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COM (80)240

Vol. 1980/0076

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In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

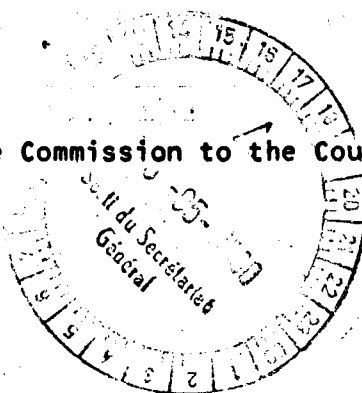
COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 240 final

Brussels, 8th May 1980

**DRAFT COUNCIL REGULATION (EEC)
TEMPORARILY SUSPENDING THE AUTONOMOUS COMMON CUSTOMS
TARIFF DUTIES ON A NUMBER OF AGRICULTURAL PRODUCTS**

(presented by the Commission to the Council)



COM(80) 240 final

SUMMARY

1. The subject of the following draft regulation is the temporary suspension of duties in the Common Customs Tariff for a number of agricultural items, as requested by the Member States. It is partly a prolongation and partly a new measure.

2. It seems appropriate that a duty suspension is justified for the goods listed in the annex to this regulation.
A total suspension is proposed for those products for which Community production does not exist or is minimal.
A partial suspension is proposed in cases where the Community production covers only a part of the requirements. The rate of the partially suspended duty depends on the extent of the possible Community supply to the Community users. It has also been looked for the right balance between the interests of the suppliers, users and the consumers in the Community.
Furthermore the need to protect employment has been taken into consideration.

3. For a number of items for which the Member States also requested duty suspensions the Commission does not propose a tariff measure because the necessary conditions are not fulfilled. This concerns the following items :

EXPLANATORY MEMORANDUM

1. The subject of the following draft regulation is the temporary suspension of duties in the Common Customs Tariff for a number of agricultural items, as requested by the Member States.

It is partly a prolongation and partly a new measure.

2. It seems appropriate to the Commission that a duty suspension is justified for the goods listed in the annex to this regulation.

The Commission proposes a total suspension for those products for which Community production does not exist or is minimal. A partial suspension is proposed in cases where the Community production covers only a part of the requirements. The rate of the partially suspended duty depends on the extent of the possible Community supply to the Community users. The Commission is also looking for the right balance between the interests of the suppliers, users and the consumers in the Community.

It also takes into account the need to protect employment.

3. The proposed measures are confined to a fixed period because of the difficulties of estimating the evolution of the basic factors.

4. For a number of items for which the Member States also requested duty suspensions the Commission does not propose a tariff measure because the necessary conditions are not fulfilled. This concerns the following items :

CCT heading No

Description of goods

ex03.01 AIa)

Salmon Trout (*Salmo gairdnerii* or *Salmo irideus*), fresh, chilled or frozen, with an individual weight of at least 1.5 kilograms, for smoking

ex 03.01 BI d)

Sardines (*Clupea pilchardus* Walbaum), fresh, chilled or frozen, whole, of a length of 20 cm or more

ex 03.01 BI h)

Cod (*Gadus morrhua* or *Gadus callarias*), fresh, chilled or frozen, whole, headless or in pieces, intended for processing

ex 03.01 BI k)

Haddock, fresh, chilled or frozen, whole, headless or in pieces, intended for processing

ex 03.01 BI q)

Hake (*Merluccius* spp), excluding the specie *Merluccius bilinearis*, fresh, chilled or frozen, whole, headless or in pieces, intended for processing

ex 03.01 B II a) and
B II b) 1

Fillets of cod (*Gadus morrhua* or *Gadus callarias*), fresh, chilled or frozen, intended for processing

ex 03.01 B II a) and
B II b) 3

Fillets of haddock, fresh, chilled or frozen, intended for processing

ex 03.01 B II a) and
B II b) 7

Fillets of hake (*Merluccius* spp), fresh, chilled or frozen, intended for processing

ex 03.02 A-I c)

Anchovies (*Engraulis* spp), salted or in brine, whole, headless or in pieces, in packings of a net capacity of 8 kg or more

ex 16.04 C II

Spiced and salted herrings, in packings of a net capacity of 10 kg or more

ex 16.04 C II

'Herring-flaps', prepared or preserved in vinegar, in packings of a net capacity of 10 kg or more

ex 16.05 B

Shrimps and prawns other than those of the 'Crangon' variety, boiled in water and shelled, whether or not frozen or dried, intended for the industrial manufacture of products falling within heading No 16.05

DRAFT
COUNCIL REGULATION (EEC)

temporarily suspending the autonomous Common Customs Tariff duties on a number of agricultural products

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Having regard to the draft Regulation submitted by the Commission,

Whereas production in the Community of the products specified in this Regulation is currently inadequate or non-existent, and whereas producers thus cannot meet the needs of user industries in the Community;

Whereas in certain cases it is in the interest of the Community to suspend the autonomous Common Customs Tariff duties only partially, particularly since the goods in question are produced in the Community, and in the other cases to suspend them totally;

Whereas, in view of the difficulty of assessing accurately short-term trends in the economic situation in the relevant sectors, suspension measures should be taken only for temporary periods by fixing their

period of validity by reference to the interests of Community production,

HAS ADOPTED THIS REGULATION:

Article 1

The autonomous Common Customs Tariff duties for the products listed in the tables annexed to this Regulation shall be suspended at the level indicated against each of them.

These suspensions shall be applicable:

- from 1 July to 31 December 1980 for the products listed in Table I,
- from 1 July 1980 to 30 June 1981 for the products listed in Table II,

Article 2

This Regulation shall enter into force on 1 July 1980.

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

Done at Brussels,

For the Council

The President

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ANNEX

TABLE I

CCT heading No	Description	Rate of autonomous duty (%)
03.01 A I b)	Salmon, fresh (live or dead), chilled or frozen	0
ex 03.01 B I e)	Piked dog-fish (<i>Squalus acanthias</i>), fresh, chilled or frozen, whole, headless or in pieces	0
ex 03.01 B II a) and B II b) 7	Fillets of herring, fresh, chilled or frozen, intended for processing (a) (b)	0
03.02 A I a)	Herring, dried, salted or in brine, whole, headless or in pieces	5
ex 03.02 A II d)	Fillets of herring, dried, salted or in brine	5
ex 16.04 B I	Salmon intended for the processing industry for further manufacture into pastes or spreads (b)	0
ex 16.05 A	Crabs of the 'King' (<i>Paralithodes camtschaticus</i>), 'Hanasaki' (<i>Paralithodes brevipes</i>), 'Kegani' (<i>Erimacrus isenbecki</i>), and 'Queen' (<i>Chionecaetes spp</i>) varieties, simply boiled in water and shelled whether or not frozen in packings of a net capacity of 2 kg or more	0
ex 16.05 A	Crabs, excluding the species 'Cancer pagarus', simply boiled in water and shelled, whether or not frozen, in packings of a net capacity of 2 kg or more, for repacking for retail sale (b)	5

(a) The suspension shall apply to fish intended to undergo any treatment unless they are intended to undergo exclusively one or more of the following treatments:

- cleaning, gutting, heading, tailing,
- cutting (excluding filleting or cutting of frozen blocks),
- sorting,
- labelling,
- packing,
- icing,
- freezing,
- deep freezing,
- thawing, separation.

The suspension is not allowed for products on which otherwise qualifying treatments are intended to be carried out at retail or catering level.

The suspension shall apply only to fish intended for human consumption.

(b) Control of the use for this special purpose shall be carried out pursuant to the relevant Community provisions.

TABLE II

CCT heading No	Description	Rate of autonomous duty (%)
ex 03.01 B I g)	Lesser or Greenland halibut (<i>Hippoglossus reinhardtius</i>), fresh, chilled or frozen, whole, headless or in pieces	0
ex 03.01 B I q)	Sardinops sagax or ocellata (pilchards), fresh, chilled or frozen: (a) whole, of a length of 20 cm or more, (b) headless, of a length of 15 cm or more, intended for the processing industry (a) (b)	4
ex 03.01 B I q)	Flaps of <i>Sardinops sagax</i> or <i>ocellata</i> (pilchards), fresh, chilled or frozen, of a length of 12 cm or more, intended for the processing industry (a) (b)	0
ex 03.01 B I q),	Sturgeons, fresh, chilled or frozen, whole, headless or in pieces, intended for the processing industry (a) (b)	0
ex 03.01 C	Soft roes, frozen, for the manufacture of deoxyribonucleic acid (DNA) (b)	0
ex 03.01 C	Hard fish roes, fresh, chilled or frozen	0
03.02 A I e)	Salmon, salted or in brine, whole, headless or in pieces	4
ex 03.02 A I f)	Coalfish (<i>Pollachius virens</i> or <i>Gadus virens</i>), salted or in brine, whole, headless or in pieces, intended for processing (a) (b)	7
ex 03.02 A II d)	Fillets of coalfish (<i>Pollachius virens</i> or <i>Gadus virens</i>), salted or in brine, intended for processing (a) (b)	7
ex 03.02 C	Hard fish roes, salted or in brine	0
ex 03.03 A I	Tails of crawfish, chilled or frozen, shelled or not	10
ex 03.03 B I b)	Oysters, fresh (live), weighing no more than 12 g each	0
ex 03.03 B I b)	Oysters, fresh (live), of the ' <i>Crassostrea gigas</i> ' variety, weighing more than 100 g each	0
07.01 G III	Horse-radish (<i>Cochlearia armoracia</i>), fresh or chilled	11
ex 07.03 E	Mushrooms, excluding cultivated mushrooms, preserved in brine, in sulphur water or in other preservative solutions, but not specially prepared for immediate consumption	0
ex 07.04 B	Mushrooms, excluding cultivated mushrooms, dried, dehydrated or evaporated, whole or in identifiable pieces or slices, intended for treatment other than simple repacking for retail sale (b) (c)	0
ex 07.04 B	Sweet red or green peppers, dried, dehydrated or evaporated, whole, cut or sliced, but not further prepared	0
ex 07.05 B I	Beans, dried, white, of the species <i>Phaseolus vulgaris</i>	0
ex 08.01 A	Dates, fresh or dried, in immediate packings of a net capacity not exceeding 35 kg, for repacking for retail sale (b)	0

CCT heading No	Description	Rate of autonomous duty (%)
ex 08.01 A	Dates, fresh or dried, intended for processing other than for the production of alcohol (b)	0
ex 08.09	Rose-hips, fresh	
08.10 exB, C and exD	Fruit of the species <i>Vaccinium</i> (wether or not cooked), preserved by freezing, not containing added sugar	0
ex 08.10 B	Rose-hips, whether or not cooked, preserved by freezing, not containing added sugar	0
ex 08.10 B	Dates, frozen, in immediate packings of a net capacity of 5 kg or more, not intended for the production of alcohol (b)	0
ex 09.04 B I	Paprika, ground, for use in animal feedingstuffs (b)	0
09.10 C I	Saffron, neither crushed nor ground	10
ex 16.04 A II	Hard fish roes, washed, cleaned of adherent organs and simply salted or in brine	0
23.07 A	Fish or marine mammal solubles	0

- (a) The suspension shall apply to fish intended to undergo any treatment unless they are intended to undergo exclusively one or more of the following treatments:
- cleaning, gutting, heading, tailing,
 - cutting (excluding filleting or cutting of frozen blocks),
 - sorting,
 - labelling,
 - packing,
 - icing,
 - freezing,
 - deep freezing,
 - thawing, separation.
- The suspension is not allowed for products on which otherwise qualifying treatments are intended to be carried out at retail or catering level.
- The suspension shall apply only to fish intended for human consumption.
- (b) Control of the use for this special purpose shall be carried out pursuant to the relevant Community provisions.
- (c) However, the duty suspension shall not apply where the treatment is carried out by retail sale or catering undertakings.