.

⁽²⁾ OJ No L 90, 1. 4. 1984, p. 1.

ANNEX

to the Commission Regulation of 3 May 1985 fixing the import levies on frozen sheepmeat and goatmeat

(ECU/100 kg)

CCT heading No	Week No 6 from 6 to 12 May 1985 ⁽¹⁾
02.01 A IV b) 1	144,250
2	100,975
3	158,675
4	187,525
5 aa)	187,525
bb)	262,535

⁽¹⁾ The levy applicable is limited to the amount bound under GATT or in the conditions laid down in Council Regulations (EEC) No 1985/82, (EEC) No 3658/84 and (EEC) No 486/85 and Commission Regulation (EEC) No 19/82.

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