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► **B****COMMISSION REGULATION (EEC) No 1868/77****of 29 July 1977**

laying down detailed rules of application for Regulation (EEC) No 2782/75 on the production and marketing of eggs for hatching and of farmyard poultry chicks

(OJ L 209, 17.8.1977, p. 1)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Commission Regulation (EEC) No 3759/85 of 23 December 1985	L 356	64	31.12.1985
► <u>M2</u>	Commission Regulation (EEC) No 1351/87 of 15 May 1987	L 127	18	16.5.1987
► <u>M3</u>	Commission Regulation (EEC) No 2773/90 of 27 September 1990	L 267	25	29.9.1990
► <u>M4</u>	Commission Regulation (EC) No 3239/94 of 21 December 1994	L 338	48	28.12.1994
► <u>M5</u>	Commission Regulation (EC) No 1792/2006 of 23 October 2006	L 362	1	20.12.2006

Amended by:

► <u>A1</u>	Act of Accession of Greece	L 291	17	19.11.1979
► <u>A2</u>	Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded	L 236	33	23.9.2003

Corrected by:

► <u>C1</u>	Corrigendum, OJ L 159, 19.6.1987, p. 24 (87/1351)
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▼B**COMMISSION REGULATION (EEC) No 1868/77****of 29 July 1977****laying down detailed rules of application for Regulation (EEC) No 2782/75 on the production and marketing of eggs for hatching and of farmyard poultry chicks**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs ⁽¹⁾, as amended by Regulation (EEC) No 368/76 ⁽²⁾, and in particular Article 15 thereof,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat ⁽³⁾, as amended by Regulation (EEC) No 369/76 ⁽⁴⁾, and in particular Article 15 thereof,

Having regard to Council Regulation (EEC) No 2782/75 of 29 October 1975 on the production and marketing of eggs for hatching and of farmyard poultry chicks ⁽⁵⁾, and in particular Article 17 thereof,

Whereas Regulation (EEC) No 2782/75 laid down certain rules for the production and marketing of eggs for hatching and of farmyard poultry chicks; whereas, the implementation of these rules requires rules of application regarding the allocation of distinguishing numbers, the markings to be made on eggs and packaging and the communication of the necessary information;

Whereas each establishment must be given a distinguishing registration number based on a code so drawn up in each Member State that it is possible to determine the activity in which the establishment is engaged;

Whereas Commission Regulation (EEC) No 95/69 of 17 January 1969 implementing Regulation (EEC) No 1619/68 on marketing standards for eggs ⁽⁶⁾, as amended by Council Regulation (EEC) No 2772/75 of 29 October 1975 on marketing standards for eggs ⁽⁷⁾ provides for the identification and marketing of incubated eggs which were not marketed before being put into incubation and are marketed as industrial eggs;

Whereas statistics on which short-term and long-term forecasts are based must be comparable; whereas the monthly summaries prepared by Member States should therefore be harmonized; whereas, moreover, the collection of information could be facilitated by using a standard form for the summary;

Whereas the present information on intra-Community trade in chicks is not sufficient to establish short-term production estimates; whereas special arrangements should be made for Member States that do not have the necessary administrative machinery for collecting such information;

⁽¹⁾ OJ No L 282, 1. 11. 1975, p. 49.

⁽²⁾ OJ No L 45, 21. 2. 1976, p. 2.

⁽³⁾ OJ No L 282, 1. 11. 1975, p. 77.

⁽⁴⁾ OJ No L 45, 21. 2. 1976, p. 3.

⁽⁵⁾ OJ No L 282, 1. 11. 1975, p. 100.

⁽⁶⁾ OJ No L 13, 18. 1. 1969, p. 13.

⁽⁷⁾ OJ No L 282, 1. 11. 1975, p. 56.

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Whereas it is for each Member State to lay down the penalties for infringements of these provisions;

Whereas, to simplify the rules, Commission Regulation (EEC) No 2335/72 of 31 October 1972 implementing Council Regulation (EEC) No 1349/72 on the production and marketing of eggs for hatching and of farmyard poultry chicks ⁽¹⁾, as last amended by Regulation (EEC) No 373/73 ⁽²⁾, should be repealed;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

1. All applications for registration of one of the establishments referred to in Article 1 (3) of Regulation (EEC) No 2782/75 shall be addressed to the competent authority of the Member State in whose territory the establishment is located. This authority shall allocate to the establishment being registered a distinguishing number comprising one of the following capital letters:

▼M4

AT for Austria

▼B

B for Belgium

▼M5

BG for Bulgaria

▼A2

CZ for the Czech Republic

▼B

D for the Federal Republic of Germany

DK for Denmark

▼A2

EE for Estonia

▼A1

E for Greece

▼M1

ESP for Spain

▼B

F for France

▼M4

FIN for Finland

▼B

I for Italy

IRL for Ireland

▼A2

CY for Cyprus

LV for Latvia

LT for Lithuania

⁽¹⁾ OJ No L 252, 8. 11. 1972, p. 1.

⁽²⁾ OJ No L 39, 12. 2. 1973, p. 37.

▼ B

L for Luxembourg

▼ A2

HU for Hungary

MT for Malta

▼ B

NL for the Netherlands

▼ A2

PL for Poland

▼ M1

PORT for Portugal

▼ M5

RO for Romania

▼ A2

SI for Slovenia

SK for Slovakia

▼ M4

SE for Sweden

▼ B

UK for the United Kingdom

together with an identifying number so allocated that it is possible to determine the activity in which the establishment is engaged.

2. Member States shall inform the Commission without delay of any changes in the code of distinguishing numbers used to determine the activity in which the establishment is engaged.

▼ M2*Article 2*

(1) The individual marking of eggs for hatching, used for chick production, shall be carried out at the producer establishment which shall print its distinguishing number on the eggs. The letters and figures shall be indicated in indelible black ink at least 2 mm high and 1 mm wide.

(2) ►**C1** Member States may authorize, by derogation ◀ the marking of eggs for hatching in a different manner from that presented in paragraph 1, provided that it be in black, indelible, clearly visible, and at least 10 mm² in area. Such marking shall be carried out prior to insertion into the incubator, either at a producer establishment, or at a hatchery.

Packs or containers of any type in which these eggs are transported shall bear the distinguishing number of the producer establishment.

Member States exercising this power shall inform the other Member States and the Commission thereof and shall communicate to them the provisions made to that end.

(3) Only eggs for hatching marked according either to paragraph 1 or paragraph 2 may be transported or traded between Member States.

▼ B*Article 3*

The markings to be made on packings ►**M2** ————— ◀ shall be made in indelible black ink, in letters or figures at least 20 mm high and 10 mm wide, drawn 1 mm thick.

▼B*Article 4*

1. The standard form for the summary referred to in Article 10 of Regulation (EEC) No 2782/75 is contained in Annex I. This summary shall be forwarded by Member States to the Commission each calendar month not later than four weeks after the end of the month to which the figures refer.

▼M3

1a. From 3 October 1990 to 31 December 1992, Germany shall undertake the separate transmission of the statistics under Part I of the summary referred to in paragraph 1 for the former German Democratic Republic.

▼B

2. Member States may use the standard form for the summary (Part I) contained in Annex I to collect from the hatcheries the information referred to in Article 9 (1) of Regulation (EEC) No 2782/75.

3. Member States may specify that in respect of chicks several copies of the accompanying document referred to in Article 13 of Regulation (EEC) No 2782/75 shall be drawn up. In this case, one copy of the document shall be sent to the competent agency referred to in Article 16 thereof on importation or exportation or at the time of intra-Community trade.

4. Member States who use the procedure referred to in paragraph 3 shall inform the other Member States and the Commission thereof.

Article 5

Member States shall take all necessary measures to impose penalties for any infringement of the Regulations on the production and marketing of eggs for hatching and of farmyard poultry chicks.

Article 6

Before 30 January each year Member States shall send to the Commission statistics on the structure and activity of hatcheries, using the standard form contained in Annex II.

Article 7

Regulation (EEC) No 2335/72 is hereby repealed.

Article 8

This Regulation shall enter into force on 1 January 1978.

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

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ANNEX I

MONTHLY SUMMARY OF PRODUCTION AND MARKETING OF EGGS FOR
HATCHING AND OF FARMYARD POULTRY CHICKS

PART I

Country : Month : Year : 1 000 units

A. Eggs for hatching placed in incubation	Cocks, hens, chickens			Ducks	Geese	Turkeys	Guinea fowl
	laying	meat	mixed				
Grandparent and parent ⁽¹⁾							
Utility							

B. How chicks are used	Cocks, hens, chickens			Ducks	Geese	Turkeys	Guinea fowl
	laying	meat	mixed				
Grandparent and parent females ⁽¹⁾							
Utility females for laying							
Males and females for fattening							
Cockerels for sexing							

⁽¹⁾ Where possible Member States shall distinguish between grandparent and parent.

▼B

EXTERNAL TRADE IN FARMYARD POULTRY CHICKS

PART II

Country :	Month :	Year :	1 000 units				
Intra-Community trade							
IMPORTS	Cocks, hens, chickens ')			Ducks	Geese	Turkeys	Guinea fowl
	laying	meat	mixed	}	}	}	}
Chicks : grandparent females parent females (!)							
Chicks : Utility							
EXPORTS							
Chicks : grandparent females parent females (!)							
Chicks : Utility							
Imports from ... and exports to non-member countries							
IMPORTS							
Chicks : grandparent females parent females (!)							
Chicks : Utility							
EXPORTS							
Chicks : grandparent females parent females (!)							
Chicks : Utility							

(!) Where possible Member States shall distinguish between grandparent and parent.

To be sent to:

1. Directorate-General for Agriculture, Division for Poultry Products, rue de la Loi 200, B-1049 Brussels.	2. Statistical Office of the European Communities Agricultural Statistics, Luxembourg 1, European Centre, PO Box 1907, Luxembourg.
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ANNEX II

STRUCTURE AND UTILIZATION OF HATCHERIES

The table covers only those hatcheries which were operating in the previous year.
Multiple activity hatcheries are to be included under each type of poultry actually produced.

Country : Region (!) : Year :

Size category (Capacity)	Cocks — hens — chickens					
	Number	Capacity (?)	Utilization (%)			
			Laying	Meat	Mixed	
1 001 to 10 000						
10 001 to 20 000						
20 001 to 50 000						
50 001 to 100 000						
100 001 to 200 000						
200 001 to 500 000						
more than 500 000						
Total :						
	Ducks			Geese		
	Number	Capacity (?)	Utilization (%)	Number	Capacity (?)	Utilization (%)
1 001 to 10 000						
10 001 to 20 000						
20 001 to 50 000						
50 001 to 100 000						
100 001 to 200 000						
200 001 to 500 000						
more than 500 000						
Total :						

▼B

Size category (Capacity)	Turkeys			Guinea fowl		
	Number	Capacity ⁽²⁾	Utilization ⁽³⁾	Number	Capacity ⁽²⁾	Utilization ⁽³⁾
1 001 to 10 000						
10 001 to 20 000						
20 001 to 50 000						
50 001 to 100 000						
100 001 to 200 000						
200 001 to 500 000						
more than 500 000						
Total :						

(¹) Region:	Belgium:	one region only,
	Denmark:	one region only,
	Germany:	Bundesländer,
▼<u>A1</u>	Greece:	one region only,
▼<u>M1</u>	Spain:	eleven provinces,
▼<u>B</u>	France:	régions de programme,
	Ireland:	one region only,
	Italy:	regioni,
	Luxembourg:	one region only,
	Netherlands:	one region only,
▼<u>M4</u>	Austria:	one region only,
▼<u>M1</u>	Portugal:	one region only,
▼<u>M4</u>	Finland:	one region only,
▼<u>B</u>	Sweden:	one region only,
▼<u>A2</u>	United Kingdom:	11 administrative regions,
	Czech Republic:	one region only,
	Estonia:	one region only,
	Cyprus:	one region only,
	Latvia:	one region only,
	Lithuania:	one region only,
	Hungary:	one region only,
	Malta:	one region only,
	Poland:	one region only,
	Slovenia:	one region only,
	Slovakia:	one region only,
▼<u>M5</u>	Bulgaria:	one region only,
▼<u>B</u>	Romania:	one region only.

(²) In thousands.

(³) Eggs placed in incubation in the preceding year, in thousands.

To be sent to:

1. Directorate-General for Agri- culture, Division for Poultry Products, rue de la Loi 200, B-1049 Brussels.	2. Statistical Office of the European Communities Agricultural Statistics, Luxembourg 1, European Centre, PO Box 1907, Luxembourg.
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