II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DIRECTIVE

of 17 September 1974

implementing the Directive on inward processing as regards certain beef, veal and pigmeat products

(74/474/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Directive No 69/73/EEC [1] of 4 March 1969 on the harmonization of provisions laid down by law, regulation or administrative action in respect of inward processing, as last amended by the Act of Accession [2], and in particular Article 29 thereof;

Having regard to the proposal from the Commission;

Whereas Article 5 (1) of Directive No 69/73/EEC provides that the competent authorities may grant authorizations in all cases where inward processing arrangements would contribute towards providing the most favourable conditions for the export of goods resulting from such processing without conflicting with essential interests of producers within the Community; whereas Article 5 (2) of that Directive makes provision for certain operations which are regarded as contributing towards providing the most favourable conditions for exportation while not conflicting with essential interests of producers within the Community;

Whereas in certain cases Regulation (EEC) No 1853/74 [3] prohibits the use of inward processing arrangements in respect of beef and veal products;

Whereas in certain cases Regulation (EEC) No 1854/74 [4] prohibits the use of inward processing arrangements in respect of pigmeat products;

Whereas there is currently a surplus of beef, veal and pigmeat products in the Community; whereas there are very few outlets on the world market, which considerably limits export possibilities; whereas all capacity for absorbing surpluses must therefore be reserved for Community produce;

Whereas the world market does, however, offer some outlets for certain processed products; whereas for the manufacture of such products the Community processing industries may obtain their beef, veal and pigmeat from third countries and process it under inward processing arrangements;

Whereas the Community surplus at present would seem sufficient to supply those industries with beef, veal and pigmeat of Community origin, thus relieving the Community market in those products; whereas the use of beef, veal and pigmeat from third countries is therefore liable to conflict with essential interests of producers within the Community;

[1] OJ No L 58, 8. 3. 1969, p. 1.
[2] OJ No L 73, 27. 3. 1972, p. 14.
[3] OJ No L 195, 18. 7. 1974, p. 12.
[4] OJ No L 195, 18. 7. 1974, p. 13.