COUNCIL REGULATION (EEC) No 561/76

of 15 March 1976

amending Regulation (EEC) No 823/68 as regards the conditions of entry for certain kinds of cheeses falling within certain tariff headings and Regulation (EEC) No 950/68 on the Common Customs Tariff

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products [1], as last amended by Regulation (EEC) No 559/76 [2], and in particular Article 14 (6) thereof,

Having regard to the proposal from the Commission,

Whereas Annex II to Council Regulation (EEC) No 823/68 of 28 June 1968 determining the groups of products and the special provisions for calculating levies on milk and milk products [3], as last amended by Regulation (EEC) No 740/75 [4], lays down certain conditions in respect of the entry into the Community of Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell cheeses falling within subheading 04.04 A I, and also of Cheddar cheese falling within subheading 04.04 E I b) 1 aa) of the Common Customs Tariff; whereas these conditions include in particular observance of free-at-frontier values corresponding to consolidation under GATT; whereas these values must be aligned, respectively, on the Community target prices for milk and on threshold prices of Group No 10 for two periods of the 1976/77 milk year;

Whereas the tariff nomenclature employed in Annex II to Regulation (EEC) No 823/68 is also that of the Common Customs Tariff,

HAS ADOPTED THIS REGULATION:

Article 1

The descriptions of goods falling within subheading 04.04 A I as well as subheading 04.04 E I b) 1 aa) of the Common Customs Tariff given in Annex II to Regulation (EEC) No 823/68 shall be replaced:

— with effect from 15 March 1976, by those set out in Annex I to this Regulation,

— with effect from 16 September 1976, by those set out in Annex II to this Regulation.

Article 2

The Common Customs Tariff annexed to Regulation (EEC) No 950/68 shall be amended:

— with effect from 15 March 1976: as shown in Annex III to this Regulation,

— with effect from 16 September 1976: as shown in Annex IV to this Regulation.

Article 3

This Regulation shall enter into force on 15 March 1976.

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

Done at Brussels, 15 March 1976.

For the Council

The President

R. VOUEL

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) See page 9 of this Official Journal.
(3) OJ No L 151, 30. 6. 1968, p. 3.
(4) OJ No L 74, 22. 3. 1975, p. 1.

ANNEX I

(applicable with effect from 15 March 1976)

CCT heading No	Description of goods
04.04	Cheese and curd:
	A. Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powdered:
	I. Of a minimum fat content of 45 % by weight, in the dry matter, matured for at least three months (2):
	a) Whole cheeses (4) of a free-at-frontier value (5) per 100 kg net weight of:
	1. 205·86 u.a. (a) or more, but less than 225·86 u.a. (a)
	2. 225·86 u.a. (a) or more
	b) Pieces packed in vacuum or in inert gas:
	1. With rind on at least one side, of a net weight:
	aa) Of not less than 1 kg but less than 5 kg and of a free-at-frontier value (5) of not less than 225·86 u.a. (a) but less than 253·86 u.a. (a) per 100 kg net weight
	bb) Of not less than 450 g and of a free-at-frontier value (5) of not less than 253·86 u.a. (a) per 100 kg net weight
	2. Other, of a net weight of not less than 75 g but not more than 250 g (6) and of a free-at-frontier value (5) of not less than 273·86 u.a. (a) per 100 kg net weight
	II. (Unchanged)
	E. (Unchanged)
	I. (Unchanged)
	a) (Unchanged)
	b) (Unchanged)
	1. Cheddar, including Chester:
	aa) Whole Cheddar cheeses (4), made from unpasteurized milk, of a minimum fat content of 50 % by weight, in the dry matter, matured for at least nine months and of a free-at-frontier value of not less than 202 u.a. per 100 kg net weight (2)
	bb) (Unchanged)

(a) For imports into the United Kingdom this free-at-frontier value shall be reduced by 2·97 u.a. per 100 kg net weight.

ANNEX II

(applicable with effect from 16 September 1976)

CCT heading No	Description of goods
04.04	Cheese and curd:
	A. Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powdered:
	I. Of a minimum fat content of 45 % by weight, in the dry matter, matured for at least three months (2):
	a) Whole chesees (4) of a free-at-frontier value (5) per 100 kg net weight of:
	1. 212·44 u.a. (a) or more, but less than 232·44 u.a. (a)
	2. 232·44 u.a. (a) or more
	b) Pieces packed in vacuum or in inert gas:
	1. With rind on at least one side, of a net weight:
	aa) Of not less than 1 kg but less than 5 kg and of a free-at-frontier value (5) of not less than 232·44 u.a. (a) but less than 260·44 u.a. (a) per 100 kg net weight
	bb) Of not less than 450 g and of a free-at-frontier value (5) of not less than 260·44 u.a. (a) per 100 kg net weight
	2. Other, of a net weight of not less than 75 g but not more than 250 g (6) and of a free-at-frontier value (5) of not less than 280·44 u.a. (a) per 100 kg net weight
	II. (Unchanged)
	E. (Unchanged)
	I. (Unchanged)
	a) (Unchanged)
	b) (Unchanged)
	1. Cheddar, including Chester:
	aa) Whole Cheddar cheeses (4), made from unpasteurized milk, of a minimum fat content of 50 % by weight, in the dry matter, matured for at least nine months and of a free-at-frontier value of not less than 207 u.a. per 100 kg net weight (2)
	bb) (Unchanged)

(a) For imports into the United Kingdom this free-at-frontier value shall be reduced by 3·47 u.a. per 100 kg net weight.

ANNEX III

In Chapter 4 of the Common Customs Tariff, the columns relating to subheadings 04.04 A I and 04.04 E I b) 1 aa) are amended, with effect from 15 March 1976, as follows:

CCT heading No	Description of goods	Rate of duty	
		Autonomous % or levy (L)	Conventional %
1	2	3	4
04.04	Cheese and curd (a):		
	A. Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powdered:		
	I. Of a minimum fat content of 45% by weight, in the dry matter, matured for at least three months (b):		
	a) Whole cheeses of a free-at-frontier value per 100 kg net weight of:		
	1. 205·86 u.a. (*) or more, but less than 225·86 u.a. (*)	23 (L)	(c)
	2. 225·86 u.a. (*) or more	23 (L)	(c)
	b) Pieces packed in vacuum or in inert gas:		
	1. With rind on at least one side, of a net weight:		
	aa) Of not less than 1 kg but less than 5 kg and of a free-at-frontier value of not less than 225·86 u.a. (*) but less than 253·86 u.a. (*) per 100 kg net weight	23 (L)	(c)
	bb) Of not less than 450 g and of a free-at-frontier value of not less than 253·86 u.a. (*) per 100 kg net weight	23 (L)	(c)
	2. Other, of a net weight of not less than 75 g but not more than 250 g and of a free-at-frontier value of not less than 273·86 u.a. (*) per 100 kg net weight	23 (L)	(c)
	II. (Unchanged)		
	E. (Unchanged)		
	I. (Unchanged)		
	a) (Unchanged)		
	b) (Unchanged)		
	1. Cheddar, including Chester:		
	aa) Whole Cheddar cheeses, made from unpasteurized milk, of a minimum fat content of 50% by weight, in the dry matter, matured for at least nine months and of a free-at-frontier value of not less than 202 u.a. per 100 kg net weight (b)	23 (L)	—
	bb) (Unchanged)	23 (L)	—

(*) For imports into the United Kingdom this free-at-frontier value shall be reduced by 2·97 u.a. per 100 kg net weight.

ANNEX IV

In Chapter 4 of the Common Customs Tariff, the columns relating to subheadings 04.04 A I and 04.04 E I b) 1 aa) are amended, with effect from 16 September 1976, as follows:

CCT heading No	Description of goods	Rate of duty	
		Autonomous % or levy (L)	Conventional %
1	2	3	4
04.04	Cheese and curd (a):		
	A. Emmentaler, Gruyère, Sbrinz, Bergkäse and Appenzell, not grated or powdered:		
	I. Of a minimum fat content of 45 % by weight, in the dry matter, matured for at least three months (b):		
	a) Whole cheeses of a free-at-frontier value per 100 kg net weight of:		
	1. 212·44 u.a. (*) or more, but less than 232·44 u.a. (*)	23 (L)	(c)
	2. 232·44 u.a. (*) or more	23 (L)	(c)
	b) Pieces packed in vacuum or in inert gas:		
	1. With rind on at least one side, of a net weight:		
	aa) Of not less than 1 kg but less than 5 kg and of a free-at-frontier value of not less than 232·44 u.a. (*) but less than 260·44 u.a. (*) per 100 kg net weight	23 (L)	(c)
	bb) Of not less than 450 g and of a free-at-frontier value of not less than 260·44 u.a. (*) per 100 kg net weight	23 (L)	(c)
	2. Other, of a net weight of not less than 75 g but not more than 250 g and of a free-at-frontier value of not less than 280·44 u.a. (*) per 100 kg net weight	23 (L)	(c)
	II. (Unchanged)		
	E. (Unchanged)		
	I. (Unchanged)		
	a) (Unchanged)		
	b) (Unchanged)		
	1. Cheddar, including Chester:		
	aa) Whole Cheddar cheeses, made from unpasteurized milk, of a minimum fat content of 50 % by weight, in the dry matter, matured for at least nine months and of a free-at-frontier value of not less than 207 u.a. per 100 kg net weight (b)	23 (L)	—
	bb) (Unchanged)	23 (L)	—

(*) For imports into the United Kingdom this free-at-frontier value shall be reduced by 3·47 u.a. per 100 kg net weight.