COMMISSION REGULATION (EC) No 711/94

of 29 March 1994

fixing the sluice-gate prices and levies for poultrymeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 1574/93 (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 3714/92 (4);

Whereas, since the sluice-gate prices and levies for poultrymeat were, by Commission Regulation (EC) No 3586/93 (5), last fixed for the period 1 January to 31 March 1994, they must be fixed anew for the period 1 April to 30 June 1994; whereas such prices and levies should in principle be calculated by reference to feed-grain prices for the period 1 October 1993 to 28 February 1994;

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 April to 30 June 1994;

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 changes in world market prices for feed grain must be taken into account in fixing the levies;

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 (6), as last amended by Regulation (EEC) No 1028/93 (7), and (EEC) No 715/90 (8) 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), as last amended by Regulation (EEC) No 444/92 (9), 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 Council Regulation (EEC) No 3833/90 of 20 December 1990 applying generalized tariff preferences for 1991 in respect of certain agricultural products originating in developing countries (10), as last amended by Regulation (EEC) No 1028/93, partially or totally suspends Common Tariff duties, in particular on certain poultrymeat 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 (11), no levies shall apply on imports of products originating in the overseas countries and territories;

(1) OJ No L 282, 1. 11. 1975, p. 77.
(2) OJ No L 152, 24. 6. 1993, p. 1.
(3) OJ No L 282, 1. 11. 1975, p. 84.
(4) OJ No L 378, 23. 12. 1992, p. 23.
(5) OJ No L 326, 28. 12. 1993, p. 42.
(6) OJ No L 370, 31. 12. 1990, p. 121.
(7) OJ No L 108, 1. 5. 1993, p. 1.
(8) OJ No L 84, 30. 3. 1990, p. 85.
(9) OJ No L 52, 27. 2. 1992, p. 7.
(10) OJ No L 370, 31. 12. 1990, p. 86.
(11) 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 2699/93 [5], as amended by Regulation (EC) No 3549/93 [6], lays down detailed rules for applying the arrangements provided for in these agreements as regards poultrymeat;

Whereas the Interim Agreement on trade and trade-related matters between the Community and the Republic of Bulgaria [7], signed in Brussels on 8 March 1993, entered into force on 31 December 1993; whereas the Interim Agreement on trade and trade-related matters between the Community and Romania [8], signed in Brussels on 1 February 1993, entered into force on 1 May 1993; whereas the said Agreements provide for a reduction in the import levy for certain products in the eggs and poultrymeat sectors within certain quantity limits; whereas Commission Regulation (EC) No 374/94 [9] lays down detailed rules for applying the arrangements provided for in these agreements as regards eggs and poultrymeat;

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 in respect of the products specified in Article 1 (1) of that Regulation and the sluice-gate prices provided for in Article 7 of that Regulation in respect of the like products shall be fixed in the Annex.

2. However, for 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, for which the rate of duty has been bound under GATT, the levies shall be limited to the amount resulting from that binding.

Article 2

This Regulation shall enter into force on 1 April 1994.

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

Done at Brussels, 29 March 1994.

For the Commission

René STEICHEN

Member of the Commission

(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. 88.
(6) OJ No L 324, 24. 12. 1993, p. 8.
(7) OJ No L 323, 23. 12. 1993, p. 2.
(8) OJ No L 81, 2. 4. 1993, p. 2.
(9) OJ No L 48, 19. 2. 1994, p. 21.

ANNEX

to the Commission Regulation of 29 March 1994 fixing the sluice-gate prices and levies for poultrymeat (1) (5)

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 units	ECU/100 units	%
0105 11 11	22,56	5,11	—
0105 11 19	22,56	5,11	—
0105 11 91	22,56	5,11	—
0105 11 99	22,56	5,11	—
0105 19 10	99,70	17,31	—
0105 19 90	22,56	5,11	—
	ECU/100 kg	ECU/100 kg	
0105 91 00	78,61	20,29 (4)	—
0105 99 10	88,74	31,24	—
0105 99 20	114,49	31,75 (4)	—
0105 99 30	103,68	24,18 (4)	—
0105 99 50	120,25	33,16	—
0207 10 11	98,76	25,49 (4)	—
0207 10 15	112,30	28,98 (4)	—
0207 10 19	122,36	31,58 (4) (5)	—
0207 10 31	148,12	34,54 (4)	—
0207 10 39	162,37	37,86 (4)	—
0207 10 51	104,40	36,76 (4) (5)	—
0207 10 55	126,77	44,63 (4) (5)	—
0207 10 59	140,86	49,60 (2) (4) (5)	—
0207 10 71	163,56	45,35 (4) (5)	—
0207 10 79	154,64	47,90 (2) (4) (5)	—
0207 10 90	171,79	47,37	—
0207 21 10	112,30	28,98 (4) (5)	—
0207 21 90	122,36	31,58 (4) (5)	—
0207 22 10	148,12	34,54 (4)	—
0207 22 90	162,37	37,86 (4)	—
0207 23 11	126,77	44,63 (4) (5)	—
0207 23 19	140,86	49,60 (2) (4) (5)	—
0207 23 51	163,56	45,35 (4) (5)	—
0207 23 59	154,64	47,90 (2) (4) (5)	—
0207 23 90	171,79	47,37	—
0207 31 10	1 635,60	453,50	3 (3)
0207 31 90	1 635,60	453,50	3 (3)
0207 39 11	287,59	84,69 (4)	—
0207 39 13	134,60	34,74 (4)	—
0207 39 15	92,77	26,44 (4)	—
0207 39 17	64,22	18,31 (4)	—
0207 39 21	185,30	47,82 (4)	—
0207 39 23	174,07	44,92 (4)	—

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 kg	ECU/100 kg	%
0207 39 25	285,44	81,36	—
0207 39 27	64,22	18,31 (4)	—
0207 39 31	311,05	72,53 (4)	—
0207 39 33	178,61	41,65 (4)	—
0207 39 35	92,77	26,44 (4)	—
0207 39 37	64,22	18,31 (4)	—
0207 39 41	236,99	55,26 (4)	—
0207 39 43	111,09	25,91 (4)	—
0207 39 45	199,96	46,63 (4)	—
0207 39 47	285,44	81,36 (4)	—
0207 39 51	64,22	18,31 (4)	—
0207 39 53	324,74	100,59 (2) (4) (5)	—
0207 39 55	287,59	84,69 (2) (4) (5)	—
0207 39 57	154,95	54,56	—
0207 39 61	170,10	52,69 (2) (4) (5)	—
0207 39 63	188,97	52,11	—
0207 39 65	92,77	26,44 (2) (4) (5)	—
0207 39 67	64,22	18,31 (2) (4) (5)	—
0207 39 71	231,96	71,85 (2) (4) (5)	—
0207 39 73	185,30	47,82 (2) (4) (5)	—
0207 39 75	224,23	69,46 (2) (4) (5)	—
0207 39 77	174,07	44,92 (2) (4) (5)	—
0207 39 81	196,99	64,78 (2) (4) (5)	—
0207 39 83	285,44	81,36	—
0207 39 85	64,22	18,31 (4) (5)	—
0207 39 90	164,13	46,78	10
0207 41 10	287,59	84,69 (4)	—
0207 41 11	134,60	34,74 (4)	—
0207 41 21	92,77	26,44 (4)	—
0207 41 31	62,22	18,31 (4)	—
0207 41 41	185,30	47,82 (4)	—
0207 41 51	174,07	44,92 (4) (5)	—
0207 41 71	285,44	81,36 (4) (5)	—
0207 41 90	64,22	18,31 (4) (5)	—
0207 42 10	311,05	72,53 (4)	—
0207 42 11	178,61	41,65 (4)	—
0207 42 21	92,77	26,44 (4)	—
0207 42 31	64,22	18,31 (4)	—
0207 42 41	236,99	55,26 (4)	—
0207 42 51	111,09	25,91 (4)	—
0207 42 59	199,96	46,63 (4)	—
0207 42 71	285,44	81,36 (4)	—
0207 42 90	64,22	18,31	—
0207 43 11	324,74	100,59 (2) (4) (5)	—

CN code	Sluice-gate price	Levy	Conventional rate of duty
	ECU/100 kg	ECU/100 kg	%
0207 43 15	287,59	84,69 (2) (4) (5)	—
0207 43 21	154,95	54,56	—
0207 43 23	170,10	52,69 (2) (4) (5)	—
0207 43 25	188,97	52,11	—
0207 43 31	92,77	26,44 (2) (4) (5)	—
0207 43 41	64,22	18,31 (2) (4) (5)	—
0207 43 51	231,96	71,85 (2) (4) (5)	—
0207 43 53	185,30	47,82 (2) (4) (5)	—
0207 43 61	224,23	69,46 (2) (4) (5)	—
0207 43 63	174,07	44,92 (2) (4) (5)	—
0207 43 71	196,99	64,78 (2) (4) (5)	—
0207 43 81	285,44	81,36	—
0207 43 90	64,22	18,31 (4) (5)	—
0207 50 10	1 635,60	453,50	3 (3)
0207 50 90	164,13	46,78	10
0209 00 90	142,72	40,68	—
0210 90 71	1 635,60	453,50	3
0210 90 79	164,13	46,78	10
1501 00 90	171,26	48,82	18
1602 31 11	296,24	69,08	17
1602 31 19	313,98	89,50	17
1602 31 30	171,26	48,82	17
1602 31 90	99,90	28,48	17
1602 39 11	282,76	84,44	—
1602 39 19	313,98	89,50	17
1602 39 30	171,26	48,82	17
1602 39 90	99,90	28,48	17

(1) The levy on products covered by CN codes 0207, 1602 31 and 1602 39 originating in the ACP 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 3834/90 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 3833/90 are suspended and no levy is to be collected.

(4) Products falling within this code, imported from Poland and Hungary under the Agreements concluded between those countries and the Community, and in respect of which EUR.1 certificates issued in accordance with Regulation (EEC) No 2699/93 have been presented, are subject to the levies set out in the Annex to that Regulation.

(5) Products falling within this code, imported from the Czech Republic, the Slovak Republic, Bulgaria and Romania under the Interim Agreements concluded between those countries and the Community, and in respect of which EUR. 1 certificates issued in accordance with Regulation (EC) No 374/94 have been presented, are subject to the levies set out in the Annex to that Regulation.

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