

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 868 final

Brussels, 6 January 1983

Proposal for a

COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2766/75 establishing the list of products for which sluice-gate prices are to be fixed and laying down the rules for fixing the sluice-gate prices for pig carcasses

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Proposal for a

COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2767/75 laying down general rules for the system of "pilot products products and derived products" enabling additional amounts to be fixed for pigmeat

(submitted to the Council by the Commission)

COM(82) 868 final

Explanatory memorandum

The system governing imports laid down by Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat has so far given broadly satisfactory results. A number of amendments have, however, been found to be necessary to make the system easier to apply in practice.

In addition to a number of changes to the section of the CCT relating to pigmeat products, currently being dealt with by the Commission, these amendments concern the procedure for fixing additional amounts on imports. These additional amounts may be fixed when the free-at-Community-frontier offer prices for a particular product are found to be below the sluice-gate price. As the Regulation covers a large range of products, the quality and hence the price of which may vary considerably, sluice-gate prices are fixed under Regulation (EEC) No 2766/75 for certain basic products only, most of which are also "pilot products" within the meaning of Regulation (EEC) No 2767/75; for the other products, known as "derived products", for which no sluice-gate prices are fixed, additional amounts may be derived from the additional amounts for the pilot products.

The practical application has shown that the fixation of additional amounts for derived products on the basis of those for pilot products may arrive at unrealistic amounts; nor does the system allow an additional amount to be fixed for a derived product when there is no such amount for the pilot product. It has also turned out, in trade with non-Community countries, that product quality often varies less than was initially expected; this means that the list of products for which sluice-gate prices are fixed, may now be extended and the scope of the system of pilot and derived products restricted accordingly.

In addition, the changes to the section of the CCT relating to pigmeat products, referred to above, means that the description of the various tariff subheadings listed in Regulations (EEC) Nos 2766/75 and 2767/75 needs to be altered.

The object of the two attached proposals is therefore to adapt the system of sluice-gate prices and pilot and derived products, and to alter the current designation of meat products, with effect from 1 February 1983.

Proposal for a  
Council Regulation (EEC)

amending Regulation (EEC) No 2766/75 establishing the list of products for which sluice-gate prices are to be fixed and laying down the rules for fixing the sluice-gate prices for pig carcasses.

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 2759/75<sup>1</sup> of 29 October 1975 on the common organization of the market in pigmeat, as last amended by Regulation (EEC) No 2966/80<sup>2</sup>, and in particular Article 12(4) thereof,

Having regard to the proposal from the Commission,

Whereas Article 12 of Regulation (EEC) No 2759/75 provides that sluice-gate prices are to be fixed only for certain of the products other than pig carcasses referred to in Article 1 of that Regulation; whereas the list of these products was established by Council Regulation (EEC) No 2766/75<sup>3</sup> as last amended by Regulation (EEC) No 772/79<sup>4</sup>;

Whereas Article 13 of Regulation (EEC) No 2759/75 set up a system of "pilot products and derived products" for the products covered by that Regulation but not included on the above mentioned list; whereas the practical application of this system has nonetheless given rise to a number of problems;

Whereas the degree of stability in the market prices of certain products hitherto subject to the system of pilot and derived products has proved to be greater than originally expected; whereas this stability means that they can be included on the list of products for which sluice-gate prices are fixed,

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<sup>1</sup> OJ L 282, 1.11.1975, p. 1.

<sup>2</sup> OJ L 307, 18.11.1980, p. 5.

<sup>3</sup> OJ L 282, 1.11.1975, p.25.

<sup>4</sup> OJ L 99, 21. 4.1979, p. 1.

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HAS ADOPTED THIS REGULATION:

Article 1

1. Article 1 of Regulation (EEC) No 2766/75 is hereby replaced by the following:

"Article 1

In addition to meat of domestic swine in whole carcasses or half-carcasses falling within subheading 02.01 A III a)1 of the Common Customs Tariff, sluice-gate prices shall be fixed for the products referred to in the Annex"

2. The Annex to this Regulation is added to Regulation (EEC) No 2766/75.

Article 2

This Regulation shall enter into force on 1 February 1983.

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

Done at Brussels,

For the Council

ANNEX

List of the products referred to in Article 12(3) of Regulation (EEC) No 2759/75, for which sluice-gate prices are to be fixed.

CCT heading No	Description of goods
01.03	<p>Live swine:</p> <p>A. Domestic species:</p> <p>    II. Other:</p> <p>        a) Sows having farrowed at least once of a weight of not less than 160 kg</p> <p>        b) Other</p>
02.01	<p>Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen:</p> <p>A. Meat:</p> <p>    III. Of swine:</p> <p>        a) Of domestic swine:</p> <p>            2) Legs and parts thereof</p> <p>            3) Fore-ends or shoulders; parts thereof</p> <p>            4) Loins and parts thereof</p> <p>            5) Bellies and parts thereof</p> <p>            6) Other:</p> <p>                aa) Boned or boneless</p>
02.05	<p>Pig fat free of lean meat and poultry fat (not rendered or solvent-extracted), fresh, chilled, frozen, salted, in brine, dried or smoked:</p> <p>A. Subcutaneous pig fat:</p> <p>    I. Fresh, chilled, frozen, salted or in brine</p> <p>    II. Dried or smoked</p>

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CCT heading No	Description of goods
02.06	<p>Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked:</p> <p>B. Meat and edible meat offals of domestic swine:</p> <p>I. Meat:</p> <p>a) Salted or in brine:</p> <ol style="list-style-type: none"><li>1. Bacon sides or spencers</li><li>2. 3/4 sides or middles</li><li>3. Hams and parts thereof</li><li>4. Fore-ends or shoulders; parts thereof</li><li>5. Loins and parts thereof</li><li>6. Bellies and parts thereof</li><li>7. Other:<ol style="list-style-type: none"><li>aa) Boned or boneless</li></ol></li></ol> <p>b) Dried or smoked:</p> <ol style="list-style-type: none"><li>1. Hams and parts thereof</li><li>2. Fore-ends or shoulders; parts thereof</li><li>3. Loins and parts thereof</li><li>4. Bellies and parts thereof</li><li>5. Other:<ol style="list-style-type: none"><li>aa) Boned or boneless</li></ol></li></ol>
15.01	<p>Lard, other pig fat and poultry fat, rendered or solvent-extracted:</p> <p>A. Lard and other pig fat:</p> <p>II. Other</p>
16.01	<p>Sausages and the like, of meat, meat offal or animal blood:</p> <p>B. Other:</p> <p>I. Sausages, dry or for spreading, uncooked</p>

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CCT heading No	Description of goods
16.02	<p>Other prepared or preserved meat or meat offal:</p> <p>B. Other:</p> <p>III. Other:</p> <p>a) Containing meat or offal of domestic swine:</p> <p>2. Other, containing by weight:</p> <p>aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin:</p> <p>11. Hams or loins (excluding collars); parts thereof</p> <p>22. Collars or shoulders; parts thereof</p>

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 2759/75<sup>1</sup> of 29 October 1975 on the  
common organization of the market in pigmeat as last amended by Regulation (EEC)  
No 2966/80<sup>2</sup>, and in particular Article 13(4) thereof;

Having regard to the proposal from the Commission;

Whereas Article 13 of Regulation (EEC) No 2759/75 sets up a system of pilot and  
derived products, in order to enable additional amounts to be fixed for those  
products for which there is no sluice-gate price, called derived products, on  
the basis of the additional amounts fixed for the pilot products; and whereas  
the list of pilot products and derived products was laid down by Council  
Regulation (EEC) No 2767/75<sup>3</sup>;

Whereas it has become clear that sluice-gate prices can be fixed for certain  
products which until now have figured in the list of derived products;

Whereas the application of the system of pilot and derived products has given  
rise to certain problems; whereas the additional amounts to which the system  
can lead, do not correspond in all cases to the market requirements; and  
whereas therefore the application of the system should be limited to a smaller  
number of products;

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<sup>1</sup>OJ L 282, 1.11.1975, p. 1.

<sup>2</sup>OJ L 307, 18.11.1980, p. 5.

<sup>3</sup>OJ L 282, 1.11.1975, p. 29.

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Whereas Article 4 of Regulation (EEC) No 2767/75 defined certain products derived from pig carcasses; whereas, moreover, these same products are defined by provisions adopted under Article 10, paragraph 4 of Regulation (EEC) No 2759/75; whereas there is reason, in the interests of clarity and administrative simplicity, to retain a single definition and accordingly to delete the abovementioned Article 4.

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2767/75 is hereby amended as follows:

1. Article 1 is replaced by the following :

"Article 1

The pilot products and the derived products relating to each of these products shall be as shown in the Annex."

2. The text of article 2(3) is replaced by the following:

"3. If more than one pilot product is specified in respect of a derived product, the additional amount for the derived product shall be equal on the highest of the amounts obtained by multiplying the additional amount for each of the pilot products in question by the relevant coefficient."

3. Article 4 is deleted.

4. Annex I is replaced by the Annex to this Regulation.

5. Annex II is deleted.

Article 2

This Regulation shall enter into force on 1 February 1983.

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

Done at Brussels,

For the Council

ANNEX

List of pilot products and derived products in respect of the products specified in Article 1(1) of Regulation (EEC) No 2759/75

	CCT heading No	Description of goods
Pilot product	02.01 A IIIa)1	Meat of domestic swine in whole carcasses or half-carcasses
Derived products	02.01 A IIIa)	Meat of domestic swine, fresh, chilled or frozen: 6. Other: bb) Other
	02.06 B Ia)	Meat of domestic swine, salted or in brine: 7. Other: bb) Other
	02.06 B Ib)	Meat of domestic swine, dried or smoked: 5. Other: bb) Other

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	CCT heading No	Description of goods
Pilot products	02.01 A IIIa)2	Legs and parts thereof
Derived products	16.01	Sausages and the like, of meat, meat offal or animal blood:
	B	Other:
	II	Other
	16.02	Other prepared or preserved meat or meat offal
	B	Other:
	III	Other
		a) Containing meat or offal of domestic swine:
		2. Other, containing, by weight:
		aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin:
		33. Other
		bb) 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin
		cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin

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	CCT heading No	Description of goods
Pilot products	02.01 A IIIa)3	Fore-ends or shoulders; parts thereof
Derived products	16.01	Sausages and the like, of meat, meat offal or animal blood:
	B	Other:
	II	Other
	16.02	Other prepared or preserved meat or meat offal
	B	Other:
	III	Other
		a) Containing meat or offal of domestic swine:
		2. Other, containing, by weight:
		aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin:
		33. Other
		bb) 40 % or more but less than 80 % of meat or offal of any kind, including fats of any kind or origin
		cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin

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	CCT heading No	Description of goods
Pilot product	02.01 A III a)4	Loins and parts thereof
Derived products	16.02 B III	Other prepared or preserved meat or meat offal Other: Other a) Containing meat or offal of domestic swine: 2. Other, containing by weight: aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin: 33. Other bb) 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin

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	CCT heading No	Description of goods
Pilot product	02.01 A IIIa)5	Bellies and parts thereof
Derived products	16.01	Sausages and the like, of meat, meat offal or animal blood:
	B	Other:
	II	Other
	16.02	Other prepared or preserved meat or meat offal
	B	Other:
	III	Other
		a) Containing meat or offal of domestic swine:
		2. Other, containing, by weight:
		aa) 80 % or more of meat or offal, of any kind, including fats of any kind or origin
		33. Other
		bb) 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin
		cc) Less than 40 % of meat or offal, of any kind, including fats of any kind or origin

