COMMISSION REGULATION (EEC) No 1678/90

of 21 June 1990

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 1235/89 (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 sluice-gate prices for the products specified in Article 1 (1) of Regultion No 2777/75 must be fixed in advance for each quarter;

Whereas, as the levies and sluice-gate prices were fixed latterly in Commission Regulation (EEC) No 769/90 (3), for the period 1 April to 30 June 1990, new levies and sluice-gate prices must be fixed for the period 1 July to 30 September 1990;

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 3986/87 (5);

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 January to 31 May 1990;

Whereas the second component must be equal to 7 % of the average of the sluice-gate prices applicable for the four quarters to 1 April 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 (6), as last amended by Regulation (EEC) No 3986/87 (7);

Whereas, in the case of products falling within CN codes 0207 31, 0207 39 90, 0207 50, 0210 90 71, 0210 90 79, 1501 00 90, 1602 31, 1602 39 19, 1602 39 30 and 1602 39 90, 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 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;

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 128, 11. 5. 1989, p. 29.
(3) OJ No L 83, 30. 3. 1990, p. 73.
(4) OJ No L 282, 1. 11. 1975, p. 84.
(5) OJ No L 376, 31. 12. 1987, p. 7.
(6) OJ No L 337, 29. 12. 1979, p. 65.
(7) OJ No L 376, 31. 12. 1987, p. 7.

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 period of five months ending one month before the quarter in respect of which the said component is calculated ; whereas that period is 1 January to 31 May 1990 ;

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, by Council Regulations (EEC) No 3899/89 of 18 December 1989 reducing for 1990 the levies on certain agricultural products originating in developing countries [1] and (EEC) 715/90 of 5 March 1990 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the Africain, Caribbean and Pacific States (ACP States) or the overseas countries and territories (OCT) [2], special import arrangements were introduced involving a reduction to 50 % in levies within the framework of fixed amounts or annual quotas, in particular for certain poultrymeat products ;

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, whereas that 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. However, in the case of products falling within CN codes 0207 31, 0207 39 90, 0207 50, 0210 90 71, 0210 90 79, 1501 00 90, 1602 31, 1602 39 19, 1602 39 30 and 1602 39 90, 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 is suspended.

Article 2

This Regulation shall enter into force on 1 July 1990.

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

Done at Brussels, 21 June 1989.

For the Commission

Ray MAC SHARRY

Member of the Commission

[1] OJ No L 383, 30. 12. 1989, p. 125.
[2] OJ No L 84, 30. 3. 1990, p. 85.
[3] OJ No L 60, 1. 3. 1986, p. 11.

ANNEX

to the Commission Regulation of 21 June 1990 fixing the sluice-gate prices and levies for poultrymeat (1)

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 units	ECU/100 units	%
0105 11 00	22,97	5,79	—
0105 19 10	100,90	19,27	—
0105 19 90	22,97	5,79	—
	ECU/100 kg	ECU/100 kg	
0105 91 00	79,34	23,75	—
0105 99 10	91,27	35,92	—
0105 99 20	116,93	36,19	—
0105 99 30	105,41	27,34	—
0105 99 50	122,65	37,76	—
0207 10 11	99,67	29,83	—
0207 10 15	113,34	33,93	—
0207 10 19	123,49	36,96	—
0207 10 31	150,59	39,05	—
0207 10 39	165,06	42,81	—
0207 10 51	107,37	42,26	—
0207 10 55	130,38	51,31	—
0207 10 59	144,86	57,02 (2)	—
0207 10 71	167,04	51,70	—
0207 10 79	158,44	54,83 (2)	—
0207 10 90	175,21	53,94	—
0207 21 10	113,34	33,93	—
0207 21 90	123,49	36,96	—
0207 22 10	150,59	39,05	—
0207 22 90	165,06	42,81	—
0207 23 11	130,38	51,31	—
0207 23 19	144,86	57,02 (2)	—
0207 23 51	167,04	51,70	—
0207 23 59	158,44	54,83 (2)	—
0207 23 90	175,21	53,94	—
0207 31 00	1 670,40	517,00	3 (3)
0207 39 11	293,24	97,42	—
0207 39 13	135,84	40,66	—
0207 39 15	94,63	30,30	—
0207 39 17	65,52	20,97	—
0207 39 21	187,01	55,98	—
0207 39 23	175,68	52,59	—
0207 39 25	291,18	93,22	—
0207 39 27	65,52	20,97	—
0207 39 31	316,24	82,01	—

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 kg	ECU/100 kg	%
0207 39 33	181,57	47,09	—
0207 39 35	94,63	30,30	—
0207 39 37	65,52	20,97	—
0207 39 41	240,94	62,48	—
0207 39 43	112,94	29,29	—
0207 39 45	203,30	52,72	—
0207 39 47	291,18	93,22	—
0207 39 51	65,52	20,97	—
0207 39 53	332,72	115,14 (2)	—
0207 39 55	293,24	97,42	—
0207 39 57	159,35	62,72	—
0207 39 61	174,28	60,31 (2)	—
0207 39 63	192,73	59,33	—
0207 39 65	94,63	30,30 (2)	—
0207 39 67	65,52	20,97 (2)	—
0207 39 71	237,66	82,25 (2)	—
0207 39 73	187,01	55,98	—
0207 39 75	229,74	79,50 (2)	—
0207 39 77	175,68	52,59	—
0207 39 81	202,17	74,30 (2)	—
0207 39 83	291,18	93,22	—
0207 39 85	65,52	20,97	—
0207 39 90	167,43	53,60	10
0207 41 10	293,24	97,42	—
0207 41 11	135,84	40,66	—
0207 41 21	94,63	30,30	—
0207 41 31	65,52	20,97	—
0207 41 41	187,01	55,98	—
0207 41 51	175,68	52,59	—
0207 41 71	291,18	93,22	—
0207 41 90	65,52	20,97	—
0207 42 10	316,24	82,01	—
0207 42 11	181,57	47,09	—
0207 42 21	94,63	30,30	—
0207 42 31	65,52	20,97	—
0207 42 41	240,94	62,48	—
0207 42 51	112,94	29,29	—
0207 42 59	203,30	52,72	—
0207 42 71	291,18	93,22	—
0207 42 90	65,52	20,97	—
0207 43 11	332,72	115,14 (2)	—
0207 43 15	293,24	97,42	—
0207 43 21	159,35	62,72	—
0207 43 23	174,28	60,31 (2)	—

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 kg	ECU/100 kg	%
0207 43 25	192,73	59,33	—
0207 43 31	94,63	30,30 (2)	—
0207 43 41	65,52	20,97 (2)	—
0207 43 51	237,66	82,25 (2)	—
0207 43 53	187,01	55,98	—
0207 43 61	229,74	79,50 (2)	—
0207 43 63	175,68	52,59	—
0207 43 71	202,17	74,30 (2)	—
0207 43 81	291,18	93,22	—
0207 43 90	65,52	20,97	—
0207 50 10	1 670,40	517,00	3 (3)
0207 50 90	167,43	53,60	10
0209 00 90	145,59	46,61	—
0210 90 71	1 670,40	517,00	3
0210 90 79	167,43	53,60	10
1501 00 90	174,71	55,93	18
1602 31 11	301,18	78,10	17
1602 31 19	320,30	102,54	17
1602 31 30	174,71	55,93	17
1602 31 90	101,91	32,63	17
1602 39 11	288,68	97,00	—
1602 39 19	320,30	102,54	17
1602 39 30	174,71	55,93	17
1602 39 90	101,91	32,63	17

(1) The levy on products covered by CN codes 0207, 1602 31 and 1602 39 originating in the ACP/OCT countries and listed in Article 6 of Regulation (EEC) No 715/90 is reduced by 50 % within the limits of the quotas referred to in that Regulation.

(2) The levy on such products originating in the developing countries and listed in the Annex to Regulation (EEC) No 3899/89 is reduced by 50 % within the limits of the fixed amounts referred to in that Annex.

(3) The Common Customs Tariff duties on these products originating in the developing countries and listed in Regulation (EEC) No 3898/89 are suspended and no levy is to be collected.