COMMISSION REGULATION (EC) No 3130/94

of 20 December 1994

fixing the sluice-gate prices and levies for pigmeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European 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 (EC) No 2256/94 (4), for the period 1 October to 31 December 1994, they must be fixed anew for the period 1 January to 31 March 1995; whereas such prices and levies should in principle be fixed by reference to feed grain prices for the period 1 July to 30 November 1994;

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 Council Regulation (EEC) No 2766/75 (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, therefore, trends in world market prices for feed grain must be taken into account when fixing sluice-gate prices for the period 1 January to 31 March 1995;

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 pigmeat 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 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) (7), as last amended by Regulation (EC) No 2484/94 (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, pursuant to Article 101 (1) of Council Decision 91/482/EEC of 25 July 1991 on the association of the overseas countries and territories with the European Economic Community (9), no levies shall apply on imports of products originating in the overseas countries and territories;

(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 245, 20. 9. 1994, p. 2.
(5) OJ No L 282, 1. 11. 1975, p. 25.
(6) OJ No L 370, 30. 12. 1987, p. 11.
(7) OJ No L 84, 30. 3. 1990, p. 85.
(8) OJ No L 265, 15. 10. 1994, p. 3.
(9) OJ No L 263, 19. 9. 1991, p. 1.

Whereas Council Regulations (EC) No 3491/93 [1] and (EC) No 3492/93 [2] on certain procedures for applying the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republics of Hungary and Poland, of the other part, and Council Regulation (EEC) No 520/92 of 27 February 1992 on certain rules for applying the Interim Agreement on trade and trade-related matters between the European Economic Community and the European Coal and Steel Community, of the one part, and the Czech and Slovak Federal Republic, of the other part [3], as amended by Regulation (EEC) No 2235/93 [4], and in particular Article 1 thereof, introduce arrangements for reducing import levies on certain products; whereas Commission Regulation (EEC) No 2698/93 [5], as last amended by Regulation (EC) No 2676/94 [6], lays down detailed rules for applying the arrangements provided for in these agreements as regards pigmeat;

Whereas Council Regulations (EC) No 3641/93 [7] and (EC) No 3642/93 [8] on certain rules for applying the Interim Agreement on trade and trade-related matters between the European Economic Community and the European Coal and Steel Community, of the one part, and the Republic of Bulgaria and Romania, of the other part; whereas Commission Regulation (EC) No 1590/94 [9], as amended by Regulation (EC) No 2337/94 [10], lays down detailed rules for applying the arrangements provided for in these agreements as regards pigmeat;

Whereas Council Regulation (EC) No 774/94 [11] has opened Community tariff quotas for certain agricultural products and fixed the levies to be applied on imports of those products; whereas Regulation (EC) No 1432/94 [12] has established the detailed rules of the import regime for pigmeat laid down in Regulation (EC) No 774/94;

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. During the period 1 January to 31 March 1995, the sluice-gate prices and levies provided for in Articles 12 and 8 respectively of Regulation (EEC) No 2759/75 for the products referred to in Article 1 (1) thereof shall be as set out in the Annex hereto.

2. Nevertheless, 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 conforming to the general Agreement on Tariffs and Trade (GATT), the levy shall not exceed the amount resulting from that binding.

Article 2

This Regulation shall enter into force on 1 January 1995.

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

Done at Brussels, 20 December 1994.

For the Commission

René STEICHEN

Member of the Commission

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[1] OJ No L 319, 21. 12. 1993, p. 1.
[2] OJ No L 319, 21. 12. 1993, p. 4.
[3] OJ No L 56, 29. 2. 1992, p. 9.
[4] OJ No L 200, 10. 8. 1993, p. 5.
[5] OJ No L 245, 1. 10. 1993, p. 80.
[6] OJ No L 285, 4. 11. 1994, p. 7.
[7] OJ No L 333, 31. 12. 1993, p. 16.
[8] OJ No L 333, 31. 12. 1993, p. 17.
[9] OJ No L 167, 1. 7. 1994, p. 16.
[10] OJ No L 254, 30. 9. 1994, p. 19.
[11] OJ No L 91, 8. 4. 1994, p. 1.
[12] OJ No L 156, 23. 6. 1994, p. 14.

ANNEX

to the Commission Regulation of 20 December 1994 fixing the sluice-gate prices and levies on pigmeat

CN code	Sluice-gate price (ECU/100 kg)	Amount of levies (ECU/100 kg) (2)	Conventional rate of duty bound within GATT (%)
0103 91 10	67,03	38,09	—
0103 92 11	57,00	32,39	—
0103 92 19	67,03	38,09 (3)	—
0203 11 10	87,16	49,53 (3) (4)	—
0203 12 11	126,38	71,82 (3) (4)	—
0203 12 19	97,62	55,48 (3) (4)	—
0203 19 11	97,62	55,48 (3) (4)	—
0203 19 13	141,20	80,24 (3) (4) (5)	—
0203 19 15	75,83	43,09 (3) (4)	—
0203 19 55	141,20	80,24 (3) (4)	—
0203 19 59	141,20	80,24 (3) (4)	—
0203 21 10	87,16	49,53 (3) (4)	—
0203 22 11	126,38	71,82 (3) (4)	—
0203 22 19	97,62	55,48 (3) (4)	—
0203 29 11	97,62	55,48 (3) (4)	—
0203 29 13	141,20	80,24 (3) (4)	—
0203 29 15	75,83	43,09 (3) (4) (5)	—
0203 29 55	141,20	80,24 (3) (4)	—
0203 29 59	141,20	80,24 (3) (4)	—
0206 30 21	105,46	59,93	7
0206 30 31	76,70	43,59	4
0206 41 91	105,46	59,93	7
0206 49 91	76,70	43,59	4
0209 00 11	34,86	19,81	—
0209 00 19	38,35	21,79	—
0209 00 30	20,92	11,89	—
0210 11 11	126,38	71,82 (3)	—
0210 11 19	97,62	55,48 (3)	—
0210 11 31	245,79	139,68 (3)	—
0210 11 39	193,50	109,96 (3)	—
0210 12 11	75,83	43,09 (3)	—
0210 12 19	126,38	71,82 (3)	—
0210 19 10	111,57	63,40 (3)	—
0210 19 20	122,02	69,35 (3)	—
0210 19 30	97,62	55,48 (3)	—
0210 19 40	141,20	80,24 (3)	—
0210 19 51	141,20	80,24 (3)	—
0210 19 59	141,20	80,24 (3)	—
0210 19 60	193,50	109,96 (3)	—
0210 19 70	243,18	138,20 (3)	—
0210 19 81	245,79	139,68 (3)	—
0210 19 89	245,79	139,68 (3)	—
0210 90 31	105,46	59,93	—
0210 90 39	76,70	43,59	—
1501 00 11	27,89	15,85	3
1501 00 19	27,89	15,85	—
1601 00 10	122,02	107,18 (1)	24

CN code	Sluice-gate price (ECU/100 kg)	Amount of levies (ECU/100 kg) (2)	Conventional rate of duty bound within GATT (%)
1601 00 91	204,83	158,71 (1) (3) (4)	—
1601 00 99	139,46	102,84 (1) (3) (4)	—
1602 10 00	97,62	59,61	26
1602 20 90	113,31	94,25	25
1602 41 10	213,54	165,51 (3) (4)	—
1602 42 10	178,68	129,40 (3) (4)	—
1602 49 11	213,54	169,45 (3) (4)	—
1602 49 13	178,68	126,14 (3) (4)	—
1602 49 15	178,68	122,11 (3) (4)	—
1602 49 19	117,67	86,11 (3) (4)	—
1602 49 30	97,62	72,97 (3) (4)	—
1602 49 50	58,40	61,07 (3) (4)	—
1602 90 10	113,31	85,66	26
1602 90 51	117,67	83,15	—
1902 20 30	58,40	52,59	—

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

(2) No levy applies to OCT originating products according to Article 101 (1) of Decision 91/482/EEC.

(3) For products imported from Poland, Hungary and the Czech and Slovak Republics, the levy applicable is restricted within the conditions provided for in amended Regulation (EEC) No 2698/93.

(4) For products imported from Bulgaria and Romania, the levy applicable is restricted within the conditions provided for in amended Regulation (EC) No 1590/94.

(5) For these imported products, the levy applicable is restricted within the conditions provided for in Council Regulation (EC) No 774/94.

NB: The CN codes and the footnotes are defined in amended Commission Regulation (EEC) No 2658/87.