

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(74) 383 final

Brussels, 5 April 1974

Draft Regulation (EEC) on the tariff treatment of
certain products intended for use in the
maintenance and repair of aeroplanes of types Mercure
and Airbus during the year 1974

(submitted to the Council by the Commission)

Explanatory Memorandum

Council Regulation (EEC) No. 3584/73 of 28 December 1973 (1) on the tariff treatment of certain products intended for use in the construction, maintenance and repair of aircraft provides, inter alia, for the total or partial suspension, as the case may be, of the duties laid down in the Common Customs Tariff for a certain number of products intended to be used for the maintenance or repair of aeroplanes of an unladen weight exceeding 15.000 kg.

With regard to the maintenance and repair of aeroplanes of this category which are constructed in the Community, the list of products admissible under this total or partial suspension is of greater importance when it concerns aeroplanes of types certified before 1 January 1974 (or of versions of these types which do not differ fundamentally from the former) than when it concerns aeroplanes of types certified after this date.

During discussions which were held at Council level prior to the adoption of the Regulation referred to above, it was apparant that aeroplanes of types Mercure and Airbus, for which the certification was made after 1 January 1974, necessitated for their manufacture a certain number of products imported from third countries which are not included in the list of products admissible under suspension measures when they are intended for maintenance or repair of aeroplanes of types certified after 1 January 1974.

This circumstance was covered in a statement written into the minutes of the meeting of the Council during which the Regulation in question was adopted.

This statement makes provision for "a supplementary list to be drawn up, at the earliest possible moment, of materials able to be imported under suspension of Common Customs Tariff duties when such products are intended for the maintenance and repair of aeroplanes of types constructed in the Community and certified after 1 January 1974".

.../...

(1) O.J. L 365 of 31.12.1973

This draft Regulation, which follows from the above mentioned statement, completes the suspension measures laid down in Annex II, column 4 of Regulation EEC n° 3584/73 for products intended to be used for the maintenance or repair of aeroplanes of types Mercure or Airbus.

These measures, as those of Regulation EEC n° 3584/73 themselves, must terminate on 31 December 1974.

This draft Regulation, based on Article 28 of the EEC Treaty, does not require the Opinion of the European Parliament, nor that of the Economic and Social Committee.

Draft

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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 Council Regulation (EEC) n° 3584/73 of 23 December 1973 on the
tariff treatment of certain products intended for use in the construction,
maintenance and repair of aircraft (1) provides, inter alia, for the
total or partial suspension, as the case may be, of the duties laid down
in the Common Customs Tariff for a certain number of products intended
to be used for the maintenance or repair of aeroplanes of an unladen
weight exceeding 15.000 kg.

Whereas in respect of the maintenance and repair of aeroplanes of this
category manufactured in the Community, the list of products admissible
under this total or partial suspension is of greater importance when it
concerns aeroplanes of types certified before 1 January 1974 (or of
versions of these types which do not differ fundamentally from the former)
than when it concerns aeroplanes of types certified after this date,

Whereas it is laid down that aeroplanes of type Mercure and type Airbus
shall be certified during 1974; whereas these aeroplanes currently require
in their construction a certain number of products imported from third
countries which do not appear in the list of suspensions relating to the
maintenance and repair of aeroplanes of types certified after 1 January
1974; whereas it thus seems possible to admit the said products under

.../...

(1) O.J. n° L 365 of 31.12.1973, p. 3

total suspension if they are imported for the maintenance or repair of the aeroplanes in question; whereas it is however necessary, in order to take account of the advances in the technical capabilities of the Community aircraft industry and Community aircraft equipment industries, to provide for the implementation of these measures only until 31 December 1974,

HAS ADOPTED THIS REGULATION :

Article 1

1. The Common Customs Tariff duties on products listed in Annex to this Regulation shall, provided that such products are intended to be used, under customs control, for maintenance or repair of aeroplanes of type Mercure or type Airbus, be suspended to the level indicated in column 3 of the said Annex.
2. The provisions of paragraph 1 shall not preclude the granting, in respect of products listed in Annex II of Regulation (EEC) n° 3584/73 which are intended to be used under customs control for the maintenance or repair of aeroplanes of type Mercure or type Airbus, of the suspension of Common Customs Tariff duties to the level indicated in column 4 of the said Annex, unless this level should be above that laid down in column 3 of the Annex to this Regulation.

Article 2

This Regulation shall enter into force on1974. It shall apply until 31 December 1974.

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

C.C.T. heading No	Description	Rate of duty
1	2	3
	<p><u>A. Products intended for the maintenance or repair of aeroplanes of type Mercure</u></p>	
ex 84.12	<p>Air conditioning machines, self-contained, comprising a motor-driven fan and elements for changing the temperature and humidity of air :</p> <p style="padding-left: 40px;">- Air conditioning machines, without refrigeration elements</p>	0 %
ex 84.21	<p>Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers (charged or not); spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines :</p> <p style="padding-left: 40px;">- Fire extinguishers for jet engines for fixing permanently in aeroplanes.....</p> <p style="padding-left: 40px;">- Their parts</p>	0 % 0 %
84.61	<p>Taps, cocks, valves and similar appliances, for pipes, boiler shells, tanks, vats and the like, including pressure reducing valves and thermostatically controlled valves :</p> <p>ex B. Other</p> <p style="padding-left: 40px;">- valves used in pressurised cabin systems</p> <p style="text-align: right; padding-right: 20px;">.../...</p>	0 %

C.C.T. heading No	Description	Rate of duty
1	2	3
90.24	<p>Instruments and apparatus for measuring, checking or automatically controlling the flow, depth, pressure or other variables of liquids or gases, or for automatically controlling temperature (for example, pressure gauges, thermostats, level gauges, flow meters, heat meters, automatic overdraught regulators), not being articles falling within heading No 90.14</p> <p>ex C. Other :</p> <ul style="list-style-type: none"> - Regulators used in pressurised cabin systems 	0 %
90.28	<p>Electrical measuring, checking, analysing, or automatically controlling instruments and apparatus :</p> <p>ex A. Electronic instruments and apparatus :</p> <ul style="list-style-type: none"> - Air speed indicators and associated instruments - Terrestrial magnetic field detector apparatus, by saturation of magnetic circuits (flux valve) <p>ex B. Other :</p> <ul style="list-style-type: none"> - Quantity indicator apparatus - Temperature indicator apparatus - Smoke detectors <p style="text-align: right;">.../...</p>	<p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p>

C.C.T. heading No	Description	Rate of duty
1	2	3
90.29	<p>Parts or accessories suitable for use solely or principally with one or more of the articles falling within heading No 90.23, 90.24, 90.26, 90.27 or 90.28</p> <p>ex A. Parts or accessories suitable for use solely or principally with the electronic instruments or apparatus falling within subheading 90.28 A</p> <ul style="list-style-type: none"> - for air-speed indicators and associated instruments, and terrestrial magnetic field detector apparatus, by saturation of magnetic circuits (flux valve) <p>ex B. Other :</p> <ul style="list-style-type: none"> - for regulators used in pressurised cabin systems falling within heading N° 90.24 C - for quantity detector apparatus, temperature indicator apparatus and smoke detectors falling within heading N° 90.28 B <p style="text-align: center;">.../...</p>	<p>0 %</p> <p>0 %</p>

C.C.T. heading No	Description	Rate of duty
1	2	3
	<p><u>B. Products intended for the maintenance or repair of aeroplanes of type Airbus</u></p>	
ex 84.12	<p>Air conditioning machines, self-contained, comprising a motor-driver fan and elements for changing the temperature and humidity of air</p> <p>- Air conditioning machines, with refrigeration elements of a capacity exceeding 5000 Koal/h</p>	0 %
ex 84.21	<p>Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers (charged or not); spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines:</p> <p>- Fire extinguishers for jet engines for fixing permanently in aeroplanes</p> <p>- Their parts</p>	0 % 0 %
84.61	<p>Taps, cocks, valves and similar appliances, for pipes, boiler shells, tanks, vats and the like, including pressure reducing valves and thermostatically controlled valves :</p> <p>ex B. Other :</p> <p>- Valves used in air conditioning systems</p> <p>- Spherical hydropneumatic accumulators</p> <p>.../...</p>	0 % 0 %

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C.C.T. heading No	Description	Rate of duty
1	2	3
85.01	<p>Electrical goods of the following descriptions : generators, motors, converters (rotary or static), transformers, rectifiers and rectifying apparatus, inductors :</p> <p>A. Generators, motors (whether or not equip- ped with speed reducing, changing or step- up gear) and rotary converters:</p> <p>- ex II Other :</p> <p style="padding-left: 40px;">- High speed alternators (1500 to 3600 tr/mn and alternator casings</p>	0 %
85.15	<p>Radiotelegraphic and radiotelephonic transmis- sion and reception apparatus; radio-broad- casting and television transmission and recep- tion apparatus (including receivers incorpo- rating sound recorders or reproducers) and television cameras; radio navigational aid ap- paratus, radar apparatus and radio remote control apparatus:</p> <p>A. Radiotelegraphic and radiotelephonic transmission and reception apparatus; radio-broadcasting and television transmission and reception apparatus (including receivers incorporating sound recorders or reproducers) and television cameras:</p> <p>- ex II. Transmitter-receivers</p> <p style="padding-left: 40px;">- Transmitter-receiver apparatus HF</p> <p style="text-align: center;">.../...</p>	0 %

C.C.T. heading No	Description	Rate of duty
1	2	3
90.24	<p>Instruments and apparatus for measuring, checking or automatically controlling the flow, depth, pressure or other variables of liquids or gases, or for automatically controlling temperature (for example, pressure gauges, thermostats, level gauges, flow meters, heat meters, automatic overdraught regulators), not being articles falling within heading No 90.14</p> <p>ex C. Other :</p> <ul style="list-style-type: none"> - Regulators used in airconditioning systems 	0 %
90.28	<p>Electrical measuring, checking, analysing, or automatically controlling instruments and apparatus</p> <p>ex A. Electronic instruments and apparatus :</p> <ul style="list-style-type: none"> - Terrestrial magnetic field detector apparatus, by saturation of magnetic circuits (flux valve) - Magnetic compensators for the magnetic field produced by the magnetic mass of the aeroplane - Air-speed indicators and associated instruments - Stall warning calculators - Apparatus for fuel consumption flow control <p>ex B. Other :</p> <ul style="list-style-type: none"> - Indicator apparatus for fuel pressure and engine oil - Quantity indicator apparatus - Speed indicator apparatus - Temperature indicator apparatus <p style="text-align: right;">.../...</p>	<p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p>

C.C.T. heading No	Description	Rate of duty
1	2	3
90.29	<p>Parts or accessories suitable for use solely or principally with one or more of the articles falling within heading No 90.23, 90.24, 90.26, 90.27 or 90,28 :</p> <p>ex A. Parts or accessories suitable for use solely or principally with the electronic instruments or apparatus falling within subheading 90.28 A</p> <ul style="list-style-type: none"> - Terrestrial magnetic field detector apparatus, by saturation of magnetic circuits (flux valve) - Magnetic compensators for the magnetic field produced by the magnetic mass of the aeroplane - Air-speed indicators and associated instruments - Stall warning calculators - Apparatus for fuel consumption flow control <p style="text-align: center;">.../...</p>	<p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p>

C.C.T. heading No	Description	Rate of duty
1	2	3
92.11	<p>ex B. Other :</p> <ul style="list-style-type: none"> - Regulators used in pressurised cabin systems falling within sub-heading 90.24 ex C - for : <ul style="list-style-type: none"> - Indicator apparatus for fuel pressure and engine oil - Quantity indicator apparatus - Speed indicator apparatus - Temperature indicator apparatus <p>falling within sub-heading 90.28 ex B.</p> <p>Gramophones, dictating machines and other sound recorders and reproducers, including record-players and tape decks, with or without sound-heads; television image and sound recorders and reproducers magnetic :</p> <p>A. Sound recorders and reproducers :</p> <p>ex I. Sound recorders :</p> <ul style="list-style-type: none"> - Recorders of pilots' conversation with the ground <p>ex II. Reproducers :</p> <ul style="list-style-type: none"> - Reproducers of music and automatic announcers <p style="text-align: center;">.../...</p>	<p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p> <p>0 %</p>