

EUROPEAN ECONOMIC COMMUNITY

COMMON CUSTOMS TARIFF

FIRST SUPPLEMENT

DECISIONS OF THE EEC COUNCIL
JULY 20, 1960

(NOTE: This is a translation, prepared by the U. S. Department of State and published by the U. S. Department of Commerce, of the official French text of Decisions taken by the EEC Council on July 20, 1960. These Decisions affect in particular the following items in the Common Customs Tariff: 07.01; 08.06; 08.07; 08.08; 09.01 through 09.08; 09.10; 17.02; 17.03; 22.06; 22.07; 22.10; 26.03; 28.15; 29.43; 30.03; 44.18; 48.01; 69.01; 69.02; 69.10 through 69.13; 70.04; 70.05; 70.16; 76.02; 76.03; 76.04; 77.02; 81.04; and 84.63.)

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DECISION OF THE COUNCIL

THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY,

Having regard to the provisions of the Treaty establishing the European Economic Community, and in particular to the provisions of Article 21, paragraph 2, and Article 28 thereof, and as well as of the footnote concerning tariff heading ex 81.04 of List G of Annex I to the Treaty;

Having noted the proposal of the Commission;

Considering that the duties of the Common Customs Tariff were established on the basis of the arithmetical average of the duties applied in the four customs territories covered by the Community, in accordance with Articles 19 et seq. of the Treaty; and that the technical difficulties to which the application of Article 19 of the Treaty gave rise have been settled in accordance with the directives formulated by the Interim Committee for the Common Market and Euratom which the Commission and the Council examined and confirmed on 25 January 1958, in pursuance of Article 21, paragraph 1, of the Treaty;

Considering, however, that the results of the application of the aforesaid rules reveal that in certain cases adjustments are required, pursuant to Article 21, paragraph 2, with a view to ensuring the internal harmony of the tariff;

Considering, moreover, that both for economic and for technical reasons some of the duties resulting from the application of the rules in Article 19 and Article 21, paragraph 1, call for certain minor adjustments under Article 28 of the Treaty;

Considering also that it was necessary, for economic reasons, to change certain rates of duty in the Common Customs Tariff as established on 13 February 1960, on the basis of Article 28, by adjusting certain agricultural time-tables, changing certain ad valorem duties into combination of ad valorem and specific duties or doing away with differentiation between certain specified uses;

Considering that the procedures provided for in Article 21, paragraph 2, and Article 28 of the Treaty were put into effect simultaneously; and that it is accordingly desirable to consolidate the results in a single instrument;

Considering that some of the duties relating to the customs items specified below are simply the result of application of the rules laid down in Article 19 and Article 21, paragraph 1; and that to this extent the action of the Council can be no more than declaratory;

Considering, lastly, that, for the purposes of the application of certain duties of the Common Customs Tariff, it is important to define the unit of account to which reference is made.

DECIDES:

Article 1: That part of the Common Customs Tariff appearing in the annex hereto is hereby approved.

Article 2: For the purposes of the application of the Common Customs Tariff, the value of the unit of account shall be 0.88867088 gr. of fine gold.

Article 3: This decision shall be communicated to the Member States.

Brussels, 20 July 1960.

BY THE COUNCIL

The President

Tariff Number	Description of the Products	Rate of Duty
07.01	Vegetables, fresh or chilled:	
	B. Cabbage:	
	I. Cauliflower:	
	a. From 15 April to 30 November	17% ad val. or 2 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	b. From 1 December to 14 April	12% ad val. or 1.40 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. Other:	
	a. White cabbage and red cabbage	15% ad val. or 0.50 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	b. Not specified	15% ad val.
	D. Salad vegetables, including endives and chicory:	
	I. Cabbage lettuce:	
	a. From 1 April to 30 November	15% ad val. or 2.50 C.M.U.(a) per 100 kg. gross weight, which- ever is greater
	b. From 1 December to 31 March	13% ad val. or 1.60 C.M.U.(a) per 100 kg. gross weight, which- ever is greater
	F. Leguminous vegetables, shelled or unshelled:	
	I.	
	II. Beans:	
	a. From 1 October to 30 June	13% ad val. or 2 C.M.U.(a) per 100 kg. net weight, which- ever is greater

(a)C.M.U. - Common monetary unit of account.

Tariff Number	Description of the Products	Rate of Duty
07.01 (cont'd)	b. From 1 July to 30 September	17% ad val. or 2 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	Tomatoes:	
	I. From 1 November to 14 May	11% ad val. or 2 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. From 15 May to 31 October	18% ad val. or 3.50 C.M.U.(a) per 100 kg. net weight, which- ever is greater
08.06	Apples, pears and quinces, fresh:	
	A. Apples:	
	I. Cider apples, in bulk, from 16 September to 15 December	10% ad val. or 0.50 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. Other:	
	a. From 1 August to 31 December	14% ad val. or 2.40 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	b. From 1 January to 31 March	10% ad val. or 1.70 C.M.U.(a) per 100 kg. net weight, which- ever is greater

(a) C.M.U. Common monetary unit of account.

Tariff Number	Description of the Products	Rate of Duty
08.06 (cont'd)	c. From 1 April to 31 July	8% ad val. or 1.40 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	B. Pears:	
	I. From 1 August to 31 December	13% ad val. or 2 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. From 1 January to 31 July	10% ad val. or 1.50 C.M.U.(a) per 100 kg. net weight, which- ever is greater
08.07	Stone fruit, fresh	
	C. Cherries:	
	I. From 1 May to 15 July	15% ad val. or 3 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. From 16 July to 30 April	15%
	D. Plums:	
	I. From 1 July to 30 September	15% ad val. or 3 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. From 1 October to 30 June	10%
08.08	Berries, fresh:	
	A. Strawberries:	
	I. From 1 May to 31 July	16% ad val. or 3 C.M.U.(a) per 100 kg. net weight, which- ever is greater
	II. From 1 August to 30 April	16%

(a) C.M.U. - Common monetary unit of account.

Tariff Number	Description of the Products	Rate of Duty
09.01	Coffee, whether or not roasted or freed of caffeine; coffee husks and skins; coffee substitutes containing coffee in any proportion: A. Coffee: I. Unroasted: a. b. De-caffinated II. Roasted: a. Not de-caffinated b. De-caffinated B. Husks and skins C. Coffee substitutes containing coffee	21% 21% 25% 30% 21% 30%
09.02	Tea: A. Imported in immediate containers with a net content of 3 kg. or less B. Other	23% 18%
09.03	Maté	25%
09.04	Pepper (of the genus <u>Piper</u>); pimento (of the genus <u>Capsicum</u> or the genus <u>Pimenta</u>): A. Neither crushed nor ground: I. Pepper II. Pimento: a. b. c. Other B. Crushed or ground	20% 20% 25%
09.05	Vanilla	15%
09.06	Cinnamon and cinnamon-tree flowers: A. Neither crushed nor ground B. Crushed or ground	20% 25%
09.07	Cloves (whole fruit, cloves and stems): A. Neither crushed nor ground B. Crushed or ground	20% 25%
09.08	Nutmeg, mace and cardamoms: A. Neither crushed nor ground: I. II. Other B. Crushed or ground	20% 25%

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Tariff Number	Description of the Products	Rate of Duty
09.10	Thyme, saffron and bay leaves; other spices:	
	A. Thyme:	
	I. Unground	14%
	II. Crushed or ground	17%
	B.	
	C. Saffron:	
	I. Unground	16%
	II. Ground	19%
	D. Ginger:	
	I. In the form of whole roots, pieces or slices:	
	a.	
	b. Other	20%
	II. Other	25%
	E. Other spices, including the mixtures mentioned in Note 1b to this Chapter	
	I. Neither crushed nor ground	20%
	II. Crushed or ground	25%
17.02	Other sugars: sugar syrups; artificial honey (whether or not mixed with natural honey); caramel:	
	A. Lactose and lactose syrup	24%
	B. Glucose and glucose syrup	50%
	C. Maple sugar and syrup	42%
	D. Other sugars and syrups	80%
	E. Artificial honey	50%
	F. Caramel	47%
17.03	Molasses, whether or not decolorized:	
	A.	
	B. Other:	
	I. Intended for the preparation of molassed animal feed(a)	0
	II. Cane sugar molasses, of which the dry extract contains less than 63% of saccharose, intended for the preparation of coffee substitutes (a)	9%
	III. Intended for the preparation of citric acid(a)	19%
	IV.	

(a) Classification in this sub-heading is subject to conditions to be established by the competent authorities.

Tariff Number	Description of the Products	Rate of Duty
22.06	Vermouths, and other wines of fresh grapes flavoured with aromatic extracts:	
	A. Of an actual alcoholic strength of 18 degrees or less, imported in containers of:	
	I. 2 liters or less	17 C.M.U.(a) per hectoliter
	II. More than 2 liters	14 C.M.U.(a) per hectoliter
	B. Of an actual alcoholic strength of more than 18 degrees but not more than 22 degrees, imported in containers of:	
	I. 2 liters or less	19 C.M.U.(a) per hectoliter
	II. More than 2 liters	16 C.M.U.(a) per hectoliter
	C. Of an actual alcoholic strength of more than 22 degrees	1.60 C.M.U. per degree and per hectoliter (b)
	<u>Supplementary note to Chapter 22</u>	
	For the purposes of heading 22.06, the degree of alcoholic strength is taken to mean the percentage of alcohol by volume present in the product. The determination of alcoholic strength shall be made at a temperature of 20°C.	
22.07	Cider, perry, mead, and other fermented beverages:	
	A. Cider, perry and mead:	
	I. Sparkling	30 C.M.U.(a) per hectoliter
	II. Other than sparkling, in containers of:	
	a. 2 liters or less	12 C.M.U.(a) per hectoliter
	b. More than 2 liters	9 C.M.U.(a) per hectoliter
	B. Other fermented beverages:	
	I. Sparkling	30 C.M.U.(a) per hectoliter

(a) C.M.U. - Common monetary unit of account.

(b) Products imported in containers of 2 liters or less shall also be subject to an additional duty of 10 C.M.U. per hectoliter.

Tariff Number	Description of the Products	Rate of Duty
22.07 (cont'd)	II. Other than sparkling, in containers of: a. 2 liters or less b. More than 2 liters	12 C.M.U.(a) per hectoliter 9 C.M.U.(a) per hectoliter
26.03	Ash and residues (other than from the manufacture of iron or steel), containing metals or metallic compounds: B. Of lead	0
28.15	A. Phosphorus sulphides, including phosphorus trisulphide	13%
29.43	Sugars, chemically pure, other than sucrose: A. Glucose B. Lactose C. Rhamnose, raffinose, mannose D. Other	25% 24% 15% 20%
30.03	Medicaments (including veterinary medicaments): B. Put up for retail sale: I. II. Other: a. Containing penicillins, streptomycin, or derivatives of these products b. Not specified	22% 20%
44.18	Reconstituted wood, being wood shavings, wood chips, sawdust, wood flour, or other ligneous waste agglomerated with natural or artificial resins or other organic binding substances, in sheets, blocks or the like.	13%
48.01	C. Kraft paper and paperboard: I. Paper intended for the manufacture of paper yarn(b)	6%

(a) C.M.U. - Common monetary unit of account.

(b) Classification in this sub-heading is subject to conditions to be established by the competent authorities.

Tariff Number	Description of the Products	Rate of Duty
48.01 (cont'd)	II. Other	18%
69.01	Heat-insulating bricks, blocks, tiles and other heat-insulating goods of infusorial earths, of kieselguhr, of siliceous fossil meal or of similar siliceous earths	10% ad val. or 0.50 C.M.U.(a) per 100 kg. gross weight, whichever is greater
69.02	Refractory bricks, blocks, tiles and similar refractory constructional goods: A. Magnesian or containing magnesite, dolomite or chromite	10% ad val. or 1.10 C.M.U.(a) per 100 kg. gross weight, whichever is greater
	B. Not specified	10% ad val. or 0.70 C.M.U.(a) per 100 kg. gross weight, whichever is greater
69.10	Sinks, wash basins, bidets, water closet pans, urinals, baths and like sanitary fittings: A. Of porcelain	20% ad val. or 8 C.M.U.(a) per 100 kg. gross weight, whichever is greater
	B. Of other ceramic materials	20% ad val. or 6 C.M.U.(a) per 100 kg. gross weight, whichever is greater

(a) C.M.U. - Common monetary unit of account.

Tariff Number	Description of the Products	Rate of Duty
69.11	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of porcelain: A. White or of a uniform color	27% ad val. or 13.60 C.M.U. (a) per 100 kg. gross weight, which- ever is greater
	B. Other	27% ad val. or 28 C.M.U. (a) per 100 kg. net weight, which- ever is greater
69.12	Tableware and other articles of a kind commonly used for domestic or toilet purposes, of other ceramic materials: C. Of faience or of fine pottery: I. White or of a uniform color	21% ad val. or 13.60 C.M.U. (a) per 100 kg. gross weight, which- ever is greater
	II. Other	21% ad val. or 18 C.M.U. (a) per 100 kg. net weight, which- ever is greater
69.13	Statuettes and other ornaments, and articles of personal adornment; articles of furniture: B. Of porcelain	22% ad val. or 70 C.M.U. (a) per 100 kg. gross weight, which- ever is greater
	C. Of other ceramic materials	20% ad val. or 35 C.M.U. (a) per 100 kg. gross weight, which- ever is greater

(a) C.M.U. - Common monetary unit of account.

Tariff Number	Description of the Products	Rate of Duty
70.04	Unworked cast or rolled glass (including flashed or wired glass) whether figured or not, in rectangles: A. Wired	10% ad val. or 1 C.M.U.(a) per 100 kg. gross weight, whichever is greater
	B. Other	10% ad val. or 1.60 C.M.U.(a) per 100 kg. gross weight, whichever is greater
70.05	Unworked drawn or blown glass (including flashed glass), in rectangles	10% ad val. or 1 C.M.U.(a) per 100 kg. gross weight, whichever is greater
70.16	Bricks, tiles, slabs, paving blocks, squares and other articles of pressed or moulded glass, of a kind commonly used in building; multicellular glass in blocks, slabs, plates, panels and similar forms	10% ad val. or 2 C.M.U.(a) per 100 kg. gross weight, whichever is greater
81.04	Other base metals, unwrought or wrought:	
	D. Chromium:	
	I.	
	II. Wrought	8%
	G. Manganese:	
	I.	
	II. Wrought	10%

(a) C.M.U. - Common monetary unit of account.

Tariff Number	Description of the Products	Rate of Duty
81.04 (cont'd)	IJ. Antimony: I. II. Wrought	10%
84.63	Transmission shafts, cranks, bearing housings, plain shaft bearings, gears and gearing (including friction gears and gear boxes and other variable speed gears), fly wheels, pulleys and pulley blocks, clutches and shaft couplings: • • • • • B. Other	15%

DECISION OF THE COUNCIL

THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY

Having regard to the provisions of the Treaty establishing the European Economic Community, and in particular to the provisions of Article 21, paragraph 2, thereof;

Having noted the proposal of the Commission,

Considering that the duty applicable to the types of sugar in item 17.01 was fixed at 80 per cent under Article 19, paragraph 4, of the Treaty establishing the European Economic Community;

Considering that the Agreement concerning the establishment of a part of the Common Customs Tariff relating to the products in List G of Annex I to the Treaty establishing the European Economic Community concluded by the Member States of the Community on 2 March 1960, fixed at 30 C.M.U.* per hectoliter the duty applicable to alcohol falling within sub-heading 22.08 B;

Considering that the duties of the Common Customs Tariff applicable to the types of molasses in sub-headings 17.03 A and B IV by virtue of the provisions of Article 19 of the Treaty, are fixed respectively at 43 per cent and 27 per cent for decolorized molasses, at 26 per cent and 10 per cent for non-decolorized molasses intended for distillation, and at 35 per cent and 19 per cent for non-decolorized molasses intended for other purposes;

Considering that the types of molasses in the aforesaid sub-headings are used mainly for the distillation of alcohol and the extraction of sugar, and that, consequently, there should be adequate correlation between the duties applicable to sugar and alcohol on the one hand, and to molasses on the other hand;

Considering that a comparison of the above-mentioned duties reveals the absence of such a correlation;

Considering that it is therefore desirable to establish such a correlation and that the most appropriate method for this purpose is to adjust the duties applicable to the types of molasses in the above-mentioned sub-headings;

* C.M.U. - Common monetary units of account.

DECIDES:

Article 1

The duties of the Common Customs Tariff applicable to sub-headings 17.03 A and B IV shall be:

Tariff Number	Description of the Products	Rate of Duty
17.03	Molasses, whether or not decolorized:	
	A. Decolorized	65%
	B. Others:	
	I.	
	II.	
	III.	
	IV. Not specified	65%

Article 2

This decision shall be communicated to the Member States.

Brussels, 20 July 1960

BY THE COUNCIL

The President

DECISION OF THE COUNCIL

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THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY,

Having regard to the provisions of the Treaty establishing the European Economic Community, and in particular to the provisions of Article 21, paragraph 2, thereof;

Having noted the proposal of the Commission;

Considering that the Agreement concerning the establishment of a part of the Common Customs Tariff relating to the products in List G of Annex I to the Treaty establishing the European Economic Community concluded by the Member States of the Community on 2 March 1960, fixed at 9 C.M.U.* per hectoliter the duties applicable to wine falling within sub-heading 21.05 B I b and at 30 C.M.U.* per hectoliter the duties applicable to alcohol falling within sub-heading 22.08 B;

Considering that the duties of the Common Customs Tariff applicable to vinegar falling within heading 22.10 by virtue of the provisions of Article 19 of the Treaty range between 30 per cent and 34 per cent;

Considering that vinegar is manufactured mainly from wine and alcohol falling within the aforesaid sub-headings and that, consequently, there should be an adequate correlation between the duties applicable to these wines and alcohol, on the one hand, and to vinegar, on the other hand;

Considering that a comparison for the duties referred to shows the absence of such a correlation;

Considering that it is therefore desirable to establish such a correlation and that the most appropriate method for this purpose is to adjust the duties applicable to vinegar;

DECIDES:

Article 1

The duties of the Common Customs Tariff applicable to item 22.10 shall be:

Tariff Number	Description of the Products	Rate of duty
22.10	Vinegar and substitutes for vinegar, for human consumption, in containers of: A. 2 liters or less	8 C.M.U.* per hectoliter

* C.M.U. - Common monetary units of account.

Tariff Number	Description of the Products	Rate of Duty
22.10 (cont'd)	B. More than 2 liters	6 C.M.U.* per hectoliter

Article 2

This decision shall be communicated to the Member States.

Brussels, 20 July 1960

BY THE COUNCIL

The President

DECISION OF THE COUNCIL

THE COUNCIL OF THE EUROPEAN ECONOMIC COMMUNITY,

Having regard to the provisions of the Treaty establishing the European Economic Community, and in particular to the provisions of Article 21, paragraph 2, thereof, and of the footnote relating to tariff headings 76.01 and 77.01 in List G of Annex I to the Treaty;

Having noted the proposal of the Commission;

Considering that the Agreement concerning the establishment of a part of the Common Customs Tariff relating to the products in List G of Annex I to the Treaty establishing the European Economic Community, concluded by the Member States of the Community on 2 March 1960, fixed at 10 per cent (unwrought aluminum) and 10 per cent (unwrought magnesium), respectively, the duties of the Common Customs Tariff applicable to unwrought metals falling within the aforesaid tariff headings;

Considering that, in the light of the above-mentioned duties, the duties relating to the semi-finished products derived from these metals - and especially those which are applicable to the semi-finished products included in tariff headings 76.02, 76.03, 76.04 B, 77.02 A - applicable by virtue of the provisions of Article 19, prove to be inadequate for the industry which processes these unwrought metals;

Considering that, it is, therefore, desirable to correlate the duties applicable to the semi-finished products with the duties applicable to the unwrought metals from which they are derived;

DECIDES:

Article 1

The duties of the Common Customs Tariff applicable to headings 76.02, 76.03, 76.04 B and 77.02 A shall be:

Tariff Number	Description of the Products	Rate of Duty
76.02	Wrought bars, rods, angles, shapes and sections of aluminum; aluminum wire	15%
76.03	Wrought plates, sheets and strip of aluminum of a thickness of more than 0.15 mm.	15%

Tariff Number	Description of the Products	Rate of Duty
76.04	Aluminum foil (whether or not embossed, cut to shape, perforated, coated, printed or backed with paper or other reinforcing material), of a thickness (excluding any backing) not exceeding 0.15 mm.: B. Other	15% 15%
77.02	Wrought bars, rods, angles, shapes and sections, of magnesium; magnesium wire; wrought plates, sheets and strip, of magnesium; magnesium foil; raspings and shavings of uniform size, powders and flakes, of magnesium; tubes and pipes, and blanks therefor, of magnesium; hollow bars of magnesium; A. Wrought bars, rods, angles, shapes, and sections; wire; wrought plates, sheets and strip; foil; and raspings and shavings of uniform size.	13%

Article 2

This decision shall be communicated to the Member States.

Brussels, 20 July 1960

BY THE COUNCIL

The President