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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

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

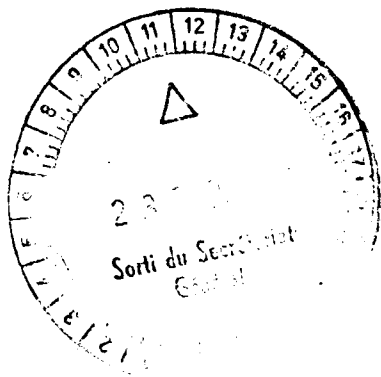
COM(82) 597 final

Brussels, 20 September 1982

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2915/79 with regard to the
application of a reduced levy in respect of certain cheeses

(submitted to the Council by the Commission)



COM(82) 597 final

2015/1

Explanatory Memorandum

1. The Community and Norway have concluded a temporary arrangement for a concerted discipline concerning reciprocal trade in cheese. The arrangement enters into force on 1 January 1983.

2. In order to implement the arrangement it is necessary to amend Council Regulation (EEC) No 2915/79 of 18 December 1979 determining the groups of products and the special provisions for calculating levies on milk and milk products and amending Regulation (EEC) No 950/68 on the Common Customs Tariff, as last amended by Regulation (EEC) No 1463/82, viz.:
 - fix the levy at 55 ECU per 100 kg net weight as agreed and include a reference to the product in Article 11(2) of the said Regulation;
 - supplement Annex II by including the cheese's description agreed in the arrangement.

3. In this connection, "ex" should be added to the Common Customs Tariff subheadings listed in Annex II since the description of the goods covers only part of the subheading referred to.

4. Since the Regulation is to apply as from 1 January 1983 provision must be made for its adoption by the Council and its publication in the Official Journal at least two months beforehand so that the Commission can adjust the implementing Regulations and the customs authorities in the Member States can take the necessary measures for the entry of the cheese into the Community.

Proposal for
COUNCIL REGULATION (EEC)

amending Regulation (EEC) No 2915/79 with regard to the application of a reduced levy in respect of certain cheeses

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products¹, as last amended by Regulation (EEC) No 1183/82², and in particular Article 14(6) thereof,

Having regard to the proposal from the Commission,

Whereas Council Regulation (EEC) No 2915/79 of 18 December 1979 determining the groups of products and the special provisions for calculating levies on milk and milk products and amending Regulation (EEC) No 950/68 on the Common Customs Tariff³, as last amended by Regulation (EEC) No 1463/82⁴, lays down certain conditions for the entry into the Community of certain cheeses falling within heading No 04.04 of the Common Customs Tariff; whereas the most recent amendment was required following bilateral agreements concluded under GATT; whereas, in the case of the agreement with Finland, the scope of the undertakings given concerning the "Finlandia" cheese quota should be more precisely specified;

Whereas the Community has concluded with Norway a temporary arrangement for a concerted discipline concerning reciprocal trade in cheese; whereas the

¹OJ No L 148, 28. 6.1968, p. 13.

²OJ No L 140, 20. 5.1982, p. 1.

³OJ No L 329, 24.12.1979, p. 1.

⁴OJ No L 159, 10. 6.1982, p. 1.

implementation of the arrangement, which enters into force on 1 January 1983, also requires the amendment of Regulation (EEC) No 2915/79;

Whereas the arrangement provides for a restriction on the quantities of Jarlsberg cheese on importation into the Community for a three-year period and on the levy applicable; whereas, accordingly, Article 11(2) of Regulation (EEC) No 2915/79 and Annex II thereto should be supplemented;

Whereas the descriptions of the goods in Annex II to the said Regulation cover only part of the products which fall within the Common Customs Tariff subheadings referred to therein; whereas the Annex in question should be amended by adding "ex" in front of each subheading,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2915/79 is hereby amended as follows:

1. Article 11(2) is replaced by the following:

"2. The levy on 100 kilograms of the products listed under (n) and (r) in Annex II shall be 55 ECU if it is established that the products correspond to the description therein."

2. In Annex II, point (q) is replaced by the following:

" (q) ex 04.04 E I b)2 Finlandia of a minimum fat content of 45% by weight in the dry matter, matured for at least 100 days, in rectangular blocks of a net weight of not less than 30 kg, within an annual tariff quota of 2 900 tonnes/ ^{originating in Finland.} Any quantities of the product which are not imported may be replaced by ^{additional} / corresponding quantities of Emmentaler cheese specified in (b) of the first indent of (c). "

3. The following is added to Annex II:

" CCT heading No	Description
(r) ex 04.04 E I b)2	Whole Jarlsberg cheeses with rind, of a minimum fat content of 45% by weight in the dry matter and of a dry matter content of 58% or more, matured for at least three months, originating in Norway, within an annual tariff quota of: - 1 500 tonnes for 1983 - 1 600 tonnes for 1984 - 1 700 tonnes for 1985 "

4. In Annex II, "ex" is inserted before every Common Customs Tariff subheading listed from (a) to (p).

Article 2

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

It shall apply from 1 January 1983.

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

Done at Brussels,

For the Council

FINANCIAL STATEMENT

Date : 3.9.1982

1. BUDGET HEADING : 100 (levies)

APPROPRIATIONS : 1.558,5 mio ECU
(A.P. Budget 1983)

2. TITLE : Draft Council Regulation amending Regulation (EEC) No 2915/79 with regard to the application of a reduced levy in respect of certain cheeses.

3. LEGAL BASIS : Regulation (EEC) N° 804/68 - art. 14 § 6.

4. AIMS OF PROJECT : Determination of a reduced levy applicable to certain cheeses in accordance with the agreement entered into between the Community and Norway concerning mutual exchanges of cheese.

5. FINANCIAL IMPLICATIONS	PERIOD OF 12 MONTHS	CURRENT FINANCIAL YEAR (1982)	FOLLOWING FINANCIAL YEAR (1983)
5.0 EXPENDITURE - CHARGED TO THE EC BUDGET (REFUNDS/INTERVENTIONS) - NATIONAL ADMINISTRATION OTHER			
5.1 RECEIPTS - OWN RESOURCES OF THE EC (LEVIES/CUSTOMS DUTIES) - NATIONAL ADMINISTRATION		-	- 0,575 mio ECU

1984.....1985.....	
5.0.1 ESTIMATED EXPENDITURE			
5.1.1 ESTIMATED RECEIPTS	-0,52 mio ECU	- 0,465 mio ECU	

5.2 METHOD OF CALCULATION

	Levy receipts present position	Levy receipts under the proposed regime	Margin
1983	900t. X 1506 ECU/t = 1,4 mio ECU	1500 t. à 550 = 0,825 mio ECU	0,575 mio ECU
1984		1600 t. à 550 = 0,880 mio ECU	0,52 mio ECU
1985		1700 t. à 550 = 0,935 mio ECU	0,465 mio ECU

~~YES/NO~~ YES/NOX

~~YES/NO~~ YES/NO

~~YES/NO~~ YES/NOX

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY ? YES/NOX

OBSERVATIONS :