COMMISSION REGULATION (EEC) No 2234/87

of 27 July 1987

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 in the Act of Accession of Spain and Portugal,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organization of the market in poultrymeat (1), as last amended by Regulation (EEC) No 1475/86 (2) and in particular Articles 3 and 7 (1) thereof,

Whereas a levy fixed quarterly in advance must be charged on imports into the Community for the products specified in Article 1 (1) of Regulation (EEC) No 2777/75; whereas levies were last fixed by Regulation (EEC) No 1162/87 (3) for the period ending 31 July 1987 and levies must therefore be fixed anew for the period 1 August to 31 October 1987;

Whereas the levy on slaughtered poultry is made up of two components;

Whereas the first component must be equal to the difference between prices within the Community and on the world market for the quantity of feed grain specified in Annex I to Council Regulation (EEC) No 2778/75 of 29 October 1975 laying down rules for calculating the levy and the sluice-gate price for poultrymeat (4), as last amended by Regulation (EEC) No 1475/86;

Whereas the price within the Community for that quantity of feed grain must be determined in accordance with Article 2 of Regulation (EEC) No 2778/75; whereas the price for the like quantity on the workd market must be determined in accordance with Article 3 thereof;

Whereas the said Article 3 provides that the price for each type of feed grain on the world market shall be equal to the average of the cif prices determined for that cereal for the period of five months ending one month before the quarter in respect of which the said component is calculated; whereas that period is 1 February to 30 June 1987;

Whereas the second component must be equal to 7 % of the average of the sluice-gate prices applicable for the four quarters to 1 May in each year;

Whereas the levy on chicks must be calculated in the same way as the levy on slaughtered poultry; whereas however, the quantity of feed grain used in the calculation must be that shown in Annex I to Regulation (EEC) No 2778/75; whereas the second component must be equal to 7 % of the average of the sluice-gate prices applicable to chicks;

Whereas the levy on the products specified in Article 1 (2) (d) of Regulation (EEC) No 2777/75 must be derived from the levy on slaughtered poultry on the basis of the coefficients set out in the Annex to Commission Regulation (EEC) No 3011/79 of 20 December 1979 fixing the coefficients for calculating levies on derived poultrymeat products and repealing Regulation No 199/67/EEC (5), as amended by Regulation (EEC) No 1507/82 (6);

Whereas, 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 levies must not exceed the amount resulting from that binding;

Whereas, sluice-gate prices for the products specified in Article 1 (1) of Regulation (EEC) No 2777/75 must be fixed in advance for each quarter; whereas sluice-gate prices were last fixed by Regulation (EEC) No 1162/87 for the period ending 31 July 1987 and prices must therefore be fixed anew for the period 1 August to 31 October 1987;

Whereas the sluice-gate price for slaughtered poultry is made up of two components;

Whereas the first component must be equal to the price on the world market for the quantity of feed grain shown in Annex II to Regulation (EEC) No 2778/75;

Whereas the price for that quantitiy of cereals must be determined in accordance with Article 4 (2) and (3) of Regulation (EEC) No 2778/75;

Whereas the said Article 4 provides that the price for each cereal on the world market shall be equal to the average of the cif prices determined for that cereal for the

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 133, 21. 5. 1986, p. 34.
(3) OJ No L 112, 29. 4. 1987, p. 20.
(4) OJ No L 282, 1. 11. 1975, p. 84.
(5) OJ No L 337, 29. 12. 1979, p. 65.
(6) OJ No L 168, 15. 6. 1982, p. 5.

period of five months ending one month before the quarter in respect of which the said component is calculated ; whereas that period is 1 February to 30 June 1987 ;

Whereas the second amount, which represents other feeding costs and overhead costs of production and marketing, is fixed in Annex II to Regulation (EEC) No 2778/75 ;

Whereas the sluice-gate price for chicks must be calculated in the same way as the sluice-gate price for slaughtered poultry ; whereas, however, the quantity of feed grain used in the calculation must be that shown in Annex II to Regulation (EEC) No 2778/75 ; whereas the standard amount must be that fixed in the same Annex ;

Whereas the sluice-gate price for the products specified in Article 1 (2) (d) of Regulation (EEC) No 2777/75 must be derived from the sluice-gate prices for slaughtered poultry on the basis of the coefficients fixed for these products in accordance with Article 5 (3) of that Regulation ;

Whereas, Commission Regulation (EEC) No 631/86 of 28 February 1986 on the applicaton of import levies on products from Portugal and amending Regulation (EEC) No 177/86 (1), suspended the application of import levies on poultrymeat products from Portugal owing to the minimal difference between the prices obtaining in the Community on the one hand and in Portugal on the other hand ; whereas the situation still pertains ;

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. The levies provided for in Article 3 of Regulation (EEC) No 2777/75 and the sluice-gate prices provided for in Article 7 thereof, in respect of the products specified in Article 1 (1), shall be as set out in the Annex hereto.

2. Nevertheless, in the case of products falling within heading No 02.03 and within subheadings 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.

3. For imports of products specified in paragraph 1 from Portugal, application of the levies specified in the Annex shall be suspended.

Article 2

This Regulation shall enter into force on 1 August 1987.

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

Done at Brussels, 27 July 1987.

For the Commission

Frans ANDRIESSEN

Vice-President

(1) OJ No L 60, 1. 3. 1986, p. 11.

ANNEX

to the Commission Regulation of 27 July 1987 fixing the sluice-gate prices and levies for poultrymeat

CCT heading No	Description	Sluice-gate price	Levy
1	2	3	4
		ECU/100 units	ECU/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	97,73	23,50
	II. Other	21,89	7,53
		ECU/100 kg	ECU/100 kg
	B. Other :		
	I. Fowls	75,63	31,23
	II. Ducks	84,60	48,77
	III. Geese	110,50	48,06
	IV. Turkeys	100,86	35,70
	V. Guinea-fowls	116,32	50,35
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'	95,02	39,24
	(b) Plucked and drawn, without heads and feet, but with hearts, livers and gizzards, known as '70 % chickens'	108,04	44,61
	(c) Plucked and drawn, without heads and feet and without hearts, livers and gizzards, known as '65 % chickens'	117,72	48,61
	II. Ducks :		
	(a) Plucked, bled, not drawn or gutted, with heads and feet, known as '85 % ducks'	99,53	57,38
	(b) Plucked and drawn, without heads and feet, with hearts, livers and gizzards, known as '70 % ducks'	120,86	69,67
	(c) Plucked and drawn, without heads and feet, without hearts, livers and gizzards, known as '63 % ducks'	134,28	77,42
	III. Geese :		
	(a) Plucked, bled, not drawn, with heads and feet, known as '82 % geese'	157,85	68,65
	(b) Plucked and drawn, without heads and feet, with or without hearts and gizzards, known as '75 % geese'	148,40	73,38
	IV. Turkeys		
	(a) Plucked and drawn, without heads and feet but with necks, hearts, livers and gizzards, known as '80 % turkeys'	144,09	51,00
	(b) Plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as '73 % turkeys'	157,94	55,90
	V. Guinea-fowls	166,17	71,93

CCT heading No	Description	Sluice-gate price	Levy
1	2	3	4
		ECU/100 kg	ECU/100 kg
02.02 *(cont'd)*	B. Poultry cuts (excluding offals) :		
	I. Boned or boneless :		
	(a) Of geese	311,64	154,10
	(b) Of turkeys	302,59	107,10
	(c) Of other poultry	276,55	130,35
	II. Unboned (bone-in) :		
	(a) Halves or quarters :		
	1. Of fowls	129,49	53,47
	2. Of ducks	147,71	85,16
	3. Of geese	163,24	80,72
	4. Of turkeys	173,73	61,49
	5. Of guinea-fowls	182,79	79,12
	(b) Whole wings, with or without tips	89,38	40,38
	(c) Backs, necks, backs with necks attached, rumps and wing tips	61,88	27,95
	(d) Breasts and cuts of breasts :		
	1. Of geese	222,60	110,07
	2. Of turkeys	230,54	81,60
	3. Of other poultry	178,27	73,61
	(e) Legs and cuts of legs :		
	1. Of geese	215,18	106,40
	2. Of turkeys :		
	aa) Drumsticks and cuts of drumsticks	108,07	38,25
	bb) Other	194,52	68,85
	3. Of other poultry	167,46	69,15
	(f) Goose or duck paletots (1)	188,48	100,14
	(g) Other	275,02	124,24
	C. Offals	61,88	27,95
02.03	Poultry liver, fresh, chilled, frozen, salted or in brine :		
	A. Fatty liver of goose or duck	1 578,50	686,50
	B. Other	158,14	71,44
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	137,51	62,12
15.01	Lard, other pig fat and poultry fat, rendered or solvent-extracted :		
	B. Poultry fat	165,01	74,54

CCT heading No	Description	Sluice-gate price	Levy
1	2	3	4
		ECU/100 kg	ECU/100 kg
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 (2) :		
	1. Containing uncooked meat or offal ; mixtures of cooked meat or offal and uncooked meat or offal :		
	aa) Containing exclusively turkeymeat	288,18	102,00
	bb) Other	271,74	129,80
	2. Other	302,52	136,66
	(b) Containing 25 % or more but less than 57 % by weight of poultrymeat (2)	165,01	74,54
	(c) Other	96,26	43,48

(1) For the purposes of subheading 02.02 B II (f), 'goose or duck paletots' shall be taken to mean geese or ducks plucked and completely drawn, without heads or feet, with carcase bones (breastbone, ribs, backbone and sacrum) removed but with the femurs, tibias and humeri.

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