COMMISSION REGULATION (EEC) No 944/76

of 26 April 1976

fixing the sluice-gate prices and levies for poultrymeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat (1), as amended by Regulation (EEC) No 369/76 (2), and in particular Articles 3 and 7 (1) thereof,

Whereas a levy fixed quarterly in advance must be charged on imports into the Community for the products specified in Article 1 (1) of Regulation (EEC) No 2777/75 ; whereas levies were last fixed by Regulation (EEC) No 148/76 (3), for the period ending 30 April 1976, and levies must therefore be fixed anew for the period 1 May to 31 July 1976 ;

Whereas the levy on slaughtered poultry is made up of two components ;

Whereas the first component must be equal to the difference between prices within the Community and on the world market for the quantity of feed grain specified in Annex I to Council Regulation (EEC) No 2778/75 of 29 October 1975 laying down rules for calculating the levy and the sluice-gate price for poultrymeat (4), as amended by Regulation (EEC) No 371/76 (5) ;

Whereas the price within the Community for that quantity of feed grain must be determined in accordance with Article 2 of Regulation (EEC) No 2778/75 ; whereas the price of the like quantity on the world market must be determined in accordance with Article 3 thereof ;

Whereas that Article provides that the price for each type of feed grain on the world market shall be equal to the average of the cif prices determined for that cereal for the period of five months ending one month before the quarter in respect of which the said component is calculated ; whereas that period is 1 November 1975 to 31 March 1976 ;

Whereas the second component must be equal to 7 % of the average of the sluice-gate prices applicable for the four quarters to 1 May of each year ;

Whereas the levy on chicks must be calculated in the same way as the levy on slaughtered poultry ; whereas, however, the quantity of feed grain used in the calculation must be that shown in Annex I to Regulation (EEC) No 2778/75 ; whereas the second component must be equal to 7 % of the average of the sluice-gate prices applicable to chicks ;

Whereas the levy on the products specified in Article 1 (2) (d) of Regulation (EEC) No 2777/75 must be derived from the levy on slaughtered poultry on the basis of the coeffecients set out in the Annex to Commission Regulation No 199/67/EEC of 28 June 1967 fixing the coefficients for calculating levies on derived poultrymeat products (6), as last amended by Regulation (EEC) No 1776/74 (7) ;

Whereas, for products falling within heading No 02.03, or within subheading 15.01 B or 16.02 B I of the Common Customs Tariff, in respect of which the rate of duty payable has been bound within GATT, the levies must not exceed the amount resulting from that binding ;

Whereas, sluice-gate prices for the products specified in Article 1 (1) of Regulation (EEC) No 2777/75 must be fixed in advance for each quarter ; whereas sluice-gate prices were last fixed by Regulation (EEC) No 148/76 for the period ending 30 April 1976, and prices must therefore now be fixed anew for the period 1 May to 31 July 1976 ;

Whereas the sluice-gate price on slaughtered poultry is made up of two components ;

Whereas the first component must be equal to the price on the world market for the quantity of feed grain shown in Annex II to Regulation (EEC) No 2778/75 ;

Whereas the price of this quantity of cereals must be determined in accordance with Article 4 (2) and (3) of Regulation (EEC) No 2778/75 ;

Whereas the said Article 4 provides that the price for each cereal on the world market shall be equal to the average of the cif prices determined for that cereal for the period of five months ending one month before the quarter in respect of which the said component is calculated ; whereas that period is 1 November 1975 to 31 March 1976 ;

Whereas the second amount, which represents other feeding costs and overhead costs of production and marketing, is fixed in Annex II to Regulation (EEC) No 2778/75 ;

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 45, 21. 2. 1976, p. 3.
(3) OJ No L 15, 24. 1. 1976, p. 11.
(4) OJ No L 282, 1. 11. 1975, p. 84.
(5) OJ No L 45, 21. 2. 1976, p. 5.
(6) OJ No 134, 30. 6. 1967, p. 2831/67.
(7) OJ No L 186, 10. 7. 1974, p. 16.

Whereas the sluice-gate price for chicks must be calculated in the same way as the sluice-gate price for slaughtered poultry ; whereas, however, the quantity of feed grain used in the calculation must be that shown in Annex II to Regulation (EEC) No 2778/75 ; whereas the standard amount must be that fixed in the same Annex ;

Whereas the sluice-gate prices for the products specified in Article 1 (2) (d) of Regulation (EEC) No 2777/75 must be derived from the sluice-gate prices for slaughtered poultry on the basis of the coefficients fixed for these products in accordance with Article 5 (3) of that Regulation ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION :

Article 1

1. The levies provided for in Article 3 of Regulation (EEC) No 2777/75 in respect of the products specified in Article 1 (1) of that Regulation and the sluice-gate prices provided for in Article 7 thereof in respect of the like products shall be as shown in the Annex hereto.

2. Provided that in the case of products falling within heading No 02.03 and within subheading 15.01 B or 16.02 B I of the Common Customs Tariff in respect of which the rate of duty has been bound within GATT, the levy shall not exceed the amount resulting from that binding.

Article 2

This Regulation shall enter into force on 1 May 1976.

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

Done at Brussels, 26 April 1976.

For the Commission

P. J. LARDINOIS

Member of the Commission

ANNEX

Sluice-gate prices and levies for poultrymeat for the period 1 May to 31 July 1976

CCT heading No	Description of goods	Sluice-gate price	Levy
1	2	3	4
		u.a./100 units	u.a./100 units
01.05	Live poultry, that is to say, fowls, ducks, geese, turkeys and guinea fowls :		
	A. Of a weight not exceeding 185 g, known as 'chicks'	18·65	2·43
		u.a./100 kg	u.a./100 kg
	B. Others :		
	I. Fowls	62·23	9·26
	II. Ducks	71·01	12·47
	III. Geese	73·36	11·38
	IV. Turkeys	79·42	10·23
	V. Guinea fowls	104·85	15·15
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 :		
	I. Fowls :		
	a) Plucked and gutted, with heads and feet, known as '83 % chickens'	78·19	11·58
	b) Plucked and drawn, without heads and feet, but with hearts, livers and gizzards, known as '70 % chickens'	88·90	13·23
	c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens'	96·86	14·40
	II. Ducks :		
	a) Plucked, bled, not drawn or gutted, with heads and feet, known as '85 % ducks'	83·54	14·67
	b) Plucked and drawn, without heads and feet, with hearts, livers and gizzards, known as '70 % ducks'	101·44	17·82
	c) Plucked and drawn, without heads and feet, without hearts, livers and gizzards, known as '63 % ducks'	112·70	19·79
	III. Geese :		
	a) Plucked, bled, not drawn, with heads and feet, known as '82 % geese'	104·80	16·26
	b) Plucked and drawn, without heads and feet, with or without hearts and gizzards, known as '75 % geese'	94·58	16·37
	IV. Turkeys	113·46	14·62
	V. Guinea fowls	149·79	21·64

CCT heading No	Description of goods	Sluice-gate price	Levy
1	2	3	4
		u.a./100 kg	u.a./100 kg
02.02 (cont'd)	B. Poultry cuts (excluding offals) :		
	I. Boned or boneless	219·26	33·48
	II. Unboned (bone-in) :		
	a) Halves or quarters :		
	1. Of fowls	106·55	15·84
	2. Of ducks	123·97	21·77
	3. Of geese	104·04	18·01
	4. Of turkeys	124·81	16·08
	5. Of guinea fowls	164·77	23·80
	b) Whole wings, with or without tips	71·26	10·88
	c) Backs, necks, backs with necks attached, rumps and wing tips	49·33	7·53
	d) Breasts and cuts of breasts :		
	1. Of geese	141·87	24·56
	2. Of turkeys	187·21	24·12
	3. Of other poultry	146·69	21·83
	e) Legs and cuts of legs :		
	1. Of geese	137·14	23·74
	2. Of turkeys :		
	aa) Drumsticks and cuts of drumsticks	102·11	13·16
	bb) Other	175·86	22·66
	3. Of other poultry	137·80	20·51
	f) Other	219·26	33·48
	C. Offals	49·33	7·53
02.03	Poultry live, fresh, chilled, frozen, salted or in brine :		
	A. Foie gras (goose or duck)	1 048·00	162·60
	B. Other	126·07	19·25
02.05	Pig fat, free of lean meat and poultry fat (not rendered or solvent-extracted), fresh, chilled, frozen, salted, in brine, dried or smoked :		
	C. Poultry fat	109·63	16·74
15.01	Lard, other pig fat and poultry fat, rendered or solvent-extracted :		
	B. Poultry fat	131·56	20·09
16.02	Other prepared or preserved meat or meat offal :		
	B. Other :		
	I. Poultrymeat or offal :		
	a) Containing 57 % or more by weight of poultrymeat (a)	241·19	36·83
	b) Containing 25 % or more but less than 57 % by weight of poultrymeat (a)	131·56	20·09
	c) Other	76·74	11·72

(a) For the purpose of determining the percentage of poultrymeat, weight of any bones shall be disregarded.