

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(93) 565 final

Brussels, 16 November 1993

Proposal for a

COUNCIL REGULATION (EEC)

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

(presented by the Commission)

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EXPLANATORY MEMORANDUM

At the GATT Article XXVIII tariff negotiations in Geneva on the switch to the combined nomenclature in the Common Customs Tariff, it proved impossible for the Community and the United States to reach a firm agreement on the transposition of the headings for a number of foodstuffs.

The disagreement was essentially over the milk protein content of certain preparations (Harmonized System codes 19.01, 21.01 and 21.06).

The United States has now informed the Commission, however, that it is ready to accept the transposal proposed by the Commission negotiators in 1986-87.

This agreement should now be ratified, by amending the Combined Nomenclature and transposing the resultant customs duties and other specific charges (the variable components).

The Commission accordingly submits to the Council the attached proposal for a Council Regulation (EEC) amending the tariff and statistical nomenclature and the Common Customs Tariff.

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PROPOSAL FOR A
COUNCIL REGULATION (EEC) No
of

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

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff,¹ as last amended by Council Regulation (EEC) No ...,²

Whereas negotiations were held under Article XXVIII of GATT concerning the incorporation of the combined nomenclature into the European Economic Community's Common Customs Tariff;

Whereas the Community and the United States were unable at that time to reach firm agreements on transposition of the tariff headings relating to certain foodstuffs;

Whereas the United States have now informed the Community that it agrees to the transposal of the said headings;

Whereas the combined nomenclature must therefore be amended,

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OJ No L 256, 7.9.1987, p. 1.

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OJ No

HAS ADOPTED THIS REGULATION:

Article 1

The combined nomenclature annexed to Regulation (EEC) No 2658/87, as last amended by Regulation (EEC) No ... , is hereby amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 January 1994.

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

Done at Brussels,

For the Council

The President

CN CODE	DESCRIPTION	Rate of duty		Supplementary unit
		autonomous	conventional	
		% or levy (AGR)	%	
1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa powder or containing cocoa powder in a proportion by weight of less than 50%, not elsewhere specified or included; food preparations of goods of headings Nos 0401 to 0404, not containing cocoa powder or containing cocoa powder in a proportion by weight of less than 10%, not elsewhere specified or included :			
1901 10 00 to 1901 90 19	(unchanged) -- Other			
1901 90 91	---Containing no milkfats, sucrose, isoglucose, glucose or starch or containing less than 1.5% milkfat, 5% sucrose (including invert sugar) or isoglucose, 5% glucose or starch, excluding food preparations in powder form of goods of headings Nos 0401 to 0404	25	20	
1901 90 99	---Other	19.6 + MOB	11 + MOB	
2101	Extracts, essences and concentrates, of coffee, tea or maté and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof:			
2101 10	- Extracts, essences and concentrates, of coffee, and preparations with a basis of these extracts, essences or concentrates, or with a basis of coffee:			
	-- Extracts, essences or concentrates			
2101 10 11 to 2101 10 19	(unchanged)			
	-- Preparations:			
2101 10 92	--- with a basis of extracts, essences or concentrates of coffee	30	18	
2101 10 98	--- Other	20.8 + MOB	13 + MOB	

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CN CODE	DESCRIPTION	Rate of duty		Supplementary unit
		autonomous % or levy (AGR)	conventional %	
2101 20	- Extracts, essences and concentrates, of tea or maté, and preparations with a basis of these extracts, essences or concentrates, or with a basis of tea or maté			
2101 20 20	-- Extracts, essences or concentrates	30	12	
	-- Preparations:			
2101 20 92	--- with a basis of extracts, essences or concentrates of tea or maté	30	12	
2101 20 98	--- Other	20.8 + MOB	13 + MOB	
2106	Food preparations not elsewhere specified or included:			
2106 10	- Protein concentrates and textured protein substances:			
2106 10 20	-- Containing no milkfats, sucrose, isoglucose, glucose or starch or containing less than 1.5% milkfat, 5% sucrose (including invert sugar) or isoglucose, 5% glucose or starch	25	20	
2106 10 80	-- Other	20.8 + MOB	13 + MOB	
2106 90	- Other:			
2106 90 10	(unchanged)			
to				
2106 90 59	-- Other:			
	--- containing no milkfats,			
2106 90 92	sucrose, isoglucose, glucose or starch or containing less than 1.5% milkfat, 5% sucrose (including invert sugar) or isoglucose, 5% glucose or starch	25	20	
2106 90 98	--- Other	20.8 + MOB	13 + MOB	

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DOCUMENTS

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