

Pigmeat Recall Scheme

Trader Notice No. 06/2009

SECOND INTERIM PAYMENT IN RESPECT OF PRODUCT STORED IN IRELAND BY IRISH SECONDARY PROCESSORS

Following discussions with representatives of the secondary processing sector, the Department has agreed to consider applications for a **second interim payment** in respect of product affected by the recall and within the terms and conditions of the Pigmeat Recall Scheme.

As companies already submitted stock-statements in December in support of their claims for the first interim payment on the **PRS1 form**, the Department proposes to use these statements as the basis for considering this second interim payment. Companies that did not draw down a first interim payment may now make application for an interim payment equal to the sum of the first and second interim payments.

This second interim payment, if approved, will be based on **individualised product values** reflecting the **types of product** included in each product category and the **values attributed** to each of those products by individual companies.

The combination of first and second interim payment shall not exceed **70%** of the overall value of the product declared. The rate of payment for the second interim payment will be calculated in such a way as to ensure this cap is observed.

Please Note

The Department is currently preparing a standardised form for submission of final claims. This is expected to be available shortly. Companies who have dispatched all product to rendering will be eligible to submit a final claim for payment immediately thereafter, which may be more convenient for some than applying for a second interim payment. A separate Trader Notice will issue on this.

HOW TO MAKE A CLAIM FOR INTERIM PAYMENT:

Filling out the PRS 6 form

- Applicants must submit their claim on the **PRS 6 form**, which is attached at Appendix 1. This form, which has been designed in consultation with the sector, is effectively a Summary Sheet based on the data already provided in the PRS1 in December.
- Applicants should note that the total volume of product declared on the PRS 6 **cannot exceed** the volume already declared in December on the PRS1. It is fully appreciated that some companies may have acquired additional returned stock since they made their original claim in December. While this additional stock cannot be considered for the purposes of the second interim payment it can, of course, be submitted as part of the final claim for payment and will be fully considered then. For information purposes only, however, provision has been made on the PRS6 for companies to indicate the volume of additional product which they have acquired since the December claim.

- Using the PRS 6 form, the applicant must provide a breakdown of the products declared into the global product categories already in use, giving the relevant volumes and valuations for each, and the volume of pigmeat of foreign origin used in each.
- The PRS 6 form also includes a field to record the overall quantity of product which has been dispatched for rendering by the applicant to date.

Information to be provided in support of the PRS 6

- As the types of products declared will differ from company to company, and may be valued differently as well, applicants must indicate precisely which types of product they have included in each of the global product categories on the PRS 6, with the relevant valuations applying for the week leading up to the 6th of December. A suitable template- in a format proposed by the sector - is provided at **Appendix 2**.
- Valuations used for each product must be no greater than the wholesale market price for the product as recorded and verifiable by the processor, and should be net of VAT where this applies. Any discounts applied to products must be similarly applied to the valuations submitted in respect of this payment. Applicants must make records relating to the prices notified available to the Minister for scrutiny, on request.
- Where identical products are marketed and priced at differing values, a weighted average value must be calculated and used for all such products. The basis of such weighted valuations must be made available to the Minister for scrutiny, on request.

General Requirements

- Applicants must complete and return the formal **acceptance of the terms and conditions of the Pigmeat Recall Scheme** circulated on 29 January 2009.
- A **current Tax Clearance certificate** in respect of the company concerned must accompany all applications for this interim payment.
- A full copy of the **current Public Liability and Products Recall policy documents** in respect of insurance carried by each company. This should include specifically the full Policy Schedule and Policy Wording, incorporating all endorsements, extensions, conditions and exclusions.
- **Processors claiming an interim payment for the first time** should contact the Department as below to determine any additional documentation required to make a valid application.

Contact Details:

Applications should be typed and submitted (in hard-copy only) no later than 18 March, 2009 to:

Pigmeat Recall Unit
Department of Agriculture, Fisheries and Food
Johnstown Castle
Co. Wexford.

Further information can be obtained by emailing pigmeat.recall@agriculture.gov.ie or by contacting the Unit directly at (053) 9165593.

11 March 2009