REGULATION (EEC) No 2951/75 OF THE COMMISSION

of 10 November 1975

concerning the periods of grace referred to in Article 10 (2) of Council Regulation (EEC) No 803/68 on the valuation of goods for customs purposes

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 803/68 (1) of 27 June 1968 on the valuation of goods for customs purposes, as last amended by Council Regulation (EEC) No 1735/75 (2), and in particular Article 10 (3) thereof;

Whereas, pursuant to Article 9 (1) (a) of the Regulation (EEC) No 803/68, one of the conditions for the acceptance of the price paid or payable as the value of the goods for customs purposes is that the contract of sale must be executed within the period specified in Article 10 of the said Regulation; whereas, for the purposes of Article 9, Article 10 (1) prescribes that the price paid or payable may be accepted where the date of the contract precedes the date for valuation for customs purposes as laid down in Article 5 by not more than 12 months;

Whereas, for goods which are usually sold with a delivery period exceeding 12 months, the period of grace may pursuant to Article 10 (2) be correspondingly increased, but not beyond 24 months;

Whereas, pursuant to Article 10 (3) of the above Regulation, the goods to which the period of grace referred to in Article 10 (2) applies and the length of the period of grace admissible are to be determined in accordance with the procedure laid down in Article 17 of that Regulation; whereas in order to do this account should be taken of trade practices in the Member States;

Whereas it is important to ensure uniform application of Regulation (EEC) No 803/68 and to adopt the necessary provisions to that end;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Customs Valuation Committee,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of Article 9 of Council Regulation (EEC) No 803/68 of 27 June 1968, the periods of grace referred to in Article 10 (2) of that Regulation shall apply to the goods listed in the table annexed to this Regulation in accordance with the specifications of that table.

Article 2

This Regulation shall enter into force on 1 January 1976.

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

Done at Brussels, 10 November 1975.

For the Commission

Finn GUNDELACH

Member of the Commission

(1) OJ No L 148, 28. 6. 1968, p. 6.
(2) OJ No L 183, 14. 7. 1975, p. 1.

ANNEX

CCT heading No	Description of goods	Period (in months)
ex 03.02 A	Herrings, whole, headless, in pieces or fillets	15
04.06	Natural honey	15
ex 07.01 H	Onions and shallots for planting	15
ex 07.04 B	Parsnips	15
ex 07.06 A	Manioc roots, whether or not cut in chips or sliced	18
ex 07.06 B	Sweet potatoes	18
08.01 F	Cashew nuts	15
08.05 A II	Almonds, other than bitter	15
ex 09.04	Pepper of the genus 'Piper'	24
12.06	Hop cones and lupulin	24
ex 15.07	Safflower oil	18
ex 18.01	Cocoa beans, whole, raw	18
ex 18.04	Cocoa butter	18
ex 23.01 B	Flours and meals of fish	18
23.07 A	Fish or marine mammal solubles	18
35.01 A	Casein	18
ex 48.09	Building board of vegetable fibre	18
ex 50.09	Far eastern fabrics of silk	18
ex 54.03	Yarn of flax not put up for retail sale	18
57.05 A	Yarn of true hemp not put up for retail sale	18