COMMISSION REGULATION (EEC) No 2826/90

of 28 September 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 to 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 the sluice-gate prices and levies for the products specified in Article 1 (1) of Regulation (EEC) No 2777/75 must be fixed quarterly in advance in accordance with methods of calculation laid down in Council Regulation (EEC) No 2778/75 of 29 October 1975 laying down rules for calculating the levy and the sluice-gate price for poultrymeat (3), as last amended by Regulation (EEC) No 3986/87 (4);

Whereas, since the sluice-gate prices and levies for poultrymeat were, by Commission Regulation (EEC) No 1678/90 (5), last fixed for the period 1 July to 30 September 1990, they must be fixed anew for the period 1 October to 31 December 1990; whereas such prices and levies should in principle be calculated by reference to feed-grain prices for the period 1 April 1989 to 31 August 1990;

Whereas, when the sluice-gate prices applicable from 1 October, 1 January and 1 April are being fixed, trends in world market prices for feed grain are to be taken into account only if the price of the quantity of feed grain required varies by at least a specified minimum in relation to that used to calculate the sluice-gate price for the preceding quarter; whereas, by Regulation (EEC) No 2778/75, this minimum was set at 3 %;

Whereas the price of the quantity of feed grain required for the production of poultry other than fowls varies by more than 3 % from that used for the preceding quarter; whereas this variation must accordingly be taken into account in fixing sluice-gate prices for the period 1 October to 31 December 1990;

Whereas the price of the quantity of feed grain required for the production of fowls does not vary by 3 % or more from that used for the preceding quarter; whereas the sluice-gate prices fixed by Regulation (EEC) No 1678/90 should accordingly be maintained unchanged until 31 December 1990 for these products;

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

Whereas, since a new sluice-gate price is to be fixed for certain product; changes in world market prices for feed grain must be taken into account in fixing the levies;

Whereas Commission Regulation (EEC) No 631/86 of 28 February 1986 on the application of import levies on products from Portugal and amending Regulation (EEC) No 177/86 (6) 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, by Council Regulations (EEC) No 3899/89 of 18 December 1989 reducing for 1990 the levies on certain agricultural products originating in developing countries (7) 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 African, Caribbean and Pacific States (ACP States) or the overseas countries and territories (OCT) (8), 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 poultry meat products;

Whereas Council Regulation (EEC) No 3898/89 of 18 December 1989 applying generalized tariff preferences for 1990 in respect of certain agricultural products originating in developing countries (9) partially or totally suspends Common Tariff duties, in particular on certain poultry meat products;

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

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 128, 11. 5. 1989, p. 29.
(3) OJ No L 282, 1. 11. 1975, p. 84.
(4) OJ No L 376, 31. 12. 1987, p. 7.
(5) OJ No L 157, 22. 6. 1990, p. 11.
(6) OJ No L 60, 1. 3. 1986, p. 11.
(7) OJ No L 383, 30. 12. 1989, p. 125.
(8) OJ No L 84, 30. 3. 1990, p. 85.
(9) OJ No L 383, 30. 12. 1989, p. 90.

HAS ADOPTED THIS REGULATION:

Article 1

1. In respect of the products specified in Article 1 (1) of Regulation (EEC) No 2777/75, the levies provided for in Article 3 thereof and the sluice-gate prices provided for in Article 7 thereof shall be as shown 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 October 1990.

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

Done at Brussels, 28 September 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 28 September 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	22,81	5,93	—
0105 19 10	100,44	19,70	—
0105 19 90	22,81	5,93	—
	ECU/100 kg	ECU/100 kg	
0105 91 00	79,34	23,75	—
0105 99 10	90,30	36,96	—
0105 99 20	116,00	37,18	—
0105 99 30	104,75	28,04	—
0105 99 50	121,73	38,79	—
0207 10 11	99,67	29,83	—
0207 10 15	113,34	33,93	—
0207 10 19	123,49	36,96	—
0207 10 31	149,64	40,06	—
0207 10 39	164,03	43,81	—
0207 10 51	106,23	43,49	—
0207 10 55	129,00	52,80	—
0207 10 59	143,33	58,67 (2)	—
0207 10 71	165,71	53,11	—
0207 10 79	156,99	56,37 (2)	—
0207 10 90	173,90	55,41	—
0207 21 10	113,34	33,93	—
0207 21 90	123,49	36,96	—
0207 22 10	149,64	40,06	—
0207 22 90	164,03	43,91	—
0207 23 11	129,00	52,80	—
0207 23 19	143,33	58,67 (2)	—
0207 23 51	165,71	53,11	—
0207 23 59	156,99	56,37 (2)	—
0207 23 90	173,90	55,41	—
0207 31 00	1 657,10	531,10	3 (3)
0207 39 11	291,38	99,50	—
0207 39 13	135,84	40,66	—
0207 39 15	93,97	31,01	—
0207 39 17	65,06	21,47	—
0207 39 21	187,01	55,98	—
0207 39 23	175,68	52,59	—
0207 39 25	289,14	95,42	—
0207 39 27	65,06	21,47	—
0207 39 31	314,24	84,13	—

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 kg	ECU/100 kg	%
0207 39 33	180,43	48,30	—
0207 39 35	93,97	31,01	—
0207 39 37	65,06	21,47	—
0207 39 41	239,42	64,10	—
0207 39 43	112,23	30,05	—
0207 39 45	202,01	54,08	—
0207 39 47	289,14	95,42	—
0207 39 51	65,06	21,47	—
0207 39 53	329,68	118,38 (2)	—
0207 39 55	291,38	99,50	—
0207 39 57	157,66	64,54	—
0207 39 61	172,69	62,01 (2)	—
0207 39 63	191,29	60,95	—
0207 39 65	93,97	31,01 (2)	—
0207 39 67	65,06	21,47 (2)	—
0207 39 71	235,49	84,56 (2)	—
0207 39 73	187,01	55,98	—
0207 39 75	227,64	81,74 (2)	—
0207 39 77	175,68	52,59	—
0207 39 81	200,20	76,43 (2)	—
0207 39 83	289,14	95,42	—
0207 39 85	65,06	21,47	—
0207 39 90	166,26	54,87	10
0207 41 10	291,38	99,50	—
0207 41 11	135,84	40,66	—
0207 41 21	93,97	31,01	—
0207 41 31	65,06	21,47	—
0207 41 41	187,01	55,98	—
0207 41 51	175,68	52,59	—
0207 41 71	289,14	95,42	—
0207 41 90	65,06	21,47	—
0207 42 10	314,24	84,13	—
0207 42 11	180,43	48,30	—
0207 42 21	93,97	31,01	—
0207 42 31	65,06	21,47	—
0207 42 41	239,42	64,10	—
0207 42 51	112,23	30,05	—
0207 42 59	202,01	54,08	—
0207 42 71	289,14	95,42	—
0207 42 90	65,06	21,47	—
0207 43 11	329,68	118,38 (2)	—
0207 43 15	291,38	99,50	—
0207 43 21	157,66	64,54	—
0207 43 23	172,69	62,01 (2)	—

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 kg	ECU/100 kg	%
0207 43 25	191,29	60,95	—
0207 43 31	93,97	31,01 (2)	—
0207 43 41	65,06	21,47 (2)	—
0207 43 51	235,49	84,56 (2)	—
0207 43 53	187,01	55,98	—
0207 43 61	227,64	81,74 (2)	—
0207 43 63	175,68	52,59	—
0207 43 71	200,20	76,43 (2)	—
0207 43 81	289,14	95,42	—
0207 43 90	65,06	21,47	—
0207 50 10	1 657,10	531,10	3 (3)
0207 50 90	166,26	54,87	10
0209 00 90	144,57	47,71	—
0210 90 71	1 657,10	531,10	3
0210 90 79	166,26	54,87	10
1501 00 90	173,48	57,25	18
1602 31 11	299,28	80,12	17
1602 31 19	318,05	104,96	17
1602 31 30	173,48	57,25	17
1602 31 90	101,20	33,40	17
1602 39 11	286,62	99,26	—
1602 39 19	318,05	104,96	17
1602 39 30	173,48	57,25	17
1602 39 90	101,20	33,40	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.