



Rural Payments Agency

RURAL PAYMENTS AGENCY

Lancaster House, Hampshire Court, Newcastle upon Tyne, NE4 7YH

6 May 2016

NOTICE TO TRADERS 17/16

BEEF AND VEAL

MANUFACTURING BEEF IMPORT TARIFF QUOTA (ITQ) 2016/2017

INTRODUCTION

1. This notice is to advise you of the rules for the ITQ beef quota for the period 1 July 2016 to 30 June 2017. The contents of this notice are intended as a guide only.

BACKGROUND

2. The quantity which may be imported under these arrangements is 63,703 tonnes of bone-in (or its boneless equivalent) frozen beef falling within CN codes 0202 2030, 0202 3010, 0202 3050, 0202 3090 and 0206 2991.

AVAILABILITY

3. The quantity available for importation from 1 July 2015 to 30 June 2016 is as follows:
 - 50,000 tonnes of frozen beef intended for the manufacture of System A products defined at Annex I – Order number 09.4057; and
 - 13,703 tonnes of frozen beef intended for the manufacture of System B products defined at Annex I – Order number 09.4058.
4. The quota will be managed by first allocating import rights and subsequently issuing import licences.

ELIGIBILITY

5. To be considered eligible to apply for import rights and a subsequent import licence you must:
 - have been active in the production of processed products containing beef throughout the 12 month period prior to application and the 12 months prior to that;
 - be EC approved under Article 4 of Commission Reg. (EC) No 853/2004;

- meet the terms and conditions for the control and operation of the ITQ scheme; and
 - apply only in the Member State in which you are VAT registered.
6. You must send documentary evidence of compliance with these requirements to the Rural Payments Agency (RPA), ITQ Beef Section, Lancaster House, Newcastle upon Tyne (read paragraphs 8–11 below).
7. Prior to application you must:
- have a RPA trader registration number which must be quoted on your application and be RPA plant approved (please refer to NTT 08/13). All details must be up to date with the correct name and address. You can check your details with the ITQ Beef Section. You must ensure any discrepancies are amended prior to application.

APPLICATION FOR IMPORT RIGHTS

8. You may apply for the first tranche of import rights between 1 June 2016 and midday on 07 June 2016. To apply you must complete the application form ITQ–A, which can be found attached to this notice. The below table shows the application periods for the scheme year.

BEEF ITQ 2016/2017 SCHEME YEAR			
Timetable			
	Proof Documentation	Application Period	Allocation Period
SUB-PERIOD 1 (01/07/16 - 30/09/16)	09/05/16 - 27/05/16	01/06/16 - 07/06/16	01/07/16 - 30/06/17
SUB-PERIOD 2 (01/10/16 - 31/12/16)	01/08/16 - 26/08/16	01/09/16 - 07/09/16	01/10/16 - 30/06/17
SUB-PERIOD 3 (01/01/17 - 31/03/17)	01/11/16 - 25/11/16	01/12/16 - 07/12/16	01/01/17 - 30/06/17
SUB-PERIOD 4 (01/04/17 - 30/06/17)	01/02/17 - 24/02/17	01/03/17 - 07/03/17	01/04/17 - 30/06/17

In order to give the maximum time possible to resolve any queries, please submit your application for import rights as soon as possible within the application periods.

9. Your application must be lodged by, or on behalf of, a processing establishment which is EC approved under Article 4 of Commission Regulation (EC) No 853/2004 and must be signed by the eligible processor or an authorised signatory.
10. You must ensure that:
- your application is for a bone-in quantity (for these purposes 100kgs of bone-in beef equals 77kgs of boneless beef);
 - your application for import rights does not exceed 10% of each quantity available;

- each application quotes both the EC and RPA approval number; and
- you submit only one application for rights under System A and/or B.

Note: If more than one application for import rights is received under System A and/or B, all applications will be rejected.

ACCOMPANYING DOCUMENTATION

11. The following documentation would preferably be received during the 'Proof Documentation' dates, in preparation and prior of the 'Application Period' dates within the Timetable at paragraph 8.

- proof of EC approval. This should specify that you are authorised to handle and process beef in the designated establishment; and
- a valid VAT certificate;

Note: If you are registered as part of a group, you must provide an up to date VAT certificate that lists each company within the group.

- proof of any relationships with other companies, for example, Certificate of Incorporation or letter confirming the status from an accountant or solicitor;
- a valid scale calibration certificate; and
- evidence that you have actively processed beef throughout both 12 month periods and not only on a few isolated occasions of processing. Evidence must include:
 - copies of purchase invoices;
 - proof of payment;
 - copies of delivery notes; and
 - cooking records showing the production of products containing beef.

Applicants who have participated in the 2015/16 ITQ quota only need to provide proof for that 12 month period.

Applicants who have not processed ITQ beef in the previous two 12 month periods must provide cooking records verified by RPA Inspectorate.

In addition, if using an agent you may wish to submit a letter of authority to cover the quota period with your application. This will avoid unnecessary delays to licence applications during the quota period (read paragraph 14 below).

ALLOCATION SECURITY

12. You must lodge a security of €6 per 100kgs with your application. The lodging of this security obligates you to use the full amount of quota allocated. If you do not

use your quota, security will be forfeit in proportion to the amount unused. Allocation securities must be in place prior to the application deadline. Your application may be rejected if you fail to comply with the procedures stated in paragraphs 7 to 11.

ALLOCATION OF IMPORT RIGHTS

13. On the basis of applications received from all Member States, the European Commission will decide on the allocation of import rights. You will be informed of your allocation before the end of June 2016. Upon receipt of the notification you may apply for licences immediately, but only in the Member State where those rights were allocated.

USE OF AN AGENT

14. If using an agent to apply for licences on your behalf you must:
- provide a letter of authority on original headed paper at the beginning of the quota period as referred to in Notice to Traders 07/11. This must show the same name and RPA trader registration number as that on the application for allocation of import rights;
 - retain full records of licence applications and usage of your allocation;
 - retain copies of your letters of authority; and
 - licences will not be processed until a valid letter of authority is received.

APPLYING FOR LICENCES

15. For licences under this quota your application must state:
- in box 8, the country of origin;
 - in box 16, one of the eligible CN codes (8 digits); and
 - in box 20:

'Licence valid in the UK. Meat intended for processing A/B product (*delete as appropriate*) at (*exact designation and EC approval number of the establishment where the processing is to take place*) – Commission Regulation (EC) No 412/2008' and 'Order number 09.4057' for System A products or 'Order number 09.4058' for System B products.

Licence applications can only be lodged in the Member State in which import rights have been obtained.

RELEASE OF ALLOCATION SECURITY

16. Allocation security will be released proportionally when licences are applied for.

LICENCE SECURITY

17. You must lodge a security of €12 per 100kgs with your import licence application.

You must ensure all applications clearly state the method by which security is being provided. If security is being provided by block guarantee you must state which guarantee is to be debited.

ISSUE OF LICENCES

18. Your licences will:

- be valid for from the actual day of issue until the end of the third month following that day; and
- be issued in the name of the operator who has obtained the import rights.

RELEASE OF LICENCE SECURITY

19. Security on electronic licences will be released automatically once they have been fully attributed. If the electronic licence has not been fully used, the security will be forfeit in proportion to the amount unused.

PROCEDURES FOR IMPORT AND PROCESSING

20. You must lodge a security when you import under this scheme to ensure that the entire quantity of meat imported is processed at the designated establishment within three months. The rates of security are set out in Annex II. The security must be lodged with the ITQ Beef Section in Newcastle when you submit a Notice of Movement and Lodgement of Security form (ITQ2a).

This must be submitted at least three days before the intended date of release from Customs control.

21. If you use a guarantee you may lodge:

- a standing guarantee as long as it covers all of the beef to be processed at any one time before clearance of the processing certificate;
- a guarantee per warrant/removal; or
- a guarantee per licence.

TIME LIMITS

22. You must process the meat within three months following the date of importation.

The processing security will be forfeit in full if the meat is not processed in the designated establishment.

The processing security will be forfeit in proportion if the meat is not processed within the three month deadline.

Processing security will be forfeit if proof of end use is not produced within seven months following the date of importation.

23. Notification of processing must be faxed to RPA Inspectorate or emailed to DARD or the Scottish Government at least three days before processing is to commence with dates and times.

24. Processing cannot commence until three days after import. This is to provide an opportunity for an initial inspection of the imported goods by RPA Inspectors.

TRACEABILITY

25. Processors must at all times be able to demonstrate the identity and use of imported meat through accurate and appropriate production records. Security may be forfeit if these records are inadequate.

SAMPLING

26. Samples of products will be taken for analysis to ensure compliance with processing requirements as detailed in Annex I. Analysis costs must be paid by the processor.
27. If your allocation is processed at more than one site within your group, a representative sample will be tested from each site. The ratio of one sample per processor per year will continue if all processing is carried out at the allocation holders processing plant. This is to ensure overall conformity with regulatory requirements.

Currently the cost is £767.80, broken down as follows:

Cost (excluding VAT)	Test
£189	<ul style="list-style-type: none"> • Hydroxyproline (to derive collagen) • Crude protein (N x 6.25) • Moisture • Fat • Ash • Collagen/protein ratio • Lean meat • Meat and jelly • hhh
£405	Non-bovine meat (ELISA screening test)

VAT of 20% is applied to the above costs plus a £55 administrative charge, which brings the total to £767.80.

For samples of whole cooked joints, processors will be charged the £55 administration charge.

Upon confirmation of analysis an invoice will be raised and the processor will be required to pay it within 28 days.

28. If a sample fails analysis and is proven to be outside of the regulatory requirements, the sampling ratio for that processor will be increased and your securities may be forfeit.

ACCURACY OF INFORMATION

29. You are responsible for the accuracy of your application and validity of proofs. Applications which do not meet the qualifying conditions will be rejected.

ANIMAL AND PUBLIC HEALTH

30. As a measure to protect animal and public health, all products of animal origin may be subject to the conditions of a Defra import licence. Advice on whether a Defra licence is required can be obtained from the Defra (International Trade Division – Animal Products) telephone (0207) 904 6496/6501.

AUTHORITY

31. You will find details of these arrangements in Commission Regulation (EC) No 412/2008 published in Official Journal L125. You can access the Official Journals electronically by visiting the Commission's Europa website. Copies may also be obtained from Stationery Office bookshops and accredited agents, or ordered from the Stationery Office website (www.tso.co.uk). Please note RPA cannot provide any warranty as to the accuracy or completeness of the Europa website. Whilst every care has been taken in producing this guidance, the regulation as published is definitive.

QUESTIONS

32. If you have any queries concerning this notice, please contact RPA Newcastle on the following:

Telephone 0191 226 5050

Fax 0191 226 5182

Email Trader@rpa.gsi.gov.uk

SYSTEM A PRODUCTS

Processed product falling under CN codes 1602 5031, 1602 5039 or 1602 5080 not containing meat other than that of animals of the bovine species with a collagen/protein ratio of no more than 0.45% and containing by weight at least 20% of lean meat (excluding offal and fat) with meat and jelly accounting for at least 85% of the total net weight.

The product must be subjected to a heat treatment sufficient to ensure the coagulation of meat proteins in the whole of the product and which therefore show no traces of a pinkish liquid on the cut surface when the product is cut along a line passing through its thickest part.

Determination of collagen content:

- The hydroxyproline content is multiplied by the factor 8. The hydroxyproline content must be determined according to ISO method 3496 – 1978.
- Determination of lean bovine meat content:
- The procedure must be followed in accordance with that described in the Annex to Commission Regulation (EC) No 2429/1986 published in Official Journal L210.

Determination of offal:

- Heads and cuts thereof (including ears), feet, tails, hearts, udders, livers, kidneys, sweetbreads (thymus glands and pancreas), brains, lungs, throats, thick skirts, spleens, tongues, caul, spinal cords, edible skin, reproductive organs (that is, uteri, ovaries, and testes) thyroid glands and pituitary glands.

SYSTEM B PRODUCTS

Processed products containing beef other than one specified in Article 1(1)a of Commission Regulation (EC) No 1254/1999 or under System A above.

However, a processed product falling under CN code 0201 2090 which has been dried or smoked so that the colour and consistency of the fresh meat has totally disappeared and with a water/protein ratio not exceeding 3.2, shall be considered to be a System B product.

AMOUNTS OF SECURITY

Product (CN code)	Euro/1000 kg net	
	For manufacture of A-products	For manufacture of B-products
0202 20 30	1,414	420
0202 30 10	2,211	657
0202 30 50	2,211	657
0202 30 90	3,041	903
0202 29 91	3,041	903

This publication was withdrawn on 18 June 2020