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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 3042/82

of 15 November 1982

amending Regulation (EEC) No 2915/79 with regard to the application of a reduced levy in respect of certain cheeses

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products (1), as last amended by Regulation (EEC) No 1183/82 (2), and in particular Article 14 (6) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 2915/79 of 18 December 1979 determining the groups of products and the special provisions for calculating levies on milk and milk products and amending Regulation (EEC) No 950/68 on the Common Customs Tariff (3), as last amended by Regulation (EEC) No 1463/82 (4), lays down certain conditions for the entry into the Community of certain cheeses falling within heading No 04.04 of the Common Customs Tariff; whereas the most recent amendment was required following bilateral agreements concluded under GATT; whereas, in the case of the agreement with Finland, the scope of the undertakings given concerning the Finlandia cheese quota should be more precisely specified;

Whereas the arrangement between Canada and the Community concerning certain cheeses (5) has been re-examined; whereas, following this examination, it is necessary to re-introduce, with effect from 1 January 1983, the tariff quota of 2 750 tonnes of Cheddar originating in Canada; whereas it is therefore necessary to amend Annex II to Regulation (EEC) No 2915/79;

Whereas a temporary arrangement between Norway and the European Economic Community on joint discipline in their trade in cheese has been concluded and should enter into force on 1 January 1983; whereas the arrangement provides for a restriction on the quantities of Jarlsberg cheese for import into the Community and on the levy applicable for a three-year period; whereas, accordingly, Article 11 (2) of Regulation (EEC) No 2915/79 and Annex II thereto should be supplemented;

Whereas the descriptions of the goods in Annex II to Regulation (EEC) No 2915/79 cover only part of the products which fall within the Common Customs Tariff subheadings referred to therein; whereas the Annex in question should be amended by adding 'ex' in front of each subheading,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2915/79 is hereby amended as follows:

(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 140, 20. 5. 1982, p. 1.
(3) OJ No L 329, 24. 12. 1979, p. 1.
(4) OJ No L 159, 10. 6. 1982, p. 1.
(5) OJ No L 71, 17. 3. 1980, p. 141.

1. Article 11 (2) shall be replaced by the following :

'2. The levy on 100 kilograms of the products listed under (n) and (r) in Annex II shall be 55 ECU if it is established that the products correspond to the description therein.' ;

2. in point (d) of Annex II, the term 'within an annual tariff quota of 3 250 tonnes for 1981 and 1982' shall be replaced by the following 'within an annual tariff quota of 2 750 tonnes' ;

3. in Annex II, point (q) shall be replaced by the following :

'(q) ex 04.04 E I b) 2	Finlandia of a minimum fat content of 45 % by weight, in the dry matter, matured for at least 100 days, in rectangular blocks of a net weight of not less than 30 kilograms, originating in Finland, within an annual tariff quota of 2 900 tonnes. Any quantities of the product which are not imported may be replaced by corresponding quantities of cheeses specified in (b) of the first indent of (c).'

4. the following point shall be added to Annex II :

CCT heading No	Description
'(r) ex 04.04 E I b) 2	Whole Jarlsberg cheeses with rind, of a minimum fat content of 45 % by weight, in the dry matter, and of a dry matter content by weight of not less than 58 %, matured for at least three months, originating in Norway, within an annual tariff quota of : — 1 500 tonnes for 1983 — 1 600 tonnes for 1984 — 1 700 tonnes for 1985'

5. in Annex II, 'ex' shall be inserted before every Common Customs Tariff subheading listed from (a) to (p).

Article 2

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

It shall apply from 1 January 1983.

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

Done at Brussels, 15 November 1982.

For the Council

The President

N. A. KOFOED