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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2856/76

of 23 November 1976

on the tariff treatment applicable in the Community as originally constituted to a certain number of products imported from the new Member States

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Act of Accession [1], and in particular the second paragraph of Article 33 thereof,

Having regard to the proposal from the Commission,

Whereas under Council Regulation (EEC) No 1615/74 of 25 June 1974 amending Regulation (EEC) No 950/68 on the Common Customs Tariff [2], the conventional duty applied to products falling within subheading 85.21 D, in the form of wafers not yet cut into chips, was reduced to 9 % ;

Whereas the amalgamation of subheadings A and B of heading No 27.16 by Council Regulation (EEC) No 2723/76 of 8 November 1976 amending Regulation (EEC) No 950/68 on the Common Customs Tariff [3], resulted in the reduction of the duty on bituminous mastics from 3 to 1 % ;

Whereas, under the Agreement with third countries signed as a result of the negotiations carried out pursuant to paragraph 6 of Article XXIV of the General Agreement on tariffs and trade and concluded on behalf of the Community by the Council Decision of 22 July 1974, the European Economic Community has undertaken to reduce the customs duties for various products on 1 January 1975 and to make additional reductions for some of those products on 1 January 1976 ;

Whereas, in order to maintain Community preference for these imports from the new Member States in 1977, the customs duties applicable thereto in the Community as originally constituted should be calculated taking into account the new duties consolidated in respect of third countries,

HAS ADOPTED THIS REGULATION :

Article 1

1. From 1 January to 30 June 1977, the customs duties applicable in the Community as originally constituted to imports from the new Member States of the products listed in Annex I shall be those shown in respect of each of them.

2. From 1 January to 31 December 1977, the customs duties applicable in the Community as originally constituted to imports from the new Member States of the products listed in Annex II shall be those shown in respect of each of them.

Article 2

This Regulation shall enter into force on 1 January 1977.

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

Done at Brussels, 23 November 1976.

For the Council

The President

A. P. L. M. M. van der STEE

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[1] OJ No L 73, 27. 3. 1972, p. 14.
[2] OJ No L 174, 28. 6. 1974, p. 4.
[3] OJ No L 314, 15. 11. 1976, p. 1.

ANNEX I

Customs duties referred to in Article 1 (1)

CCT heading No on 1 January 1977	Description	Duty applicable (%)
1	2	3
01.01	Live horses, asses, mules and hinnies :	
	A. Horses :	
	II. For slaughter (a)	0·8
02.01	Meat and edible offals of the animals falling within heading No 01.01, 01.02, 01.03 or 01.04, fresh, chilled or frozen :	
	A. Meat :	
	I. Of horses, asses, mules and hinnies	1·6
	B. Offals :	
	II. Other :	
	a) Of horses, asses, mules and hinnies	2
	d) Other	0·6
02.04	Other meat and edible meat offals, fresh, chilled or frozen :	
	A. Of domestic pigeons and domestic rabbits	2·2
16.04	Prepared or preserved fish, including caviar and caviar substitutes :	
	B. Salmonidae	1·4
24.01	Unmanufactured tobacco ; tobacco refuse :	
	A. Tobacco of a value, per package, not less than 280 u.a. per 100 kg net weight :	
	I. Flue cured Virginia type and light air cured Burley type (including Burley hybrids) (a)	2·8 with a maximum of 9 u.a. per 100 kg net
ex 27.16	Bituminous mixtures based on natural asphalt, on natural bitumen, on petroleum bitumen, on mineral tar or on mineral tar pitch (for example, bituminous mastics, cut-backs) :	
	— Bituminous mastics	0·2
37.02	Film in rolls, sensitized, unexposed, perforated or not :	
	A. Of a width of 35 mm or less :	
	II. Other	1·6

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

CCT heading No on 1 January 1977	Description	Duty applicable (%)
1	2	3
38.14	Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and similar prepared additives for mineral oils :	
	A. Anti-knock preparations based on tetraethyl-lead (ethyl fluid)	2·6
	B. Other :	
	I. For lubricants :	
	b) Other	1·8
	II. Anti-knock preparations based on tetramethyl-lead, on ethylmethyl-lead or on mixtures of tetraethyl-lead and tetramethyl-lead	1·8
	III. Other	1·8
39.01	Condensation, polycondensation and polyaddition products, whether or not modified or polymerized, and whether or not linear (for example, phenoplasts, aminoplasts, alkyds, polyallyl esters, and other unsaturated polyesters, silicones) :	
	C. Other :	
	IV. Polyamides	3·2
44.05	Wood sawn lengthwise, sliced or peeled, but not further prepared, of a thickness exceeding 5 mm :	
	B. Coniferous wood, of a length of 125 cm or less and of a thickness of less than 12·5 mm	1
48.01	Paper and paperboard (including cellulose wadding), machine-made, in rolls or sheets :	
	C. Kraft paper and kraft board :	
	II. Other	2·1
48.21	Other articles of paper pulp, paper, paperboard or cellulose wadding :	
	B. Napkins and napkin liners, for babies, put up for retail sale	2
73.22	Reservoirs, tanks, vats and similar containers, for any material (other than compressed or liquefied gas), of iron or steel, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment . .	1
84.06	Internal combustion piston engines :	
	B. Outboard motors of a cylinder capacity of :	
	II. More than 325 cc	1·6
	C. Other engines :	
	II. Compression ignition engines :	
	a) Marine propulsion engines :	
	2. Other (a)	1·6
	b) Other :	
	2. Other	2·4

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

CCT heading No on 1 January 1977	Description	Duty applicable (%)
1	2	3
84.10	Pumps (including motor pumps and turbo pumps) for liquids, whether or not fitted with measuring devices, liquid elevators of bucket, chain, screw band and similar kinds :	
	B Other pumps :	
	I. Pumps having a pressure capacity of 20 bars or more . .	1·5
84.23	Excavating, levelling, tamping, boring and extracting machinery, stationary or mobile, for earth, minerals or ores (for example, mechanical shovels, coal-cutters, excavators, scrapers, levellers and bulldozers), piledrivers, snow-ploughs, not self-propelled (including snow-plough attachments) :	
	A. Excavating, levelling, tamping, boring and extracting machinery for earth, minerals or ores :	
	I. Self-propelled, track-laying or wheeled, not capable of running on rails :	
	a) Scrapers	1·8
	c) Parts	1·8
85.21	Thermionic, cold cathode and photo-cathode valves and tubes (including vapour or gas filled valves and tubes, cathode-ray tubes, television camera tubes and mercury arc rectifying valves and tubes) ; photocells, mounted piezo-electric crystals, diodes, transistors and similar semi-conductor devices, electronic micro-circuits :	
	D. Diodes, transistors and similar semi-conductor devices ; electronic microcircuits :	
	I. Wafers not yet cut into chips	1·8
87.01	Tractors (other than those falling within heading No 87.07), whether or not fitted with power take-offs, winches or pulleys :	
	C. Other :	
	II. Other	2·8
87.02	Motor vehicles for the transport of persons, goods, or materials (including sports motor vehicles, other than those of heading No 87.09) :	
	B. For the transport of goods or materials :	
	II. Other :	
	a) With either a spark ignition or a compression ignition engine :	
	1. Motor lorries with either a spark ignition engine of a cylinder capacity of 2 800 cc or more or a compression ignition engine of a cylinder capacity of 2 500 cc or more :	
	aa) Dumpers of a cylinder capacity :	
	11. Of less than 10 000 cc	3·4
	22. Of 10 000 cc or more	4

CCT heading No on 1 January 1977	Description	Duty applicable (%)
1	2	3
90.24	Instruments and apparatus for measuring, checking or automatically controlling the flow, depth, pressure or other variables of liquids or gases, or for automatically controlling temperature (for example, pressure gauges, thermostats, level gauges, flow meters, heat meters, automatic oven-draught regulators) not being articles falling within heading No 90.14 :	
	A. Pressure gauges (manometers)	1·8
	C. Other	1·8

ANNEX II

Customs duties referred to in Article 1 (2)

CCT heading No on 1 January 1977	Description	Duty applicable (%)
1	2	3
08.02	Citrus fruits, fresh or dried :	
	A. Oranges :	
	I. Sweet oranges, fresh :	
	a) From 1 April to 30 April	2·6
	b) From 1 May to 15 May	1·2
	c) From 16 May to 15 October	0·8
	D. Grapefruit	0·8
08.04	Grapes, fresh or dried :	
	B. Dried :	
	I. In immediate containers of a net capacity of 15 kg or less	0·8
	II. Other	0·8
08.06	Apples, pears and quinces, fresh :	
	A. Apples :	
	II. Other :	
	c) From 1 April to 31 July	1·2 with a min. of 0·20 u.a. per 100 kg net
	B. Pears :	
	II. Other :	
	b) From 1 April to 15 July	1·4 with a min. of 0·30 u.a. per 100 kg net
08.10	Fruit (whether or not cooked) preserved by freezing, not containing added sugar :	
	ex A. Strawberries, raspberries, blackcurrants, red currants, bilberries, blackberries (brambleberries), mulberries and cloudberries :	
	— Bilberries, blackberries (brambleberries), mulberries and cloudberries	3·6
08.11	Fruit provisionally preserved (for example, by sulplhur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate sonsumption :	
	D. Bilberries	1·6
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit :	
	B. Other :	
	II. Not containing added spirit :	

CCT heading No on 1 January 1977	Description	Duty applicable (%)
1	2	3
20.06 *(cont'd)*	a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg :	
	6. Pears :	
	aa) With a sugar content exceeding 13 % by weight	4 + (compensatory amount)
	bb) Other	4
	b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less :	
	6. Pears :	
	aa) With a sugar content exceeding 15 % by weight	4·4 + (compensatory amount)
	bb) Other	4·4
	c) Not containing added sugar, in immediate packings of a net capacity :	
	1. Of 4·5 kg or more :	
	cc) Pears	4·2
	2. Of less than 4·5 kg :	
	aa) Pears	4·2