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REGULATION (EEC) No 2830/72 OF THE COUNCIL

of 28 December 1972

on the total or partial suspension of Common Customs Tariff duties on certain agricultural products originating in Turkey

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof;

Having regard to Council Regulation (EEC) No 1059/69[1] of 28 May 1969 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products, and in particular Article 12 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas under Annex No 6 of the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional phase pursuant to Article 4 of the Agreement establishing an association between the European Economic Community and Turkey, the Community must totally or partially suspend the Common Customs Tariff or duties applicable to certain products; whereas it also appears necessary on a provisional basis to adjust or supplement some of these tariff advantages provided for in the abovementioned Annex No 6; whereas the Community should suspend in respect of the products contained in the list annexed to this Regulation, originating in Turkey, during the period from 1 January to 31 December 1973, at the levels indicated in respect of each of them, either the fixed component of the charge applicable to the goods coming under Regulation (EEC) No 1059/69 or the customs duty applicable to the other products;

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January and until 31 December 1973 the products originating in Turkey listed in the Annex shall be admitted for import into the Community at the customs duties indicated in respect of each of them.

2. For the purposes of application of this Regulation, 'originating products' shall be considered as those products which fulfil the conditions laid down in the decision of the Association Council No 5/71 of 1 September 1971 annexed to Regulation (EEC) No 1885/71.[1]

The methods of administrative cooperation which ensure that the products listed in the annex benefit from the total or partial suspension shall be those laid down in the decision of the Association Council No 4/71 of 1 September 1971 annexed to Regulation (EEC) No 1885/71.

Article 2

When the imports of products benefiting from the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious loss to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may be partially or wholly reintroduced for the products in question. These measures may also be taken in the event of serious loss or the threat of serious loss limited to a single region of the Community.

[1] OJ No L 141, 12.6.1969, p. 1.

[2] OJ No L 197, 1.9.1971, p. 1.

Article 3

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regulation to reintroduce Common Customs Tariff duties for a limited period.

2. If the action of the Commission was requested by a Member State the Commission shall take a decision within a maximum period of ten working days from receiving the request and shall inform the Member States of the action taken.

3. Any Member State may remit to the Council the measure taken by the Commission within a period of ten working days following the day of its notification. The intervention of the Council shall not have a suspensory effect. The Council shall meet without delay. It may by qualified majority modify or annul the measure in question.

Article 4

This Regulation shall enter into force on 1 January 1973.

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

Done at Brussels, 28 December 1972.

For the Council

The President

T. WESTERTERP

ANNEX

CCT heading No	Description of goods	Rate of duty
1	2	3
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder, but not further prepared:	
	ex B. Others:	
	— Mushrooms excluding cultivated mushrooms	13%
08.12	Fruit, dried, other than that falling within heading No 08.01, 08.02, 08.03, 08.04, or 08.05:	
	ex G. Other:	
	— Tamarinds (pods, pulp)	expt.
12.07	Plants and parts, (including seeds and fruit) of trees, bushes, shrubs or other plants, being goods of a kind used primarily in perfumery, in pharmacy, or for insecticidal, fungicidal or similar purposes, fresh or dried, whole, cut, crushed, ground or powdered:	
	B. Liquorice roots	expt.
15.04	Fats and oils, of fish and marine mammals, whether or not refined:	
	A. Fish-liver oil:	
	I. With a vitamin A content not exceeding 2500 international units per gram	4%
16.02	Other prepared or preserved meat:	
	A. Liver:	
	I. Goose or duck liver	14%
	B. Other:	
	II. Game or rabbit	14%
	III. Not specified:	
	b) Other:	
	ex 1. Containing bovine meat or offal:	
	— Preparations and preserves of bovine tongues	21%
	2. Unspecified:	
	(aa) Sheep	18%
	(bb) Other	23%
16.04	Prepared or preserved fish, including caviar and caviar substitutes:	
	A. Caviar and caviar substitutes:	
	I. Caviar (sturgeon's eggs)	15%
	II. Other	24%
	B. Salmonidae	10%
	ex G. Other, excluding hake, (merluccius) and sardinops sagex ocellata (called 'Pilchards')	16%
16.05	Crustaceans and molluscs (including shellfish) prepared or preserved:	
	A. Crabs	13%
	ex B. Other, excluding shrimps of the 'Crangon spp.' species	16%

CCT heading No	Description of goods	Rate of duty
1	2	3
20.04	Fruit, fruit peel and parts of plants, preserved by sugar (drained, glacé or crystallised):	
	B. Other:	
	ex I. With a sugar content exceeding 13% by weight:	
	— Fruits under No 08.01, excluding pineapples	20% + (P)
	ex II. Unspecified:	
	— Fruits under No 08.01, excluding pineapples	20%
20.05	Jams, fruit jellies, marmalades, fruit purée and fruit pastes being cooked preparations, whether or not containing added sugar:	
	B. Plum jams and marmalades:	
	ex I. With a sugar content exceeding 30% by weight excluding orange jams and marmalades	22% + (P)
	ex II. With a sugar content exceeding 13% and not exceeding 30% by weight, excluding orange jams and marmalades	22% + (P)
	ex III. Other, excluding orange jams and marmalades	22%
	C. Other:	
	I. With a sugar content exceeding 30% by weight:	
	ex b) Other:	
	— Fruits under No 08.01 excluding pineapples	24% + (P)
	ex II. With a sugar content exceeding 13% and not exceeding 30% by weight:	
	— Fruits under No 08.01 excluding pineapple	24% + (P)
	ex III. Unspecified:	
	— fruits under No 08.01 excluding pineapples	24%
20.06	Fruit otherwise prepared or preserved whether or not containing added sugar or spirit:	
	B. Other:	
	I. Containing spirit:	
	(a) Ginger	25%
	(b) Pineapples, in immediate packagings of a net capacity:	
	1. Of more than 1 kg:	
	(aa) With a sugar content exceeding 17% by weight	25% + (P)
	(bb) Other	25%
	2. Of 1 kg or less:	
	(aa) With a sugar content exceeding 19% by weight	25% + (P)
	(bb) Other	25%
	(c) Grapes:	
	1. With a sugar content exceeding 13% by weight	25% + (P)
	2. Other	25%
	(d) Peaches, pears and apricots in immediate packagings of a net capacity:	
	1. Of more than 1 kg:	
	(aa) With a sugar content exceeding 13% by weight	25% + (P)
	(bb) Other	25%

CCT heading No	Description of goods	Rate of duty
1	2	3
20.06 (*cont'd*)	2. Of 1 kg or less:	
	(aa) With a sugar content exceeding 15% by weight	25% + (P)
	(bb) Other	25%
	(e) Other fruits:	
	ex 1. With a sugar content exceeding 9% by weight, excluding cherries	25% + (P)
	ex 2. Other excluding cherries	25%
	(f) Fruit mixtures:	
	1. With a sugar content exceeding 9% by weight	25% + (P)
	2. Other	25%
	II. Not containing added spirit:	
	(a) Containing added sugar, in immediate packagings of a net capacity of more than 1 kg:	
	2. Grapefruit and pomelo segments	15% + (P)
	3. Mandarines	19% + (P)
	4. Grapes	18% + (P)
	ex 7. Other fruits:	
	— Fruits under No 08.01, excluding pineapples	18% + (P)
	— Tamarinds (pods, pulp)	13% + (P)
	(b) Containing added sugar, in immediate packagings of a net capacity of 1 kg or less:	
	2. Grapefruit and pomelo segments	16% + (P)
	3. Mandarines	20% + (P)
	4. Grapes	19% + (P)
	ex 7. Other fruits:	
	— Fruits under No 08.01, excluding pineapples	19% + (P)
	(c) Containing added sugar, in immediate packagings of a net capacity:	
	1. Of 4·5 kg or more:	
	ex (cc) Other fruits:	
	— Fruits under 08.01, excluding pineapples	18%
	ex 2. Of less than 4·5 kg:	
	— Fruits under No 08.01, excluding pineapples	18%
21.07	Food preparations not elsewhere specified or included:	
	A. Cereals in grain or ear form, pre-cooked or otherwise prepared	10% + (P)