COMMISSION REGULATION (EEC) No 2306/88

of 26 July 1988

amending Annex I to Regulation (EEC) No 1785/81 and the Annex to Regulation (EEC) No 1010/86 in the sugar sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector [1], as last amended by Regulation (EEC) No 2250/88 [2], and in particular Articles 9 (5) and 19 (7) thereof,

Whereas a number of regulations implementing the market organization for sugar have had to be adjusted following the introduction, from 1 January 1988, of the Combined Nomenclature; whereas the adjustments concern in particular Annex I to Regulation (EEC) No 1785/81 and the Annex to Council Regulation (EEC) No 1010/86 [3], as amended by Regulation (EEC) No 1714/88 [4];

Whereas as a result of the process of alignment with the Combined Nomenclature those annexes contain a number of anomalies, such as references to products which are not made from sugar or are derived from primary forms already listed in the said annexes; whereas it is therefore advisable, for clarity and in the interest of sound management of the sugar markets, to remove such anomalies from the said annexes;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EEC) No 1785/81, as adapted by Commission Regulation (EEC) No 3393/87 [5], is replaced by the following:

'ANNEX I

CN code	Description
ex 0403	Buttermilk, curdled milk and cream, yoghourt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit or cocoa
0710	Vegetables (uncooked or cooked by steaming or by boiling in water), frozen:
0710 40 00	– Sweet corn
0711	Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for unmediate consumption:
0711 90	– Other vegetables; mixtures of vegetables:
	– – Vegetables:
0711 90 30	– – – Sweet corn
ex 1302	Vegetable saps and extracts; pectic substances, pectinates and pectates; agar-agar and other mucilages and thickeners, whether or not modified, derived from vegetable products:
1302 31 00 1302 32 1302 39 00	– Mucilages and thickeners, whether or not modified, derived from vegetable products
ex 1520	Glycerol (glycerine), whether or not pure; glycerol waters and glycerol lyes:
1520 90 00	– Other, including synthetic glycerol
1702 50 00	Chemically pure fructose
1702 90 10	Chemically pure maltose
ex 1704	Sugar confectionery (including white chocolate), not containing cocoa, excluding liquorice extract of subheading 1704 90 10

[1] OJ No L 177, 1. 7. 1981, p. 4.
[2] OJ No L 198, 26. 7. 1988.
[3] OJ No L 94, 9. 4. 1986, p. 9.
[4] OJ No L 152, 18. 6. 1988, p. 23.
[5] OJ No L 377, 31. 12. 1987, p. 24.

CN code	Description
1806	Chocolate and other food preparations containing cocoa
ex 1901	Malt extract ; food preparations of flour, meal, starch or malt extract, not containing cocoa powder or containing cocoa powder in a proportion by weight of less than 50 %, not elsewhere specified or included ; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa powder or containing cocoa powder in a proportion by weight of less than 10 %, not elsewhere specified or included :
1901 10 00	– Preparations for infant use, put up for retail sale
1901 20 00	– Mixes and doughs for the preparations of bakers' wares of heading No 1905
1901 90	– Other
1901 90 90	– – Other
ex 1902	Pasta, whether or not cooked or stuffed (with meal or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni ; couscous, whether or not prepared :
ex 1902 20	– Stuffed pasta, whether or not cooked or otherwise prepared :
	– – Other :
1902 20 91	– – – Cooked
1902 20 99	– – – Other
1902 30	– Other pasta
ex 1902 40	– Couscous :
1902 40 90	– – Other
1904	Prepared foods obtained by the swelling or roasting of cereals or products (for example, corn flakes) ; cereals other maize (corn), in grain form, pre-cooked or otherwise prepared
1905	Bread, pastry, cakes, biscuits and other bakers wares, whether or not containing cocoa ; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products :
1905 20	– Gingerbread and the like
1905 30	– Sweet biscuits ; waffles and wafers
1905 40 00	– Rusks, toasted bread and similar toasted products
1905 90	– Other :
	– – Other :
1905 90 40	– – – Waffles and wafers with a water content exceding 10 % by weight
1905 90 50	– – – Biscuits ; extruded or expanded products, savoury or salted
	– – – Other :
1905 90 60	– – – – With added sweetening matter
1905 90 90	– – – – Other
2001	Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid :
ex 2001 90	– Other :
2001 90 30	– – Sweet corn *(Zea mays* var. *saccharata)*
2001 90 40	– – Yams, sweet potatoes and similar edible parts of plants containing 5 % or more by weight of starch
2004	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen :
2004 10	– Potatoes :
	– – Other :
2004 10 91	– – – In the form of flour, meal or flakes
ex 2004 90	– Other vegetables and mixtures of vegetables :
2004 90 10	– – Sweet corn *(Zea mays* var. *saccharata)*

CN code	Description
ex 2005	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen :
2005 20	– Potatoes :
2005 20 10	– – In the form of flour, meal or flakes
2005 80 00	– Sweet corn *(Zea mays* var. *saccharata)*
2008	Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included :
	– Nuts, ground-nuts and other seeds, whether or not mixed together :
ex 2008 11	– – Ground-nuts :
2008 11 10	– – – Peanut butter
	– Other, including mixtures other than those of subheading 2008 19 :
ex 2101	Extracts, essences and concentrates, of coffee, tea or maté and preparations with a bases of these products or with a basis of coffee, tea or maté ; roasted chicory and other roasted coffee substitutes and extracts, essences and concentrates thereof
ex 2102	Yeasts (active or inactive) : other single-cell micro-organisms, dead but not including vaccines of heading No 3002) ; prepared baking powders :
2102 10	– Active yeasts :
	– – Bakers' yeast :
2102 10 31	– – – Dried
2102 10 39	– – – Other
2101 20	– Inactive yeasts ; other single-cell micro-organisms, dead :
	– – Inactive yeasts :
2102 20 11	– – – In tablet, cube or similar form, or in immediate packing of a net capacity of 1 kg or less
2102 20 19	– – – Other
ex 2103	Sauces and preparations therefor ; mixed condiments and mixed seasonings : mustard flour and meal and prepared mustard :
2103 10 00	– Soya sauce
2103 20 00	– Tomato ketchup and other tomato sauces
2103 90	– Other
2105 00	lee creams and other edible ice, whether or not containing cocoa
ex 2106	Food preparations not elsewhere specified or included, excluding flavoured or coloured sugar syrups falling within subheadings 2106 90 30 to 2106 90 51, 2106 90 55 and 2106 90 59
2202	Waters including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit or vegetable juices of heading No 2009
2205	Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances
ex 2208	Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol ; spirits, liqueurs and other spirituous beverages ; compound alcoholic preparations of a kind used for the manufacture of beverages :
2208 20	– Spirits obtained by distilling grape wine or grape marc
2208 50 91 and 2208 50 99	– Geneva
2208 90 51 to 2208 90 79	– Other spirituous beverages
ex 2520	Gypsum ; anhydrite ; plasters (consisting of calcined gypsum or calcium sulphate) whether or not coloured, with or without small quantities of accelerators or retarders :
2520 20	– Plasters

CN code	Description
ex 2839	Silicates ; commercial alkali metal silicates :
2839 90	– Other
Chapter 29	ORGANIC CHEMICALS
Chapter 30	PHARMACEUTICAL PRODUCTS
3307	Preshave, shaving or after-shave preparations, personal deodorants, bath preparations, depilatories and other perfumery, cosmetic or toilet preparations, not elsewhere specified or included ; prepared room deodorizers, whether or not perfumed or having disinfectant properties :
	– Preparations for perfuming or deodorizing rooms, including odoriferous preparations used during religious rites :
3307 49 00	– – Other
3307 90 00	– Other
3401	Soap ; organic surface-active products and preparations for use as soap, in the form of bars, cakes, mouled pieces or shapes, whether or not containing soap ; paper, wadding, felt and non-wovens, impregnated, coated or covered with soap or detergent :
	– Soap and organic surface-active products and preparations, in the form of bars, cakes, moulded pieces or shapes, and paper, wadding, felt and non-wovens, impregnated, coated or covered with soap or detergent :
3401 19 00	– – Other
3402	Organic surface-active agents (other than soap) ; surface-active preparations, washing preparations (including auxiliary preparations) and cleaning preparations, whether or not containing soap, other than those of heading No 3401
3403	Lubricating preparations (including cutting-oil preparations, bolt or nut release preparations, anti-rust or anti-corrosion preparations and mould release preparations, based on lubricants and preparations of a kind used for the oil or grease treatment of textile materials, leather, furskins or other materials, but excluding preparations containing, as basic constituents 70 % or more by weight of petroleum oils or of oils obtamed from bituminous minerals :
	– Containing petroleum oils or oils obtained from bituminous minerals :
3403 19	– – Other :
3403 19 10	– – – Containing 70 % or more by weight of petroleum oils or of oils obtained from bituminous minerals but not as the basic constituent
3405	Polishes and creams, for footwear, furniture, floors, coach-work, glass or metal, scouring pastes and powders and similar preparations (whether or not in the form of paper, wadding, felt, non-wovens, cellular plastics or cellular rubber, impregnated, created or covered with such preparations), excluding waxes of heading No 3404
3407 00 00	Modelling pastes, including those put up for children's amusements ; preparations known as "dental wax" or as "dental impression compunds", put up in sets, in packings for retail vicos in plates, borseshoe shapes, stiks or similar forms ; other preparations for use in with a basic of plastes of calcined gypsum or calcium sulphate
Chapter 35 (excluding heading 3501 and 3505)	ALBUMINOIDAL SUBSTANCES ; MODIFIED STARCHES ; GLUES ENZYMES
Chapter 38 (excluding heading 3809)	MISCELLANEOUS CHEMICAL PRODUCTS
3901 to 3914	PLASTICS'

Article 2

The Annex to Regulation (EEC) No 1010/86, as adapted by Commission Regulation (EEC) No 1714/88, is replaced by the following:

'ANNEX

LIST OF CHEMICAL PRODUCTS

CN code	Description
1302 31 00 1302 32 00 1302 39 00	– Mucilages and thickeners, whether or not modified, derived from vegetable products
ex 1520	Glycerol (glycerine), whether or not pure; glycerol waters glycerol lyes:
1520 90 00	– Other, including synthetic glycerol
1702 90 10	– – Chemically pure maltose
ex 2520	Gypsum; anhydrite; plasters (consisting of calcined gypsum or calcium sulphate) whether or not coloured, with or without small quantities of accelerators or retarders:
2520 20	– Plasters
ex 2839	Silicates; commercial alkali metal silicates:
2839 90	– Other
Chapter 29 (excluding codes 2905 43 00 and 2905 44)	ORGANIC CHEMICALS
Chapter 30	PHARMACEUTICAL PRODUCTS
ex 3307	Pre-shave, shaving or after-shave preparations, personal deodorants, bath preparations, depilatories and other perfumery, cosmetic or toilet preparations, not elsewhere specified or included; prepared room deodorizes, whether or not perfumed or having disinfectant properties:
	– Preparations for perfuming or deodorizing rooms, including odoriferous preparations used during religious rites:
3307 49 00	– – Other
3307 90 00	– Other
ex 3401	Soap; organic surface-active products and prestations for use as soap, in the form of bars, cakes moulded pieces or shapes, whether or not containing soap: paper, wadding, felt and non-wovens, impregnated, coated or covered with soap or detergent:
	– Soap and organic surface-active products and preparations in the form of bars, cakes, moulded pieces or shapes, and paper, wadding, felt and non-wovens, impregnated, coated or covered with soap or detergent:
3401 19 00	– – Other
3402	Organic surface-active agents (other than soap); surface-active preparations (including auxiliary washing preparations) and cleaning preparations, whether or not containing soap, other than those of code 3401

CN code	Description
ex 3403	Lubricating preparations (including cutting-oil preparations, anti-rust or anti-corrosion preparations and mould release preparations, based on lubricants) and preparations of a kind used for the oil or grease treatment of textile materials, leather, furskins or other materials, but excluding preparations containing, as basic constituents, 70 % or more by weight of petroleum oils or of oils obtained from bituminous minerals :
	– Containing petroleum oils or oils obtained from bituminous minerals :
ex 3403 19	– – Other :
3403 19 10	– – – Containing 70 % or more by weight of petroleum oils or of oils obtained from bituminous minerals but not as the basic constituent
3405	Polishes and creams, for footwear, furniture, floors, coach-work, glass or metal, scouring pastes and powders and similar preparations (whether or not in the form of paper, wadding, felt, non-wovens, cellular plastics or cellular rubber, impregnated, coated or covered with such preparations), excluding waxes of code 3404
3407 00 00	Modelling pastes, including those put up for children's amusements ; preparations known as "dental wax" or as "dental impression compounds", put up in sets, in packings of retail sale or in plates, horseshoe shapes, sticks or similar forms ; other preparations for use in dentistry, with a basis of plaster (of calcined gypsum or calcium sulphate)
Chapter 35 (excluding codes 3501, 3505 10 10, 3505 10 90 and 3502 20)	ALBUMINOIDAL SUBSTANCES ; MODIFIED STARCHES ; GLUES ; ENZYMES
Chapter 38 (excluding codes 3809 10, ex 3809 91 00, ex 3809 92 00, ex 3809 99 00 and 3823 60)	MISCELLANEOUS CHEMICAL PRODUCTS
3901 to 3914	PLASTICS'

Article 3

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

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

Done at Brussels, 26 July 1988

For the Commission

Frans ANDRIESSEN

Vice-President