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REGULATION (EEC) No 2198/69 OF THE COMMISSION

of 30 October 1969

concerning the periods of grace referred to in Article 10 (2) and (3) of Council Regulation (EEC) No 803/68 on the valuation of goods for customs purposes

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 803/68¹ of 27 June 1968 on the valuation of goods for customs purposes, and in particular Article 10 (4) thereof;

Whereas, pursuant to Article 9 (1) (a) of the above Regulation, one of the conditions for the acceptance of the price paid or payable as the value of the goods for customs purposes is that the contract of sale must be executed within the period specified in Article 10 of the said Regulation; whereas, for the purposes of Article 9, Article 10 (1) prescribes that the price paid or payable may be accepted where the date of the contract precedes the date for valuation for customs purposes as laid down in Article 5 by not more than six months;

Whereas for goods which are usually sold with a delivery period of between six months and twelve months the period may be extended to twelve months pursuant to Article 10 (2) of the said Regulation; for goods which are usually sold with a delivery period of more than twelve months, the period of grace may be correspondingly increased, but not beyond twenty-four months, pursuant to Article 10 (3);

Whereas, pursuant to Article 10 (4) of the above Regulation, the goods to which the periods of grace referred to in Article 10 (2) and (3) apply and the length of the period of grace applicable under Article 10 (3) are to be determined in accordance with the procedure laid down in Article 17 of that Regulation; whereas, in order to do this, account should be taken of trade practices in the Member States;

Whereas it is important to ensure uniform application of the relevant provisions of Regulation (EEC) No 803/68 and to adopt the necessary provisions to that end;

Whereas the measures provided for in this Regulation are in accordance with the Opinion of the Customs Valuation Committee;

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of Article 9 of Council Regulation (EEC) No 803/68 of 27 June 1968, the periods of grace referred to in Article 10 (2) and (3) of that Regulation shall apply to the goods listed in the Table annexed to this Regulation in accordance with the specifications of that Table.

Article 2

This Regulation shall enter into force on 1 January 1970.

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

Done at Brussels, 30 October 1969.

For the Commission

The President

Jean REY

¹ OJ No L 148, 28.6.1968, p. 6.

ANNEX

CCT heading No	Description of goods	Period (in months)
ex 02.04 C III	Turtle meat	12
ex 03.01 A I (b)	Frozen salmon	12
ex 03.01 A III	Carp	12
ex 03.02 A	Herrings, whole, headless, in pieces or fillets	15
04.06	Natural honey	12
ex 05.15 A	Shrimps and prawns, dried	12
ex 06.01	Flower bulbs	12
07.01 A I	Seed potatoes	12
ex 07.01 H	Onions and shallots for planting	15
07.03 B	Capers	12
07.03 E	Tomatoes	12
07.04	Dried, dehydrated or evaporated vegetables, whole, cut, sliced, broken or in powder, but not further prepared:	
	Parsnips	15
	Other	12
07.05	Dried leguminous, vegetables, shelled, whether or not skinned or split	12
ex 07.06 B	Manioc roots, whether or not cut in chips or sliced	12
ex 08.01	Dates, coconuts, Brazil nuts, dried, shelled or not, pineapples, avocados, mangoes, guavas and mangosteens	12
08.01 B	Bananas	¹
ex 08.01 E II	Cashew nuts	15
ex 08.02	Citrus fruit, dried	12
08.03 B	Figs, dried	12
08.04 B	Grapes, dried	12
ex 08.05	Nuts other than those falling within heading No 08.01, dried, shelled or not	12
08.05 A II	Almonds, other than bitter	15
08.11	Fruit provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions) but unsuitable in that state for immediate consumption	12
08.12	Fruit, dried, other than that falling within heading Nos 08.01, 08.02, 08.03, 08.04 or 08.05	12
09.01 A I	Coffee, unroasted	12
ex 09.04	Pepper of the genus <i>Piper</i>	24
ex 09.04	Pimento of the genus <i>Capsicum</i> or the genus <i>Pimenta</i>	12
09.05	Vanilla	12
09.06	Cinnamon and cinnamon-tree flowers	12
09.07	Cloves (whole fruit, cloves and stems)	12
09.08	Nutmeg, mace and cardamoms	12

¹ To be fixed later.

CCT heading No	Description of goods	Period (in months)
ex 09.09	Seeds of anise, badian, fennel, coriander and juniper	12
09.10	Thyme, saffron and bay leaves; other spices	12
12.03	Seeds, fruit and spores, of a kind used for sowing	12
12.06	Hop cones and lupulin	24
12.07	Plants and parts (including seeds and fruit) of trees, bushes, shrubs or other plants, being goods of a kind used primarily in perfumery, in pharmacy, or for insecticidal, fungicidal or similar purposes, fresh or dried, whole, cut, crushed, ground or powdered	12
ex 12.08 C	Apricot kernels	12
13.03	Vegetable saps and extracts: pectic substances, pectinates and pectates; agar-agar and other mucilages and thickeners, derived from vegetable products	12
14.01 A II	Osier, other	12
15.04 A I	Fish-liver oil, with a vitamin A content not exceeding 2500 international units per gramme	12
ex 15.07	Fixed vegetable oils, fluid or solid, crude, refined or purified, other than olive oil	12
15.11 A	Crude glycerol and glycerol lyes	12
16.04 A I	Caviar (sturgeons' eggs)	12
ex 16.04 B	Salmon	12
16.04 D	Sadines	12
16.04 E	Tunny	12
ex 16.04 G	Pilchards and haddock liver	12
ex 16.05	Lobster and crab meat	12
ex 18.01	Cocoa beans, whole, raw	18
ex 18.01	Cocoa beans, whole or broken, roasted	12
ex 18.04	Cocoa butter	18
18.05	Cocoa powder, unsweetened	12
ex 20.01 B	Tomato purée	12
20.02	Vegetables prepared or preserved otherwise than by vinegar or acetic acid	12
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit	12
20.07	Fruit juices (including grape must) and vegetable juices, whether or not containing added sugar, but unfermented and not containing spirit	12
ex 23.01 B	Flours and meals of fish	18
23.07 A	Fish or whale solubles	18
ex 24.01	Unmanufactured tobacco	12
28.01 B	Chlorine	12
28.28 G	Tungsten oxides and hydroxides	12
28.28 H I	Vanadic pentoxide	12
ex 28.47 F	Ammonium paratungstate	12
ex 28.56 D	Tungsten carbide	12
29.05 A II	Menthol	12

CCT heading No	Description of goods	Period (in months)
ex 29.35 A	Furfuraldehyde (furfural, furfurol)	12
ex 29.36	Sulphonamides for veterinary purposes	12
ex 29.38	Vitamins	12
33.01	Essential oils (terpeneless or not); concretes and absolutes; resinoids	12
35.01 A	Casein	18
ex 35.02 A II (a)	Ovalbumin, other	12
35.05 A	Dextrins; soluble or roasted starches	12
38.19 K	Non-agglomerated mixtures of metallic carbides	12
41.02	Bovine cattle leather (including buffalo leather) and equine leather except leather falling within heading Nos 41.06, 41.07 or 41.08	12
ex 44.02	Wood charcoal	12
44.05 B II	Coniferous wood, of a length of 125 cm or less and of a thickness of less than 12.5 mm	12
44.07	Railway or tramway sleepers of wood	12
47.01	Pulp derived by mechanical or chemical means from any fibrous vegetable material:	
	A. Mechanical and semi-chemical wood pulp	12
	B. I and II. Chemical wood pulp; sulphate, soda or sulphite pulp	18
ex Section XI	Yarns falling within Chapters 50, 51 and 53 to 56, not put up for retail sale:	
	Flax yarn	18
	Other	12
ex Section XI	Fashion collection fabrics (being seasonal fabrics) for outer garments, the fashionableness of which is determined by the weave, the printing pattern, the use of yarns of different colours, the finish (tinged, moiré, embossed, etc.) or the arrangement of the materials used; single-shade fabrics, in fashionable shades	12
ex 50.09	Far Eastern fabrics of silk	18
ex 53.05	Sheep's or lambs' wool, carded or combed	12
ex 55.09	Woven fabrics of cotton, unbleached	12
ex 56.07	Woven fabrics of man-made fibres (discontinuous of waste), as they come from the loom	12
57.05 A	Yarn of true hemp, not put up for retail sale	18
57.06	Yarn of jute	12
ex 57.07 B	Yarn of sisal	12
57.10	Woven fabrics of jute	12
ex 58.02 A	Coir matting	12
ex 59.04	Twine of true hemp or Manila hemp (abaca) (<i>Musa textilis</i>)	12
62.03 A II	Sacks and bags, of a kind used for the packing of goods, other than used, of jute	12
81.01	Tungsten (wolfram), unwrought or wrought, and articles thereof	12
81.04 A II	Bismuth, wrought	12
81.04 II	Antimony	12