

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 343 final

Brussels, 14 June 1982

Proposal for a
COUNCIL REGULATION (EEC)
amending Regulation No 950/68 on the Common Customs Tariff

(submitted to the Council by the Commission)

COM(82) 343 final

EXPLANATORY MEMORANDUM

1. During discussion in the Committee on CCT Nomenclature of certain articles of clothing referred to in English as breeches or knickerbockers, with a view to classifying them in the Common Customs Tariff, it was observed that in the case of the following subheading:

61.01 Men's and boys' outer garments:

B. Other:

V. Other:

d) Breeches and shorts,

the English version of the CCT could only be interpreted differently from the other language versions.

2. In addition, following certain difficulties encountered by the United Kingdom administration regarding the classification of acrylic tufted bath mats in the Common Customs Tariff, it was observed that in the case of the following subheading:

58.02 Other carpets, carpeting, rugs, mats and matting, and "Kelem", "Schumacks" and "Karamanie" rugs and the like (made up or not):

A. Carpets, carpeting, rugs, mats and matting:

II. Other:

a) Tufted carpets, carpeting and rugs,

the English version of the CCT could only be interpreted differently from the other language versions.

3. In view of the foregoing and in order to rectify the situation, it is proposed that the English text of the subheadings in question be aligned on the wording of the other versions. In order to effect this alignment, the present wording "breeches and shorts" should be replaced by the term "shorts" and the phrase "tufted carpets, carpeting and rugs" should be replaced by the words "tufted carpets, carpeting, rugs, mats and matting".

These amendments should enter into force on 1 July 1982. The Commission therefore requests the Council to decide on this draft proposal for a Regulation at one of its forthcoming meetings.

PROPOSAL FOR A COUNCIL REGULATION (EEC) No.
amending Regulation (EEC) No 950/68 on the
Common Customs Tariff

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 28 and 113 thereof,

Having regard to the proposal from the Commission,

Whereas, for the purpose of classifying in the Common Customs Tariff (CCT) annexed to Regulation (EEC) No 950/68 (1), as last amended by Regulation (EEC) No (2), certain garments which cover the lower part of the body from the waist downwards while surrounding each leg individually, the criterion of the length of these garments should be adopted; whereas, on the basis of this criterion, these garments have been classified in subheading 61.01 B V e) (Trousers) when they cover the knees and in subheading 61.01 B V d) (Breeches and shorts) when they do not;

Whereas other garments of this type referred to in English as "breeches" or "knickerbockers", which cover the knees, fall to be classified with trousers in subheading 61.01 B V e) on the basis of all the language versions of the CCT except the English;

Whereas, on the other hand, on the basis of the English versions of the CCT, these garments fall to be classified in subheading 61.01 B V d) (Breeches and shorts);

Whereas, in addition, the scope of the present wording of subheading 58.02 A II a) is more restrictive in English than in the other Community language versions;

(1) OJ No L 172, 22.7.1968.

(2) OJ No L

Whereas the wording of subheadings 61.01 B V d) and 58.02 A II a) in the English version of the CCT should be aligned on the texts of the other language versions,

HAS ADOPTED THIS REGULATION:

Article 1

The English version of the Common Customs Tariff annexed to Regulation (EEC) No 950/68 is hereby amended as follows:

1. At subheading 61.01 B V d), "Breeches and shorts" is replaced by "Shorts";
2. At subheading 58.02 A II a), "Tufted carpets, carpeting and rugs" is replaced by "Tufted carpets, carpeting, rugs, mats and matting."

Article 2

This Regulation shall enter into force on 1 July 1982.

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

Done at Brussels,

For the Council

The President.