1.4.71 Official Journal of the European Communities No L 77/1

# REGULATION (EEC) No 668/71 OF THE COUNCIL

## of 30 March 1971

## amending Regulation (EEC) No 823/68 determining the groups of products and the special provisions for calculating levies on milk and milk products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68[1] of 27 June 1968 on the common organisation of the market in milk and milk products, as last amended by Regulation (EEC) No 1253/70,[2] and in particular Article 14 (6) thereof;

Having regard to the proposal from the Commission;

Whereas Council Regulation (EEC) No 669/71[3] of 30 March 1971 fixing the target price for milk and the intervention prices for butter, skim milk powder and Grana padano and Parmigiano-Reggiano cheeses for the 1971/72 milk marketing year provides for an alteration of the target price for milk; whereas, in view of the provisions for the binding of Emmenthaler cheese under GATT, the free-at-frontier values given in Annex II to Regulation (EEC) No 823/68[4] relating to tariff subheading 04.04 A I, as last amended by Regulation (EEC) No 2307/70,[5] must therefore be amended;

Whereas, moreover, there has been agreement between the Community, Austria and Finland for the progressive attainment of the free-at-frontier value provided for in the agreements relating to the binding of Emmenthaler cheese; whereas the Community has not availed itself of this increase, in view of the situation of the Emmenthaler market in the Community; whereas, in the meantime, the situation has so developed that it has proved necessary to provide for the progressive application of the agreed free-at-frontier value;

Whereas, in accordance with Article 19 (1) of Regulation (EEC) No 804/68, the nomenclature resulting from the provisions of this Regulation must be incorporated in the Common Customs Tariff;

HAS ADOPTED THIS REGULATION:

*Article 1*

The 'Description of goods' column in Annex II to Regulation (EEC) No 823/68 shall be amended as follows:

1. Under tariff sub-heading No 04.04 A I (a):

   (a) the amount '117 units of account' shall be replaced

   — from 1 April 1971 by the amount '127·90 units of account',

   — from 1 August 1971 by the amount '130·40 units of account',

   (b) the amount '141·75 units of account' shall be replaced by the amount '150·15 units of account'.

2. Under tariff sub-heading No 04.04 A I (a) 2, the amount '141·75 units of account' shall be replaced by the amount '150·15 units of account'.

3. Under tariff sub-heading 04.04 A I (b) 1 (aa):

   (a) the amount '137 units of account' shall be replaced:

   — from 1 April 1971 by the amount '147·90 units of account',

   — from 1 August 1971 by the amount '150·40 units of account',

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[1] OJ No L 148, 28.6.1968, p. 13.
[2] OJ No L 143, 1.7.1970, p. 1.
[3] OJ No L 77, 1.4.1971, p. 4.
[4] OJ No L 151, 30.6.1968, p. 3.
[5] OJ No L 249, 11.11.1970, p. 13.

(b) the amount '170 units of account' shall be replaced by the amount '178·40 units of account'.

4. Under tariff sub-heading 04.04 A I (b) 1 (bb), the amount '170 units of account' shall be replaced by the amount '178·40 units of account'.

5. Under tariff sub-heading 04.04 A I (b) 2, the amount '190 units of account' shall be replaced by the amount '198·40 units of account'.

*Article 2*

The tariff nomenclature resulting from the provisions of Article 1 and appearing in the Annex to this Regulation shall be incorporated in the Common Customs Tariff.

*Article 3*

This Regulation shall enter into force on 12 April 1971.

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

Done at Brussels, 30 March 1971.

*For the Council*

*The President*

M. SCHUMANN

*ANNEX*

| CCT heading No | Description of goods | Autonomous rate or levies (L) for information |
|---|---|---|
| 1 | 2 | 3 |
| 04.04 | A. Emmenthaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powdered | |
| | I. Of a minimum fat content of 45% by weight referred to dry matter, matured for at least 3 months:[1] | |
| | (á) Standard whole cheeses of a free-at-frontier value per 100 kg net weight of: | |
| | 1. Not less than 130 u.a.[2] but less than 150·15 u.a. | 23 (L) |
| | 2. 150·15 u.a. or more | 23 (L) |
| | (b) Vacuum-packed pieces: | |
| | 1. With rind on at least one side, of a net weight: | |
| | (aa) of not less than 1 kg but less than 5 kg and of a free-at-frontier value of not less than 150·50 u.a.[2] but less than 178·40 u.a. per 100 kg net weight | 23 (L) |
| | (bb) of not less than 450 g and of a free-frontier value of not less than 178·40 u.a. per 100 kg net weight | 23 (L) |
| | 2. Other, of a net weight of not less than 75 g but not more than 250 g and of a free-at-frontier value of not less than 198·40 u.a. per 100 kg net weight | 23 (L) |

1 Inclusion under this tariff sub-heading is subject to conditions to be laid down by the competent authorities.

2 Until 31 July 1971 this amount shall be reduced by 2·50 u.a.