COMMISSION REGULATION (EC) No 2215/2001

of 15 November 2001

amending Regulation (EC) No 2993/94 fixing the aid for the supply of milk products to the Canary Islands under the arrangements provided for in Articles 2 to 4 of Council Regulation (EEC) No 1601/92

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 concerning specific measures for the Canary Islands with regard to certain agricultural products [1], as last amended by Regulation (EC) No 1450/2001 [2], and in particular Article 3(4) thereof,

Whereas:

(1) Commission Regulation (EC) No 2790/94 [3], as last amended by Regulation (EC) No 1620/1999 [4], lays down in particular the detailed rules for the application of the specific arrangements for the supply of certain agricultural products to the Canary Islands.

(2) Commission Regulation (EC) No 2993/94 [5], as last amended by Regulation (EC) No 1169/2001 [6], fixed the amount of aid for milk products.

(3) Commission Regulation (EC) No 2213/2001 of 15 November 2001 fixing the export refunds on milk and milk products [7], fixes the refunds on those products; whereas the Annex to Regulation (EC) No 2993/94 should be adapted to take account of those adjustments.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 2993/94 is hereby replaced by the Annex hereto.

Article 2

This Regulation shall enter into force on 16 November 2001.

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

Done at Brussels, 15 November 2001.

For the Commission

Franz FISCHLER

Member of the Commission

[1] OJ L 173, 27.6.1992, p. 13.
[2] OJ L 198, 21.7.2001, p. 7.
[3] OJ L 296, 17.11.1994, p. 23.
[4] OJ L 192, 24.7.1999, p. 19.
[5] OJ L 316, 9.12.1994, p. 11.
[6] OJ L 159, 15.6.2001, p. 33.

[7] See page 9 of this Official Journal.

ANNEX

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter:			
0401 10	– Of a fat content, by weight, not exceeding 1 %:			
0401 10 10	– – In immediate packings of a net content not exceeding 2 litres	0401 10 10 9000		2,048
0401 10 90	– – Other	0401 10 90 9000		2,048
0401 20	– Of a fat content, by weight, exceeding 1 % but not exceeding 6 %:			
	– – Not exceeding 3 %:			
0401 20 11	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight, not exceeding 1,5 %	0401 20 11 9100		2,048
	– Of a fat content, by weight, exceeding 1,5 %	0401 20 11 9500		3,165
0401 20 19	– – – Other:			
	– Of a fat content, by weight, not exceeding 1,5 %	0401 20 19 9100		2,048
	– Of a fat content, by weight, exceeding 1,5 %	0401 20 19 9500		3,165
	– – Exceeding 3 %:			
0401 20 91	– – – In immediate packings of a net content not exceeding 2 litres	0401 20 91 9000		4,005
0401 20 99	– – – Other	0401 20 99 9000		4,005
0401 30	– Of a fat content, by weight, exceeding 6 %:			
	– – Not exceeding 21 %:			
0401 30 11	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight:			
	– Exceeding 10 % but not exceeding 17 %	0401 30 11 9400		9,24
	– Exceeding 17 %	0401 30 11 9700		13,88
0401 30 19	– – – Other:			
	– Of a fat content, by weight:			
	– Exceeding 17 %	0401 30 19 9700		13,88
	– – Exceeding 21 % but not exceeding 45 %:			
0401 30 31	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight:			
	– Not exceeding 35 %	0401 30 31 9100		33,72
	– Exceeding 35 % but not exceeding 39 %	0401 30 31 9400		52,67
	– Exceeding 39 %	0401 30 31 9700		58,08
0401 30 39	– – – Other:			
	– Of a fat content, by weight:			
	– Not exceeding 35 %	0401 30 39 9100		33,72
	– Exceeding 35 % but not exceeding 39 %	0401 30 39 9400		52,67
	– Exceeding 39 %	0401 30 39 9700		58,08
	– – Exceeding 45 %:			
0401 30 91	– – – In immediate packings of a net content not exceeding 2 litres:			
	– Of a fat content, by weight:			
	– Not exceeding 68 %	0401 30 91 9100		66,19
	– Exceeding 68 %	0401 30 91 9500		97,28
0401 30 99	– – – Other:			
	– Of a fat content, by weight:			
	– Not exceeding 68 %	0401 30 99 9100		66,19
	– Exceeding 68 %	0401 30 99 9500		97,28
0402	Milk and cream, concentrated or containing added sugar or other sweetening matter:			

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
0402 10	– In powder, granules or other solid forms, of a fat content, by weight, not exceeding 1,5 % (7):			
	– – Not containing added sugar or other sweetening matter:			
0402 10 11	– – – In immediate packings of a net content not exceeding 2,5 kg	0402 10 11 9000	(13)	10,00
0402 10 19	– – – Other	0402 10 19 9000	(13)	10,00
	– – Other:			
0402 10 91	– – – In immediate packings of a net content not exceeding 2,5 kg	0402 10 91 9000	(14)	0,1000
0402 10 99	– – – Other	0402 10 99 9000	(14)	0,1000
	– In powder, granules or other solid forms, of a fat content, by weight, exceeding 1,5 % (7):			
0402 21	– – Not containing added sugar or other sweetening matter:			
	– – – Of a fat content, by weight, not exceeding 27 %:			
0402 21 11	– – – – In immediate packings of a net content not exceeding 2,5 kg:			
	– Of a fat content, by weight:			
	– Not exceeding 11 %	0402 21 11 9200	(13)	10,00
	– Exceeding 11 % but not exceeding 17 %	0402 21 11 9300	(13)	52,80
	– Exceeding 17 % but not exceeding 25 %	0402 21 11 9500	(13)	55,74
	– Exceeding 25 %	0402 21 11 9900	(13)	60,00
	– – – – Other:			
0402 21 17	– – – – – Of a fat content, by weight, not exceeding 11 %	0402 21 17 9000	(13)	10,00
0402 21 19	– – – – – Of a fat content, by weight, exceeding 11 % but not exceeding 27 %:			
	– Not exceeding 17 %	0402 21 19 9300	(13)	52,80
	– Exceeding 17 % but not exceeding 25 %	0402 21 19 9500	(13)	55,74
	– Exceeding 25 %	0402 21 19 9900	(13)	60,00
	– – – Of a fat content, by weight, exceeding 27 %:			
0402 21 91	– – – – In immediate packings of a net content not exceeding 2,5 kg:			
	– Of a fat content, by weight:			
	– Not exceeding 28 %	0402 21 91 9100	(13)	60,40
	– Exceeding 28 % but not exceeding 29 %	0402 21 91 9200	(13)	60,89
	– Exceeding 29 % but not exceeding 45 %	0402 21 91 9350	(13)	61,48
	– Exceeding 45 %	0402 21 91 9500	(13)	67,27
0402 21 99	– – – – Other:			
	– Of a fat content, by weight:			
	– Not exceeding 28 %	0402 21 99 9100	(13)	60,40
	– Exceeding 28 % but not exceeding 29 %	0402 21 99 9200	(13)	60,89
	– Exceeding 29 % but not exceeding 41 %	0402 21 99 9300	(13)	61,48
	– Exceeding 41 % but not exceeding 45 %	0402 21 99 9400	(13)	65,70
	– Exceeding 45 % but not exceeding 59 %	0402 21 99 9500	(13)	67,27
	– Exceeding 59 % but not exceeding 69 %	0402 21 99 9600	(13)	72,98
	– Exceeding 69 % but not exceeding 79 %	0402 21 99 9700	(13)	76,14
	– Exceeding 79 %	0402 21 99 9900	(13)	79,86
ex 0402 29	– – Other:			
	– – – Of a fat content, by weight, not exceeding 27 %:			
	– – – – Other:			
0402 29 15	– – – – – In immediate packings of a net content not exceeding 2,5 kg:			
	– Of a fat content, by weight:			
	– Not exceeding 11 %	0402 29 15 9200	(14)	0,1000
	– Exceeding 11 % but not exceeding 17 %	0402 29 15 9300	(14)	0,5282

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
	– Exceeding 17 % but not exceeding 25 %	0402 29 15 9500	(14)	0,5576
	– Exceeding 25 %	0402 29 15 9900	(14)	0,6000
0402 29 19	– – – – – Other:			
	– Of a fat content, by weight:			
	– Exceeding 11 % but not exceeding 17 %	0402 29 19 9300	(14)	0,5282
	– Exceeding 17 % but not exceeding 25 %	0402 29 19 9500	(14)	0,5586
	– Exceeding 25 %	0402 29 19 9900	(14)	0,6000
	– – – Of a fat content, by weight, exceeding 27 %:			
0402 29 91	– – – – In immediate packings of a net content not exceeding 2,5 kg	0402 29 91 9000	(14)	0,6040
0402 29 99	– – – – Other:			
	– Of a fat content, by weight:			
	– Not exceeding 41 %	0402 29 99 9100	(14)	0,6040
	– Exceeding 41 %	0402 29 99 9500	(14)	0,6570
	– Other:			
0402 91	– – Not containing added sugar or other sweetening matter:			
	– – – Of a fat content, by weight, not exceeding 8 %:			
0402 91 11	– – – – In immediate packings of a net content not exceeding 2,5 kg:			
	– Of a non-fat lactic dry matter content of 15 % or more and of a fat content, by weight exceeding 7,4 %	0402 91 11 9370	(13)	6,670
0402 91 19	– – – – Other:			
	– Of a non-fat lactic dry matter content of 15 % or more and of a fat content, by weight exceeding 7,4 %	0402 91 19 9370	(13)	6,670
	– – – Of a fat content, by weight, exceding 8 % but not exceeding 10 %			
0402 91 31	– – – – In immediate packings of a net content not exceeding 2,5 kg:			
	– Of a non-fat lactic dry matter content of 15 % or more	0402 91 31 9300	(13)	7,9000
0402 91 39	– – – – Other:			
	– Of a non-fat lactic dry matter content of 15 % or more	0402 91 39 9300	(13)	7,9000
	– – – Of a fat content, by weight, exceeding 10 % but not exceeding 45 %:			
0402 91 99	– – – – Other	0402 91 99 9000	(13)	36,61
0402 99	– – Other:			
	– – – Of a fat content, by weight, not exceeding 9,5 %:			
0402 99 11	– – – – In immediate packings of a net content not exceeding 2,5 kg:			
	– – – – – Of a sucrose content of 40 % or more by weight, of a non-fat lactic dry matter content of 15 % or more and of a content, by weight, exceeding 6,9 %	0402 99 11 9350	(14)	0,1700
0402 99 19	– – – – Other:			
	– – – – – Of a sucrose content of 40 % or more by weight, of a non-fat lactic dry matter content of 15 % or more and of a fat content, by weight, exceeding 6,9 %	0402 99 19 9350	(14)	0,1700
	– – – Of a fat content, by weight exceeding 9,5 % but not exceeding 45 %:			
0402 99 31	– – – – In immediate packings not exceeding 2,5 kg:			
	– – – – – Of a fat content, by weight, not exceeding 21 %:			
	– – – – – – Of a sucrose content of 40 % or more by weight and of a non-fat lactic dry matter content, by weight, of 15 % or more	0402 99 31 9150	(14)	0,1780

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Product code	Notes	Amount of aid
	– – – – – Of a fat content, by weight, exceeding 21 % but not exceeding 39 %	0402 99 31 9300	(14)	0,2191
	– – – – – Of a fat content, by weight, exceeding 39 %	0402 99 31 9500	(14)	0,3775
0402 99 39	– – – – Other:			
	– – – – – Of a fat content, by weight, not exceeding 21 %, of a sucrose content of 40 % or more by weight and of a non-fat lactic dry matter content, by weight, of 15 % or more	0402 99 39 9150	(14)	0,1780
ex 0405	Butter and other fats and oils derived from milk; dairy spreads:			
0405 10	– Butter:			
	– – Of a fat content, by weight, not exceeding 85 %:			
	– – – Natural butter:			
0405 10 11	– – – – In immediate packings of a net content not exceeding 1 kg:			
	– – – – – Of a fat content by weight:			
	– – – – – – Of 80 % or more but less than 82 %	0405 10 11 9500		156,10
	– – – – – – Of 82 % or more	0405 10 11 9700		160,00
0405 10 19	– – – – Other:			
	– – – – – Of a fat content by weight:			
	– – – – – – Of 80 % or more but less than 82 %	0405 10 19 9500		156,10
	– – – – – – Of 82 % or more	0405 10 19 9700		160,00
0405 10 30	– – – Recombined butter:			
	– – – – In immediate packings of a net content not exceeding 1 kg:			
	– – – – – Of a fat content by weight:			
	– – – – – – Of 80 % or more but less than 82 %	0405 10 30 9100		156,10
	– – – – – – Of 82 % or more	0405 10 30 9300		160,00
	– – – – Other:			
	– – – – – Of a fat content by weight:			
	– – – – – – Of 82 % or more	0405 10 30 9700		160,00
0405 10 50	– – – Whey butter:			
	– – – – In immediate packings of a net content not exceeding 1 kg:			
	– – – – – Of a fat content by weight:			
	– – – – – – Of 82 % or more	0405 10 50 9300		160,00
	– – – – Other:			
	– – – – – Of a fat content by weight:			
	– – – – – – Of 80 % or more but less than 82 %	0405 10 50 9500		156,10
	– – – – – – Of 82 % or more	0405 10 50 9700		160,00
0405 10 90	– – Other	0405 10 90 9000		165,86
ex 0405 20	– Dairy spreads:			
0405 20 90	– – Of a fat content by weight of more than 75 % but less than 80 %:			
	– – – Of a fat content by weight:			
	– – – – Of more than 75 % but less than 78 %	0405 20 90 9500		146,35
	– – – – Of 78 % or more	0405 20 90 9700		152,20
0405 90	– Other:			
0405 90 10	– – Of a fat content by weight of 99,3 % or more and of a water content by weight not exceeding 0,5 %:	0405 90 10 9000		203,30
0405 90 90	– – Other	0405 90 90 9000		160,00

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Additional requirements for using the product code		Product code	Notes	Amount of aid
		Maximum water content in product weight (%)	Minimum fat content in the dry matter (%)			
ex 0406	Cheese and curd (5):					
ex 0406 30	– Processed cheese, not grated or powdered (6):					
	– – Other:					
	– – – Of a fat content, by weight, not exceeding 36 % and of a fat content, by weight, in the dry matter:					
ex 0406 30 31	– – – – Not exceeding 48 %:					
	– – – – – Of a dry matter content, by weight:					
	– – – – – – Of 40 % or more but less than 43 %, and of a fat content, by weight, in the dry matter:					
	– – – – – – – Of less than 20 %	60		0406 30 31 9710	(5)	12,33
	– – – – – – – Of 20 % or more	60	20	0406 30 31 9730	(5)	18,09
	– – – – – – Of 43 % or more and with a fat content, by weight, in the dry matter:					
	– – – – – – – Of less than 20 %	57		0406 30 31 9910	(5)	12,33
	– – – – – – – Of 20 % or more but less than 40 %	57	20	0406 30 31 9930	(5)	18,09
	– – – – – – – Of 40 % or more	57	40	0406 30 31 9950	(5)	26,31
ex 0406 30 39	– – – – Exceeding 48 %:					
	– – – – – Of a dry matter, content, by weight:					
	– – – – – – Of 40 % or more but less than 43 %	60	48	0406 30 39 9500	(5)	18,09
	– – – – – – Of 43 % or more but less than 46 %	57	48	0406 30 39 9700	(5)	26,31
	– – – – – – Of 46 % or more and with a fat content, by weight, in the dry matter:					
	– – – – – – – Of less than 55 %	54	48	0406 30 39 9930	(5)	26,31
	– – – – – – – Of 55 % or more	54	55	0406 30 39 9950	(5)	29,75
ex 0406 30 90	– – – Of a list content exceeding 36 %	54	79	0406 30 90 9000	(5)	31,21
ex 0406 90 23	– – – Edam	47	40	0406 90 23 9900	(5)	88,33
ex 0406 90 25	– – – Tilsit	47	45	0406 90 25 9900	(5)	87,38
ex 0406 90 27	– – – Butterkäse	52	45	0406 90 27 9900	(5)	79,14
ex 0406 90 76	– – – – – – – Danbo, Fontal, Fontina, Fynbo, Havarti, Maribo, Samsoe:					
	– – – – – – – – Of a fat content, by weight, in the dry matter of 45 % or more but less than 55 %:					
	– – – – – – – – – Of a dry matter content, by weight, of 50 % or more but less than 56 %	50	45	0406 90 76 9300	(5)	82,43
	– – – – – – – – – Of a dry matter content, by weight, of 56 % or more	46	55	0406 90 76 9400	(5)	92,33
	– – – – – – – – Of a fat content, by weight, in the dry matter of 55 % or more	46	55	0406 90 76 9500	(5)	87,08

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Additional requirements for using the product code		Product code	Notes	Amount of aid
		Maximum water content in product weight (%)	Minimum fat content in the dry matter (%)			
ex 0406 90 78	– – – – – – – Gouda:					
	– – – – – – – – Of a fat content, by weight, in the dry matter of less than 48 %	50	20	0406 90 78 9100	(5)	86,92
	– – – – – – – – Of a fat content by weight, in the dry matter of 48 % or more but less 55 %	45	48	0406 90 78 9300	(5)	90,08
	– – – – – – – – Other	45	55	0406 90 78 9500	(5)	88,70
ex 0406 90 79	– – – – – – – Esrom, Italico, Kernhem, Saint-Nectaire, Saint-Paulin, Taleggio	56	40	0406 90 79 9900	(5)	73,33
ex 0406 90 81	– – – – – – – Cantal, Cheshire, Wensleydale, Lancashire, Double Gloucester, Blarney, Colby, Monterey	44	45	0406 90 81 9900	(5)	92,33
ex 0406 90 86	– – – – – – – – Exceeding 47 % but not exceeding 52 %:					
	– – – – – – – – – cheeses produced from whey			0406 90 86 9100		—
	– – – – – – – – – Other, of a fat content, by weight, in the dry matter:					
	– – – – – – – – – – Of less than 5 %	52		0406 90 86 9200	(5)	86,90
	– – – – – – – – – – Of 5 % or more but less than 19 %	51	5	0406 90 86 9300	(5)	87,82
	– – – – – – – – – – Of 19 % or more but less than 39 %	47	19	0406 90 86 9400	(5)	92,33
	– – – – – – – – – – Of 39 % or more	40	39	0406 90 86 9900	(5)	100,22
ex 0406 90 87	– – – – – – – – Exceeding 52 % but not exceeding 62 %:					
	– – – – – – – – – cheeses produced from whey, except for Manouri			0406 90 87 9100		—
	– – – – – – – – – Other, of a fat content, by weight, in the dry matter:					
	– – – – – – – – – – Of less than 5 %	60		0406 90 87 9200	(5)	72,41
	– – – – – – – – – – Of 5 % or more but less than 19 %	55	5	0406 90 87 9300	(5)	80,66
	– – – – – – – – – – Of 19 % or more but less than 40 %	53	19	0406 90 87 9400	(5)	81,88
	– – – – – – – – – – Of 40 % or more:					
	– – – – – – – – – – – Idiazabal, Manchego and Roncal manufactured exclusively from sheep's milk	45	45	0406 90 87 9951	(5)	90,68
	– – – – – – – – – – – Maasdam	45	45	0406 90 87 9971	(5)	90,68
	– – – – – – – – – – – Manouri	43	53	0406 90 87 9972	(5)	38,79
	– – – – – – – – – – – Hushallsost	46	45	0406 90 87 9973	(5)	89,03
	– – – – – – – – – – – Murukoloinen	41	50	0406 90 87 9974	(5)	96,21
	– – – – – – – – – – – Other	47	40	0406 90 87 9979	(5)	88,33

(in EUR/100 kg weight, if no other indication)

CN code	Description of goods	Additional requirements for using the product code		Product code	Notes	Amount of aid
		Maximum water content in product weight (%)	Minimum fat content in the dry matter (%)			
ex 0406 90 88	– – – – – – – – Exceeding 62 % but not exceeding 72 %:					
	– – – – – – – – – cheeses produced from whey			0406 90 88 9100		—
	– – – – – – – – – Other:					
	– – – – – – – – – – Other:					
	– – – – – – – – – – – Of a fat content, by weight, in the dry matter:					
	– – – – – – – – – – – – Of 10 % or more but less than 19 %	60	10	0406 90 88 9300	(5)	70,98

(5) In the case of cheeses presented in containers which also contain conserving liquid, in particular brine, the aid is granted on the net weight, the weight of the liquid being deducted.

(6) Where the product contains non-lactic matter and/or casein and/or caseinates and/or whey and/or products derived from whey and/or lactose and/or permeate and/or products falling within CN code 3504, the part corresponding to the added non-lactic matter and/or casein and/or caseinates and/or whey and/or products derived from whey and/or lactose and/or permeate and/or products falling within CN code 3504 will not be taken into account for the purpose of calculating the aid.

When completing customs formalities, the party concerned is to state, on the declaration provided for the purpose, whether or not non-lactic matter and/or casein and/or caseinates and/or whey and/or products derived from whey and/or lactose and/or permeate and/or products falling within CN code 3504 have been added and, if so, the maximum content by weight of added non-lactic matter and/or casein and/or caseinates and/or whey and/or products derived from whey and/or lactose and/or permeate and/or products falling within CN code 3504 per 100 kilograms of finished product.

(7) The aid on frozen condensed milk is the same as that on products falling within CN codes 0402 91 or 0402 99.

(13) Where the product contains non-lactic matter, the non-lactic matter is not to be taken into account for the purposes of calculating the aid.

When completing customs formalities, the applicant must state on the declaration provided for that purpose whether or not non-lactic matter has been added and, where this is the case, the maximum content by weight of the non-lactic matter added per 100 kilograms of finished product.

(14) Where the product contains non-lactic matter other than sucrose, the non-lactic matter other than sucrose is not to be taken into account for the purposes of calculating the aid.

The aid on 100 kilograms of product covered by this subheading is equal to the sum of the following components:

(a) the amount per kilogram shown, multiplied by the weight of the lactic matter per 100 kilograms of product;

(b) a component calculated in accordance with Article 12(3) of Commission Regulation (EC) No 1466/95 (OJ L 144, 28.6.1995, p. 22).

When completing customs formalities, the applicant must state on the declaration provided for that purpose the maximum content by weight of sucrose and/or other non-lactic matter added per 100 kilograms of finished product.