COMMISSION REGULATION (EEC) No 768/90
of 29 March 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 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 3930/89 [4] for the period 1 January to 31 March 1990, they must be fixed anew for the period 1 April to 30 June 1990; whereas such prices and levies should in principle be fixed by reference to feed grain prices for the period 1 October 1989 to 28 February 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 April to 30 June 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, by Council Regulation (EEC) No 3899/89 of 18 December 1989 reducing for 1990 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 Commission Regulation (EEC) No 616/86 of 28 February 1986 on the application of import levies on pigmeat products from Portugal [9] 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 April to 30 June 1990, the sluice-gate prices and the levies provided for in Articles

[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 375, 23. 12. 1989, p. 78.
[5] OJ No L 282, 1. 11. 1975, p. 25.
[6] OJ No L 370, 30. 12. 1987, 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 58, 1. 3. 1986, p. 45.

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.

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 April 1990.

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

Done at Brussels, 29 March 1990.

For the Commission

Ray MAC SHARRY

Member of the Commission

ANNEX

to the Commission Regulation of 29 March 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	80,94	45,08	—
0103 92 11	68,83	38,34	—
0103 92 19	80,94	45,08	—
0203 11 10	105,25	58,62	—
0203 12 11	152,61	84,99	—
0203 12 19	117,88	65,65	—
0203 19 11	117,88	65,65	—
0203 19 13	170,51	94,96	—
0203 19 15	91,57	51,00	—
0203 19 55	170,51	94,96	—
0203 19 59	170,51	94,96	—
0203 21 10	105,25	58,62	—
0203 22 11	152,61	84,99	—
0203 22 19	117,88	65,65	—
0203 29 11	117,88	65,65	—
0203 29 13	170,51	94,96 (1)	—
0203 29 15	91,57	51,00	—
0203 29 55	170,51	94,96 (1)	—
0203 29 59	170,51	94,96	—
0206 30 21	127,35	70,93	7
0206 30 31	92,62	51,58	4
0206 41 91	127,35	70,93	7
0206 49 91	92,62	51,58	4
0209 00 11	42,10	23,45	—
0209 00 19	46,31	25,79	—
0209 00 30	25,26	14,07	—
0210 11 11	152,61	84,99 (1)	—
0210 11 19	117,88	65,65	—
0210 11 31	296,81	165,30	—
0210 11 39	233,66	130,13	—
0210 12 11	91,57	51,00 (1)	—
0210 12 19	152,61	84,99	—
0210 19 10	134,72	75,03	—
0210 19 20	147,35	82,06	—
0210 19 30	117,88	65,65	—
0210 19 40	170,51	94,96 (1)	—
0210 19 51	170,51	94,96	—
0210 19 59	170,51	94,96	—
0210 19 60	233,66	130,13	—
0210 19 70	293,65	163,54	—
0210 19 81	296,81	165,30	—
0210 19 89	296,81	165,30	—
0210 90 31	127,35	70,93	—
0210 90 39	92,62	51,58	—
1501 00 11	33,68	18,76	3
1501 00 19	33,68	18,76	—
1601 00 10	147,35	99,30 (2)	24
1601 00 91	247,34	170,14 (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	168,40	112,95 (1) (2)	—
1602 10 00	117,88	86,44	26
1602 20 90	136,83	97,47	25
1602 41 10	257,86	179,68	—
1602 42 10	215,76	146,05	—
1602 49 11	257,86	186,05	—
1602 49 13	215,76	152,85	—
1602 49 15	215,76	150,49 (1)	—
1602 49 19	142,09	95,42 (1)	—
1602 49 30	117,88	84,97	—
1602 49 50	70,52	60,36	—
1602 90 10	136,83	97,47	26
1602 90 51	142,09	95,42	—
1902 20 30	70,52	65,17	—

(1) The levy on 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.

(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).