REGULATION (EEC) No 231/73 OF THE COUNCIL

of 31 January 1973

amending Regulations Nos 134/67/EEC and 137/67/EEC on sluice-gate prices and the system of 'pilot products and derived products' for pigmeat, with especial reference to the nomenclature of goods

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 121/67/EEC (1) of 13 June 1967, on the common organization of the market in pigmeat as last amended by the Act (2) concerning the conditions of Accession and the Adjustments to the Treaties, and in particular Articles 12 (4) and 13 (4) thereof;

Having regard to the proposal from the Commission;

Whereas it is necessary to create specific subdivisions for bacon and like products by reason of their importance in Community trade; whereas, consequently, it is necessary to adapt Article 1 of Council Regulation No 134/67/EEC (3) of 13 June 1967, establishing the list of products for which sluice-gate prices are fixed and adopting the rules for the fixing of sluice-gate prices for pig carcases, as last amended by Regulation (EEC) No 2139/72 (4), and the Annexes to Council Regulation No 137/67/EEC of 13 June 1967, laying down general rules for the system of 'pilot products and derived products' allowing additional amounts to be fixed for pigmeat (5), as last amended by Regulation (EEC) No 2/72 (6);

Whereas, to ensure the uniformity of the nomenclature of the products coming under the common rules of the markets in pigmeat, the entry under heading No 15.01 A I of the Common Customs Tariff should be made more precise and harmonized in the different Community languages;

Whereas the tariff nomenclature arising from Regulation No 121/67/EEC is incorporated in the Common Customs Tariff;

HAS ADOPTED THIS REGULATION:

Article 1

1. For the purposes of this Regulation:

(a) 'Bacon side' shall be taken to mean half a pig carcase without the head, chaps, neck, feet, tail, flare fat, kidneys, tenderloin, blade-bone, sternum, vertebral column, pelvic bone and diaphragm;

(b) 'Spencer' shall be taken to mean a bacon side without the ham, whether or not boned;

(c) '3/4 side' shall be taken to mean a bacon side without the shoulder, whether or not boned;

(d) 'Middle' shall be taken to mean a bacon side without the ham and the shoulder whether or not boned.

2. For the purposes of subheading 02.06 B I b) 3, 4, 5, 6 and 7 of the Common Customs Tariff, products whose water/protein ratio in the meat is more than 2·8 shall be considered as slightly dried or slightly smoked. The protein content shall be taken to mean the nitrogen content multiplied by 6·25.

The nitrogen content shall be determined in accordance with the ISO method PR No 1233.

Article 2

The list of products under headings Nos 02.06 and 15.01 of the Common Customs Tariff which appears in Annex II (b) of Regulation No 137/67/EEC is replaced by the following list:

(1) OJ No 117, 19. 6. 1967, p. 2283/67.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No 120, 21. 6. 1967, p. 2367/67.
(4) OJ No L 229, 7. 10. 1972, p. 3.
(5) OJ No 122, 22. 6. 1967, p. 2395/67.
(6) OJ No L 2, 4. 1. 1972, p. 1.

CCT heading No	Description of goods
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked: B. Meat and edible meat offals of domestic swine: I. Meat: a) Salted or in brine: 1. Carcases or half-carcases with or without heads, feet or flare fat 2. Bacon sides, 3/4 sides, spencers and middles: aa) Bacon sides bb) Spencers cc) 3/4 sides and middles 3. Hams and cuts of ham, unboned (bone-in) 4. Shoulders (fores) and cuts of shoulders, unboned (bone-in) 5. Loins and cuts of loins, unboned (bone-in) 6. Bellies (streaky) and cuts of bellies 7. Other b) Dried or smoked: 1. Carcases or half-carcases, with or without heads, feet or flare fat 2. Bacon sides, spencers, 3/4 sides, and middles: aa) Bacon sides bb) Spencers cc) 3/4 sides and middles 3. Hams and cuts of ham, unboned (bone-in): aa) Slightly dried or slightly smoked bb) Other 4. Shoulders (fores) and cuts of shoulders, unboned (bone-in): aa) Slightly dried or slightly smoked bb) Other 5. Loins and cuts of loins, unboned (bone-in): aa) Slightly dried or slightly smoked bb) Other 6. Bellies (streaky) and cuts of bellies: aa) Slightly dried or slightly smoked bb) Other 7. Other: aa) Slightly dried or slightly smoked bb) Not specified

CCT heading No	Description of goods
02.06 *(cont'd)*	B. II. Edible meat offals: a) Heads and parts of heads; necks b) Feet; tails c) Kidneys d) Livers e) Hearts; tongues; lungs f) Livers, hearts, tongues and lungs attached to the trachea and gullet g) Other
15.01	Lard and other pig or poultry fat, rendered or otherwise extracted with the aid of solvents: A. Lard and other rendered pig fat: I. For industrial uses other than the manufacture of foodstuffs for human consumption (a) II. Other

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.

Article 3

The list of products under heading No 02.06 of the Common Customs Tariff referred to in Article 1 of Regulation No 134/67/EEC, for which sluice-gate prices are fixed, shall be replaced by the following list:

CCT heading No	Description of goods
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked: B. meat and edible meat offals of domestic swine: I. Meat: a) salted or in brine: 2. Bacon sides, spencers, 3/4 sides and middles: aa) Bacon sides 3. Hams and cuts of ham, unboned 4. Shoulders and cuts of shoulders, unboned 5. Loins and cuts of loins, unboned 6. Bellies (streaky) and cuts of bellies

Article 4

Annex 1 of Regulation No 137/67/EEC shall be replaced by Annex 1 of this Regulation.

Article 5

The Common Customs Tariff shall be amended in accordance with Annex II of this Regulation.

Article 6

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

It shall apply from 1 January 1973 in respect of heading No 15.01 of the Common Customs Tariff and from 1 February 1973 in respect of heading No 02.06 of the Common Customs Tariff.

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

Done at Brussels, 31 January 1973.

For the Council

The President

A. LAVENS

ANNEX I

List of pilot products and derived products of the products listed in Article 1 (1) of Regulation No 121/67/EEC

	No in the nomenclature of Annex II to Regulation No 137/67/EEC	Description of goods
Pilot product	02.01 A III a) 1	Meat of domestic swine in carcases or half-carcases, with or without heads, feet or flare fat
Derived products	02.01 A III a)	Meat of domestic swine, fresh, chilled or frozen: 6. Other
	02.06 B I a)	Meat of domestic swine, salted or in brine: 7. Other
	02.06 B I b)	Meat of domestic swine, dried or smoked: 1. Carcases or half-carcases, with or without heads, feet or flare fat 7. Other: aa) Slightly dried or slightly smoked bb) Other
Pilot product	02.01 A III a) 2	Hams and cuts of ham, unboned (bone-in)
Derived products	02.01 A III a)	Meat of domestic swine, fresh, chilled or frozen: 6. Other
	02.06 B I a)	Meat of domestic swine, salted or in brine: 7. Other
	02.06 B I b)	Meat of domestic swine, dried or smoked: 3. Hams and cuts of ham, unboned (bone-in): aa) Slightly dried or slightly smoked bb) Other 7. Other: aa) Slightly dried or slightly smoked bb) Other
	16.01	Sausages and the like, of meat, meat offal or animal blood:
	B	Other:
	I	Sausages, dry or for spreading, uncooked

	No in the nomenclature of Annex II to Regulation No 137/67/EEC	Description of goods
	16.02	Other prepared or preserved meat or meat offal:
	B	Other:
	III	Not specified:
		a) Containing meat or offals of domestic swine and containing by weight:
		1. 80 % or more of meat or offal, of any kind, including fats of any kind or origin:
		aa) Hams, tenderloins and loins, and cuts thereof
		cc) Other
Pilot product	02.01 A III a) 3	Shoulders and cuts of shoulders, unboned (bone-in)
Derived products	02.01 A III a)	Meat of domestic swine, fresh, chilled or frozen:
		6. Other
	02.06 B I a)	Meat of domestic swine, salted or in brine:
		7. Other
	02.06 B I b)	Meat of domestic swine, dried or smoked:
		4. Shoulders and cuts of shoulders, unboned (bone-in):
		aa) Slightly dried or slightly smoked
		bb) Other
		7. Other:
		aa) Slightly dried or slightly smoked
		bb) Other
	16.01	Sausages and the like, of meat, meat offal or animal blood:
	B	Other:
	I	Sausages, dry or for spreading, uncooked
	II	Not specified
	16.02	Other prepared and preserved meat or meat offal:
	B	Other:
	III	Not specified:
		a) Containing meat or offals of domestic swine and containing by weight:
		1. 80 % or more of meat or offal, of any kind, including fats of any kind or origin:
		bb) Shoulders and cuts of shoulders
		cc) Other

	No in the nomenclature of Annex II to Regulation No 137/67/EEC	Description of goods
	16.01 III	2. 40 % or more but less than 80 % of meat or offal of any kind, including fats of any kind or origin
		3. Less than 40 % of meat or offal, including fats of any kind or origin
Pilot product	02.01 A III a) 4	Loins and cuts of loins, unboned (bone-in)
Derived products	02.01 A III a)	Meat of domestic swine, fresh, chilled or frozen:
		6. Other
	02.06 B I a)	Meat of domestic swine, salted or in brine:
		7. Other
	02.06 B I b)	Meat of domestic swine, dried or smoked:
		5. Loins and cuts of loins, unboned (bone-in):
		aa) Slightly dried or slightly smoked
		bb) Other
		7. Other:
		aa) Slightly dried or slightly smoked
		bb) Other
	16.02	Other prepared and preserved meat or meat offal:
	B	Other :
	III	Not specified:
		a) Containing meat or offals of domestic swine and containing by weight:
		1. 80 % or more of meat or offal, of any kind, including fats of any kind or origin:
		aa) Hams, tenderloins and loins, and cuts thereof
Pilot product	02.01 A III a) 5	Bellies (streaky) and cuts of bellies
Derived products	02.01 A III a)	Meat of domestic swine, fresh, chilled or frozen:
		6. Other
	02.06 B I a)	Meat of domestic swine, salted or in brine:
		7. Other
	02.06 B I b)	Meat of domestic swine, dried or smoked:
		6. Bellies (streaky) and cuts of bellies:
		aa) Slightly dried or slightly smoked
		bb) Other

	No in the nomenclature of Annex II to Regulation No 137/67/EEC	Description of goods
	02.06 B I b)	7. Other:
		aa) Slightly dried or slightly smoked
		bb) Other
	16.02	Other prepared and preserved meat or meat offal:
	B	Other:
	III	Not specified:
		a) Containing meat or offals of domestic swine and containing by weight:
		2. 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin
		3. Less than 40 % of meat or offal, of any kind, including fats of any kind or origin
Pilot product	02.05 A I	Pig fat, chilled, frozen, salted or in brine
Derived products	02.05 A II	Back fat, dried or smoked
	02.05 B	Pig fat other than that falling within subheading A
	16.01	Sausages and the like of meat, meat offal or animal blood:
	B	Other:
	I	Sausages, dry or for spreading, uncooked
	II	Not specified
	16.02	Other prepared or preserved meat or meat offal:
	B	Other:
	III	Not specified:
		a) Containing meat or offals of domestic swine and containing by weight:
		1. 80 % or more of meat or offal, of any kind, including fats of any kind or origin:
		cc) Other
		2. 40 % or more but less than 80 % of meat or offal, of any kind, including fats of any kind or origin
		3. Less than 40 % of meat or offal, of any kind, including fats of any kind or origin

	No in the nomenclature of Annex II to Regulation No 137/67/EEC	Description of goods
Pilot product	02.06 B I a) 2 aa)	Bacon sides
Derived products	02.06 B I a)	Meat of domestic swine, salted or in brine: 2. Bacon sides, spencers, 3/4 sides and middles: bb) Spencers cc) 3/4 sides and middles 7. Other
	02.06 B I b)	Meat of domestic swine, dried or smoked: 2. Bacon sides, spencers, 3/4 sides and middles: aa) Bacon sides bb) Spencers cc) 3/4 sides and middles 3. Hams and cuts of ham, unboned (bone-in): aa) Slightly dried or slightly smoked 4. Shoulders (fores) and cuts of shoulders, unboned (bone-in): aa) Slightly dried or slightly smoked 5. Loins and cuts of loins, unboned (bone-in): aa) Slightly dried or slightly smoked 6. Bellies (streaky) and cuts of bellies: aa) Slightly dried or slightly smoked 7. Other: aa) Slightly dried or slightly smoked

ANNEX II

1. Chapter 2 of the Common Customs Tariff shall be amended as follows:

(a) The expression 'Additional Note' shall be replaced by the expression 'Additional Notes'.

(b) The existing Additional Note shall be numbered '1'.

(c) The following Additional Notes 2 and 3 shall be inserted as follows:

'2. A. for the purposes of subheadings 02.06 B I a) 2 aa) and 02.06 B I b) 2 aa), "bacon side" shall be taken to mean half a pig carcase without the head, chaps, neck, feet, tail, flare fat, kidneys, tenderloin, blade bone, sternum, vertebral column, pelvic bone and diaphragm;

B. for the purposes of subheadings 02.06 B I a) 2 bb) and 02.06 B I b) 2 bb), "3/4 sides" shall be taken to mean bacon sides without the shoulder, whether or not boned;

C. for the purposes of subheadings 02.06 B I a) 2 cc) and 02.06 B I b) 2 cc), "spencers" shall be taken to mean bacon sides without the ham, whether or not boned;

D. for the purposes of subheadings 02.06 B I a) 2 cc) and 02.06 B I b) 2 cc), "middles" shall be taken to mean bacon sides without the ham and the shoulder, whether or not boned.

3. For the purposes of subheadings 02.06 B I b) 3 aa), 4 aa), 5 aa), 6 aa) and 7 aa), products whose water/protein ratio in the meat (nitrogen content multiplied by 6·25) is more than 2·8 shall be considered as slightly dried and slightly smoked.'

2. Subheadings Nos 02.06 B I and 15.01 A of the Customs Tariff shall be amended as follows:

CCT heading No	Description of goods	Duty rates	
		autonomous % or levies (P)	conventional %
1	2	3	4
02.06	Meat and edible meat offals (except poultry liver), salted, in brine, dried or smoked:		
	B. Meat and edible meat offals of domestic swine:		
	I. Meat:		
	a) Salted or in brine:		
	1. Carcases or half-carcases, with or without heads, feet or flare fat	25 (P)	—
	2. Bacon sides, spencers, 3/4 sides and middles:		
	aa) Bacon sides	25 (P)	—
	bb) Spencers	25 (P)	—
	cc) 3/4 sides and middles	25 (P)	—

CCT heading No	Description of goods	Duty rates	
		autonomous % or levies (P)	conventional %
1	2	3	4
02.06 *(cont'd)*	B. I. a) 3. Hams and cuts of ham, unboned (bone-in)	25 (P)	—
	4. Shoulders and cuts of shoulders, unboned (bone-in)	25 (P)	—
	5. Loins and cuts of loins, unboned (bone-in)	25 (P)	—
	6. Bellies (streaky) and cuts of bellies	25 (P)	—
	7. Other	25 (P)	—
	b) Dried or smoked:		
	1. Carcases or half-carcases with or without heads, feet or flare fat	25 (P)	—
	2. Bacon sides, spencers, 3/4 sides and middles:		
	aa) Bacon sides	25 (P)	—
	bb) Spencers	25 (P)	—
	cc) 3/4 sides and middles	25 (P)	—
	3. Hams and cuts of ham, unboned (bone-in):		
	aa) Slightly dried or slightly smoked	25 (P)	—
	bb) Other	25 (P)	—
	4. Shoulders (fores) and cuts of shoulders, unboned:		
	aa) Slightly dried or slightly smoked	25 (P)	—
	bb) Other	25 (P)	—
	5. Loins and cuts of loins, unboned (bone-in):		
	aa) Slightly dried or slightly smoked	25 (P)	—
	bb) Other	25 (P)	—
	6. Bellies (streaky) and cuts of bellies:		
	aa) Slightly dried or slightly smoked	25 (P)	—
	bb) Other	25 (P)	—
	7. Other:		
	aa) Slightly dried or slightly smoked	25 (P)	—
	bb) Other	25 (P)	—
15.01	Lard and other pig or poultry fat rendered or otherwise extracted with the aid of solvents:		
	A. Lard and other rendered pig fat:		
	I. For industrial uses other than the manufacture of foodstuffs for human consumption (a)	4 (P)	3
	II. Other	20 (P)	—

(a) Entry under this subheading is subject to conditions to be determined by the competent authorities.