COMMISSION REGULATION (EEC) No 3994/87

of 23 December 1987

amending Regulation No 136/66/EEC on the common organization of the market in oils and fats

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff [1], as amended by Regulation (EEC) No 3985/87 [2], and in particular Article 15 thereof,

Whereas Council Regulation (EEC) No 2658/87 establishes, with effect from 1 January 1988, a combined goods nomenclature based on the Harmonized System which will meet the requirements both of the Common Customs Tariff and the nomenclature of goods for the external trade statistics of the Community;

Whereas, as a consequence, it is necessary to express the descriptions of goods and tariff heading numbers which appear in Council Regulation No 136/66/EEC [3], as last amended by Regulation (EEC) No 1915/87 [4], according to the terms of the combined nomenclature; whereas these adaptations do not call for any amendment of substance;

HAS ADOPTED THIS REGULATION:

Article 1

Regulation No 136/66/EEC is modified as follows:

1. Article 1 (2) is replaced by the following:

'2. This Regulation shall cover the following products:

	CN code	Description of goods
(a)	1201 00 90	Soya beans, whether or not broken, other than for sowing
	1202 10 90	Ground-nuts, not roasted or otherwise cooked, in shell, other than for sowing
	1202 20 00	Ground-nuts, not roasted or otherwise cooked, shelled, whether or not broken, other than for sowing
	1203 00 00	Copra
	1204 00 90	Linseed, whether or not broken, other than for sowing
	1205 00 90	Rape or colza seeds, whether or not broken, other than for sowing
	1206 00 90	Sunflower seeds, whether or not broken, other than for sowing
	1207 10 90	Palm nuts and kernels, whether or not broken, other than for sowing
	1207 20 90	Cotton seeds, whether or not broken, other than for sowing
	1207 30 90	Castor oil seeds, whether or not broken, other than for sowing
	1207 40 90	Sesamum seeds, whether or not broken, other than for sowing
	1207 50 90	Mustard seeds, whether or not broken, other than for sowing
	1207 60 90	Safflower seeds, whether or not broken, other than for sowing
	1207 91 90	Poppy seeds, whether or not broken, other than for sowing
	1207 92 90	Shea nuts (Karite nuts), whether or not broken, other than for sowing
	1207 99 91	Hemp seeds, whether or not broken, other than for sowing
	1207 99 99	Other oilseeds and oleaginous fruits, whether or not broken, other than for sowing
(b)	1208	Flours and meals of oil seeds or oleaginous fruits, other than those of mustard
	1504	Fats and oils and their fractions, of fish or marine mammals, whether or not refined, but not chemically modified
	1507	Soya-bean oil and its fractions, whether or not refined, but not chemically modified
	1508	Ground-nut oil and its fractions, whether or not refined, but not chemically modified
	1511	Palm oil and its fractions, whether or not refined, but not chemically modified

[1] OJ No L 256, 7. 9. 1987, p. 1.
[2] OJ No L 376, 31. 12. 1987, p. 1.
[3] OJ No 172, 30. 9. 1966, p. 3025/66.
[4] OJ No 183, 2. 7. 1987, p. 7.

	CN code	Description of goods
	1512	Sunflower seed, safflower or cotton-seed oil and their fractions, whether or not refined, but not chemically modified
	1513	Coconut (copra), palm kernel or babassu oil and fractions thereof, whether or not refined, but not chemically modified
	1514	Rape, colza or mustard oil and fractions thereof, whether or not refined, but not chemically modified
	ex 1515	Other fixed vegetable fats and oils (excluding jojoba oil: 1515 60) and their fractions, whether or not refined, but not chemically modified
	ex 1516	Animal or vegetable fats and oils and their fractions, partly or wholly hydrogenated, inter-esterified, re-esterified or elaidinised, whether or not refined, but not further prepared, (excluding hydrogenated castor oil, so called "opalwax": 1516 20 10)
	ex 1517	Margarine, edible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this Chapter, other than edible fats or oils or their fractions of heading No 1516, excluding subheadings 1517 10 10, 1517 90 10 and 1517 90 93
	1518 00 31 1518 00 39	Fixed vegetable oils, fluid, mixed for technical or industrial uses other than the manufacture of foodstuffs for human consumption
	1522 00 91	Oil foots and dregs; soapstocks, resulting from the treatment of fatty substances or animal or vegetable waxes, excluding those containing oil having the characteristics of olive oil
	1522 00 99	Other residues resulting from the treatment of fatty substances or animal or vegetable waxes, excluding those containing oil having the characteristics of olive oil
	2304 00 00	Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of soya-bean oil
	2305 00 00	Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of ground-nut oil
	ex 2306	Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of vegetable fats or oils, other than those of heading No 2304 or 2305, excluding oil cake and other residues resulting from the extraction of olive oil falling within subheading 2306 90
(c)	1509	Olive oil and its fractions, whether or not refined, but not chemically modified
	1510 00	Other oils and their fractions, obtained solely from olives, whether or not refined, but not chemically modified, including blends of these oils or fractions with oils or fractions of heading No 1509
(d)	0709 90 31	Olives, fresh or chilled, for uses other than the production of oil
	0709 90 39	Other olives, fresh or chilled
	0710 80 10	Olives (uncooked or cooked by steaming or boiling in water), frozen
	0711 20	Olives provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions) but unsuitable in that state for immediate consumption
	ex 0712 90 90	Olives dried, whole cut, sliced, broken or in powder, but not further prepared
	ex 2001 90 90	Olives, prepared or preserved by vinegar or acetic acid
	ex 2004 90 30	Olives prepared or preserved otherwise than by vinegar or acetic acid, frozen
	2005 70 00	Olives prepared or preserved otherwise than by vinegar or acetic acid, not frozen
(e)	1522 00 31 1522 00 39	Residues resulting from the treatment of fatty substances or animal or vegetable waxes containing oil having the characteristics of olive oil
	2306 90 11 2306 90 19	Oil-cake and other residues resulting from the extraction of olive oil'

2. Article 2 (1) is replaced by the following:

'1. For the products referred to in Article 1 (2) (a), (b) and (d), with the exception of those falling within subheading 0709 90 39 and 0711 20 90, and for the products falling within subheading 2306 90 11, the rates of duty shown in the combined nomenclature shall be applied.

For the products referred to in Article 1 (2) (c) and (e), with the exception of those falling within subheading 2306 90 11, and for the products falling within subheadings 0709 90 39 and 0711 20 90, a system of levies on imports form third countries shall be applied.'

3. Article 14 (1) is replaced by the following:

'1. Where untreated olive oil falling within subheadings 1509 10 and 1510 00 10 is imported from third countries and where the threshold price is higher than the cif price, a levy equal to the difference between these two prices shall be charged.'

4. Article 15 (1) and (2) are replaced by the following, respectively:

'1. A levy shall be charged on imports from third countries of olive oil falling within subheadings 1509 90 00 and 1510 00 90; this levy shall be composed of a variable component corresponding to the levy applicable to the quantity of olive oil needed for production of the imported oil, which may be fixed at a standard rate, and a fixed component to protect the processing industry.

2. Where, for one or more origins, the offer prices on the world market for olive oil falling within subheadings 1509 90 00 and 1510 00 90 are not in line with the cif price referred to in Article 14, the latter shall be replaced for the calculation of the variable component of the levy by a price determined on the basis of the abovementioned offer prices.'

5. Article 17 (1) and (2) are replaced by the following, respectively:

'1. On imports from third countries of olives falling within subheadings 0709 90 39 and 0711 20 90, a levy derived from the levy applicable to olive oil pursuant to Article 14 and based on the oil content of the imported products shall be charged.

However, the levy charged may not be less than an amount equal to 8 % of the value of the imported product, such amount to be fixed at a standard rate.

On imports from third countries of products falling within subheadings 2306 90 19, 1522 00 31 and 1522 00 39, a levy derived from the levy applicable to olive oil and based on the oil content of the imported product shall be charged.'

Article 2

This Regulation shall enter into force on 1 January 1988.

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

Done at Brussels, 23 December 1987.

For the Commission
Frans ANDRIESSEN
Vice-President