COMMISSION REGULATION (EEC) No 2035/79

of 18 September 1979

amending Regulation (EEC) No 2696/77 determining the conditions of entry of goods under subheadings 04.05 B II, 11.04 ex B I and C I, 25.01 A II a) and ex 35.02 A I of the Common Customs Tariff

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 97/69 of 16 January 1969 on measures to be taken for uniform application of the nomenclature of the Common Customs Tariff (1), as last amended by Regulation (EEC) No 280/77 (2), and in particular Articles 3 and 4 thereof,

Whereas Commission Regulation (EEC) No 2696/77 (3) lays down in Annexes A to E thereto a mandatory list of the denaturants to be used for the purpose of denaturing such goods ; whereas, however, in order to allow for any unforeseen needs which might arise, that Regulation also provides that any Member State may permit the temporary use of a denaturant not so listed ;

Whereas, in this case, the Member State concerned is required to notify the Commission within 30 days, giving detailed particulars of the denaturant and quantities used ; whereas the Commission is to inform the other Member States as soon as possible ; whereas the matter is to be referred to the Committee on Common Customs Tariff Nomenclature pursuant to Article 2 and, where appropriate, Article 3 of Regulation (EEC) No 97/69 ;

Whereas in a letter received by the Commission on 18 December 1978 the French Republic informed the Commission that it had temporarily approved the use of sodium azide as a denaturant of albumins to be rendered unfit for human consumption falling within subheading ex 35.02 A I, the minimum quantity to be used having been stipulated as 0·1 kg of sodium azide in aqueous solution per 100 kg of albumins ; whereas it was requested that the said denaturant be included in Annex E to Regulation (EEC) No 2696/77 ;

Whereas the Commission notified the other Member States by means of document UD/1358/78 of 18 December 1978 ;

Whereas the Committee on Common Customs Tariff Nomenclature, having been apprised of the abovementioned request pursuant to Article 3 of Regulation (EEC) No 97/69, has decided that the denaturant in question permits a denaturing which fulfils all the conditions required by Regulation (EEC) No 2696/77 ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee on Common Customs Tariff Nomenclature,

HAS ADOPTED THIS REGULATION :

Article 1

Annex E to Regulation (EEC) No 2696/77 is replaced by the following :

'ANNEX E

Product to be denatured	Denaturant	
	Name	Minimum quantity to be used, in g per 100 kg of product to be denatured
1	2	3
Albumins to be rendered unfit for human consumption (subheading ex 35.02 A I)	Oil of rosemary (for liquid albumins only)	150
	Crude oil of camphor (for liquid and solid albumins)	2 000
	Sodium azide (for liquid and solid albumins)	100'

(1) OJ No L 14, 21. 1. 1969, p. 1.
(2) OJ No L 40, 11. 2. 1977, p. 1.
(3) OJ No L 314, 8. 12. 1977, p. 17.

Article 2

This Regulation shall enter into force on 1 November 1979.

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

Done at Brussels, 18 September 1979.

For the Commission

Finn GUNDELACH

Vice-President