REGULATION (EEC) No 988/73 OF THE COUNCIL

of 9 April 1973

amending Regulation No 146/67/EEC as regards the provisions for calculating the levy and the sluice gate prices for certain slaughtered ducks

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community ;

Having regard to Council Regulation No 123/67/EEC [1] of 13 June 1967 on the common organization of the market in poultrymeat, as last amended by the Act of Accession [2] and the Adjustments to the Treaties, and in particular Articles 4 (3) and 7 (5) thereof ;

Having regard to the proposal from the Commission ;

Whereas Regulation No 146/67/EEC [3] contains provisions for calculating the levy on poultrymeat, and in particular lays down the quantity of feed grain required for the production in the Community of one kilogramme of slaughtered poultry and the percentage of each type of feed grain contained in that quantity ; whereas that Regulation also contains provisions for calculating the sluice-gate price for poultrymeat, and in particular lays down the quantity of feed grain required for the production in third countries of one kilogramme of slaughtered poultry and the percentage of each type of feed grain contained in that quantity and fixes a standard amount representing other feeding costs and overhead costs of production and marketing ;

Whereas the abovementioned Regulation makes provision for slaughtered ducks in the so-called '85 %' and '70 %' presentations ; whereas, however, as a result of developments on the duck market, it has become necessary to fix a separate levy and sluice-gate price for ducks offered for sale plucked and drawn, without heads and feet and without hearts, livers and gizzards ; whereas ducks in this presentation may be referred to as '63 %' ducks ;

Whereas, since the feed grain quantity and the standard amount fixed for 70 % ducks relate to slaughtered ducks, plucked and drawn, without heads and feet, with hearts, livers and gizzards, it is possible, given a similar composition of the feed grain mixture, to determine the relevant figures for 63 % ducks by adjusting those for 70 % ducks in accordance with the increased value of birds in the former presentation ;

The tariff nomenclature established pursuant to Regulation No 123/67/EEC is incorporated in the Common Customs Tariff introduced by Regulation (EEC) No 950/68 [4], as last amended by Regulation (EEC) No 220/73 [5] ;

HAD ADOPTED THE FOLLOWING REGULATION :

Article 1

1. In Annex I to Regulation No 146/67/EEC, after the entry relating to subheading 02.02 A II b), the following entry is inserted :

'c) 63 % ducks	4·38	maize	58 %
		barley	32 %
		oats	10 %'

2. In Annex II to Regulation No 146/67/EEC, after the entry relating to sub-heading 02.02 A II b), the following entry is inserted :

'c) 63 % ducks	3·048	maize	58 %	0·5176'
		barley	32 %	
		oats	10 %	

Article 2

The Regulation No 950/68 is amended as indicated in the Annex hereto.

Article 3

This Regulation shall enter into force on 1 May 1973.

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

Done at Luxembourg, 9 April 1973.

For the Council

The President

A. LAVENS

---

(1) OJ No 117, 19. 6. 1967, p. 2301/67.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No 125, 26. 6. 1967, p. 2470/67.
(4) OJ No L 172, 22. 7. 1968, p. 1.
(5) OJ No L 27, 1. 2. 1973, p. 1.

ANNEX

Subheading 02.02 A II of the Common Customs Tariff shall read as follows :

Heading No	Description	Rate of duty	
		autonomous % or levy (L)	conventional %
1	2	3	4
02.02	Dead poultry (that is to say, fowls, ducks, geese, turkeys and guinea-fowls) and edible offals thereof (except liver), fresh, chilled or frozen :		
	A. Whole poultry :		
	II. Ducks :		
	a) Plucked, bled, gutted but not drawn, with heads and feet, known as '85 % ducks'	18 (L)	—
	b) Plucked and drawn, without heads and feet, with hearts, livers and gizzards, known as '70 % ducks'	18 (L)	—
	c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards known as '63 % ducks'	18 (L)	—