COMMISSION REGULATION (EEC) No 3863/90
of 28 December 1990
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 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 1611/90 of 15 June 1990 fixing the sluice-gate prices and levies on pigmeat (3);

Whereas, since sluice-gate prices and levies for pigmeat were last fixed by Commission Regulation (EEC) No 2652/90 (4), for the period 1 October to 31 December 1990, they must be fixed anew for the period 1 January to 31 March 1991 ; whereas such prices and levies should in principle be fixed by reference to feed grain prices for the period 1 July to 30 November 1990 ;

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 1991 ;

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, by Council Regulation (EEC) No 3834/90 of 20 December 1990 reducing for 1991 the levies on certain agricultural products originating in developing countries (7) and Council Regulation (EEC) No 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 pigmeat products ;

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 1991, 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, 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.

Article 2

This Regulation shall enter into force on 1 January 1991.

(1) OJ No L 282, 1. 11. 1975, p. 1.
(2) OJ No L 129, 11. 5. 1989, p. 12.
(3) OJ No L 152, 16. 6. 1990, p. 18.
(4) OJ No L 252, 15. 9. 1990, p. 15.
(5) OJ No L 282, 1. 11. 1975, p. 25.
(6) OJ No L 370, 30. 12. 1987, p. 11.
(7) OJ No L 370, 31. 12. 1990.
(8) OJ No L 84, 30. 3. 1990, p. 85.

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

Done at Brussels, 28 December 1990.

For the Commission
Ray MAC SHARRY
Member of the Commission

ANNEX

to the Commission Regulation of 28 December 1990 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	69,09	52,26	—
0103 92 11	58,76	44,45	—
0103 92 19	69,09	52,26	—
0203 11 10	89,85	67,96	—
0203 12 11	130,28	98,54	—
0203 12 19	100,63	76,12	—
0203 19 11	100,63	76,12	—
0203 19 13	145,56	110,10	—
0203 19 15	78,17	59,13	—
0203 19 55	145,56	110,10	—
0203 19 59	145,56	110,10	—
0203 21 10	89,85	67,96	—
0203 22 11	130,28	98,54	—
0203 22 19	100,63	76,12	—
0203 29 11	100,63	76,12	—
0203 29 13	145,56	110,10 (1)	—
0203 29 15	78,17	59,13	—
0203 29 55	145,56	110,10 (1)	—
0203 29 59	145,56	110,10	—
0206 30 21	108,72	82,23	7
0206 30 31	79,07	59,80	4
0206 41 91	108,72	82,23	7
0206 49 91	79,07	59,80	4
0209 00 11	35,94	27,18	—
0209 00 19	39,53	29,90	—
0209 00 30	21,56	16,31	—
0210 11 11	130,28	98,54 (1)	—
0210 11 19	100,63	76,12	—
0210 11 31	253,38	191,65	—
0210 11 39	199,47	150,87	—
0210 12 11	78,17	59,13 (1)	—
0210 12 19	130,28	98,54	—
0210 19 10	115,01	86,99	—
0210 19 20	125,79	95,14	—
0210 19 30	100,63	76,12	—
0210 19 40	145,56	110,10 (1)	—
0210 19 51	145,56	110,10	—
0210 19 59	145,56	110,10	—
0210 19 60	199,47	150,87	—
0210 19 70	250,68	189,61	—
0210 19 81	253,38	191,65	—
0210 19 89	253,38	191,65	—
0210 90 31	108,72	82,23	—
0210 90 39	79,07	59,80	—
1501 00 11	28,75	21,75	3
1501 00 19	28,75	21,75	—
1601 00 10	125,79	111,84 (2)	24
1601 00 91	211,15	193,39 (1) (2)	—

CN code	Sluice-gate price (ECU/100 kg)	Amount of levies (ECU/100 kg)	Conventional rate of duty bound within GATT (%)
1601 00 99	143,76	130,87 (1) (2)	—
1602 10 00	100,63	96,91	26
1602 20 90	116,81	134,95	25
1602 41 10	220,13	200,93	—
1602 42 10	184,19	164,47	—
1602 49 11	220,13	210,03	—
1602 49 13	184,19	178,97	—
1602 49 15	184,19	161,14 (1)	—
1602 49 19	121,30	109,37 (1)	—
1602 49 30	100,63	93,12	—
1602 49 50	60,20	64,33	—
1602 90 10	116,81	109,61	26
1602 90 51	121,30	108,03	—
1902 20 30	60,20	60,99	—

(1) The levy on products originating in the developing countries and listed in the Annex to Regulation (EEC) No 3834/90 is reduced by 50 % within the limits of the fixed amounts referred to in that Annex.

(2) The levy on products originating in the ACP States/OCT countries and listed in Article 8 of Regulation (EEC) No 715/90 reduced by 50 % within the limits of the quotas referred to in that Regulation.

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