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COMMISSION OF THE EUROPEAN COMMUNITIES

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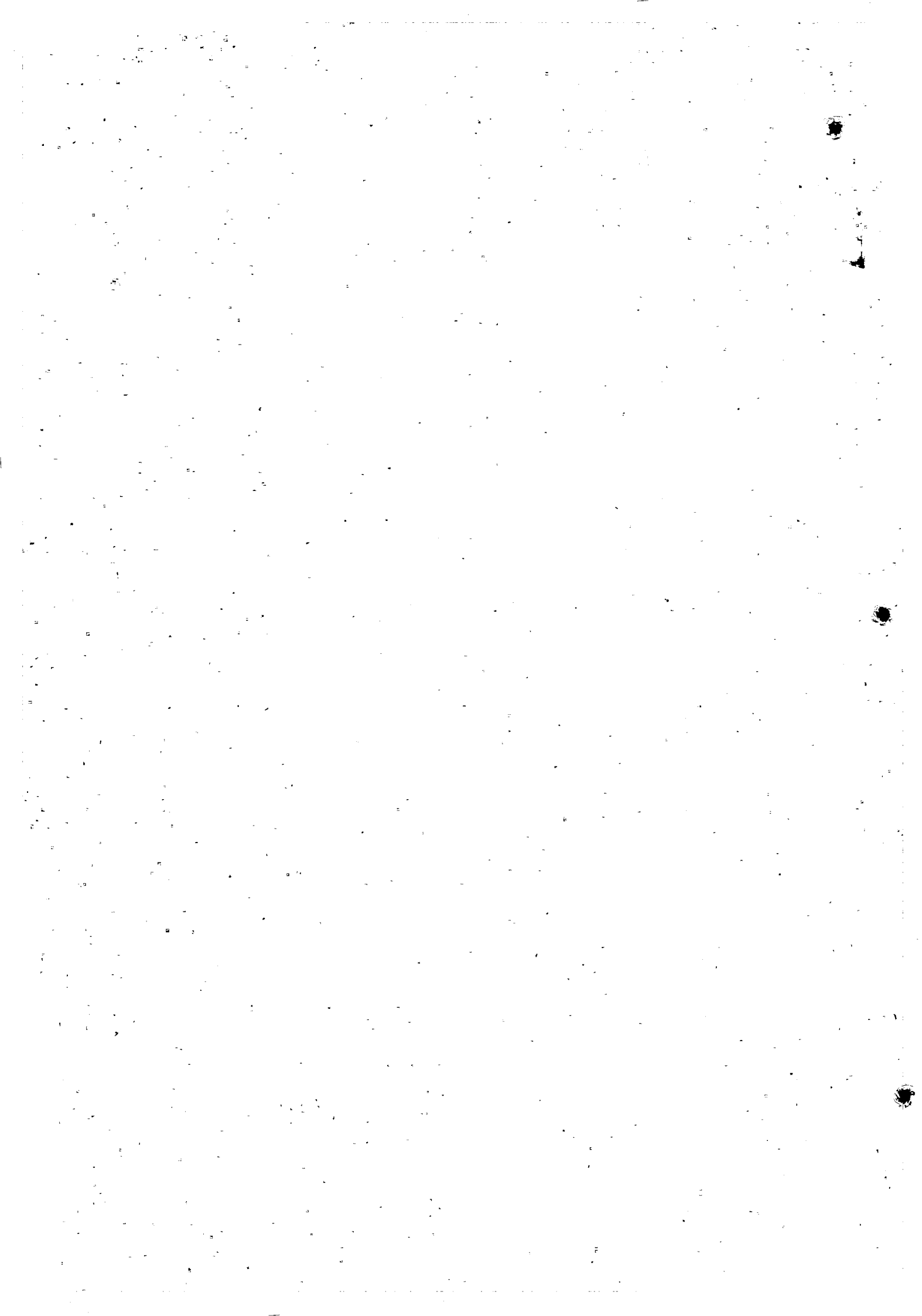
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Proposal for a
COUNCIL REGULATION (EEC)
amending the Common Customs Tariff in respect of wines

(submitted to the Council by the Commission)

COM(79) 368 final.



EXPLANATORY MEMORANDUM

Council Regulation (EEC) N° 652/79 provides that the ECU shall be applied in the common agricultural policy. The customs duties for wines falling within subheading 22.05 C of the Common Customs Tariff are elements of the common price level for imported wines and should therefore be expressed in ECU, too. The conversion from u.a. into ECU is to be made by means of a coefficient of 1.208953. However, for practical reasons the customs duties should not be expressed with 6 decimals and this fact leads to insignificant amendments of the rates of customs duties as shown in the following table :

Existing rate in u.a.	Converted into ECU	Proposed rates
1.6	1.9343248	1.93
9	10.880577	10.9
10	12.089530	12.0
11	13.298483	13.3
12	14.507436	14.5
13	15.716389	15.7
13.5	16.320865	16.3
14	16.925342	16.9
14.5	17.529818	17.5
15	18.134295	18.1
16	19.343248	19.3
17	20.552201	20.6
19	22.970107	23.0

Since this Regulation is based on Article 43 of the Treaty, the European Parliament must be consulted.

There are no financial repercussions on the Community budget.

Proposal for a
Council Regulation (EEC)

amending the Common Customs Tariff in respect of wines.

The Council of the European Communities,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas Council Regulation (EEC) No 652/79 of 29 March 1979 on the impact of the European monetary system on the common agricultural policy¹ provides that amounts fixed in units of account for the purposes of the common agricultural policy shall be expressed in ECU ; whereas the customs duties for wines falling within subheading 22.05 C of the Common Customs Tariff are elements of the common price level for imported wines ; whereas the customs duties should be expressed in ECU and the exchange rate to be applied for conversion into national currency should be that applicable in the common agricultural policy ; whereas Council Regulation (EEC) No 950/68 of 28 June 1968 on the Common Customs Tariff², as last amended by Regulation (EEC) No 882/79³ should be amended; whereas the conversion of the u.a. in which the customs duties are fixed into ECU should be made by means of a coefficient of 1.208953 ; whereas for practical reasons the result obtained should be rounded off,

¹ OJ No L 84, 4.4.1979, p. 1

² OJ No L 172, 22.7.1968, p. 1

³ OJ No L 111, 4.5.1979, p. 14

HAS ADOPTED THIS REGULATION :

Article 1

Subheading 22.05 C of the Annex headed "Common Customs Tariff" to Regulation (EEC) N° 950/68 is hereby replaced by the following :

Heading number	Description	Rate of duty	
		Autonomous or % levy (L)	Conventional %
1	2	3	4
22.05	<p>Wine of fresh grapes ; grape must with fermentation arrested by the addition of alcohol :</p> <p>C. Other :</p> <p>I. Of an actual alcoholic strength by volume not exceeding 13% vol, in containers holding :</p> <p>a) Two litres or less</p> <p>b) More than two litres</p> <p>II. Of an actual alcoholic strength by volume exceeding 13 % vol but not exceeding 15% vol, in containers holding :</p> <p>a) Two litres or less</p> <p>b) More than two litres</p>	<p>14.5 ECU per hl (a)(b)</p> <p>10.9 ECU per hl (a)(b)</p> <p>16.9 ECU per hl (a)(b)</p> <p>13.3 ECU per hl (a)(b)</p>	<p>-</p> <p>10.9 ECU per hl (b)</p> <p>-</p> <p>13.3 ECU per hl (b)</p>

Heading number	Description	Rate of duty	
		Autonomous % or levy (L)	Conventional %
1	2	3	4
	<p>III. Of an actual alcoholic strength by volume exceeding 15 % vol but not exceeding 18 % vol, in containers holding :</p> <p>a) Two litres or less :</p> <p>1. Port, Madeira, sherry, Tokay (Aszu and Szamorodni) and Setubal muscatel (c).....</p> <p>2. Other</p> <p>b) More than two litres :</p> <p>1. Port, Madeira, sherry and Setubal Muscatel (c)</p> <p>2. Tokay (Aszu and Szamorodni (c).....</p> <p>3. Other</p> <p>IV. Of an actual alcoholic strength by volume exceeding 18 % vol but not exceeding 22 % vol, in containers holding :</p> <p>a) Two litres or less</p> <p>1. Port, Madeira, sherry, Tokay (Aszu Szamorodni) and Setubal muscatel (c).....</p> <p>2. Other.....</p> <p>b) More than two litres:</p> <p>1. Port, Madeira, sherry and Setubal muscatel (c).....</p> <p>2. Tokay (Aszu and Szamorodni(c)</p> <p>3. Other</p> <p>V. Of an actual alcoholic strength by volume exceeding 22% vol, in containers holding :</p> <p>a) Two litres or less.....</p> <p>b). More than two litres.....</p>	<p>18.1 ECU per hl (b)</p> <p>20.6 ECU per hl(a)(b)</p> <p>14.5 ECU per hl (b)</p> <p>14.5 ECU per hl (b)</p> <p>16.9 ECU per hl(a)(b)</p> <p>19.3 ECU per hl (b)</p> <p>23 ECU per hl (a)(b)</p> <p>15.7 ECU per hl (b)</p> <p>15.7 ECU per hl (b)</p> <p>23 ECU per hl(a)(b)</p> <p>1.93 ECU per hl and per % vol+ ; 12 ECU per hl (a) (b)</p> <p>1.93 ECU per hl and per %</p>	<p>16.3 ECU per hl (b)</p> <p>-</p> <p>13.3 ECU per hl (b)</p> <p>-</p> <p>-</p> <p>17.5 ECU per hl (b)</p> <p>23 ECU per hl (b)</p> <p>14.5 ECU per hl (b)</p> <p>-</p> <p>23 ECU per hl (b)</p> <p>-</p>

- (a) In certain conditions a countervailing tax is provided for in respect of certain products in addition to the customs duty.
- (b) The exchange rate to be applied in converting into national currencies the ECU in which the customs duty is expressed shall notwithstanding General Rule C3 contained in Part I, Section I be the representative rate applicable to wine, if such a rate is fixed for the purpose of the common agricultural policy.
- (c) Entry under this subheading is subject to conditions to be determined by the competent authorities.

Article 2

This Regulation shall enter into force on 16 December 1979.

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

Done at Brussels,

For the Council