# COMMISSION REGULATION (EEC) No 92/78
## of 18 January 1978
## 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 the sluice-gate prices and levies for the products specified in Article 1 (1) of Regulation (EEC) No 2777/75 must be fixed quarterly in advance in accordance with methods of calculation laid down in Council Regulation (EEC) No 2778/75 of 29 October 1975 laying down rules for calculating the levy and the sluice-gate price for poultrymeat (3), as last amended by Regulation (EEC) No 2299/77 (4);

Whereas since the sluice-gate prices and levies for poultrymeat were, by Regulation (EEC) No 2277/77 (5), last fixed for the period 1 November 1977 to 31 January 1978, they must be fixed anew for the period 1 February to 30 April 1978; whereas such prices and levies should in principle be calculated by reference to feed-grain prices for the period 1 August to 31 December 1977;

Whereas, when the sluice-gate prices applicable from 1 November, 1 February and 1 May are being fixed, trends in world market prices for feed grain are to be taken into account only if the price of the quantity of feed grain required varies by at least a specified minimum in relation to that used to calculate the sluice-gate price for the preceding quarter; whereas, by Regulation (EEC) No 2778/75, this minimum was set at 3 %;

Whereas the price of the quantity of feed grain required varies by more than 3 % from that used for the preceding quarter; whereas this variation must accordingly be taken into accunt in fixing sluice-gate prices for the period 1 February to 30 April 1978;

Whereas, when the levies applicable from 1 November, 1 February and 1 May are being fixed, changes in world market prices for feed grain should be taken into account only if at the same time a new sluice-gate price is fixed;

Whereas, since a new sluice-gate price is to be fixed, changes in world market prices for feed grain must be taken into account in fixing the levies;

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. In respect of the products specified in Article 1 (1) of Regulation (EEC) No 2777/75, the levies provided for in Article 3 thereof and the sluice-gate prices provided for in Article 7 thereof 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 February 1978.

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

Done at Brussels, 18 January 1978.

*For the Commission*
Finn GUNDELACH
*Vice-President*

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 45, 21. 2. 1976, p. 3.
(3) OJ No L 282, 1. 11. 1975, p. 84.
(4) OJ No L 271, 22. 10. 1977, p. 1.
(5) OJ No L 262, 15. 10. 1977, p. 40.

*ANNEX*

**Sluice-gate prices and levies for poultrymeat for the period 1 February to 30 April 1978**

| CCT heading No | Description | 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' : | | |
| | I. Turkeys and geese | 66·20 | 7·91 |
| | II. Other | 17·41 | 4·43 |
| | | u.a./100 kg | u.a./100 kg |
| | B. Other : | | |
| | I. Fowls | 58·21 | 16·74 |
| | II. Ducks | 70·13 | 24·26 |
| | III. Geese | 85·72 | 22·51 |
| | IV. Turkeys | 74·39 | 18·58 |
| | V. Guinea fowls | 97·31 | 28·54 |
| 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' | 73·13 | 21·04 |
| | b) Plucked and drawn, without heads and feet, but with hearts, livers and gizzards, known as '70 % chickens' | 83·15 | 23·92 |
| | c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens' | 90·60 | 26·06 |
| | II. Ducks : | | |
| | a) Plucked, bled, not drawn or gutted, with heads and feet, known as '85 % ducks' | 82·51 | 28·54 |
| | b) Plucked and drawn, without heads and feet, with hearts, livers and gizzards, known as '70 % ducks' | 100·19 | 34·65 |
| | c) Plucked and drawn, without heads and feet, without hearts, livers and gizzards, known as '63 % ducks' | 111·33 | 38·50 |
| | III. Geese : | | |
| | a) Plucked, bled, not drawn, with heads and feet, known as '82 % geese' | 122·45 | 32·16 |
| | b) Plucked and drawn, without heads and feet, with or without hearts and gizzards, known as '75 % geese' | 113·88 | 33·76 |
| | IV. Turkeys | 106·27 | 26·54 |
| | V. Guinea fowls | 139·02 | 40·77 |

| CCT heading No | Description | 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 | 217·00 | 63·86 |
| | II. Unboned (bone-in) : | | |
| | a) Halves or quarters : | | |
| | 1. Of fowls | 99·66 | 28·67 |
| | 2. Of ducks | 122·46 | 42·35 |
| | 3. Of geese | 125·27 | 37·14 |
| | 4. Of turkeys | 116·90 | 29·19 |
| | 5. Of guinea fowls | 152·92 | 44·85 |
| | b) Whole wings, with or without tips | 70·53 | 20·75 |
| | c) Backs, necks, backs with necks attached, rumps and wing tips | 48·83 | 14·37 |
| | d) Breasts and cuts of breasts : | | |
| | 1. Of geese | 170·82 | 50·64 |
| | 2. Of turkeys | 175·35 | 43·79 |
| | 3. Of other poultry | 137·20 | 39·47 |
| | e) Legs and cuts of legs : | | |
| | 1. Of geese | 165·13 | 48·95 |
| | 2. Of turkeys : | | |
| | aa) Drumsticks and cuts of drumsticks | 95·64 | 23·89 |
| | bb) Other | 164·72 | 41·14 |
| | 3. Of other poultry | 128·88 | 37·08 |
| | f) Other | 217·00 | 63·86 |
| | C. Offals | 48·83 | 14·37 |
| **02.03** | Poultry live, fresh, chilled, frozen, salted or in brine : | | |
| | A. Foie gras (goose or duck) | 1224·50 | 321·60 |
| | B. Other | 124·78 | 36·72 |
| **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 | 108·50 | 31·93 |
| **15.01** | Lard, other pig fat and poultry fat, rendered or solvent-extracted : | | |
| | B. Poultry fat | 130·20 | 38·32 |
| **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) | 238·70 | 70·25 |
| | b) Containing 25 % or more but less than 57 % by weight of poultrymeat (a) | 130·20 | 38·32 |
| | c) Other | 75·95 | 22·35 |

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