

# GENERAL AGREEMENT ON

RESTRICTED

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## TARIFFS AND TRADE

International Dairy Arrangement

Original: French

### INTERNATIONAL DAIRY PRODUCTS COUNCIL

#### Reply to Questionnaire 5 Regarding Information on Domestic Policies and Trade Measures

#### EUROPEAN ECONOMIC COMMUNITY

#### A. PRODUCTION

##### I. Market support and/or stabilization measures

The common organization of markets in the milk and milk products sector is based on Regulation (EEC) No. 804/68. In order to ensure a certain producer price level, a target price is fixed for milk delivered to processing plants.

In order to attain the target price, an intervention system exists within the Community (intervention price) and a system covering trade with third countries (import levies, export refunds, safeguard measures).

##### (a) Instruments

##### 1. Price system

The following prices are fixed for each milk year:

- target price for milk
- intervention price for
  - butter
  - skimmed milk powder
  - Grana Padano and Parmigiano Reggiano cheeses
- threshold price.

In principle, these prices become applicable on 1 April, i.e. at the beginning of the milk year, and remain valid until 31 March of the following year. They can be adjusted in the course of the milk year if the situation so requires; they can also be fixed in two stages.

##### Target price for milk:

This is the milk price that the Community policy aims "to obtain

for the aggregate of producers' milk sales, on the Community market and on external markets, during the milk year".

It is a target price, therefore, but not a guaranteed price. It applies to milk containing 3.7 per cent of fat, delivered to the dairy.

Intervention prices:

The intervention prices are the market floor price.

Threshold prices:

Threshold prices are applied at the external frontier of the Community upon importation, constituting a protection for the target price for milk as well as an instrument through which market supplies can be secured by means of imports in the event of any shortage or threat thereof.

2. Intervention system

In order to try to ensure the target price for milk to the producer, the intervention system extends to products that play a particularly significant rôle in the formation of producer prices for milk. This result can be achieved:

- either by supporting the component elements of milk, through intervention in favour of butterfat (butter) or milk proteins (skimmed milk powder);
- or by supporting milk as a raw material, through intervention in favour of cheeses (Grana Padano and Parmigiano Reggiano, whose production constitutes the basis of the milk products sector in Italy).

(a) Purchase at the intervention price (public storage)

Butter and skimmed milk powder that cannot be sold on the normal market are bought in by the intervention agencies provided the product meets certain criteria in respect of quality, age and packaging.

Disposal of bought-in products takes place in accordance with Commission regulations when the situation allows and in such a way that normal trade channels are not disturbed when butter is returned to the market.

As from 1987, the public intervention system for butter and skimmed milk powder was amended.

This amendment restricts application of the intervention system for skimmed milk powder to the period from 1 March to 31 August. It also allows the Commission to restrict intervention purchases on the basis of the following criteria:

- periodic suspension of intervention for skimmed milk powder, even for intervention purchases during the period from 1 March to 31 August each year. In addition, purchases may also be suspended before the conclusion of this period when they reach 100,000 tonnes. In the case of suspension, the possibility of granting aid for private storage of skimmed milk powder is provided for;
- suspension of intervention purchases of butter as soon as the quantities offered for intervention as from 1 March 1987 exceeded 180,000 tonnes, which occurred at the end of June 1987.

Since then, traditional intervention for butter has been suspended and replaced by a tendering process for intervention purchasing. Intervention can recommence as soon as market prices reach a level that is equivalent or lower than:

- 92 per cent of the intervention price if stocks built up since 1 March 1987 are less than 250,000 tonnes;
- 90 per cent if the stocks built up since 1 March 1987 exceed 250,000 tonnes.

(b) Aid to private storage

In order to ensure that normal market supplies of butter are available during the winter months and on price conditions similar to those prevailing during the rest of the year, aid to private storage of butter and cream may be granted. The storage period runs from 1 April to 15 September; the period of release from storage runs from 16 August to 31 March of the following year. The minimum storage period is 120 days and the maximum 180 days. In the case of exports, the period can be further restricted.

Under certain conditions the Council may also decide to grant aid to private storage of skimmed milk powder. Up to the present, such aid has never been granted. For Grana Padano and Parmigiano Reggiano cheeses, and also for Provolone, a system of aid to private storage exists. For other Italian cheeses and long-keeping cheese, a system of private storage can be introduced if market conditions so require. This is the case in particular for Pecorino-Romano, Emmenthal, Gruyère, Comté, Beaufort, Kefalotyri and Kasserli cheeses.

(c) Guaranteed intervention prices

(ECU/100 kg.)

Intervention price applicable for (beginning of the milk year)	Milk year		
	1987/88	1988/89	1989/90
	1.7.87	19.7.88	1.5.89
1. Butter	313.20	313.20	300.80
2. Skimmed milk powder	174.04	174.04	174.04
3. Cheeses:			
- Grana Padana			
. from 30 to 60 days old	388.93	388.93	388.93
. at least 6 months old	480.33	480.33	480.33
- Parmigiano Reggiano at least 6 months old	529.19	529.19	529.19

3. Producer subsidies

The grant of producer subsidies in the dairy sector is limited to aid for skimmed milk transformed into casein and caseinates. Since 1986 this aid has been as follows (in ECU/100 kg. of skimmed milk):

2 June 1986: 9.30  
1 October 1987: 8.85  
1 April 1988: 8.45  
20 June 1988: 7.39  
1 January 1989: 6.65

Average returns to producers

Remuneration of milk producers is influenced by the level of support (intervention price) and the market situation. Returns have developed as follows (on the basis of 3.7 per cent fat content):

(ECU/100 kg.)

Target price	Average prices received by producers <sup>1</sup>		
Milk year 1985/86:	27.84	1984:	25.35
Milk year 1986/87:	27.84	1985:	26.21
Milk year 1987/88:	27.84	1986:	26.59
Milk year 1988/89:	27.84	1987:	26.58

<sup>1</sup>Net price ex-farm (after deduction of VAT, subsidy, or co-responsibility levy)  
Source: Eurostat

II. Policies and measures of governments or other bodies likely to influence production, other than those listed under I

In recent years, a number of measures have been taken to control milk production surpluses, for example, the co-responsibility levy and the milk production quota system.

(a) Co-responsibility levy

The milk producer pays a compulsory contribution in the form of a percentage of the target price of milk. For the milk year 1989/90, the contribution ("co-responsibility levy") was fixed at 1.5 percent of the target price for milk. For "small producers" with less than 60,000 kg. of milk annually, the levy is reduced to 0.5. The income from these levies is designed to promote and expand sales of dairy products.

(b) Additional levy payable by producers or purchasers of cow's milk

An additional levy has been introduced on quantities of milk in excess of those delivered during 1981, plus 1 per cent, and the Council has determined the quantities in question for each member State. The relevant measures were adopted by the Council by Regulation (EEC) No. 856/84 (OJ L 90 of 1 April 1984), and Regulation (EEC) No. 857/84 (same OJ).

The total "supplies" quantity for the Community (including Spain and a Community reserve) is 104,382 million tons for 1986/87. At the same time, the Council fixed a total quantity for direct sales to consumers. This quantity amounts to 4 million tons. Within the total supplies quantity, a member State specifies the reference quantities (quotas) either for individual producers (formula A) or for dairies (formula B). On quantities exceeding the quotas, for the first three years of the system 75 per cent of the target price for milk is levied where formula A is applied and 100 per cent where formula B is applied.

Total quantities were reduced by 2 per cent as from 1 April 1987 and by a further 1 per cent from 1 April 1988. In order to facilitate the decrease in supplies and direct sales following the reduction of total quantities, a Community system for financing permanent abandonment of production was set up (Regulation (EEC) No. 1366/86 - O.J. L 119 of 8 May 1986, page 19) providing for the payment of compensation to producers who so request subject to a commitment on their part to abandon milk production permanently and elimination of their reference quantities.

In December 1986, the Council reached agreement on a number of supplementary measures aimed at adapting production to market needs. These measures include, on the one hand, temporary suspension of 4 per cent of the reference quantities in 1987/88 and 5.5 per cent (an additional 1.5 per cent) in 1988/89 as well as payment of compensation to the producers concerned, and, on the other hand, an increase in the levy at the producer level (where formula A is applied, the levy is increased to 100 per cent, where formula B is applied, the procedures for distributing the levy paid by dairies are amended) in order to obtain an additional decrease of 1 per cent in supplies.

B. INTERNAL PRICES AND CONSUMPTION

I. Consumer prices

(a) Wholesale prices per 100 kg. of product

Period <sup>1</sup>	Butter ECU	z	Skimmed milk powder ECU	z
1977	261,916	100	104,517	100
1978	278,917	106	110,190	105
1979	289,238	110	116,398	111
1980	301,154	115	124,237	119
1981	336,268	128	135,016	129
1982	363,405	139	145,495	139
1983	376,524	144	152,523	146
1984	365,074	139	169,573	162
1985	363,168	139	179,597	172
1986	357,891	137	181,509	174
1987	354,788	135	190,274	182

<sup>1</sup>Arithmetic mean for all markets

Source: EUROSTAT-CRONOS (PRAG)

(b) Consumer prices per kg.

Butter

Period	Belgium	Denmark	Germany, France F.R.	Ireland	Italy	Nether-lands	United Kingdom
	BF/kg.	DKr/kg.	DM/kg.	FF/kg.	Pence/kg.	L/kg.	f./kg. Pence/kg.
1982	185	31.54	10.32	26.19	165.35	7,097	10.48 198.4
1983	205	33.07	10.20	27.49	184.53	8,097	11.12 198.2
1984	203	35.97	10.12	28.10	204.81	8,489	10.16 201.0
1985	199	37.61	9.44	28.65	219.58	8,660	9.64 205.6
1986	199	37.47	9.20	27.74	241.85	9,442	9.88 208.4
1987	200	37.44	8.72	28.05	276.24	10,052	9.84 206.0

Source: EUROSTAT-CRONOS (ICG)

II. Factors which condition the trends and level of internal consumption

The following trends in the Community for consumption of dairy products persist:

- a decline in consumption of fresh milk, slower increase in consumption of yoghurt and fresh cream, and marketing of uperized and sterilized milk in preference to pasteurized milk;
- continued reduction in consumption of butter;
- increasing cheese consumption.

These trends are in the first place attributable to a change in consumer habits among the Community population: an increasing preference for milk-based consumer products, and for easily storable products. In overall fat consumption, butter continues to decline in importance, with a - very minor - shift to fats and oils of land animals. Rising cheese consumption is attributable to the ever-improving quality, diversity and presentation of supply as well as to the marketing efforts that cheese producers are making throughout the Community.

III. Policies and measures affecting consumption

With a view to promoting consumption, the Community engages in various activities.

1. The fund resulting from the co-responsibility levy (see A 2(a) is used in particular to finance the following measures either partly or in full:

(a) Within the Community:

- market research
- sales promotion drives
- improvement of milk quality (measure suspended at 1987)
- fresh milk at reduced price for schools
- butterfat at reduced price for ice cream
- concentrated butter at reduced price for cooking

(b) Outside the Community:

- market research

2. Subsidy to consumption of milk and milk products in schools

In order to encourage consumption of milk and milk products, a "school milk" subsidy has been in place since 1978. This measure is limited, therefore, to young consumers in the Community for whom milk meets a physiological need and gives them certain food habits.

It is financed out of the proceeds of the co-responsibility levy.

3. Specific activities in the field of publicity, promotion and market research

Out of the proceeds of the co-responsibility levy, the Community finances publicity and promotion activities in favour of human consumption in the member States, in particular in the form of publications, collection of existing publications and dissemination.

It also encourages research activities designed to enlarge markets, in particular the search for new or improved products and scientific examination of the nutritional aspects of consumption of milk and its component elements.

4. Subsidies to butter consumption

Under the Community regulations, in the event of any surplus of butterfat or threat thereof, measures can be taken to facilitate disposal.

- Subsidy to welfare recipients: under certain conditions, needy persons in the Community can purchase butter at a reduced price.

- Sale of butter at a reduced price for the manufacture of pastry-cooks' products, biscuits, bakers' products and ice-cream, and of concentrated butter for cooking.
- Sale of butter at a reduced price to armed forces and assimilated units as well as to non-profit making groups.
- 5. Subsidies to consumption of skimmed milk (liquid or in powder form) for animal feed

These aids are granted primarily in order to encourage utilization for animal feed. To this end, the amounts are fixed taking into account the following criteria:

- the intervention price for skimmed milk powder applicable during the milk year concerned;
- the trend in the supply situation for skimmed milk and powdered milk, and use thereof for animal feed;
- the trend in the price of calves;
- the trend in market prices for competing proteins as compared with the price of skimmed milk powder.

The system is applicable to:

- (a) - liquid skimmed milk sold back by the dairy to the farm;
  - liquid skimmed milk used directly at the farm where produced in the case of cream supplied to dairies and butter manufactured at the farm;
- (b) - skimmed milk powder: on condition the product is denatured or incorporated in milk feed.

All these activities to promote consumption are at present proceeding satisfactorily.

C. MEASURES AT THE FRONTIER

I. Common customs tariff - Chapter 4

- (a) Regulation (EEC) No. 2658/87 of the Council of 23 July 1987 concerning the tariff and statistical nomenclature and the common customs tariff (OJ L 256 of 7 September 1987) (See Annex I).
- (b) Regulation (EEC) No. 2915/79 determining the groups of products and the special provisions for calculating levies on milk and milk products, as last amended by Regulation (EEC) No. 3609/88 (OJ L 315 of 22 November 1988) (see Annex II).

(c) Application of Regulation (EEC) No. 2915/79 is provided for in Regulation (EEC) No. 1767/82 (OJ L 196 of 5 July 1982), as last amended by Regulation (EEC) No. 776/89 (OJ L 84 of 29 March 1989) (see Annex III).

(d) Price levels.

Threshold Prices of Milk Products

Pilot product	ECU/100 kg.		
	Threshold price applicable during milk year		
	1987/88	1988/89 <sup>1</sup>	1989/90 <sup>1</sup>
1. Whey powder	57.08	57.08	57.26
2. Skimmed milk powder	195.57	195.57	197.08
3. Whole milk powder	277.27	277.27	277.36
4. Concentrated milk not containing added sugar	102.63	102.63	102.63
5. Concentrated milk containing added sugar	136.02	136.02	135.06
6. Butter	351.01	351.01	347.37
7. Emmenthal	396.13	396.13	396.13
8. Blue-veined cheese	327.44	327.44	327.78
9. Parmigiano Reggiano	608.17	608.17	609.05
10. Cheddar	355.41	355.41	355.53
11. Other cheeses	326.74	326.74	327.08
12. Lactose	94.56	94.56	94.81

<sup>1</sup>Because of the reduction in the intervention price for butter, the threshold price for butter has also been reduced. In addition, the changes in the threshold prices for other pilot products are due to the change in the fats/proteins ratio.

II. Import measures at tariff line level

1. General rules

(a) No quantitative restriction is applied on import. However, a variable levy is applied, except in respect of products for which the Community has concluded special agreements or arrangements, the list and conditions of which are indicated in section 2 below.

On the basis of the target price for milk, the Council fixes a threshold price for milk products which are divided into groups. For each of these groups a pilot product is designated for which a threshold price is set (see Annex I to Regulation (EEC) No. 2915/79 - Annex II) taking into account:

- the ratio of the fat content to the protein content of milk;
  - the protection that must be afforded to the Community processing industry.
- (b) The threshold price is used for calculating the levy which is determined as being the difference between that same threshold price and the free-at-frontier price for each product, on the basis of the most favourable purchase possibilities in international trade. The levy is fixed by the Commission on the first and sixteenth of each month. If necessary, the Commission can adjust the levy in the interval between those two dates.
- (c) For certain products within the same group, but different from the pilot product, a derived levy can be calculated according to the rules set forth in Regulation (EEC) No. 2915/79 (see Annex II).
- (d) In the case of shortage, or a threat thereof, of one or more milk products in the Community, the threshold price makes it possible to ensure market supplies at a price level corresponding to the target price for milk.
- (e) For prepared feeding stuffs falling within CCT heading 23.07 (compound feeding stuffs containing more than 50 per cent of milk products) the levy is calculated in relation to the quantity of maize and milk products incorporated in the compound feedingstuff (Article 2:4 Regulation (EEC) No. 2915/79).

## 2. Special import régimes

- (a) Special milk for infants falling within CCT sub-heading 04.02.B I(a).

The specific levy for these products, which is at the rate of 36.27 ECU/100 kg. (Article 3:6 of Regulation (EEC) No. 2915/79), has been applicable since 1 August 1967 and it involves admitting these products to the Community on certain conditions, in particular in respect of the fat content and characteristics of the product. The products are admitted to this sub-heading only if accompanied by a certificate I.M.A. 1 issued by an agency approved by the Community (see Regulations (EEC) No. 2695/79 and (EEC) No. 1054/68 as last amended by Regulation (EEC) No. 2966/79 hereinafter referred to as "admission regulations").

- (b) Emmenthal, Gruyère, Sbrinz, Bergkäse and Appenzell cheeses, falling within the sub-heading.

The specific levies applicable to these products are at the rate of 9.07 and 18.13 ECU/100 kg. according to the free-at-frontier value specified in the CCT. This is a GATT binding concluded on:

- 29 June 1967 in respect of Switzerland;
- 26 March 1968 in respect of Austria;
- 31 May 1968 in respect of Finland.

Accordingly, these products are admitted to the Community on certain conditions concerning, in particular, the composition and age of cheese as well as observance of a minimum free-at-frontier value. The products concerned are admitted to this sub-heading only if accompanied by a certificate I.M.A. 1 issued under the provisions of the admission regulations.

The minimum free-at-frontier prices are index-related to the target price for milk in the Community.

In the case of Austria and Finland, the observance of a minimum free-at-frontier value is suspended and replaced by commitment by those countries to limit their exports to the Community to the traditional level.

This level has been fixed by agreement at:

- 8,000 tons in the case of Austria; and
- 8,550 tons in the case of Finland, including a maximum of 3,000 tons for Finlandia cheese falling within CN Code ex 04069037.

- (c) Glarus herb cheese, falling within CN Codes 04062010 and 04069019.

The customs duty of 12 per cent is bound in GATT. Since 1 January 1973 this duty has been reduced to 6 per cent under an autonomous concession.

These products are admitted to the Community provided they are accompanied by a certificate I.M.A. 1 issued under the provisions of the admission regulations.

- (d) Processed cheese falling within CN Code ex 0400630.

The specific levy applicable to these products is at the rate of 36.27 ECU/100 kg., provided that these products correspond to the definition stipulated in that sub-heading, that they observe a certain

free-at-frontier value and that they are accompanied by a certificate I.M.A. 1 issued under the provisions of the admission regulations.

In the case of Austria and Finland, the observance of a minimum free-at-frontier value is suspended and replaced by a commitment by those countries to limit their exports to the Community to the traditional level.

This level has been fixed by agreement at:

- 3,750 tons in the case of Austria and
- 700 tons in the case of Finland.

- (e) Cheddar cheese falling within CN Code 04069021 subject to a certain free-at-frontier value.

Under the import régime applicable to these cheeses, the products concerned are subject to tariff quotas (9,000 tons for Australia/New Zealand and 2,750 tons for Canada) and they must meet certain technical characteristics such as fat content, age and minimum free-at-frontier values and must be accompanied by a certificate I.M.A. 1 issued under the provisions of the admission regulations.

The specific levies applicable to these products are 12.09 ECU/100 kg. for imports of cheese from Canada and 15.00 ECU/100 kg. for imports of cheese from Australia and New Zealand.

- (f) Cheese intended for processing falling within sub-heading 04.04.E.I(b).1 as well as other cheeses intended for processing falling within CN Code 04069011 subject to a certain free-at-frontier value.

The specific levies applicable to these products are at the rate of 15 ECU/100 kg. within the tariff quota (3,500 tons).

The import régime applicable to these cheeses is the same as that mentioned in point (e) with a difference in respect of use of the product. Under Regulation (EEC) No. 2967/79 these cheeses are considered as processed when they have been processed into products falling within CN Code 0440630 (processed cheese).

- (g) - Tilsit and Butterkäse cheese falling within CN Codes 04069025 and 04069027;  
- Kashkaval cheese falling within CN Code 04069029;  
- Cheese of sheep's milk or buffalo's milk, falling within CN Codes 04069031 and 04069050.

These products are subject to a levy equal to the difference between the threshold price for Group 11 and the prices stipulated for each cheese in Article 8 of Regulation (EEC) No. 2915/79. Consequently, the amount of the levy varies only in the event of any change in the threshold price or the recorded import price.

Import of these products is subject to production of a certificate I.M.A. 1 issued under the provisions of the admission regulations.

- (h) For certain cheeses for which the exporting country has made a commitment to limit its exports to the Community to the traditional level, a reduced levy is applied. These are the following cheeses, originating in and coming from Austria and accompanied by an approved certificate:

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	Quantity	Import levy
- Tilsit, not pressed, matured for at least one month, and Butterkäse, falling within CN Code ex 04069025 and 04069027		
- Blue-veined cheese falling within CN Code 040640		
- Edam of a fat content, by weight, in the dry matter, of not less than 40 per cent but less than 48 per cent, in whole cheeses of a net weight not exceeding 350 gr. (known as "Geheimratskäse"), falling within CN Code ex 04069023	3,950 t.	60 ECU/ 100 kg.
- Cheese known as "Weisskäse nach Balkanost" and "Kefalotyri", made of cow's milk, of a fat content, by weight, in the dry matter, of less than 48 per cent falling within CN Codes ex 04069035 and ex 04069089		
- Mondseer of a fat content, by weight, of not less than 40 per cent but less than 48 per cent, falling within CN Code ex 04069089		
- "Tisler Graukaese" of a fat content, by weight, of less than 1 per cent and a water content of more than 60 per cent but less than 66 per cent falling within CN Code 04069089		

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- (i) Butter falling within CN Code 040550010.

Transitional régime in accordance with the provisions of Protocol 18 of the Act of Accession to the Communities of Denmark, Ireland and the United Kingdom in respect of United Kingdom imports of butter from New Zealand.

The Council decided to limit imports of butter from New Zealand to 64,500 tons for the year 1989 and to reduce them over the next three years to 55,000 tons. The special levy charged upon importation is 45.83 ECU/100 kg.

### III. Export measures at tariff line level

#### 1. General rules

Under the provision of Article 17 of Regulation (EEC) No. 804/68, the Community may grant export refunds to cover the difference between internal prices and prices in international trade of milk products. The refund thus fixed is, in principle, the same for the whole Community, it may, however, be varied according to the country of destination to take account of any specific features of those markets. The refunds must be fixed at least every four weeks.

#### 2. Special export régimes

- (a) Agreement between EEC and Switzerland: this Agreement provides for observance of a price free-at-Swiss-frontier which may be adjusted after consultation of both parties. This régime applies only to certain cheeses listed in Annex II.B to Regulation (EEC) No. 1953/82. The cheeses concerned must be accompanied by a certificate (Annex II.C to that Regulation).
- (b) Agreement between EEC and the United States: this Agreement provides in particular, on the United States side, for the opening of quotas for the EEC in a total amount of 45,707 tons per annum as well as for the admission, without quantitative limitation, of soft ripened cheese corresponding to an agreed description.

On the EEC side, there is a commitment to observe the prices of United States-produced cheeses, at the wholesale stage, for cheeses under quota.

- (c) Agreement between EEC and Canada: this Agreement on cheeses provides in particular on the Canadian side for the opening of a global quota for the EEC equivalent to not less than 60 per cent of the global quota opened for the import into Canada of not less than 45 million pounds (approximately 20,400 tons of which 12,240 for the EEC).

On the EEC side, there is a commitment to observe the price of cheeses produced in Canada at the ex-works stage.

- (d) Agreement between EEC and Australia: this Agreement provides in particular that no quantitative restriction or customs duty will be applied to "fancy cheeses" (soft ripened cheese), while for Edam and Gouda cheeses the duty of \$A0.096/kg. will be charged on an amount not exceeding 1,000 tons per annum; on other cheeses this same duty will be charged on an amount not exceeding 2,500 tons per annum.
- (e) Agreement between EEC and Norway: the purpose of the Agreement is to make it possible to stabilize trade at a quantitative level corresponding to the traditional trade. The quantities specified in the Agreement are as follows:
- imports into Norway: for all types and varieties of cheeses: 2,160 tons for 1989, 1990 and 1991;
  - imports into the Community: for Jarlsberg and Ridder cheeses: 2,020 tons for 1989, 1990 and 1991.

The import levy has been fixed at 55 ECU/100 kg.

3. Products for which no refund is granted

No export refund is granted for:

- products falling within CN Codes 0401, 0402, 0403, 0404, 0405 and 2309, exported to Zone E;
- whey, whey powder, lactose and lactose syrup falling within CN Codes 040410, 17021090 and 21069051;
- cheeses falling within codes:

040610	Fresh cheese, not fermented and curd
04062010	Grated Glarus cheese
04063010	Processed Emmenthal, Gruyere or Appenzell
04069019	Glarus
04064000	Roquefort
04069029	Kashkaval
9033	Feta, other presentations
9035	Kefalotyri
9037	Finlandia
9039	Jarlsberg
9050	Other sheep's milk or buffalo's milk cheeses
9093	Water percentage in non-fats + 72 per cent, fats less 40 per cent

9097	Fats exceeding 40 per cent, unfermented, fermented
9099	Other fats exceeding 40 per cent

4. Milk products exported in the form of goods not covered by Annex II of the Treaty

A refund may be granted on milk products exported in the form of goods listed in the Annex to Regulation (EEC) No. 804/68.

This refund is calculated in relation to the quantities of milk products incorporated in the exported end product. It is valid for one month.

The amount granted on incorporated milk products is normally equal to the amount of the same products exported in unaltered state.

The general rules for fixing these refunds are set forth in Regulation (EEC) No. 3035/80.

5. Food aid

The food aid programme of the Community for 1989 covers:

- 110,000 tons of skimmed milk powder
- 25,000 tons of butter oil.

IV. Description of internal regulations and of agreements governing admission of products

All the measures provided for the admission of milk products into the Community have been indicated under Sections I and II.

For full information, in particular in regard to product classification upon import into the Community, it may be useful to annex the explanatory notes to the Brussels nomenclature in respect of Chapter 4 (see Annex I).

V. Reasons and circumstances why frontier measures were instituted

The frontier measures are solely in pursuance of the bilateral or multilateral agreements that the Community has concluded with its trade partners over many years, in order primarily:

- to develop trade in milk products;
- to import and export these milk products at prices that do not jeopardize the Community's markets, on the one hand, and markets of the countries of destination, on the other hand;
- to collaborate with other countries for greater stabilization of the world market in regard to the volume of trade and prevailing prices.

ANNEX I

Chapter 4

Dairy Produce; Birds' Eggs; Natural Honey;  
Edible Products of Animal Origin, Not Elsewhere Specified or Included

Notes

1. The expression "milk" means full cream milk or partially or completely skimmed milk.
2. Products obtained by the concentration of whey and with the addition of milk or milkfat are to be classified as cheese heading No. 0406 provided that they have the three following characteristics:
  - (a) a milk-fat content, by weight of the dry matter, of 5 per cent or more;
  - (b) a dry matter content, by weight, of at least 70 per cent but not exceeding 85 per cent; and
  - (c) they are moulded or capable of being moulded.

Additional notes

1. For the purposes of calculating the fat content of products falling within sub-headings 0402 10 91, 0402 10 99, 0402 29 15 to 0402 29 99, 0402 99 19 to 0402 99 99, 0403 10 31 to 0403 10 39, 0403 90 31 to 0403 90 39, 0403 90 61 to 0403 90 69 and 0404 90 51 to 0404 90 99, the weight of any added sugar shall be disregarded.
2. The levy applicable to mixtures falling within this chapter and composed of products classified within sub-heading 0401 30, heading No. 0402, sub-heading 0403 10 11 to 0403 10 39, 0403 90 11 to 0403 90 69, heading No. 0404, 0405, 0406, sub-heading 1702 10 or 2106 90 51 shall be that applicable to the ingredient which involves the higher or highest levy and which also forms at least 10 per cent by weight of the mixture concerned. Where this method of assessing the levy cannot be applied, the levy to be applied to such mixtures shall be that determined by the tariff classification of the mixtures.

CN Code	Description	Rate of duty		Supplementary unit
		Autonomous (%) or levy (AGR)	Conventional (%)	
1	2	3	4	5
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter:			
0401 10	- of a fat content, by weight, not exceeding 1%:			
0401 10 10	- - in immediate packings of a net content not exceeding two litres	16 (AGR)	-	-
0401 10 90	- - other	16 (AGR)	-	-
0401 20	- of a fat content, by weight, exceeding 1% but not exceeding 6%:			
	- - not exceeding 3%:			
0401 20 11	- - - in immediate packings of a net content not exceeding two litres	16 (AGR)	-	-
0401 20 19	- - - other	16 (AGR)	-	-
	- - exceeding 3%:			
0401 20 91	- - - in immediate packings of a net content not exceeding two litres	16 (AGR)	-	-
0401 20 99	- - - other	16 (AGR)	-	-
0401 30	- of a fat content, by weight, exceeding 6%:			
	- - not exceeding 21%:			
0401 30 11	- - - in immediate packings of a net content not exceeding two litres	16 (AGR)	-	-
0401 30 19	- - - other	16 (AGR)	-	-
	- - exceeding 21% but not exceeding 45%:			
0401 30 31	- - - in immediate packings of a net content not exceeding two litres	16 (AGR)	-	-
0401 30 39	- - - other	16 (AGR)	-	-
	- - exceeding 45%:			
0401 30 91	- - - in immediate packings of a net content not exceeding two litres	16 (AGR)	-	-
0401 30 99	- - - other	16 (AGR)	-	-
0402	Milk and cream, concentrated or containing added sugar or other sweetening matter:			
0402 10	- in powder, granules or other solid forms, of a fat content, by weight, not exceeding 1.5%:			
	- - not containing added sugar or other sweetening matter:			
0402 10 11	- - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
0402 10 19	- - - other	18 (AGR)	-	-
	- - other:			
0402 10 91	- - - in immediate packings of a net content not exceeding 2.5 kg.	23 (AGR)	-	-
0402 10 99	- - - other	23 (AGR)	-	-
	- in powder, granules or other solid forms, of a fat content, by weight, exceeding 1.5%:			
0402 21	- - not containing added sugar or other sweetening matter:			
	- - - of a fat content, by weight, not exceeding 27%:			
0402 21 11	- - - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-
	- - - - other:			
0402 21 17	- - - - of a fat content, by weight, not exceeding 11%	18 (AGR)	-	-
0402 21 19	- - - - of a fat content, by weight, exceeding 11% but not exceeding 27%	18 (AGR)	-	-
	- - - of a fat content, by weight, exceeding 27%:			
0402 21 91	- - - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-
0402 21 99	- - - - other	18 (AGR)	-	-
0402 29	- - other:			
	- - - of a fat content, by weight, not exceeding 27%:			
0402 29 11	- - - - special milk, for infants, in hermetically sealed containers of a net content not exceeding 500 g. of a fat content, by weight, exceeding 10%	23 (AGR) <sup>1</sup>	-	-
	- - - - other:			
0402 29 15	- - - - in immediate packings of a net content not exceeding 2.5 kg.	23 (AGR)	-	-
0402 29 19	- - - - other	23 (AGR)	-	-
	- - - of a fat content, by weight, exceeding 27%:			

<sup>1</sup> Milk, imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions, is subject to a reduced levy.

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
0402 29 91	- - - - in immediate packings of a net content not exceeding 2.5 kg.	23 (AGR)	-	-
0402 29 99	- - - - other	23 (AGR)	-	-
	- other:			
0402 91	- - not containing added sugar or other sweetening matter:			
	- - - of a fat content, by weight, not exceeding 8%:			
0402 91 11	- - - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-
0402 91 19	- - - - other	18 (AGR)	-	-
	- - - of a fat content, by weight, exceeding 8% but not exceeding 10%:			
0402 91 31	- - - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-
0402 91 39	- - - - other	18 (AGR)	-	-
	- - - of a fat content, by weight, exceeding 10% but not exceeding 45%:			
0402 91 51	- - - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-
0402 91 59	- - - - other	18 (AGR)	-	-
	- - - of a fat content, by weight, exceeding 45%:			
0402 91 91	- - - - in immediate packings of a net content not exceeding 2.5 kg.	18 (AGR)	-	-
0402 91 99	- - - - other	18 (AGR)	-	-
0402 99	- - other:			
	- - - of a fat content, by weight, not exceeding 9.5%:			
0402 99 11	- - - - in immediate packings of a net content not exceeding 2.5 kg.	23 (AGR)	-	-
0402 99 19	- - - - other	23 (AGR)	-	-
	- - - of a fat content, by weight, exceeding 9.5% but not exceeding 45%:			
0402 99 31	- - - - in immediate packings of a net content not exceeding 2.5 kg.	23 (AGR)	-	-
0402 99 39	- - - - other	23 (AGR)	-	-

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
	- - - of a fat content, by weight, exceeding 45%:			
0402 99 91	- - - - in immediate packings of a net content not exceeding 2.5 kg.	23 (AGR)	-	-
0402 99 99	- - - - other	23 (AGR)	-	-
0403	Buttermilk, curdled milk and cream, yogurt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit, nuts or cocoa:			
0403 10	- yogurt:			
	- - not flavoured nor containing added fruit or cocoa:			
	- - - not containing added sugar or other sweetening matter, of a fat content, by weight:			
0403 10 11	- - - - not exceeding 3%	18 (AGR)	-	-
0403 10 13	- - - - exceeding 3% but not exceeding 6%	18 (AGR)	-	-
0403 10 19	- - - - exceeding 6%	18 (AGR)	-	-
	- - - other, of a fat content, by weight:			
0403 10 31	- - - - not exceeding 3%	23 (AGR)	-	-
0403 10 33	- - - - exceeding 3% but not exceeding 6%	23 (AGR)	-	-
0403 10 39	- - - - exceeding 6%	23 (AGR)	-	-
	- - flavoured or containing added fruit or cocoa:			
	- - - in powder, granules or other solid forms, of a milkfat content by weight:			
0403 10 51	- - - - not exceeding 1.5%	20.8 + MOB	13 + MOB	-
0403 10 53	- - - - exceeding 1.5% but not exceeding 27%	20.8 + MOB	13 + MOB	-
0403 10 59	- - - - exceeding 27%	20.8 + MOB	13 + MOB	-
	- - - other, of a milkfat content, by weight:			
0403 10 91	- - - - not exceeding 3%	20.8 + MOB	13 + MOB	-
0403 10 93	- - - - exceeding 3% but not exceeding 6%	20.8 + MOB	13 + MOB	-
0403 10 99	- - - - exceeding 6%	20.8 + MOB	13 + MOB	-
0403 90	- other:			
	- - not flavoured nor containing added fruit or cocoa:			

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
	- - - in powder, granules or other solid forms:			
	- - - - not containing added sugar or other sweetening matter, with a fat content, by weight:			
0403 90 11	- - - - - not exceeding 1.5%	18 (AGR)	-	-
0403 90 13	- - - - - exceeding 1.5% but not exceeding 27%	18 (AGR)	-	-
0403 90 19	- - - - - exceeding 27%	18 (AGR)	-	-
	- - - - other, of a fat content, by weight:			
0403 90 31	- - - - - not exceeding 1.5%	23 (AGR)	-	-
0403 90 33	- - - - - exceeding 1.5% but not exceeding 27%	23 (AGR)	-	-
0403 90 39	- - - - - exceeding 27%	23 (AGR)	-	-
	- - - other:			
	- - - - not containing added sugar or other sweetening matter, of a fat content, by weight:			
0403 90 51	- - - - - not exceeding 3%	18 (AGR)	-	-
0403 90 53	- - - - - exceeding 3% but not exceeding 6%	18 (AGR)	-	-
0403 90 59	- - - - - exceeding 6%	18 (AGR)	-	-
	- - - - other, of a fat content, by weight:			
0403 90 61	- - - - - not exceeding 3%	23 (AGR)	-	-
0403 90 63	- - - - - exceeding 3% but not exceeding 6%	23 (AGR)	-	-
0403 90 69	- - - - - exceeding 6%	23 (AGR)	-	-
	- - flavoured or containing added fruit or cocoa:			
	- - - in powder, granules or other solid forms, of a milkfat content by weight:			
0403 90 71	- - - - not exceeding 1.5%	20.8 + MOB	13 + MOB	-
0403 90 73	- - - - exceeding 1.5% but not exceeding 27%	20.8 + MOB	13 + MOB	-
0403 90 79	- - - - exceeding 27%	20.8 + MOB	13 + MOB	-
	- - - other, of a milkfat content, by weight:			
0403 90 91	- - - - not exceeding 3%	20.8 + MOB	13 + MOB	-
0403 90 93	- - - - exceeding 3% but not exceeding 6%	20.8 + MOB	13 + MOB	-
0403 90 99	- - - - exceeding 6%	20.8 + MOB	13 + MOB	-
0404	Whey, whether or not concentrated or containing added sugar or other sweetening matter; products consisting of natural milk constituents, whether or not containing added sugar or other sweetening matter, not elsewhere specified or included:			

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
0404 10	- Whey, whether or not concentrated or containing added sugar or other sweetening matter: - - in powder, granules or other solid forms:			
0404 10 11	- - - not containing added sugar or other sweetening matter	18 (AGR)	-	-
0404 10 19	- - - other - - other:	23 (AGR)	-	-
0404 10 91	- - - not containing added sugar or other sweetening matter	18 (AGR)	-	-
0404 10 99	- - - other	23 (AGR)	-	-
0404 90	- other: - - not containing added sugar or other sweetening matter, of a protein content (nitrogen content x 6.38), by weight: - - - not exceeding 42%, and of a fat content, by weight:			
0404 90 11	- - - - not exceeding 1.5%	18 (AGR)	-	-
0404 90 13	- - - - exceeding 1.5% but not exceeding 27%	18 (AGR)	-	-
0404 90 19	- - - - exceeding 27% - - - exceeding 42%, and of a fat content, by weight:	18 (AGR)	-	-
0404 90 31	- - - - not exceeding 1.5%	18 (AGR)	-	-
0404 90 33	- - - - exceeding 1.5% but not exceeding 27%	18 (AGR)	-	-
0404 90 39	- - - - exceeding 27% - - other, of a protein content (nitrogen content x 6.38), by weight: - - - not exceeding 42%, and of a fat content, by weight:	18 (AGR)	-	-
0404 90 51	- - - - not exceeding 1.5%	23 (AGR)	-	-
0404 90 53	- - - - exceeding 1.5% but not exceeding 27%	23 (AGR)	-	-
0404 90 59	- - - - exceeding 27% - - - exceeding 42%, and of a fat content, by weight:	23 (AGR)	-	-
0404 90 91	- - - - not exceeding 1.5%	23 (AGR)	-	-
0404 90 93	- - - - exceeding 1.5% but not exceeding 27%	23 (AGR)	-	-
0404 90 99	- - - - exceeding 27%	23 (AGR)	-	-

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
0405 00	Butter and other fats and oils derived from milk:			
0405 00 10	- of a fat content, by weight, not exceeding 85%	24 (AGR)	-	-
0405 00 90	- other	24 (AGR)	-	-
0406	Cheese and curd:			
0406 10	- fresh cheese (including whey cheese), not fermented, and curd:			
0406 10 10	- - of a fat content, by weight, not exceeding 40%	23 (AGR)	-	-
0406 10 90	- - other	23 (AGR)	-	-
0406 20	- Grated or powdered cheese, of all kinds:			
0406 20 10	- - Glarus herb cheese (known as Schabziger) made from skimmed milk and mixed with finely ground herbs	23 (AGR) <sup>1</sup>	1	-
0406 20 90	- - other	23 (AGR)	-	-
0406 30	- Processed cheese, not grated, or powdered:			
0406 30 10	- - in the blending of which only Emmentaler, Gruyère and Appenzell have been used and which may contain, as an addition, Glarus herb cheese (known as Schabziger); put up for retail sale, of a fat content by weight in the dry matter, not exceeding 56%	23 (AGR) <sup>2</sup>	-	-
	- - other:			
	- - - of a fat content, by weight, not exceeding 36% and of a fat content, by weight, in the dry matter:			
0406 30 31	- - - - not exceeding 48%	23 (AGR)	-	-
0406 30 39	- - - - exceeding 48%	23 (AGR)	-	-
0406 30 90	- - - of a fat content, by weight, exceeding 36%	23 (AGR)	-	-
0406 40 00	- Blue-veined cheese	23 (AGR) <sup>2</sup>	-	-

<sup>1</sup>For cheese, imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions, the levy foreseen in the autonomous rate of duty column cannot exceed 6% of the customs value and the conventional duty rate is fixed at 12%.

<sup>2</sup>Cheese imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions, is subject to a reduced levy.

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
0406 90	- other cheeses:			
0406 90 11	- - for processing	23 (AGR)	1	-
	- - other:			
0406 90 13	- - - Emmental	23 (AGR) <sup>2</sup>	3	-
0406 90 15	- - - Gruyère, Sbrinz	23 (AGR) <sup>2</sup>	3	-
0406 90 17	- - - Bergkäse, Appenzali, Vacherin fribourgeois, Vacherin Mont d'Or and Tête de Moine	23 (AGR) <sup>2</sup>	3	-
0406 90 19	- - - Glarus herb cheese (known as Schabziger) made from skimmed milk and mixed with finely ground herbs	23 (AGR) <sup>4</sup>	4	-
0406 90 21	- - - Cheddar	23 (AGR) <sup>2</sup>	5	-
0406 90 23	- - - Edam	23 (AGR) <sup>2</sup>	-	-
0406 90 25	- - - Tilsit	23 (AGR) <sup>2</sup>	-	-
0406 90 27	- - - Butterkäse	23 (AGR) <sup>2</sup>	-	-
0406 90 29	- - - Kashkaval	23 (AGR) <sup>2</sup>	-	-

<sup>1</sup>Within the limit of an annual quota of 3,500 tonnes to be granted by the competent Community authorities, a rate of ECU 15 per 100 kg. net weight is provided for cheese for processing and imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate, delivered in accordance with the conditions laid down in the relevant Community provisions. Furthermore, entry under this quota and verification of the end-use shall be subject to conditions laid down in the relevant Community provisions.

<sup>2</sup>Cheese, imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions, is subject to a reduced levy.

<sup>3</sup>For cheeses, imported from a third country in the framework of a special arrangement concluded between that country and the Community, and for which an IMA 1 certificate is presented, delivered in accordance with the conditions laid down in the relevant Community provisions, see Annex.

<sup>4</sup>For cheese, imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions, the levy foreseen in the autonomous rate of duty column cannot exceed 6% of the customs value and the conventional duty rate is fixed at 12%.

<sup>5</sup>Within the limit of an annual quota of 9,000 tonnes to be granted by the competent Community authorities, a rate of ECU 15 per 100 kg. net weight is provided for whole Cheddar cheese of a minimum fat content of 50% by weight in the dry matter, matured for at least three months and imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions. For these purposes "whole cheeses" means:

- cheeses of the conventional flat cylindrical shape of a net weight of not less than 33 kg. but not more than 44 kg.
- cheeses of the conventional flat cylindrical shape or cheeses in parallelepiped shape, of a net weight of 10 kg. or more.

Furthermore, entry under this quota shall be subject to conditions to be determined by the competent Community authorities.

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
	- - - Yeta:			
0406 90 31	- - - of sheep's milk or buffalo milk in containers containing brine, or in sheep or goatskin bottles	23 (AGR) <sup>1</sup>	-	-
0406 90 33	- - - other	23 (AGR) <sup>1</sup>	-	-
0406 90 35	- - - Kefalotyri	23 (AGR) <sup>1</sup>	-	-
0406 90 37	- - - Finlandia	23 (AGR) <sup>1</sup>	-	-
0406 90 39	- - - Jarlsberg	23 (AGR) <sup>1</sup>	-	-
	- - - other:			
0406 90 50	- - - cheese of sheep's milk or buffalo milk in containers containing brine, or in sheep or goatskin bottles	23 (AGR) <sup>1</sup>	-	-
	- - - other:			
	- - - - of a fat content, by weight, not exceeding 40% and a water content calculated, by weight, of the non-fatty matter:			
	- - - - - not exceeding 47%:			
0406 90 61	- - - - - Grana Padano, Parmigiano Reggiano	23 (AGR)	-	-
0406 90 63	- - - - - Fiore Sardo, Pecorino	23 (AGR)	-	-
0406 90 69	- - - - - other	23 (AGR)	-	-
	- - - - - exceeding 47% but not exceeding 72%:			
0406 90 71	- - - - - fresh cheese, fermented	23 (AGR)	-	-
0406 90 73	- - - - - Provolone	23 (AGR)	-	-
0406 90 75	- - - - - Asiago, Caciocavallc, Monasio, Ragusano	23 (AGR)	-	-
0406 90 77	- - - - - Danbo, Fontal, Fontina, Fynbo, Gouda, Habarti, Maribo, Sazso	23 (AGR)	-	-
0406 90 79	- - - - - Esrom, Isalico, Kernhem, Saint-Nectaire, Saint-martin, Taleggio	23 (AGR)	-	-
0406 90 81	- - - - - Cantal, Cheshire, Wensleydale, Lancashire, Double Gloucester, Blarney, Colby, Monterey	23 (AGR)	-	-
0406 90 83	- - - - - Ricotta, salted	23 (AGR)	-	-

<sup>1</sup>Cheese, imported from a third country in the framework of a special arrangement concluded between that country and the Community subject to the production of an IMA 1 certificate delivered in accordance with the conditions laid down in the relevant Community provisions, is subject to a reduced levy.

CN Code	Description	Rate of duty		Supplementary unit
		autonomous (%) or levy (AGR)	conventional (%)	
1	2	3	4	5
0406 90 85	- - - - - Kefalograviera, Kasseri	23 (AGR)	-	-
0406 90 89	- - - - - other	23 (AGR)	-	-
	- - - - - exceeding 72%			
0406 90 91	- - - - - fresh cheese, fermented	23 (AGR)	-	-
0406 90 93	- - - - - other	23 (AGR)	-	-
	- - - - - other:			
0406 90 97	- - - - - fresh cheese, fermented	23 (AGR)	-	-
0406 90 99	- - - - - other	23 (AGR)	-	-
0407 00	Birds' eggs, in shell, fresh, preserved or cooked:			
	- of poultry:			
	- - for hatching <sup>1</sup> :			
0407 00 11	- - - of turkeys or cheese	12 (AGR)	-	1 000 p/st
0407 00 19	- - - other	12 (AGR)	-	1 000 p/st
0407 00 30	- - other	12 (AGR)	-	1 000 p/st
0407 00 90	- other	12	-	1 000 p/st
0408	Birds' eggs, not in shell and egg yolks, fresh, dried, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter:			
	- egg yolks:			
0408 11	- - dried:			
0408 11 10	- - - suitable for human consumption	22 (AGR)	-	-
0408 11 90	- - - other <sup>2</sup>	Free	Free	-
0408 19	- - other:			
	- - - suitable for human consumption:			
0408 19 11	- - - - liquid	22 (AGR)	-	-
0408 19 19	- - - - frozen	22 (AGR)	-	-
0408 19 90	- - - other <sup>2</sup>	Free	Free	-

<sup>1</sup>Only poultry eggs which fulfil the conditions laid down in the relevant Community provisions are eligible for entry under this sub-heading.

<sup>2</sup>Entry under this sub-heading is subject to conditions laid down in the relevant Community provisions.

CN Code	Description	Rate of duty		Supple- mentary unit
		autonomous (%) or levy (AGR)	conven- tional (%)	
1	2	3	4	5
	- other:			
0408 91	- - dried:			
0408 91 10	- - - suitable for human consumption	22 (AGR)	-	-
0408 91 90	- - - other <sup>1</sup>	Free	Free	-
0408 99	- - other:			
0408 99 10	- - - suitable for human consumption	22 (AGR)	-	-
0408 99 90	- - - other <sup>1</sup>	Free	Free	-
0409 00 00	Natural honey	30	27	-
0410 00 00	Edible products of animal origin, not elsewhere specified or included	12	-	-

<sup>1</sup>Entry under this sub-heading is subject to conditions laid down in the relevant Community provisions.

ANNEX II

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

(OJ. L 329 of 24 December 1979, p. 1)

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 products as last  
amended by Regulation (EEC) No. 1761/78 and in particular Article 14(6)  
thereof;

Having regard to the proposal from the Commission;

Whereas the provisions of Council Regulation (EEC) No. 823/68 of  
28 June 1968 determining the groups of products and the special provisions  
for calculating levies on milk and milk products as last amended by  
Regulation (EEC) No. 1000/78 have been altered several times; whereas it  
seems desirable for the sake of clarity to recast this Regulation;

Whereas the products referred to in Article 1 (a) (2) and (b) to (g)  
of Regulation (EEC) No. 804/68 should be divided into groups, each group  
being composed of products with sufficiently comparable characteristics for  
trade purposes; whereas the most representative product for each group  
should be described as the pilot product;

Whereas, however, special provisions must be made for calculating the  
levy on assimilated products where the levy calculated for the pilot  
product does not correspond to the difference between the prices of those  
products in world trade and on the Community market;

Whereas, for products in small packages, the levy must be calculated  
on the basis not only of the price difference for the product itself but  
also of a fixed component intended to give a certain amount of protection  
to the Community processing industry;

Whereas, for products containing sugar, the levy must include a fixed  
component representing the value of the sugar used in their manufacture;  
whereas in such cases the milk component of the levy on those products must  
be derived by means of a co-efficient expressing the weight ratio between  
the milk ingredients and the product itself;

Whereas, for powders with a fat content of over 1.5 per cent, the levy, or in the case of compound products or products in small packages the milk component of the levy, should be calculated on the basis of the fat content of the pilot product unless the fat content of those various products is greater than that of the pilot product; whereas, in the latter case, the levy or the milk component of the levy must be calculated on the basis of a standard fat content corresponding to that of the products on the market;

Whereas the most usual ingredients of compound feeding stuffs and those having most effect on price formation are cereal products and milk products; whereas, therefore, provision should be made for calculating the levy on these foodstuffs on the basis of their starch and milk product content; whereas, however, a starch content of not more than 10 per cent need not be taken into account; whereas, with this method of calculation, feeding stuffs must be grouped under tariff headings according to the contents referred to above and a standard starch and milk product content must be taken into account for each tariff heading; whereas the lowest possible starch content and the highest possible milk product content should be used for this purpose; whereas, in fact, milk ingredients have a much greater effect on price formation than cereal ingredients; whereas the cereal component of the levy may be derived, on the basis of the starch content assumed, from the average levy on maize, that being the product most commonly used in the manufacture of compound feeding stuffs; whereas the most usual milk ingredient of compound feeding stuffs is skimmed milk powder; whereas, therefore, the levy on that product should be used to calculate the milk component of the levy; whereas the levy on compound feeding stuffs must include a fixed component for the protection of the processing industry; whereas the component is likely to offset the disparity between Community prices and world market prices for products other than cereals and milk products which may be used in compound feeding stuffs;

Whereas, for processed cheeses other than those derived from Emmentaler, Gruyère or Appenzell and for the same reasons as led to the adoption of the present system, a system for deriving the levy should be adopted which is identical to that used for those products hitherto; whereas a central feature of this system is the use as calculation factors of the levies on butter and on the pilot product of Group 11; whereas a change in the manufacturing process of these products and a growth in demand for a product with a higher fat content have shown that the percentages used hitherto for such derivation do not in all cases allow the objectives of the levy system to be attained; whereas, therefore, they must be fixed at more suitable levels;

Whereas the quantity of primary milk products required for the manufacture of fresh cheeses and curds is less than that required for the manufacture of the pilot product of the group; whereas, therefore, a levy derived from the levy on the pilot product should be applied to these primary products, that levy being adjusted by a co-efficient expressing the overall ratio of the above-mentioned quantities;

Whereas for certain kinds of fresh, condensed or concentrated milk with a high fat content the levy may be calculated on the basis of the levy on butter, using standard coefficients representing the fat content ratio; whereas the same applies to butter other than that falling within the same tariff sub-heading as the pilot product;

Whereas, because of their composition and in particular their very high fat content, certain products falling within sub-heading 04.04 E II are likely, after importation into the Community, to be used as a basic product in place of butter for the manufacture of other goods; whereas, consequently, the levy must be fixed at a level which will ensure that outlets for Community produced butter used in the manufacture of these other goods are not diminished by the importation of the products in question;

Whereas the import levy on special milk for infants, Tilsit cheese and processed cheeses derived from Emmentaler, Gruyère or Appenzell as well as Cheddar and other cheeses intended for processing must be calculated consistently with relevant Community commitments;

Whereas the tariff nomenclature resulting from application of this Regulation is adopted in the Common Customs Tariff;

HAS ADOPTED THIS REGULATION:

Article 1

The groups of products referred to in Article 14 (3) of Regulation (EEC) No. 804/68 and the pilot product for each group shall be as indicated in this Annex.

Article 2

The levy on 100 kilograms of a product in Group 1 shall be equal:

1. If it falls within sub-heading 0404 10 19 of the combined nomenclature, to the sum of the following components:
  - (a) a component equal to the levy on the pilot product, multiplied by a coefficient expressing the weight ratio between the whey powder, in granules or in the form of other solids contained in the product, on the one hand, and the product itself, on the other hand;
  - (b) a component to take account of the quantity of added sugar or other sweetening matter;
2. If it falls within sub-heading 0404 10 91 of the combined nomenclature, to the levy on the pilot product, multiplied by a coefficient expressing the weight ratio between the quantity of milk ingredients expressed in dry matter contained in the product, on the one hand, and the product itself, on the other hand;

3. If it falls within sub-heading 0404 10 99 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 2;
- (b) a component calculated in accordance with point 1(b).

Article 3

The levy on 100 kilograms of a product in Group 2 shall be equal:

1. If it falls within sub-headings 0402 10 11, 0403 90 11, 0404 90 11 and 0404 90 31 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy on the pilot product; and
- (b) a component equal to ECU 7.25.

2. If it falls within sub-headings 0402 10 91 and 0403 90 31 of combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 3(a);
- (b) a component equal to ECU 7.25; and
- (c) a component to take account of the quantity of added sugar or other sweetening matter.

3. If it falls within sub-headings 0402 10 99, 0404 90 51 and 0404 90 91 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy on the pilot product, multiplied by a coefficient expressing the weight ratio between the milk powder content of the product in granules or in the form of other milk solids, on the one hand, and the product itself, on the other hand;
- (b) a component to take account of the quantity of added sugar or other sweetening matter.

4. If it falls within sub-heading ex 2309 of the combined nomenclature, to the sum of the following components:

- (a) a component applicable only if the starch content of the product in question exceeds 10 per cent, such component being equal to the average of the levies for 100 kilograms of maize, multiplied by a coefficient of:

- 0.16 for products falling within subheadings 2309 10 39 and 2309 90 49;
- 0.50 for products falling within sub-headings 2309 10 59 and 2309 90 59.

The average of the levies on 100 kilograms of maize shall be equal to the average of the levies calculated for the first twenty-five days of the

month of importation, adjusted where necessary by reference to the threshold price ruling in the month of importation;

(b) a component equal to the levy on the pilot product of Group 2 multiplied by a coefficient of:

- 0.75 for products falling within sub-headings 2309 10 15 to 2309 90 35;
- 0.98 for products falling within sub-headings 2309 10 19, 2309 90 39, 2309 10 70 and 2309 90 70;
- 0.90 for products falling within sub-headings 2309 10 39 and 2309 90 49;
- 0.70 for products falling within sub-headings 2309 10 59 and 2309 90 59.

(c) a component equal to ECU 2.42.

#### Article 4

The levy on 100 kilograms of a product in Group 3 shall be equal:

1. If it falls within sub-headings 0402 21 11, 0403 90 13, 0404 90 13 and 0404 90 33 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy on the pilot product; and
- (b) a component equal to ECU 7.25.

2. If it falls within sub-headings 0402 21 91, 0403 90 19, 0404 90 19 and 0404 90 39 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy calculated in accordance with point 3; and
- (b) a component equal to ECU 7.25.

3. If it falls within sub-heading 0402 21 99 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy on the pilot product;
- (b) a fixed component taking into consideration the higher value in relation to that for the pilot product, of a product falling within the above-mentioned sub-heading with a fat content by weight of 80 per cent, or with a higher fat content are put on the market.

4. If it falls within sub-headings 0402 29 11, 0402 29 15 and 0403 90 33 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 6(a);

- (b) a component equal to ECU 7.25;
  - (c) a component to take account of the quantity of added sugar or other sweetening matter.
5. If it falls within sub-headings 0402 29 91, 0403 90 39, 0404 90 59 and 0404 90 99 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 7(a);
  - (b) a component equal to ECU 7.25; and
  - (c) a component to take account of the quantity of added sugar or other sweetening matter.
6. If it falls within sub-heading 0402 29 19 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy on the pilot product, multiplied by a coefficient expressing the weight ratio between the milk powder, in granules or in the form of other solids, contained in the product and the product itself; and
  - (b) a component to take account of the quantity of added sugar or other sweetening matter.
7. If it falls within sub-heading 0402 29 99 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy calculated in accordance with point 3, multiplied by a coefficient expressing the weight ratio between the milk powder contained in the product and the product itself; and
  - (b) a component to take account of the quantity of added sugar or other sweetening matter.

#### Article 5

The levy on 100 kilograms of a product in Group 4 and falling within sub-headings 0402 91 31 and 0402 91 39 of the combined nomenclature shall be equal to the levy on the pilot product multiplied by a coefficient of 1.25.

#### Article 6

The levy on 100 kilograms of a product in Group 6 shall be equal:

1. If it falls within sub-heading 0401 10 10 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy on the pilot product of Group 2, multiplied by the coefficient 0.0938;
  - (b) a component equal to the levy for the pilot product of Group 6, multiplied by the coefficient 0.0119;

- (c) a component equal to ECU 3.63.
2. If it falls within sub-heading 0401 10 90 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 1(a);
  - (b) a component calculated in accordance with point 1(b);
  - (c) a component equal to ECU 2.42.
3. If it falls within sub-heading 0401 20 11 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy on the pilot product of Group 2, multiplied by the coefficient 0.0990;
  - (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.0358;
  - (c) a component equal to ECU 3.63.
4. If it falls within sub-heading 0401 20 19 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 3(a);
  - (b) a component calculated in accordance with point 3(b);
  - (c) a component equal to ECU 2.42.
5. If it falls within sub-heading 0401 20 91 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy on the pilot product of Group 2, multiplied by the coefficient 0.0677;
  - (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.0717;
  - (c) a component equal to ECU 3.63.
6. If it falls within sub-heading 0401 20 99 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 5(a);
  - (b) a component calculated in accordance with point 5(b);
  - (c) a component equal to ECU 2.42.
7. If it falls within sub-heading 0401 30 11 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy on the pilot product of Group 2, multiplied by the coefficient 0.0771;
  - (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.2508;
  - (c) a component equal to ECU 3.63.

8. If it falls within sub-heading 0401 30 19 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 7(a);
  - (b) a component calculated in accordance with point 7(b);
  - (c) a component equal to ECU 2.42.
9. If it falls within sub-headings 0401 30 31 and 0402 91 51 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the pilot product of Group 2, multiplied by the coefficient 0.0573;
  - (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.5374;
  - (c) a component equal to ECU 3.63.
10. If it falls within sub-headings 0401 30 39 and 0402 91 59 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 9(a);
  - (b) a component calculated in accordance with point 9(b);
  - (c) a component equal to ECU 2.42.
11. If it falls within sub-headings 0401 30 91 and 0402 91 91 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.9554;
  - (b) a component equal to ECU 3.63.
12. If it falls within sub-headings 0401 30 99 and 0402 91 99 of the combined nomenclature, to the sum of the following components:
- (a) a component calculated in accordance with point 11(a);
  - (b) a component equal to ECU 2.42.
13. If it falls within sub-heading 0402 99 31 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy calculated in accordance with point 9(a) and (b), multiplied by the coefficient expressing the relationship by weight between the milk ingredients contained in the product, on the one hand, and the product itself, on the other hand;
  - (b) a component to take account of the quantity of added sugar or other sweetening matter;
  - (c) a component equal to ECU 3.63.
14. If it falls within sub-heading 0402 99 39 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 13(a);
- (b) a component calculated in accordance with point 13(b);
- (c) a component equal to ECU 2.42.

15. If it falls within sub-heading 0402 99 91 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy calculated in accordance with point 11(a), multiplied by the coefficient expressing the relationship by weight between the milk ingredients contained in the product, on the one hand, and the product itself, on the other hand;
- (b) a component to take account of the quantity of added sugar or other sweetening matter;
- (c) a component equal to ECU 3.63.

16. If it falls within sub-heading 0402 99 99 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 15(a);
- (b) a component calculated in accordance with point 15(b);
- (c) a component equal to ECU 2.42.

17. If it falls within sub-headings 0402 10 11 and 0403 90 51 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 3(a);
- (b) a component calculated in accordance with point 3(b);
- (c) a component equal to ECU 6.04.

18. If it falls within sub-headings 0403 10 13 and 0403 90 53 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 5(a);
- (b) a component calculated in accordance with point 5(b);
- (c) a component equal to ECU 6.04.

19. If it falls within sub-headings 0403 10 19 and 0403 90 59 of the combined nomenclature, to the sum of the following components:

- (a) a component calculated in accordance with point 7(a);
- (b) a component calculated in accordance with point 7(b);
- (c) a component equal to ECU 6.04.

20. If it falls within sub-headings 0403 10 31 and 0403 90 61 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy calculated in accordance with point 17(a) and (b), multiplied by a coefficient expressing the relationship by weight between the milk ingredients contained in

- the product, on the one hand, and the product itself, on the other hand;
- (b) a component to take account of the quantity of added sugar or other sweetening matter;
  - (c) a component equal to ECU 6.04.
21. If it falls within sub-headings 0403 10 33 and 0403 90 63 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy calculated in accordance with point 18(a) and (b), multiplied by a coefficient expressing the relationship by weight between the milk ingredients contained in the product, on the one hand, and the product itself, on the other hand;
  - (b) a component to take account of the quantity of added sugar or other sweetening matter;
  - (c) a component equal to ECU 6.04.
22. If it falls within sub-headings 0403 10 39 and 0403 90 69 of the combined nomenclature, to the sum of the following components:
- (a) a component equal to the levy calculated in accordance with point 19(a) and (b), multiplied by a coefficient expressing the relationship by weight between the milk ingredients contained in the product, on the one hand, and the product itself, on the other hand;
  - (b) a component to take account of the quantity of added sugar or other sweetening matter;
  - (c) a component equal to ECU 6.04.
23. If it falls within sub-heading 0405 00 90 of the combined nomenclature, the levy for the pilot product multiplied by the coefficient 1.22.

#### Article 7

The levy on 100 kilograms on a product in Group 11 shall be equal:

1. If it falls within sub-headings 0406 10 10, 0406 90 71, 0406 90 91, and 0406 90 93 of the combined nomenclature, to the sum of the following components:
  - (a) a component equal to the levy on the pilot product of Group 11;
  - (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.18.
2. If it falls within sub-headings 0406 10 90, 0406 90 97 and 0406 90 99 of the combined nomenclature, to the sum of the following components:
  - (a) a component equal to the levy on the pilot product of Group 11;
  - (b) a component equal to ECU 96.72.

3. If it falls within sub-headings 0406 30 10 and 0406 30 39 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy on the pilot product of Group 11, multiplied by the coefficient 0.60;
- (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.24;
- (c) a component equal to ECU 12.09.

4. If it falls within sub-heading 0406 30 31 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy on the pilot product of Group 11, multiplied by the coefficient 0.80;
- (b) a component equal to the levy on the pilot product of Group 6, multiplied by the coefficient 0.05;
- (c) a component equal to ECU 12.09.

5. If it falls within sub-heading 0406 30 90 of the combined nomenclature, to the sum of the following components:

- (a) a component equal to the levy calculated in accordance with point 3;
- (b) a component equal to ECU 96.72.

#### Article 8

Without prejudice to the provisions of Article 12, the levy on 100 kilograms of a product in Group 11 is equal to the threshold price reduced by:

- (a) ECU 249.04 per 100 kilograms, if it is a product falling within sub-headings 0406 90 25 and 0406 90 27 of the combined nomenclature, with a fat content by weight of dry matter of not more than 48 per cent;
- (b) ECU 249.04 per 100 kilograms and increased by a component equal to ECU 24.18, if it is a product falling within sub-headings 0406 90 25 and 0406 90 27 of the combined nomenclature, with a fat content by weight of dry matter of more than 48 per cent;
- (c) ECU 261.13 per 100 kilograms if it is a product falling within sub-headings 0406 90 29, 0406 90 31 and 0406 90 50 of the combined nomenclature;

on the condition that the price on importation is not lower than the amount which is deducted from the threshold price. However, the price on importation for the products referred to above under (c) may not be lower than ECU 243 per 100 kilograms.

Article 9

When the price on importation into the Community of an assimilated product, the levy on which differs from that on its pilot product, is recorded as being considerably less than the price which would normally apply in relation to the price of the pilot product, the levy shall be equal to the sum of the following components:

- (a) a component equal to the amount resulting from those provisions of Articles 2 to 7 which apply to the assimilated product in question;
- (b) an additional component fixed at a level allowing the normal relationship between prices on importation into the Community and quality of the assimilated products.

Article 10

A component to take account of the quality of added sugar or other sweetening matter shall be equal to the average of the levies on 50 kilograms of white sugar during the first twenty days of the month preceding the month when the levy on the milk product in question is applicable.

Article 11

1. The milk product content of products falling within heading No. 2309 of the combined nomenclature referred to in Article 3(4), when imported from third countries shall be determined by applying a coefficient of 2 to the lactose content per 100 kilograms of the product in question.
2. The methods for defining the starch content of products falling within heading No. 2309 of the combined nomenclature shall be determined according to the procedure laid down in Article 26 of Regulation (EEC) No. 2727/75.

Article 12

When the milk product listed in Article 1 of Regulation (EEC) No. 804/68 is imported from a third country in the framework of a special arrangement concluded between that country and the Community, in the framework of a concession by the Community concluded in the GATT, or in the framework of an autonomous concession and for which an IMA 1 certificate is presented, issued under the conditions provided for by the Community Regulations enacted on this question, a specific levy is applied.

The detailed rules of application of the specific levies shall be determined according to the procedure provided for in Article 30 of the Regulation (EEC) No. 804/68 in accordance with the contents of the special arrangements concluded.

Article 13

This Regulation shall enter into force on 1 January 1980.

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

Done at Brussels, 18 December 1979.

For the Council  
The President  
B. Lenihan

ANNEX

Number of group	Group of products according to the combined nomenclature	Pilot products for each group of products
1	0404 10	Powdered whey, obtained by the spray process, with a water content of less than 5% by weight, in packages normally used in the trade of a net content of 25 kg. or more.
2	0402 10 0403 90 11 0403 90 31 0404 90 11 0404 90 31 0404 90 51 0404 90 91 2309 10 15 2309 10 19 2309 10 39 2309 10 59 2309 10 70 2309 90 35 2309 90 39 2309 90 49 2309 90 59 2309 90 70	Milk powder, obtained by the spray process, with a fat content of less than 1.5% by weight and a water content of less than 5% by weight in packages normally used in the trade of a net content of 25 kg. or more.
3	0402 21 0402 29 0403 90 13 0403 90 19 0403 90 33 0403 90 39 0404 90 13 0404 90 19 0404 90 33 0404 90 39 0404 90 53 0404 90 59 0404 90 93 0404 90 99	Milk powder, obtained by the spray process, with a fat content of 26% by weight and a water content of less than 5% by weight, in packages used in the trade of a net content of 25 kg. or more.
4	0402 91 11 0402 91 19 0402 91 31 0402 91 39	Concentrated milk with a fat content of 7.5% by weight and a dry matter content of 25% by weight, in cases or cartons of 96 tins of a net content of 170 g.

Number of group	Group of products according to the combined nomenclature	Pilot products for each group of products
5	0402 99 11 0402 99 19	Concentrated milk with added sugar, with a fat content of 9% by weight and a lactic dry matter content of 31% by weight, in cases or cartons of 48 tins of a net content of 397 g.
6	0401 0402 91 51 0402 91 59 0402 91 91 0402 91 99 0402 99 31 0402 99 39 0402 99 91 0402 99 99 0403 10 11 0403 10 13 0403 10 19 0403 10 31 0403 10 33 0403 10 39 0403 90 51 0403 90 53 0403 90 59 0403 90 61 0403 90 63 0403 90 69 0405	Butter with a fat content of 82% by weight, in packages normally used in the trade of a net content of 25 kg. or more.
7	0406 90 13 0406 90 15 0406 90 17	Emmentaler cheese, whole, matured for three to four months with a fat content of 45% by weight, in the dry matter, without packaging.
8	0406 40	Blue-veined cheese, whole with a fat content of 45% by weight, dry matter, in packages normally used in the trade.

Number of group	Group of products according to the combined nomenclature	Pilot products for each group of products
9	0406 20 0406 90 19 0406 90 61 0406 90 63 0406 90 69	Parmigiano Reggiano cheese, whole, matured for 18 months, with a fat content of 32% by weight, in the dry matter, without packaging.
10	0406 90 11 0406 90 21	Cheddar cheese, whole, matured for three months, with a fat content of 50% by weight, in the dry matter and a water content by weight of the non-fatty matter greater than 50% and not more than 57% without packaging.
11	0406 10 0406 30 0406 90 23 0406 90 25 0406 90 27 0406 90 29 0406 90 31 0406 90 33 0406 90 35 0406 90 37 0406 90 39 0406 90 50 0406 90 71 0406 90 73 0406 90 75 0406 90 77 0406 90 79 0406 90 81 0406 90 83 0406 90 85 0406 90 89 0406 90 91 0406 90 93 0406 90 97 0406 90 99	Whole cheese, matured for six to eight weeks, with a fat content of 45% by weight, in the dry matter, without packaging.
12	1702 10 90 2106 90 51	Lactose containing, in the dry state, 98.5% by weight of the pure product, in packages normally used in the trade.

ANNEX III

COMMISSION REGULATION (EEC) NO. 1767/82

of 1 July 1982

laying down detailed rules for applying specific import levies  
on certain milk products

(Official Journal No. L 196 of 5 July 1982, page 1)

THE COMMISSION 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 products, as last amended by Regulation (EEC) No. 1183/82, and in particular Article 14(7) thereof;

Having regard to Council Regulation (EEC) No. 974/71 of 12 May 1971 on certain measures of conjunctural policy to be taken in agriculture following the temporary widening of the margins of fluctuation for the currencies of certain Member States, as last amended by Regulation (EEC) No. 3605/81, and in particular Article 6 thereof;

Whereas Council Regulation (EEC) No. 2915/79, as last amended by Regulation (EEC) No. 1463/82, provides for specific levies on certain cheeses from non-member countries;

Whereas the conditions for admission to the tariff headings given for most of these cheeses are laid down in Commission Regulation (EEC) No. 1054/68, as last amended by Regulation (EEC) No. 584/82, and in Commission Regulation (EEC) No. 2965/79, as last amended by Regulation (EEC) No. 1898/81; whereas, as a result of the most recent amendment to Regulation (EEC) No. 2915/79, admission to tariff headings is no longer the sole factor to be considered for the purposes of applying the specific levy; whereas, therefore, the Commission Regulations in this field should be amended;

Whereas, for the sake of clarity and administrative efficiency, all the provisions relating to application of the specific levy should be brought together in a single Regulation;

Whereas the detailed description of goods complicates the import procedure; whereas the import procedure could be considerably simplified if the exporting country gave an assurance that the product exported met the description of the goods in question; whereas, therefore, a product should not qualify for the specific levy unless it is accompanied by a certificate issued in a prescribed form on the responsibility of the

exporting country and providing the said assurance; whereas this system of certificates is also used by non-member countries to monitor compliance with tariff quotas; whereas, consequently, no Community system need be introduced for this purpose;

Whereas Commission Regulation (EEC) No. 1055/68, as amended by Regulation (EEC) No. 2751/80, sets the fixed amount representing delivery costs to Community customs territory in respect of certain cheeses from Finland; whereas this fixed amount is no longer a factor to be taken into consideration in respect of import of cheese from Finland; whereas the Regulation in question should therefore be repealed;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products;

HAS ADOPTED THIS REGULATION:

#### Article 1

1. The import levies applicable to the products listed in Annex II to Regulation (EEC) No. 2915/79 shall be those listed in Annex I to this Regulation.
2. The products listed in Annex I shall qualify for the above-mentioned import levies only on production of an IMA 1 certificate drawn up according to the specimen in Annex II, subject to compliance with the conditions laid down in this Regulation.
3. Admission:
  - to sub-heading 04.02 B I(a) of the Common Customs Tariff of special milk for infants, in hermetically sealed containers of a net content not exceeding 500 grams and with a fat content, by weight, exceeding 10 per cent but not exceeding 27 per cent, and;
  - of Glarus herb cheese (known as Schabziger), to sub-heading 04.04 B of the Common Customs Tariff made from skimmed milk with finely-ground herbs added;

shall be subject to production of the certificate referred to in paragraph 2 and to compliance with the conditions laid down in this Regulation.

#### Article 2

1. The dimensions of the form referred to in Article 1(2) shall be 210 x 297 mm. The paper used shall weigh at least 40 g./m.<sup>2</sup> and shall be white in colour.

2. The forms shall be printed and completed in an official Community language. They may also be printed and completed in an official language of the exporting country in addition to an official Community language.
3. The form shall be completed, either in typescript or in manuscript. Block letters shall be used for forms completed in manuscript.
4. Each certificate shall bear a serial number allocated to it by the issuing agency.

#### Article 3

1. A separate certificate must be drawn up for each type and each form of presentation of the products referred to in Article 1.
2. The certificate must contain, in respect of each type and each form of presentation, the particulars set out in Annex III.

#### Article 4

Within three months of the date of issue of the certificate, the original thereof shall be presented to the customs authorities of the importing Member State, together with the products to which it relates, except in unforeseeable circumstances or in cases of force majeure.

#### Article 5

1. A certificate shall be valid only if duly completed and authenticated by an issuing agency listed in Annex IV.
2. The certificate shall be regarded as duly authenticated when it shows the date and place of issue, is stamped by the issuing agency and bears the signature or signatures of the person or persons qualified to sign it.
3. A certificate on which the free-at-frontier price must be shown shall be regarded as valid even where the free-at-frontier value to be observed has altered during the period between the issue of the certificate and the placing of the product into free circulation in the Community, provided that:
  - (a) the free-at-frontier price shown on the certificate is not less than the free-at-frontier value applicable on the date of issue; and
  - (b) the certificate was issued less than a month before the change in the free-at-frontier value.

Article 6

1. An issuing agency may be listed in Annex IV only if:
  - (a) it is recognized as such by the exporting country;
  - (b) it undertakes to verify the particulars set out in the certificates;
  - (c) it undertakes to supply the Commission and the Member States, upon request, with any information that may be required to assess the particulars set out in the certificates.
2. Annex IV shall be revised when the condition referred to in paragraph 1(a) is no longer fulfilled or when an issuing agency does not fulfil one of the obligations it has undertaken.

Article 7

Member States shall take the measures necessary to check that the system of certificates established by this Regulation is operating correctly.

Article 8

No monetary compensatory amounts shall apply when the products specified in Annex I(a), (b), (d), (e), (f), (g), (i), (k), (l), (m), (n), (o), (p) and (s) are put into free circulation.

Article 9

Regulations (EEC) No. 1054/68, (EEC) No. 1055/68 and (EEC) No. 2965/79 are hereby repealed.

Article 10

This Regulation shall enter into force on 5 July 1982.

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

Done at Brussels, 1 July 1982.

For the Commission  
Poul DALSGER  
Member of the Commission

ANNEX III (cont'd)

CN Code	Description of goods	Country of origin	Import levy in ECU per 100 kg. net weight unless specified otherwise
a) 0402 29 11	Special milk, for infants, in hermetically sealed containers of a net content not exceeding 600 g., of a fat content by weight exceeding 10% and not exceeding 27%	Switzerland	36.27
(b) 0406 20 10 0406 90 19	Glarus herb cheese (known as Schabziger)	Switzerland	6% of the customs value
(c) ex 0406 90 13 ex 0406 90 15 ex 0406 90 17	Emmentaler, Gruyère, Sbrinz, Appenzell, Vacherin fribourgeois, Vacherin mont d'or and Tête de Moine, of a minimum fat content of 45% by weight, in the dry matter, matured for at least 18 days in the case of Vacherin mont d'or, for at least two months in the case of Vacherin fribourgeois and at least three months in the case of the others:  - whole cheeses with rind <sup>2(a)</sup> of a free-at-frontier value <sup>3</sup> of not less than ECU 362,88 but less than ECU 387,06 per 100 kg. net weight  - pieces packed in vacuum or in inert gas, <sup>4</sup> rind <sup>2(a)</sup> on at least one side, of a net weight of not less than 1 kg. but less than 5 kg. and of a free-at-frontier value <sup>3</sup> of not less than ECU 387,06 but less than ECU 411,24 per 100 kg. net weight	Switzerland	18.13
(d) ex 0406 90 13 ex 0406 90 15 ex 0406 90 17	Emmentaler, Gruyère, Sbrinz, Appenzell, Vacherin fribourgeois, Vacherin mont d'or and Tête de Moine, of a minimum fat content of 45% by weight, in the dry matter, matured for at least 18 days in the case of Vacherin mont d'or, for at least two months in the case of Vacherin fribourgeois and at least three months in the case of the others:  - whole cheeses with rind <sup>2(a)</sup> of a free-at-frontier value <sup>3</sup> not less than ECU 387,06 per 100 kg. net weight  - pieces packed in vacuum, or inert gas, <sup>4</sup> with rind <sup>2(a)</sup> on at least one side, of a net weight of not less than 1 kg. and of a free-at-frontier value <sup>3</sup> not less than ECU 411,24 per 100 kg. net weight  - pieces packed in vacuum or in inert gas, <sup>4</sup> of a net weight not exceeding 450 g. and of a free-at-frontier value <sup>3</sup> of not less than ECU 445,09 per 100 kg. net weight	Switzerland	9.07

ANNEX III (cont'd)

CN Code	Description of goods	Country of origin	Import levy in ECU per 100 kg. net weight unless specified otherwise
(e) ex 0406 90 13 ex 0406 90 15 ex 0406 90 17	Emmentaler, Gruyère, Sbrinz and Bergkäse, of a minimum fat content of 45% by weight, in the dry matter, matured for at least three months:  - whole cheeses with rind <sup>2(a)</sup> subject to an annual tariff quota of 6,850 tonnes, including the quota for Finlandia referred to in point (r) originating from Finland  - pieces packed in vacuum or inert gas, <sup>4</sup> with rind <sup>2(a)</sup> on at least one side, of a net weight of not less than 1 kg. but less than 5 kg., subject to an annual tariff quota of 1,700 tonnes originating from Finland  The quantities referred to in the first and second indents are interchangeable within 25% of the quantities shown	Finland	18.13
(f) ex 0406 90 13 ex 0406 90 15 ex 0406 90 17	Emmentaler, Gruyère, Sbrinz and Bergkäse, of a minimum fat content of 45% by weight, in the dry matter, matured for at least three months:  - whole cheeses <sup>2(a)</sup>  - pieces packed in vacuum or in inert gas, <sup>4</sup> with rind <sup>2(a)</sup> on at least one side, of a net weight of not less than 1 kg.  - pieces packed in vacuum or in inert gas, <sup>4</sup> of a net weight of not more than 450 g.  Within the limit of a total annual tariff quota of 8,000 tonnes, originating from Austria	Austria	18.13
(g) ex 0406 90 21	Cheddar, made from unpasteurized milk, of a minimum fat content of 50% by weight, in the dry matter, matured for at least nine months, of a free-at-frontier value <sup>3</sup> per 100 kg. net weight of not less than:  - ECU 293,86 in the case of whole cheeses <sup>2(b)</sup>  - ECU 312,00 in the case of cheeses of a net weight of not less than 500 g.  - ECU 324,09 in the case of cheeses of a net weight of less than 500 g.  Subject to an annual tariff quota of 2,750 tonnes	Canada	12.09

ANNEX III (cont'd)

CN Code	Description of goods	Country of origin	Import levy in ECU per 100 kg. net weight unless specified otherwise
(h) ex 0406 90 21	Whole cheddar cheeses, <sup>2(a)</sup> of a minimum fat content of 50% by weight, in the dry matter, matured for at least three months, subject to an annual tariff quota of 9,000 tonnes	Australia New Zealand	15.00
(i) 0406 90 11	- Cheddar and - other cheeses intended for processing, subject to an annual tariff quota of 3,500 tonnes	Australia New Zealand	15.00
(j) ex 0406 30 10	Processed cheese, not grated or powdered, in the blending of which only Emmentaler, Gruyère and Appenzell have been used and which may contain, as an addition, Glarus herb cheese (known as Schabziger), put up for retail sale, of a free-at-frontier value of not less than ECU 243 per 100 kg. net weight and of a fat content not exceeding 56% by weight, in the dry matter	Switzerland	36.27
(k) ex 0406 30 10	Processed cheese, not grated or powdered, in the blending of which only Emmentaler, Gruyère and Appenzell have been used and which may contain, as an addition Glarus herb cheese (known as Schabziger), put up for retail sale, of a fat content by weight in the dry matter not exceeding 56% by weight, in the dry matter, subject to an annual tariff quota of 700 tonnes, including Tilsit, Turunmaa and Lappi cheeses referred to in point (t), originating from Finland	Finland	36.27
(l) ex 0406 30	Processed cheese, not grated or powdered, in the blending of which only Emmentaler, Bergkäse or similar hard cheeses have been used, put up for retail sale, and of a fat content by weight in the dry matter not exceeding 56% by weight, in the dry matter, subject to an annual tariff quota of 3,750 tonnes, originating from Austria	Austria	36.27
(m) ex 0406 90 25	Tilsit, of a fat content not exceeding 48% by weight, in the dry matter	Romania Switzerland	77.70
(n) ex 0406 90 25	Tilsit, of a fat content exceeding 48% by weight in the dry matter	Romania Switzerland	101.88
(o) 0406 90 29	Kashkaval	Bulgaria Hungary Israel Romania Turkey Yugoslavia Cyprus	65.61

ANNEX III (cont'd)

CN Code	Description of goods	Country of origin	100 kg. net weight unless specified otherwise
(p) 0406 90 31 0406 90 50	Cheese of sheep's milk, in containers containing brine, or in sheepskin or goatskin bottles	Bulgaria Hungary Israel Romania Turkey Cyprus Yugoslavia	65.61
(q) 0406 40 00 ex 0406 90 23 ex 0406 90 25 0406 90 27 0406 90 35 0406 90 89	- Blue-veined cheese - Tilsit, matured for at least one month and Butterkäse - Mondseer, with a fat content, by weight in the dry matter of not less than 40% but less than 48% - Alpentaler, with a fat content of 45% by weight in the dry matter and a water content of more than 40% but less than 45% by weight - Edam, with a fat content by weight, in the dry matter, of more than 40% but less than 48%, put up in forms of a net weight not exceeding 350 g. (known as Geheimratskäse) - "Tiroler Graukäse", with a fat content by weight in the dry matter of less than 1% and a water content higher than 60% but less than 66% by weight - cheeses known as "Weisskäse nach Balkanart" and "Kefalotyri", processed from cow's milk, with a fat content by weight in the dry matter of less than 48%	Austria	60.00
Subject to a total annual tariff quota of 3,950 tonnes, originating from Austria			
For the year 1987, this quota is fixed at 3,050 tonnes			
(r) ex 0406 90 37	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., originating from Finland, subject to an annual tariff quota of 3,000 tonnes. The quantities of this product which are not imported may be replaced by corresponding quantities of the cheeses listed in point (e), first indent	Finland	18.13

ANNEX III (cont'd)

CN Code	Description of goods	Country of origin	Import levy in ECU per 100 kg. net weight unless specified otherwise
(s) ex 0406 69 39 0406 90 89	<p>- Jarlsberg, with a minimum fat content of 45% by weight in the dry matter and a dry matter content of at least 56% matured for at least three months:</p> <ul style="list-style-type: none"> <li>- whole cheeses with rind, from 8 to 12 kg.</li> <li>- in rectangular blocks with a net weight of not more than 7 kg.</li> <li>- pieces packed in vacuum or in inert gas, with a net weight of not less than 150 g. and not more than 1 kg.</li> </ul> <p>- Ridder, with a minimum fat content of 60% by weight, in the dry matter, matured for at least four weeks:</p> <ul style="list-style-type: none"> <li>- whole cheeses with rind, from 1 to 2 kg.</li> <li>- pieces packed in vacuum or in inert gas, with rind on at least one side, with a net weight of at least 150 g.</li> </ul> <p>Originating from Norway, subject to an annual tariff quota of:</p> <ul style="list-style-type: none"> <li>- 2,020 tonnes for 1989</li> <li>- 2,020 tonnes for 1990</li> <li>- 2,020 tonnes for 1991</li> </ul>	Norway	55.00
(t) 0406 90 25 ex 0406 90 89	Tilsit, turunmaa and Lappi, subject to the annual tariff quota listed in point (k)	Finland	60.00
(u) ex 0406 90 89	"Tulum Peynin", processed from sheep's milk or buffalo's milk, in individual plastic containers not exceeding 10 kg.	Turkey	65.61

ANNEX III (cont'd)

<sup>1</sup>Special milk for infants means products free of pathogenic and toxigenic germs and which have less than 10.000 revivifiable aerobic bacteria and less than 2 coliform bacteria per gram.

2(a) "Whole cheeses, with rind" means whole cheeses of the following net weights:

- Emmentaler	not less than 60	kg. but not more than	130 kg. inclusive;
- Gruyère	not less than 20	kg. but not more than	45 kg. inclusive;
- Sbrinz	not less than 20	kg. but not more than	50 kg. inclusive;
- Bergkäse	not less than 20	kg. but not more than	60 kg. inclusive;
- Appenzell	not less than 6	kg. but not more than	8 kg. inclusive;
- Vacherin fribourgeois	not less than 6	kg. but not more than	10 kg. inclusive;
- Tête de moine	not less than 0,700	kg. but not more than	4 kg. inclusive;
- Vacherin mont d'or	not less than 0,400	kg. but not more than	3 kg. inclusive;

For the purposes of these provisions, "rind" is defined as follows:

"The rind of such cheeses is the outer layer formed from the cheese itself, having a distinctly more solid consistency and a distinctly darker colour."

(b) "Whole cheddar cheeses" means:

- whole cheeses of a net weight of not less than 33 kg. but not more than 44 kg. inclusive;
- cubic blocks or parallelepipeds of cheese of a net weight of not less than 10 kg.

<sup>3</sup>"Free-at-frontier value" means the free-at-frontier price or f.o.b price in the country of exportation, plus a fixed amount, where appropriate, for delivery costs to the customs territory of the Community.

<sup>4</sup>The concession shall apply to rectangular blocks or to vacuum-packed pieces packed in inert gas provided that the packings of such goods bear at least the following particulars:

- the name of the cheese;
- the fat content by weight in the dry matter;
- the packer responsible;
- the country of origin of the cheese.

<sup>5</sup>The expression "put up for retail sale" shall be taken to apply to cheese put up in immediate packings of a net weight not exceeding 1 kg. containing portions or slices of an individual net weight not exceeding 100 g.

ANNEX III (cont'd)

CERTIFICATE IMA 1

1. Seller	2. Serial No. of issue	ORIGINAL
CERTIFICATE		
3. Buyer	for the admission of certain milk products to certain headings or sub-headings of the combined nomenclature	
4. Number and date of invoice	5. Country of origin	6. Member State of destination
IMPORTANT		
A. A separate certificate must be made out for each form of presentation of each product.		
B. The certificate must be in an official language of the European Economic Community. It may also contain a translation into the official language or one official language of the exporting country.		
C. The certificate must be made out in accordance with the Community provisions in force.		
D. The original and, where appropriate, a copy of the certificate must be presented to the customs office in the Community at the time when the product is being put into free circulation.		
7. Marks, numbers, number and kind of packages; detailed description of product and particulars of its form of presentation	8. Gross weight (kg.)	9. Net weight (kg.)
10. Raw material used		
11. Fat content by weight (kg.) referred to dry matter		
12. Water content by weight (kg.) in non-fat matter		
13. Fat content by weight (kg.)		
14. Ripening period		
15. Community free-at-frontier price per 100 kg. net weight (in ECU) equal to or more than:		
16. Observations: (a) tariff quota <sup>1</sup> (b) intended for processing <sup>1</sup>		
17. IT IS HEREBY CERTIFIED		
- that the particulars set out above are accurate and comply with the Community provisions in force, - that for the products described above, no discount, refund, or any other rebate will be granted to the buyer, which may lead to the product in question having a value less than the minimum import value fixed for such product		
18. Issuing agency	Place	Year    Month    Day
(Signature and stamp of issuing agency)		

<sup>1</sup>Delete as appropriate

<sup>2</sup>This clause is deleted for cheeses of sheep or buffalo milk, for Glarus, Tilsit, and Butterkäse and for special milk for infants.

ANNEX III (cont'd)

Rules for completing certificates

The following must be completed, in addition to boxes 1 to 6, 9, 17 and 18 of the IMA 1 certificate:

A. As regards special milk for infants falling within sub-heading 0402 29 11 of the combined nomenclature:

1. Box 7 by specifying "special milk for infants which is free from toxigenic or pathogenic germs and contains per gram less than 10,000 revivifiable aerobic bacteria and less than two coliform bacteria";
2. Box 10 by specifying "exclusively home-produced cows' milk";
3. Box 13 by specifying "exceeding 10 per cent but not exceeding 27 per cent".

B. As regards Emmentaler, Gruyère, Sbrinz, Bergkäse, Appenzeli, Vacherin mont d'or, Vacherin fribourgeois or Tête de Moine cheese falling within sub-headings ex 0406 90 13, ex 0406 90 15 and ex 0406 90 17 of the combined nomenclature:

1. Box 7 by specifying, as appropriate, "Emmentaler cheese", "Gruyère cheese", "Sbrinz cheese", "Bergkäse cheese", "Appenzeli cheese", "Vacherin fribourgeois cheese", "Vacherin mont d'or" or "Tête de Moine cheese" and as appropriate:
  - "in whole cheese, with rind";
  - "in pieces packed in vacuum or in inert gas, with rind on at least on side, and of a weight of not less than 1 kg. but less than 5 kg.";
  - "in pieces packed in vacuum or in inert gas, of a net weight not exceeding 450 g.";
2. Box 10 by specifying "exclusively home-produced cows' milk";
3. Box 11 by specifying "at least 45 per cent";
4. Boxes 14 and 15; in the case of products originating in Austria or Finland, however, box 15 need not be completed.

C. As regards Glarus herb cheese (known as Schabziger) falling within sub-heading 0406 90 19 of the combined nomenclature:

1. Box 7 by specifying "Glarus cheese (known as Schabziger)";
2. Box 10 by specifying "exclusively home-produced skimmed-milk with finely-ground herbs added".

D. As regards the processed cheeses listed under (j), (k) and (l) in Annex I falling within sub-heading ex 0406 30 of the combined nomenclature:

1. Box 7 by specifying "processed cheese, put up in immediate packaging of a weight not exceeding 1 kg. containing portions or slices each weighing not more than 100 g.";
2. Box 10 by specifying "exclusively home-produced Emmentaler, Gruyère and Appenzell and possibly as an addition, Glarus herb cheese (known as Schabziger)" for products originating from Switzerland and Austria;
3. Box 10 by specifying "exclusively home-produced Emmentaler, Bergkäse or similar hard cheeses" for products originating from Austria;
4. Box 11 by specifying "not more than 56 per cent";
5. Box 15; in the case of products originating in Austria or Finland, however, box 15 need not be completed.

E. As regards cheddar listed under (g) in Annex I and falling within sub-heading ex 0406 90 21 of the combined nomenclature:

1. Box 7 by specifying, as appropriate:
  - "whole cheddar cheeses";
  - "cheddar cheeses in forms other than whole cheeses, of a net weight of not less than 500 g.";
  - "cheddar cheese in forms other than whole cheeses, of a net weight of less than 500 g.;
2. Box 10 by specifying "exclusively unpasteurized home-produced cows' milk";
3. Box 11 by specifying "at least 50 per cent";
4. Box 14 by specifying "at least nine months";
5. Boxes 15 and 16 by specifying the period for which the quota is valid.

F. As regards cheddar cheeses listed under (h) in Annex I and falling within sub-heading ex 0406 90 21 of the combined nomenclature:

1. Box 7 by specifying "whole cheddar cheeses";
2. Box 10 by specifying "exclusively home-produced cows' milk";
3. Box 11 by specifying "at least 50 per cent";
4. Box 14 specifying "at least three months";
5. Box 16 by specifying the period for which the quota is valid.

G. As regards cheddar cheese intended for processing as listed under (i) in Annex I and falling within sub-heading 0406 90 11 of the combined nomenclature:

1. Box 7 by specifying "whole cheddar cheeses";
2. Box 10 by specifying "exclusively home-produced cows' milk";
3. Box 16 by specifying the period for which the quota is valid.

H. As regards other cheese, other than cheddar, intended for processing, as listed under (i) in Annex I and falling within sub-heading 0406 90 11 of the combined nomenclature:

1. Box 7 by specifying "exclusively home-produced cows' milk";
2. Box 16 by specifying the period for which the quota is valid.

I. As regards Tilsit, Butterkäse, Turunmaa or Lappi cheeses listed under (m), (n) and (t) in Annex I and falling within sub-heading ex 0406 90 89 of the combined nomenclature:

1. Box 7 by specifying as appropriate, "Tilsit cheese", "Butterkäse cheese", "Turunmaa cheese" or "Lappi cheese";
2. Box 10 by specifying "exclusively home-produced cows' milk";
3. Boxes 11 and 12.

K. As regards Kashkavel cheeses listed under (o) in Annex I and falling within sub-heading 0406 90 29 of the combined nomenclature:

1. Box 7 by specifying "Kashkavel cheese";
2. Box 10 by specifying "exclusively home-produced sheep's milk";
3. Boxes 11 and 12.

L. As regards cheeses of sheep's milk or buffalo milk in containers containing brine, or in sheepskin or goatskin bottles, as listed under (p) in Annex I and falling within sub-headings ex 0406 90 31 and 0406 90 50 of the combined nomenclature:

1. Box 7 by specifying, as appropriate, "cheese of sheep's milk" or "cheese of buffalo milk" and "in containers containing brine" or "in sheepskin or goatskin bottles";
2. Box 10 by specifying, as appropriate, "exclusively home-produced sheep's milk" or "exclusively home-produced buffalo milk";
3. Boxes 11 and 12.

M. As regards Edam cheese listed under (q) in Annex I and falling within sub-headings ex 0406 90 89 of the combined nomenclature:

1. Box 7 by specifying "Edam cheese in forms of a net weight not exceeding 350 g. (known as Geheimratskäse)";
2. Box 1 by specifying "not less than 40 per cent but less than 48 per cent."

N. As regards blue-veined cheeses listed under (q) in Annex I and falling within sub-heading 0406 40 00 of the combined nomenclature:

1. Box 7 by specifying "blue-veined cheese, not grated or powdered".

O. As regards Weisskäse nach Balkanart and Kefalotyri cheeses listed under (q) in Annex I and falling within sub-heading 0406 90 89 of the combined nomenclature:

1. Box 7 by specifying, as appropriate "Weisskäse nach Balkanart" or "Kefalotyri";
2. Box 10 by specifying "exclusively home-produced cows' milk";
3. Box 11 by specifying "less than 48 per cent".

P. As regards Finlandia cheeses listed under (r) in Annex I and falling within sub-heading ex 0406 90 37 of the combined nomenclature:

1. Box 7 by specifying "Finlandia cheese in rectangular blocks, of a net weight of not less than 30 kg.";
2. Box 11 by specifying "at least 45 per cent";
3. Box 14 by specifying "at least 100 days".

Q. As regards Jarlsberg and Ridder cheeses listed under (s) in Annex I and falling within sub-headings 0406 90 39 and ex 0406 90 89 of the combined nomenclature:

1. Box 7 by specifying either "Jarlsberg cheese" and as appropriate:

- "whole cheeses with rind with a net weight of 8 to 12 kg. inclusive";
- "rectangular blocks with a net weight of not more than 7 kg.";
- "pieces packed in vacuum or in inert gas, with a net weight of at least 150 g. and not more than 1 kg.";

or "Ridder cheese", and as appropriate:

- "whole cheeses with rind of 1 kg. to 2 kg.";

or

- "pieces packed in vacuum or in inert gas, with rind on at least one side, with a net weight of at least 150 g.";

2. Box 11 by specifying as appropriate "at least 45 per cent" or "at least 60 per cent";

3. box 14 by specifying as appropriate "at least three months" or "at least four months".

## ANNEX IV

Third country	Combined nomenclature code and description of goods	Issuing agency	
		Name	Location
Australia	0406 90 11 Cheddar and other cheese for processing	Department of Primary Industry	Canberra
Austria	0406 30 Processed cheese 0406 40 00 Blue-veined cheese 0406 90 13 Emmental ex 0406 90 15 Gruyère ex 0406 90 17 Bergkäse 0406 90 23 Edam 0406 90 25 Tilsit 0406 90 27 Butterkäse 0406 90 35 Kefalotyri ex 0406 90 89 Alpentaler Tiroler Graukäse Mondseer Cheeses known as "Weißkäse nach Baikanart"	Milchwirtschaftsfonds and Öster-reichische Hartkäse Export-Gesellschaft either jointly or separately	Vienna Innsbruck
Bulgaria	0406 90 29 Kashkaval 0406 90 31 Cheeses of sheep's milk 0406 90 50 or buffalo milk	Bulgarkontrola	Sofia
Canada	0406 90 21 Cheddar	Canadian Dairy Commission Commission canadienne du lait	Ottawa
Cyprus	0406 90 29 Kashkaval 0406 90 31 Cheeses of sheep's milk 0406 90 50 or buffalo milk	Ministry of commerce and Industry	Nicosia
Finland	0406 90 13 Emmental ex 0406 90 15 Gruyère 0406 30 Processed cheese 0406 90 25 Tilsit 0406 90 37 Finlandia ex 0406 90 89 Turunmaa, lappi	Valtion Maitovalmisteiden Tarkastuslaitos	Helsinki
Hungary	0406 90 29 Kashkaval 0406 90 31 Cheeses of sheep's milk 0406 90 50 or buffalo milk	Tejtermékek Magyar Allami Ellenőrző Allomasa	Budapest
Israel	0406 90 29 Kashkaval 0406 90 31 Cheeses of sheep's milk 0406 90 50 or buffalo milk	Ministry of Industry and Trade, Food Division	Jerusalem
Norway	0406 30 Processed cheese 0406 90 39 Jarlsberg ex 0406 90 89 Ridder	O. Favlil Norske Meierier	Bergen Oslo
New Zealand	0406 90 11 Cheddar and other cheeses for processing	New Zealand Dairy Board	Wellington

## ANNEX IV (cont'd)

Third country	Combined nomenclature code and description of goods	Issuing agency	
		Name	Location
Romania	0406 90 25	Tilsit	Oficiul de Control al Marfurilor Bucharest
	0406 90 29	Kashkaval	
	0406 90 31	Cheeses of sheep's milk or buffalo milk	
	0406 90 50		
Switzerland	0402 29 11	Special milk for infants	Office fédéral de l'agriculture du Département fédéral de l'économie publique Berne
	ex 0406 90 17	Appenzell	Office commercial pour le fromage d'Appenzell Saint-Gallen
	0406 90 13	Emmental	Union suisse du commerce de fromage SA Berne
	0406 90 15	Gruyère, Sbrinz	
	ex 0406 90 17	Vacherin fribourgeois, Vacherin mont-d'or, Tête de Moine	Société suisse des fabricants de fromages à pâte molle et mi-dure SFPM Berne
	0406 20 10	Glarus herb cheese	Chambre de commerce glaronaise et Société suisse des fabricants de fromages aux herbes à r.l. Glarus
	0406 90 19		
	0406 30	Processed cheese	Union suisse du commerce de fromage SA Berne
	0406 90 25	Tilsit	Centrale suisse du commerce Tilsit et Office fédéral de l'agriculture du Département fédéral de l'économie publique Weinfelden Berne
	Turkey	ex 0406 90 29	Kashkaval
ex 0406 90 31		Cheeses of sheep's milk or buffalo milk	
ex 0406 90 50			
Yugoslavia	0406 90 29	Kashkaval	Fond za Unapredjenu Proizvodnju i Plasmana Stoke i Stocnih Proizvoda Belgrade
	0406 90 31	Cheeses of sheep's milk or buffalo milk	
	0406 90 50	Tulum Peynir	
	ex 0406 90 89		