COMMISSION REGULATION (EEC) No 1309/78

of 15 June 1978

re-establishing the levying of the customs duties on heavy petroleum oils falling within subheadings 27.10 C I c), II c), III c) and d), originating in Kuwait to which the preferential tariff arrangements set out in Council Regulation (EEC) No 2705/77 apply

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2705/77 of 28 November 1977 establishing preferential tariffs in respect of certain products originating in developing countries (1), and in particular Article 4 (2) thereof,

Whereas Article 1 (3) and (4) of that Regulation provides that the customs duties may, for each category of products, be suspended up to a Community ceiling, expressed in units of account, which will be equal — with the exception of certain products the value of the ceilings for which is given in Annex A of the Regulation in question — to the sum arrived at by adding together the value of the products in question imported cif into the Community in 1974 and coming from countries and territories covered by those arrangements, but not including products coming from countries and territories already covered by various preferential tariff arrangements established by the Community, and 5 % of the value of 1975 cif imports coming from other countries and from countries and territories already covered by such arrangements ;

Whereas, however for products falling within subheadings 27.10 A III, B III, C I c), C II c) and C III c) and d) the Community ceilings as defined in Article 1 (3) is respectively set at 703 500, 275 000 and 1 700 000 tonnes ;

Whereas, having regard to that ceiling and for the same subheadings, the maximum Community amount referred to in Article 1 (4) of the Regulation in question is reconduced to 20 % (2) ;

Whereas Article 2 (2) (3) of that Regulation provides that the levying of customs duties may be re-established at any time in respect of imports of the products in question originating in any of the said countries or territories — with the exception of those listed in Annex C of the same Regulation — once the relevant Community amount has been reached ;

Whereas, in respect of heavy petroleum oils, falling within subheadings 27.10 C I c), II c), III c) and d), originating in Kuwait a country covered by preferential tariff arrangements, charges in the Community reached on 9 June 1978 the maximum amount of 340 000 tonnes ; whereas, bearing in mind the objectives of Regulation (EEC) No 2705/77 which provides that maximum amounts shall not be exceeded, customs duties should be re-established in respect of the products in question in relation to Kuwait,

HAS ADOPTED THIS REGULATION :

Article 1

As from 19 June 1978, the levying of customs duties, suspended in pursuance of Council Regulation (EEC) No 2705/77, shall be re-established in respect of the following products, imported into the Community and originating in Kuwait :

CCT heading No	Description
27.10	Petroleum oils and oils obtained from bituminous minerals, other than crude ; preparations not elsewhere specified or included, containing not less than 70 % by weight of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations : C. Heavy oils : I. Gas oil : c) For other purposes II. Fuel oil : c) For other purposes III. Lubricating oils ; other oils : c) To be mixed in accordance with the terms of Additional Note 7 to Chapter 27 d) For other purposes

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

(1) OJ No L 324, 19. 12. 1977, p. 23.
(2) OJ No L 324, 19. 12. 1977, p. 26, footnote (1).

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

Done at Brussels, 15 June 1978.

For the Commission

Lorenzo NATALI

Vice-President