COMMISSION REGULATION (EEC) No 3930/89

of 22 December 1989

fixing the sluice-gate prices and levies for pigmeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat [1], as last amended by Regulation (EEC) No 1249/89 [2], and in particular Articles 8 and 12 (1) thereof,

Whereas sluice-gate prices and levies for the products specified in Article 1 (1) of Regulation (EEC) No 2759/75, must be fixed in advance for each quarter in accordance with the methods of calculation laid down in Commission Regulation (EEC) No 1755/89 of 20 June 1989 fixing the levies and sluice-gate prices on pigmeat [3];

Whereas, since sluice-gate prices and levies for pigmeat were last fixed by Commission Regulation (EEC) No 2891/89 [4] for the period 1 October to 31 December 1989, they must be fixed anew for the period 1 January to 31 March 1990; whereas such prices and levies should in principle be fixed by reference to feed grain prices for the period 1 July to 30 November 1989;

Whereas, when the sluice-gate price applicable from 1 October, 1 January and 1 April is being fixed, trends in world market prices for feed grain are to be taken into account only if the value of the quantity of feed grain required varies by at least a specified minimum in relation to that used in calculating the sluice-gate price for the preceding quarter; whereas this minimum was fixed by Regulation (EEC) No 2766/75 of the Council [5], as last amended by Regulation (EEC) No 3906/87 [6], at 3 %;

Whereas the value of the quantity of feed grain varies by more than 3 % from that used for the preceding quarter; whereas trends in world market prices for feed grain must therefore be taken into account when fixing sluice-gate prices for the period 1 January to 31 March 1990;

Whereas, when the levies applicable from 1 October, 1 January and 1 April are being fixed, trends in world market prices for feed grain should be taken into account only if at the same time a new sluice-gate price is being fixed;

Whereas, since a new sluice-gate price has been fixed trends in world market prices for feed grain must be taken into account in fixing the levies;

Whereas, in the case of pigment products, in respect of which the rate of duty has been bound within GATT, the levies should be limited to the amounts resulting from that binding;

Whereas Commission Regulation (EEC) No 616/86 of 28 February 1986 on the application of import levies on pigmeat products from Portugal [7] suspended the application of import levies on pigmeat 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 Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 1 January to 31 March 1990, the sluice-gate prices and the levies provided for in Articles 12 and 8 respectively of Regulation (EEC) No 2759/75 for the products specified in Article 1 (1) of that Regulation shall be as shown in the Annex.

2. Provided that, in the case of products falling within CN codes 0206 30 21, 0206 30 31, 0206 41 91, 0206 49 91, 1501 00 11, 1601 00 10, 1602 10 00,

[1] OJ No L 282, 1. 11. 1975, p. 1.
[2] OJ No L 129, 11. 5. 1989, p. 12.
[3] OJ No L 172, 21. 6. 1989, p. 8.
[4] OJ No L 279, 28. 9. 1989, p. 10.
[5] OJ No L 282, 1. 11. 1975, p. 25.
[6] OJ No L 370, 30. 12. 1987, p. 11.
[7] OJ No L 58, 1. 3. 1986, p. 45.

1602 20 90 or 1602 90 10, 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 from Portugal of products specified in paragraph 1 and in free circulation in that Member State, application of the levies specified in paragraphs 1 and 2 shall be suspended.

Article 2

This Regulation shall enter into force on 1 January 1990.

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

Done at Brussels, 22 December 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 22 December 1989 fixing the sluice-gate prices and levies on pigmeat

CN code	Sluice-gate price (ECU/100 kg)	Amount of levies (ECU/100 kg)	Conventional rate of duty bound within GATT (%)
0103 91 10	83,54	43,77	—
0103 92 11	71,05	37,23	—
0103 92 19	83,54	43,77	—
0203 11 10	108,64	56,92	—
0203 12 11	157,53	82,54	—
0203 12 19	121,68	63,76	—
0203 19 11	121,68	63,76	—
0203 19 13	176,00	92,22	—
0203 19 15	94,52	49,52	—
0203 19 55	176,00	92,22	—
0203 19 59	176,00	92,22	—
0203 21 10	108,64	56,92	—
0203 22 11	157,53	82,54	—
0203 22 19	121,68	63,76	—
0203 29 11	121,68	63,76	—
0203 29 13	176,00	92,22 (1)	—
0203 29 15	94,52	49,52	—
0203 29 55	176,00	92,22 (1)	—
0203 29 59	176,00	92,22	—
0206 30 21	131,45	68,88	7
0206 30 31	95,60	50,09	4
0206 41 91	131,45	68,88	7
0206 49 91	95,60	50,09	4
0209 00 11	43,46	22,77	—
0209 00 19	47,80	25,05	—
0209 00 30	26,07	13,66	—
0210 11 11	157,53	82,54 (1)	—
0210 11 19	121,68	63,76	—
0210 11 31	306,36	160,53	—
0210 11 39	241,18	126,37	—
0210 12 11	94,52	49,52 (1)	—
0210 12 19	157,53	82,54	—
0210 19 10	139,06	72,86	—
0210 19 20	152,10	79,69	—
0210 19 30	121,68	63,76	—
0210 19 40	176,00	92,22 (1)	—
0210 19 51	176,00	92,22	—
0210 19 59	176,00	92,22	—
0210 19 60	241,18	126,37	—
0210 19 70	303,11	158,82	—
0210 19 81	306,36	160,53	—
0210 19 89	306,36	160,53	—
0210 90 31	131,45	68,88	—
0210 90 39	95,60	50,09	—
1501 00 11	34,76	18,22	3
1501 00 19	34,76	18,22	—
1601 00 10	152,10	96,93	24
1601 00 91	255,30	166,16 (1)	—

CN code	Sluice-gate price (ECU/100 kg)	Amount of levies (ECU/100 kg)	Conventional rate of duty bound within GATT (%)
1601 00 99	173,82	110,25 (1)	—
1602 10 00	121,68	84,55	26
1602 20 90	141,23	95,27	25
1602 41 10	266,17	175,53	—
1602 42 10	222,71	142,58	—
1602 49 11	266,17	181,91	—
1602 49 13	222,71	149,38	—
1602 49 15	222,71	147,03 (1)	—
1602 49 19	146,66	93,13 (1)	—
1602 49 30	121,68	83,07	—
1602 49 50	72,79	59,23	—
1602 90 10	141,23	95,27	26
1602 90 51	146,66	93,13	—
1902 20 30	72,79	64,03	—

(1) For such products originating in developing countries and which figure in the Annex to Council Regulation (EEC) No 3899/89 (OJ No L 383, 30. 12. 1989) the levy is reduced by 50 %, subject to the appropriate amount as also listed in the said Annex.

NB: The CN codes and the footnotes are defined in Commission Regulation (EEC) No 2658/87 (OJ No L 256, 7. 9. 1987, p. 1) as amended.