COMMISSION REGULATION (EEC) No 870/76

of 13 April 1976

fixing the import levies on milk and milk products

THE COMMISSION 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 (8) thereof,

Whereas the import levies on milk and milk products were fixed by Regulation (EEC) No 580/76 [3], as amended by Regulation (EEC) No 721/76 [4];

Whereas it follows from applying the rules contained in Regulation (EEC) No 580/76 to the prices known to the Commission that the levies at present in force should be altered as shown in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The levies referred to in Article 14 (2) of Regulation (EEC) No 804/68 are hereby fixed as shown in the Annex.

Article 2

This Regulation shall enter into force on 16 April 1976.

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

Done at Brussels, 13 April 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 67, 15. 3. 1976, p. 9.
(3) OJ No L 69, 15. 3. 1976, p. 19.
(4) OJ No L 84, 31. 3. 1976, p. 32.

ANNEX

Tariff Nomenclature		Code	Levy (in u.a./100 kg net weight unless otherwise indicated)
CCT heading No	Description of goods		
04.01	Milk and cream, fresh, not concentrated or sweetened :		
	A. Of a fat content, by weight, not exceeding 6 % :		
	I. Yoghourt, kephir, curdled milk, whey, buttermilk and other fermented or acidified milk :		
	a) In immediate packings of a net capacity of two litres or less	0110	20·74
	b) Other	0120	18·74
	II. Other :		
	a) In immediate packings of a net capacity of two litres or less and of a fat content, by weight :		
	1. Not exceeding 4 %	0130	18·74
	2. Exceeding 4 %	0140	23·03
	b) Other, of a fat content, by weight :		
	1. Not exceeding 4 %	0150	17·74
	2. Exceeding 4 %	0160	22·03
	B. Other, of a fat content, by weight :		
	I. Exceeding 6 % but not exceeding 21 %	0200	46·86
	II. Exceeding 21 % but not exceeding 45 %	0300	99·12
	III. Exceeding 45 %	0400	153·19
04.02	Milk and cream, preserved, concentrated or sweetened :		
	A. Not containing added sugar :		
	I. Whey	0500	14·30
	II. Milk and cream, in powder or granules :		
	a) In immediate packings of a net capacity of 2·5 kg or less and of a fat content, by weight :		
	1. Not exceeding 1·5 %	0620	89·07
	2. Exceeding 1·5 % but not exceeding 27 %	0720	119·15
	3. Exceeding 27 % but not exceeding 29 %	0820	121·15
	4. Exceeding 29 %	0920	134·30
	b) Other, of a fat content, by weight :		
	1. Not exceeding 1·5 %	1020	83·07
	2. Exceeding 1·5 % but not exceeding 27 %	1120	113·15
	3. Exceeding 27 % but not exceeding 29 %	1220	115·15
	4. Exceeding 29 %	1320	128·30
	III. Milk and cream, other than in powder or granules :		
	a) In hermetically sealed cans of a net capacity of 454 g or less, or in glass containers of a capacity of 0·5 litre or less and of a fat content, by weight, of 11 % or less :		
	1. Of a fat content, by weight, of 8·9 % or less	1420	19·35
	2. Other	1520	26·12
	b) Other, of a fat content, by weight :		
	1. Not exceeding 45 %	1620	99·12
	2. Exceeding 45 %	1720	153·19

Tariff Nomenclature		Code	Levy (in u.a./100 kg net weight unless otherwise indicated)
CCT heading No	Description of goods		
04.02 (cont'd)	B. Containing added sugar :		
	I. Milk and cream, in powder or granules :		
	a) Special milk for infants (1), in hermetically sealed cans of a net capacity of 500 g or less and of a fat content, by weight, exceeding 10 % but not exceeding 27 % (2)	1820	30·00
	b) Other :		
	1. In immediate packings of a net capacity of 2·5 kg or less and of a fat content, by weight :		
	aa) Not exceeding 1·5 % (3)	2220	per kg 0·8307 (9)
	bb) Exceeding 1·5 % but not exceeding 27 % (3)	2320	per kg 1·1315 (9)
	cc) Exceeding 27 % (3)	2420	per kg 1·2830 (9)
	2. Other, of a fat content, by weight :		
	aa) Not exceeding 1·5 % (3)	2520	per kg 0·8307 (10)
	bb) Exceeding 1·5 % but not exceeding 27 % (3)	2620	per kg 1·1315 (10)
	cc) Exceeding 27 % (3)	2720	per kg 1·2830 (10)
	II. Milk and cream, other than in powder or granules :		
	a) In hermetically sealed cans of a net capacity of 454 g or less and of a fat content, by weight, not exceeding 9·5 %	2810	29·26
	b) Other, of a fat content, by weight :		
	1. Not exceeding 45 % (3)	2910	per kg 0·9912 (10)
	2. Exceeding 45 % (3)	3010	per kg 1·5319 (10)
04.03	Butter :		
	A. Of a fat content, by weight, not exceeding 85 %	3110	180·22
	B. Other	3210	219·87
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, referred to dry matter, matured for at least three months (2) :		
	a) Whole cheese (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)	3319	15·00
	2. 225·86 u.a. (a) or more	3418	139·70 (11)

Tariff Nomenclature		Code	Levy (in u.a./100 kg net weight unless otherwise indicated)
CCT heading No	Description of goods		
04.04 (cont'd)	b) Pieces packed in vacuum or in inert gas :		
	1. With rind on at least one side, of a net weight :		
	aa) Of 1 kg or more but less than 5 kg and of a free-at-frontier value (5) of 225·86 u.a. (a) or more but less than 253·86 u.a. (a) per 100 kg net weight	3519	15·00
	bb) Of 450 g or more and of a free-at-frontier value (5) of 253·86 u.a. (a) or more per 100 kg net weight	3617	139·70 (11)
	2. Other, of a net weight of 75 g or more but not exceeding 250 g (6) and of a free-at-frontier value (5) of 273·86 u.a. (a) or more per 100 kg net weight	3717	139·70 (11)
	II Other	3800	139·70
	B. Glarus herb cheese (known as Schabziger) made from skimmed milk and mixed with finely-ground herbs (2)	3900	130·55 (12)
	C. Blue-veined cheese, not grated or powdered	4000	117·11
	D. Processed cheese, not grated or powdered :		
	I. In the blending of which only Emmentaler, Gruyère and Appenzell have been used and which may contain, as an addition, Glarus herb cheese (known as Schabziger), put up for retail sale (7), of a free-at-frontier value (5) of not less than 150 u.a. per 100 kg net weight and of a fat content, by weight, in the dry matter, not exceeding 56 % (2)	4120	30·00
	II. Other, of a fat content, by weight :		
	a) Not exceeding 36 % and of a fat content, by weight, referred to dry matter :		
	1. Not exceeding 48 %	4410	112·53
	2. Exceeding 48 %	4510	123·39
	b) Exceeding 36 %	4610	203·39
	E. Other :		
	I. Not grated or powdered, of a fat content, by weight, not exceeding 40 % and a water content, calculated by weight, of the non-fatty matter :		
	a) Not exceeding 47 %	4710	130·55

Tariff Nomenclature		Code	Levy (in u.a./100 kg net weight unless otherwise indicated)
CCT heading No	Description of goods		
04.04 (cont'd)	b) Exceeding 47 % but not exceeding 72 % :		
	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 a least nine months and of a free-at-frontier value of not less than 202·00 u.a. per 100 kg net weight (2)	4832	15·00
	bb) Other	4850	140·22
	2. Tilsit and Butterkäse, of a fat content, by weight, referred to the dry matter (2) :		
	aa) Not exceeding 48 %	4922	116·90 (13)
	bb) Exceeding 48 %	5022	116·90 (14)
	3. Kashkaval (2)	5030	116·90 (15)
	4. Cheese of sheep's milk or buffalo milk in containers holding brine, or in sheep- or goat-skin bottles (2)	5060	116·90 (15)
	5. Other	5120	116·90
	c) Exceeding 72 % :		
	1. In immediate packings of a net capacity not exceeding 500 g	5210	87·68
	2. Other	5250	196·90
	II. Not specified :		
	a) Grated or powdered	5310	130·55
	b) Other	5410	196·90
17.02	Other sugars ; sugar syrups ; artificial honey (whether or not mixed with natural honey) ; caramel :		
	A. Lactose and lactose syrup :		
	II. Other than that containing, in the dry state, 99 % or more by weight of the pure product (16)	5500	17·25
17.05	Flavoured or coloured sugars, syrups and molasses, but not including fruit juices containing added sugar in any proportion :		
	A. Lactose and lactose syrup	5600	17·25
23.07	Sweetened forage ; other preparations of a kind used in animal feeding :		
	B. Other, containing starch or glucose or glucose syrup falling within subheadings 17.02 B and 17.05 B, or milk products (8) :		
	I. Containing starch, or glucose or glucose syrup :		
	a) Containing no starch or containing 10 % or less by weight of starch :		
	1.		
	2.		
	3. Containing 50 % or more but less than 75 % by weight of milk products	5700	64·30
	4. Containing 75 % or more by weight of milk products	5800	83·41

Tariff Nomenclature		Code	Levy (in u.a./100 kg net weight unless otherwise indicated)
CCT heading No	Description of goods		
23.07 (cont'd)	b) Containing more than 10 % but not more than 30 % by weight of starch :		
	1.....		
	2.....		
	3. Containing 50 % or more by weight of milk products	5900	77·34
	c) Containing more than 30 % by weight of starch :		
	1.....		
	2.....		
	3. Containing 50 % or more by weight of milk products	6000	61·97
	II. Containing no starch, glucose or glucose syrup, but containing milk products	6100	83·41

For notes (1) to (8), see notes (1) to (8) of Council Regulation (EEC) No 823/68 (OJ No L 151, 30. 6. 1968).

(9) The levy on 100 kg of product falling within this subheading is equal to the sum of the following components :
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product ;
b) 6 u.a.; and
c) 2·77 u.a.

(10) The levy on 100 kg of product falling within this subheading is equal to the sum of the following components ;
a) the amount per kg shown, multiplied by the weight of milk and cream contained in 100 kg of product; and
b) 2·77 u.a.

(11) The levy is limited to 7·50 u.a. per 100 kg net weight.

(12) The levy is limited to 6 % of the value for customs purposes.

(13) The levy is limited to 59·25 u.a. per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

(14) The levy is limited to 79·25 u.a. per 100 kg net weight for imports from Austria, Finland, Romania and Switzerland (Regulation (EEC) No 1054/68 as amended).

(15) The levy is limited to 59·25 u.a. per 100 kg net weight for imports from Bulgaria, Hungary, Romania and Turkey (Regulation (EEC) No 1054/68 as amended).

(16) Lactose and lactose syrup falling within subheading 17.02 A I are, in pursuance of Regulation (EEC) No 2730/75, subject to the same levy as that applicable to lactose and lactose syrup falling within subheading 17.02 A II.

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

NB : For the purposes of heading No 04.04, the exchange rate to be applied in converting into national currencies the unit of account referred to in the subdivisions of this heading shall, notwithstanding general rule C 3 contained in Part I, Section I of the Common Customs Tariff be the representative rate, if such a rate is fixed pursuant to Council Regulation No 129 on the value of the unit of account and the exchange rates to be applied for the purposes of the common agricultural policy (OJ No 106, 30. 10. 1962, p. 2553/62).