COMMISSION REGULATION (EC) No 779/94

of 6 April 1994

amending Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and the Common Customs Tariff [1], as last amended by Commission Regulation (EC) No 535/94 [2], and in particular Article 9 (1) thereof,

Whereas Council Regulation (EC) No 532/94 [3] extends certain measures resulting from an agreement between the European Economic Community and the United States of America for the conclusion of negotiations pursuant to Article XXIV (6) of the General Agreement on Tariffs and Trade (GATT) [4];

Whereas on the basis of the said Agreement certain autonomous rates of duty were reduced by Commission Regulation (EEC) No 53/91 [5] until 31 December 1991;

Whereas the same autonomous tariff reductions were extended for 1992 and 1993 by virtue of Commission Regulations (EEC) No 3920/91 [6] and (EEC) No 1001/93 [7];

Whereas these rates of duty should continue to apply during 1994;

Whereas it is appropriate to amend the Annex to Regulation (EEC) No 53/91 to take account of the combined nomenclature as established in Commission Regulation (EEC) No 2551/93 [8];

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Tariff and Statistical Nomenclature Section of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The combined nomenclature annexed to Regulation (EEC) No 2658/87 is hereby amended in accordance with the Annex hereto.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities.*

It shall apply with effect from 1 January 1994.

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

Done at Brussels, 6 April 1994.

For the Commission
Christiane SCRIVENER
Member of the Commission

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[1] OJ No L 256, 7. 9. 1987, p. 1.
[2] OJ No L 68, 11. 3. 1994, p. 15.
[3] OJ No L 68, 11. 3. 1994, p. 1.
[4] OJ No L 98, 10. 4. 1987, p. 1.
[5] OJ No L 7, 10. 1. 1991, p. 14.
[6] OJ No L 372, 31. 12. 1991, p. 36.
[7] OJ No L 104, 29. 4. 1993, p. 28.
[8] OJ No L 241, 27. 9. 1993, p. 1.

ANNEX

CN code	Description	Rate of duty		Supplementary unit
		Autonomous (%) or levy (AGR)	Conventional (%)	
1	2	3	4	5
0712	Dried vegetables, whole cut, sliced, broken or in powder, but not further prepared :			
0712 10 00	(unchanged)			
0712 20 00	– Onions	20 (1)	16	—
0712 30 00 to 0712 90 90	(unchanged)			
(1) Duty rate reduced to 10 % within the limits of an annual tariff quota of 12 000 tonnes to be granted by the competent Community authorities. This measure is applicable until 31 December 1994.				
0804	Dates, figs, pineapples, avocados, guavas, mangoes and mangosteens, fresh or dried :			
0804 10 00 to 0804 30 00	(unchanged)			
0804 40	– Avocados :			
0804 40 10	– – From 1 December to 31 May	12 (1)	8	
0804 40 90	(unchanged)			
0804 50 00	(unchanged)			
(1) Duty rate reduced to 4 % until 31 December 1994.				
1209	Seeds, fruit and spores, of a kind used for sowing :			
1209 11 00	(unchanged)			
1209 19 00	(unchanged)			
	– Seeds of forage plants, other than beet seed :			
1209 21 00	– – Lucerne (alfalfa) seed :	10 (2)	5	—
1209 22	– – Clover *(Trifolium* spp.*)* seed			
1209 22 10	– – – Red clover *(Trifolium pratense* L.*)*	10 (1)	4	—
1209 22 80	– – – Other	10 (1)	4	—
1209 23	– – Fescue seed :			
1209 23 11	– – – Meadow fescue *(Festuca pratensis* Huds.*)* seed	10 (1)	4	—
1209 23 15	– – – Red fescue *(Festuca rubra* L.*)* seed	10 (1)	4	—
1209 23 80	– – – Other	10 (2)	5	—
1209 24 00	– – Kentucky blue grass *(Poa pratensis* L.*)* seed	10 (1)	4	—
1209 25	– – Rye grass *(Lolium multiflorum* Lam., *Lolium perenne* L.*)* seed :			
1209 25 10	– – – Italian ryegrass (including westerworlds) *(Lolium multiflorum* Lam.*)*	10 (1)	4	—
1209 25 90	– – – Perennial ryegrass *(Lolium perenne* L.*)*	10 (1)	4	—
1209 26 00	– – Timothy grass seed	10 (1)	4	—
1209 29	– – Other :			
1209 29 10	– – – Vetch seed ; seeds of the genus Poa *(Poa palustris* L., *Poa trivialis* L.) ; cocksfoot grayss *(Dactylis glomerata* L.) ; bent grass (Agrostis)	10 (1)	4	—
1209 29 50	– – – Lupine seed	10 (2)	5	—
1209 29 80	– – – Other	10 (2)	5	—

1	2	3	4	5
1209 30 00	– Seeds of herbaceous plants cultivated principally for their flowers	10 (3)	6	—
1209 91	– – Vegetable seeds :			
1209 91 10	– – – Kohlrabi seeds *(Brassica oleracea* L. var. *caulorapa* and *gongylodes* L.*)*	10 (3)	6	—
1209 91 90	– – – Other	10 (4)	7	—
1209 99	(unchanged)			
1209 99 10	(unchanged)			
	– – – Other :			
1209 99 91	– – – – Seeds of plants cultivated principally for their flowers, other than those of subheading No 1209 30	10 (3)	6	—
1209 99 99	– – – – Other	10 (4)	7	—

(1) Duty rate reduced to 2 % until 31 December 1994.
(2) Duty rate reduced to 2,5 % until 31 December 1994.
(3) Duty rate reduced to 3 % until 31 December 1994.
(4) Duty rate reduced to 4 % until 31 December 1994.

2008	Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included :			
	– Nuts, ground-nuts and other seeds, whether or not mixed together :			
2008 11	– – Ground-nuts :			
2008 11 10	(unchanged)			
2008 11 91	(unchanged)			
2008 11 99	– – – – Not exceeding 1 kg	22 (1)	16 (2)	—
2008 19	– – Other, including mixtures :			
2008 19 10	– – – (unchanged)			
2008 19 90	– – – In immediate packings of a net content not exceeding 1 kg	22 (1)	16	—
2008 20 to 2008 99 99	(unchanged)			

(1) Duty rate reduced to 12 % for roasted nuts until 31 December 1994.
(2) Duty rate of 14 % for roasted ground-nuts.

2009	Fruit juices (including grape must) and vegetable juices, unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter :			
2009 11 to 2009 19 99	(unchanged)			
2009 20	– Grapefruit juice :			
2009 20 11 to 2009 20 91	(unchanged)			
2009 20 99	– – – Other	21 (1)	15 + AD S/Z	—
2009 30 to 2009 60 90	(unchanged)			

1	2	3	4	5
2009 70	– Apple juice :			
	– – Of a density exceeding 1,33 g/cm³ at 20 °C :			
2009 70 11	– – – Of a value not exceeding ECU 22 per 100 kg net weight	42 + AGR (2)	—	—
2009 70 19	– – – Other	42 (2)	—	—
	– – Of a density not exceeding 1,33 g/cm³ at 20 °C			
2009 70 30	– – – Of a value exceeding ECU 18 per 100 kg net weight, containing added sugar	25 (3)	24 + AD S/Z	—
	– – – Other :			
2009 70 91	– – – – With an added sugar content exceeding 30 % by weight	25 + AGR (3)	24 + AD S/Z	—
2009 70 93	– – – – With an added sugar content not exceeding 30 % by weight	25 (3)	24 + AD/SZ	—
2009 70 99	– – – – Not containing added sugar	25 (3)	25	—
2009 80 to 2009 80 93	(unchanged)			
	– – – – – Not containing added sugar :			
2009 80 95	– – – – – – Juice of fruit of the species *Vaccinium macrocarpon*	24 (4)	22	—
2009 80 96 to 2009 90 99	(unchanged)			

(1) Duty rate reduced to 12 % until 31 December 1994.
(2) Duty rate reduced to 30 % until 31 December 1994.
(3) Duty rate reduced to 18 % until 31 December 1994.
(4) Duty rate reduced to 14 % until 31 December 1994.

2208	Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol ; spirits, liqueurs and other spirituous beverages ; compound alcoholic preparations of a kind used for the manufacture of beverages :			
2208 10 00 to 2208 20 88	(unchanged)			
2208 30	– Whiskies :			
	– – Bourbon whiskey, in containers holdings :			
2208 30 11	– – – two litres or less (1)	ECU 1,2/% vol/hl + ECU 10/hl (2)	ECU 0,4/% vol hl ECU + 3/hl	1 alc. 100 %
2208 30 19	– – – More than two litres (1)	ECU 1,2/% vol/hl (3)	ECU 0,4/% vol/hl	1 alc. 100 %
2208 30 31 to 2208 90 99	(unchanged)			

(1) Entry under this subheading is subject to conditions laid down in the relevant Community Provisions.
(2) Duty rate reduced to ECU 0,20 per hl per % vol of alcohol + ECU 1,50 per hl until 31 December 1994.
(3) Duty rate reduced to ECU 0,20 per hl per % vol of alcohol until 31 December 1994.

2402	Cigars, cheroots, cigarillos and cigarettes of tobacco or of tobacco substitutes :			
2402 10 00	– Cigars, cheroots and cigarillos, containing tobacco	80 (1)	52	1 000 p/st
2402 20 00	(unchanged)			
2402 90 00	(unchanged)			

(1) Duty rate reduced to 43 % until 31 December 1994.

1	2	3	4	5
2801	Fluorine, chlorine, bromine and iodin :			
2801 10 00 to 2801 30 10	(unchanged)			
2801 30 90	– – Bromine	15 (1)	9	—

(1) Duty rate reduced to 4,5 % until 31 December 1994.

2903	Halogenated derivates of hydrocarbons :			
2903 11 00 to 2903 30 10	(unchanged)			
2903 30 31	– – – Dibromoethane and vinyl bromide	23 (1)	8,6	—
2903 30 33 to 2903 69 00	(unchanged)			

(1) Duty rate reduced to 3 % until 31 December 1994.

2908	Halogenated, sulphonated, nitrated or nitrosated derivatives of phenols or phenol-alcohols :			
2908 10	(unchanged)			
2908 10 10	– – Brominated derivatives	15 (1)	6,9	—
2908 10 90 to 2908 90 00	(unchanged)			

(1) Duty rate reduced to 3 % until 31 December 1994.

2909	Ethers, ether-alcohols, ether-phenols, ether-alcohol-phenols, alcohol peroxides, ether peroxides, ketone peroxides (whether or not chemically defined) and their halogenated, sulphonated, nitrated or nitrosated derivatives :			
2909 11 00 to 2909 20 00	(unchanged)			
2909 30	– Aromatic ethers and their halogenated, sulphonated, nitrated or nitrosated derivatives :			
2909 30 10	(unchanged)			
2909 30 30	– – Brominated derivatives	16 (1)	7,1	—
2909 30 90 to 2909 60 00	(unchanged)			

(1) Duty rate reduced to 3 % until 31 December 1994.

2917	Polycarboxylic acids, their anydrides, halides, peroxides and peroxyacids ; their halogenated, sulphonated, nitrated or nitrosated derivatives :			
2917 11 00 to 2917 20 00	(unchanged)			
	– Aromatic polycarboxylic acids, their anhydrides, halides, peroxides, peroxy-acids and their derivatives :			
2917 31 00 to 2917 39	(unchanged)			
2917 39 10	– – – Brominated derivatives	18 (1)	13	—
2917 39 90	(unchanged)			

(1) Duty rate reduced to 8 % until 31 December 1994.

1	2	3	4	5
2925	Carboxymide-function compounds (including saccharin and its salts) and imine-function compounds :			
2925 11 00	(unchanged)			
2925 19	(unchanged)			
2925 19 10	– – – 3,3′, 4,4′, 5,5′, 6,6′-Octabromo-N,N′-ethylenediphtalimide	17 (1)	7	—
2925 19 90 to 2925 20 00	(unchanged)			
(1) Duty rate reduced to 3 % until 31 December 1994.				
3811	Anti-knock preparations, oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and other prepared additives, for mineral oils (including gasoline) or for other liquids used for the same purposes as mineral oils :			
	– Anti-knock preparations :			
3811 11	(unchanged)			
3811 11 10	– – – Based on tetraethyl-lead	19 (1)	7,2	—
3811 11 90	(unchanged)			
3811 19 00	– – Other	17 (1)	5,8	—
3811 21 00 to 3811 90 00	(unchanged)			
(1) Total suspension until 31 December 1994.				
3818 00	Chemical elements doped for use in electronics, in the form of discs, wafers or similar forms ; chemical compounds doped for use in electronics :			
3818 00 10	– Doped silicon	9 (1)	7,6	—
3818 00 90	(unchanged)			
(1) Duty rate reduced to 5 % until 31 December 1994.				
3907	Polyacetals, other polyethers and epoxide resins, in primary forms ; polycarbonates, alkyd resins, polyallyl esters and other polyesters, in primary forms :			
3907 10 00	– Polyacetals	20 (1)	7,6	—
3907 20	(unchanged)			
3907 20 11	(unchanged)			
	– – – Other :			
3907 20 21	– – – – With a hydroxyl number not exceeding 100	20 (1)	7,6	—
3907 20 29	– – – – Other	20 (1)	7,6	—
3907 20 90	– – Other	20 (1)	7,6	—
3907 30 00 to 3907 99 90	(unchanged)			
(1) Duty rate reduced to 6,5 % until 31 December 1994.				
3911	Petroleum resins, coumarone-indene resins, polyterpenes, polysulphides, polysulphones and other products specified in note 3 to this chapter, not elsewhere specified or included, in primary forms :			
3911 10 00	(unchanged)			
3911 90	(unchanged)			
3911 90 10	– – Condensation or rearrangement polymerization products whether or not chemically modified	20 (1)	7,6	—
3911 90 90	(unchanged)			
(1) Duty rate reduced to 6,5 % until 31 December 1994.				

1	2	3	4	5
3915	Waste, parings and scrap, of plastics :			
3915 10 00 to 3915 90 19	(unchanged)			
3915 90 91	– – – Of epoxide resins	14 (1)	6,6	—
3915 90 93	(unchanged)			
3915 90 99	(unchanged)			

(1) Duty rate reduced to 6,5 % until 31 December 1994.

3916	Monofilament of which any cross-sectional dimension exceeds 1 mm, rods, sticks, and profile shapes, whether or not surface-worked but not otherwise worked, of plastics :			
3916 10 00 to 3916 90 13	(unchanged)			
3916 90 15	– – – Of epoxide resins	20 (1)	8	—
3916 90 19 to 3916 90 90	(unchanged)			

(1) Duty rate reduced to 6,5 % until 31 December 1994.

3917	Tubes, pipes and hoses, and fittings therefor (for example, joints, elbows, flanges), of plastics :			
3917 10 to 3917 10 90	(unchanged)			
	– Tubes, pipes and hoses, rigid :			
3917 21 to 3917 29	(unchanged)			
3917 29 11	– – – – – Of epoxide resins	20 (1)	8	—
3917 29 13 to 3917 31 90	(unchanged)			
3917 32	– – Other, not reinforced or otherwise combined with other materials, without fittings :			
3917 32 11	– – – – – Of epoxide resins	20 (1)	8	—
3917 32 19 to 3917 33 90	(unchanged)			
3917 39	– – Other :			
3917 39 11	– – – – – Of epoxide resins	20 (1)	8	—
3917 39 13 to 3917 40 90	(unchanged)			

(1) Duty rate reduced to 6,5 % until 31 December 1994.

3919	Self-adhesive plates, sheets, film, foil, tape, strip and other flat shapes, of plastics, whether or not in rolls :			
3919 10	– In rolls of a width not exceeding 20 cm :			
3919 10 11 to 3919 10 31	(unchanged)			
3919 10 35	– – – – Of epoxide resins	20 (1)	8	—
3919 10 39 to 3919 10 90	(unchanged)			

1	2	3	4	5
3919 90	– Other :			
3919 90 10 to 3919 90 31	(unchanged)			
3919 90 35	– – – – Of epoxide resins	20 (1)	8	—
3919 90 39 to 3919 90 90	(unchanged)			
(1) Duty rate reduced to 6,5 % until 31 December 1994.				
3920	Other plates, sheets, films, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials :			
3920 10 to 3920 99	(unchanged)			
3920 99 11	– – – – Of epoxide resins	20 (1)	8	—
3920 99 19 to 3920 99 90	(unchanged)			
(1) Duty rate reduced to 6,5 % until 31 December 1994.				
3921	Other plates, sheets, film, foil and strip of plastics :			
	– Cellular :			
3921 11 00 to 3921 19	(unchanged)			
3921 19 10	– – – Of epoxide resins	21 (1)	12,5	—
3921 19 90	(unchanged)			
3921 90	– Other :			
3921 90 11	(unchanged)			
3921 90 19	(unchanged)			
3921 90 20	– – – Of epoxide resins	20 (1)	8	—
3921 90 30 to 3921 90 90	(unchanged)			
(1) Duty rate reduced to 6,5 % until 31 December 1994.				
4412	Plywood, veneered panels and similar laminated wood :			
	– Plywood consisting solely of sheets of wood, each ply not exceeding 6 mm thickness :			
4412 11 10 to 4412 12 00	(unchanged)			
4412 19 00	– – Other	15 (1)	10 (2)	m^3
4412 21 00 to 4412 29 90	(unchanged)			
	– Other :			
4412 91 00 to 4412 99 10	(unchanged)			
4412 99 90	– – – Other	15 (1)	10 (2)	m^3

(1) Exemption from the payment of duty within the limits of an additional annual tariff quota of 50 000 m^3 of plywood of coniferous species, without the addition of other substances :
— of which the faces are not further prepared than the peeling process, of a thickness greater than 8,5 mm, or
— sanded, of a thickness greater than 18,5 mm.
This measure is applicable until 31 December 1994.

(2) (unchanged)

1	2	3	4	5
7606	Aluminium plates, sheets and strip, of a thickness exceeding 0,2 mm :			
	– Rectangular (including square) :			
7606 11	– – Of aluminium, not alloyed :			
7606 11 10	– – – Painted, varnished or coated with plastics	15 (1)	10	—
	– – – Other, of a thickness of :			
7606 11 91	– – – – Less than 3 mm	15 (1)	10	—
7606 11 93	– – – – Not less than 3 mm but less than 6 mm	15 (1)	10	—
7606 11 99	– – – – Not less than 6 mm	15 (1)	10	—
7606 12	(unchanged)			
7606 12 10	(unchanged)			
	– – – Other :			
7606 12 50	– – – – Painted, varnished or coated with plastics	15 (1)	10	—
	– – – – Other, of a thickness of :			
7606 12 91	– – – – – Less than 3 mm	15 (1)	10	—
7606 12 93	– – – – – Not less than 3 mm but less than 6 mm	15 (1)	10	—
7606 12 99	– – – – – Not less than 6 mm	15 (1)	10	—
7606 91 00	(unchanged)			
7606 92 00	(unchanged)			

(1) Duty rate reduced to 7,5 % until 31 December 1994.

8708	Parts and accessories of the motor vehicles of heading Nos 8701 to 8705 :			
8708 10 to 8708 70 10	(unchanged)			
8708 70 50	– – – Wheels of aluminium ; parts and accessories of wheels of aluminium	19 (1)	6,9	—
8708 70 91 to 8708 99 98	(unchanged)			

(1) Duty rate reduced to 6 % until 31 December 1994.