

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 704 final.

Brussels, 4 November 1982

Draft for a
COUNCIL REGULATION (EEC)
temporarily suspending the autonomous Common Customs Tariff
duties on a number of agricultural products

(submitted to the Council by the Commission)

COM(82) 704 final.

EXPLANATORY MEMORANDUM

1. The subject of the following draft regulation is the temporary suspension of duties in the Common Customs Tariff for a number of agricultural items, as requested by the Member State.

It is partly a prolongation and partly a new measure.

2. It seems appropriate to the Commission that a duty suspension is justified for the goods listed in the annex to this regulation.

The Commission proposes a total suspension for those products for which Community production does not exist or is minimal.

A partial suspension is proposed in cases where the Community production covers only a part of the requirements. The rate of the partially suspended duty depends on the extent of the possible Community supply to the Community users. The Commission is also looking for the right balance between the interests of the suppliers, users and the consumers in the Community.

It also takes into account the need to protect employment.

3. The proposed measures are confined to a fixed period because of the difficulties of estimating the evolution of the basic factors.
4. For a number of items for which the Member States also requested duty suspensions the Commission does not propose a tariff measure because the necessary conditions are not fulfilled. This concerns the following items :

CCT heading No	description
ex 03.01 A I b)	Salmon, fresh (live or dead), chilled or frozen
ex 03.01 A I b)	Salmon, frozen, headless for the processing industry for further manufacture into pastes and spreads
ex 03.01 B I e) 1	Piked dog-fish (<i>Squalus acanthias</i>), fresh, chilled or frozen, whole, headless or in pieces
ex 03.01 B I e) 1	Flaps of piked dog-fish (<i>Squalus acanthias</i>), fresh, chilled or frozen
ex 03.01 B I h) 1	Cod (<i>Gadus morrhua</i> or <i>Gadus callarias</i>), fresh, chilled, whole, intended for processing
03.01 B I ij) 1	Saithe (<i>Pollachius virens</i> or <i>Gadus virens</i>), fresh or chilled, intended for processing
ex 03.01 B I k) 1	Haddock, fresh, chilled, whole, intended for processing
ex 03.01 B I t) 1	Hake (<i>Merluccius</i> spp.) fresh, chilled, whole, intended for processing
ex 03.01 B II a) and B II b) 9	Fillets of hake (<i>Merluccius</i> spp.), fresh, chilled or frozen, intended for processing
ex 03.03 A I	Crawfish heads (<i>Palinurus</i> spp, <i>Panulirus</i> spp and <i>Jasus</i> spp), for the processing industry
ex 16.04 C II	"Herring-flaps" prepared or preserved in vinegar, in immediate packings of a net capacity of 10 kg or more, of which the average weight of 10 "flaps" is greater than 1 kg

5. Attention is drawn to the fact that the Council Resolution of 27.6.1974 simplifying the task of the customs administrations (OJ C 79/74) requires the publication of the attached Regulation at least six weeks before this entry into force.

COUNCIL REGULATION (EEC)

temporarily suspending the autonomous Common Customs Tariff duties on a number of agricultural products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the draft Regulation submitted by the Commission,

Whereas production in the Community of the products specified in this Regulation is currently inadequate or non-existent; whereas producers thus cannot meet the needs of user industries in the Community;

Whereas in certain cases it is in the interest of the Community to suspend the autonomous Common Customs Tariff duties only partially, particularly since the goods in question are produced in the Community and in the other cases to suspend them totally;

Whereas, in view of the difficulty of assessing accurately short-term trends in the economic situation in the relevant sectors, suspension measures should be taken

only temporarily by fixing their period of validity by reference to the interests of Community production,

HAS ADOPTED THIS REGULATION:

Article 1

The autonomous Common Customs Tariff duties for the products listed in the tables annexed hereto shall be suspended at the level indicated against each of them.

These suspensions shall be applicable:

- from 1 January to 30 June 1983 for the products listed in Table I,
- from 1 April to 30 June 1983 for the products listed in Table II.

Article 2

This Regulation shall enter into force on 1 January 1983.

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

Done at Brussels,

For the Council
The President

TABLE I

CCT heading No	Description	Rate of autonomous duty (%)
03.02 A I e)	Salmon, salted or in brine, whole, headless or in pieces	4
ex 07.04 B	Sweet red, or green, peppers, dried, dehydrated or evaporated, in pieces, with a moisture content not exceeding 9.5 % but not further prepared	0
ex 07.05 B I	Beans, white, dried, of the species 'Phaseolus vulgaris'	0
ex 15.07 D I b) 2	<p>Purified soya-bean oil in glass bottles. Each bottle holds 10 litres of purified soya-bean oil containing by weight:</p> <ul style="list-style-type: none"> — a minimum of 8.5 % and a maximum of 12 % of palmitic acid esters, — a minimum of 2.5 % and a maximum of 4.7 % of stearic acid esters, — a minimum of 22.4 % and a maximum of 29 % of oleic acid esters, — a minimum of 46.6 % and a maximum of 53.7 % of linoleic acid esters, — a minimum of 7.4 % and a maximum of 11 % of linoleic acid esters, <p>and containing:</p> <ul style="list-style-type: none"> — not more than 5 millimoles of free fatty acid per kg of oil, — phosphalipids corresponding to a nitrogen content not exceeding 0.04 mg per gram of oil. <p>The soya-bean oil covered by this description is destined for the preparation of emulsions for injections (a)</p>	8 with a maximum duty of 125 ECU per 100 kg net weight, plus a compensatory amount in certain conditions
ex 16.04 B I	Salmon for the processing industry for manufacture into pastes or spreads (a)	0
ex 16.05 A	Crabs of the species 'King' (<i>Paralithodes camchaticus</i>), 'Hanasaki' (<i>Paralithodes brevipes</i>), 'Kegani' (<i>Erimacrus isenbecki</i>), and 'Queen' (<i>Chionoecetes</i> spp), 'Red' (<i>Geryon quinquedens</i>) and 'Rough stone' (<i>Neolithodes asperimus</i>), simply boiled in water and shelled, whether or not frozen, in immediate packings of a net capacity of 2 kg or more	0
ex 16.05 B	Lobster flesh, cooked, to be used by the processing industry for the manufacture of butters based on lobster, pâtés and pastes, soups or sauces (a) (b)	10
ex 16.05 B	Shrimps and prawns of the species 'Pandalus borealis' boiled in water and shelled, whether or not frozen or dried, intended for the industrial processing of products falling within heading No 16.05 (a) (b)	15

(a) Checks on their use for this special purpose shall be carried out pursuant to the relevant Community provisions.

(b) However, the suspension is not allowed where the treatment is carried out by retail sale or catering undertakings.

TABLE II

CCT heading No	Description	Rate of autonomous duty (%)
ex 03.02 A I f)	Coalfish (<i>Pollachius virens</i> or <i>Gadus virens</i>), salted or in brine, whole, headless or in pieces, intended for smoking or drying (a)	8
ex 03.02 A II d)	Fillets of coalfish (<i>Pollachius virens</i> or <i>Gadus virens</i>), salted or in brine, intended for smoking or drying (a)	9

(a) Checks on their use for this special purpose shall be carried out pursuant to the relevant Community provisions.

