# COMMISSION REGULATION (EEC) No 1889/78

## of 2 August 1978

## re-establishing the levying of customs duties on heavy oils, falling within subheadings 27.10 C I c), C II c), C III c) and d) and originating in developing countries, 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) 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 to 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), C III c) and d) the Community ceilings as defined in Article 1 (3) are respectively set at 703 500, 275 000 and 1 700 000 tonnes (2) ;

Whereas Article 2 (1) and (3) of that Regulation provides that the customs duties may be re-established at any time on imports of the products in question coming from any country or territory, with the exception of those listed in Annex C to that Regulation, once the Community ceiling has been reached ;

Whereas, in respect of heavy oils, originating in countries and territories covered by preferential tariff arrangements, imports into the Community reached on 24 July 1978 the ceiling of 1 700 000 tonnes ; whereas, bearing in mind the objectives of Regulation (EEC) No 2705/77 which provides that the ceiling should not be exceeded, customs duties should be re-established in respect of the products in question,

HAS ADOPTED THIS REGULATION :

*Article 1*

As from 8 August 1978, 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, coming from any beneficiary country or territory, with the exception of those listed in Annex C to Regulation (EEC) No 2705/77 :

| 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 :<br>C. Heavy oils :<br>I. Gas oil :<br>c) For other purposes<br>II. Fuel oil :<br>c) For other purposes<br>III. Lubricating oils : other oils :<br>c) To be mixed in accordance with the terms of Additional Note 7 to Chapter 27<br>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, 2 August 1978.

*For the Commission*

Étienne DAVIGNON

*Member of the Commission*