

Commission Regulation (EC) No 2810/95 of 5 December 1995
on the tariff classification of pig carcasses and half-carcasses and
amending Council Regulation (EEC) No 2658/87 on the tariff
and statistical nomenclature and on the Common Customs Tariff

COMMISSION REGULATION (EC) No 2810/95

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat⁽¹⁾, as last amended by Regulation (EC) No 3290/94⁽²⁾, and in particular Article 11 (4) thereof,

Whereas it has been noted that the classification of pig carcasses and half-carcasses poses problems arising from the fact that the manner in which the half-carcasses are derived from the whole carcass as defined in the tariff and statistical nomenclature established by Council Regulation (EEC) No 2658/87⁽³⁾, as last amended by Commission Regulation (EC) No 2588/95⁽⁴⁾, does not correspond exactly to technical and commercial practices; whereas this definition must be adjusted in order to ensure that the duties in the Common Customs Tariff are uniformly applied in the pigmeat sector;

Whereas Article 9 of Regulation (EEC) No 2759/75 states that the rates of duty of the Common Customs Tariff are to apply to the products subject to the common organization of the market in pigmeat;

Whereas, pursuant to Article 15 (1) of Regulation (EEC) No 2759/75, the tariff nomenclature resulting from the application of that Regulation is incorporated in the Common Customs Tariff; whereas it should therefore be amended;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of applying the customs duties in the pigmeat sector, the following expressions shall have the meanings hereunder assigned to them:

‘carcasses or half-carcasses’, for the purposes of subheadings 0203 11 10 and 0203 21 10: slaughtered pigs in the form of carcasses of domestic swine which have been bled and eviscerated and from which the bristles and hooves have been removed. Half-carcasses are derived from whole carcasses by division through each cervical dorsal, lumbar and

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sacral vertebra, through or along the sternum and through the ischio-pubic symphysis. These carcasses and half-carcasses may be with or without head, feet, flare fat, kidneys, tail or diaphragm. Half-carcasses may be with or without spinal cord, brain or tongue. Carcasses and half-carcasses of sows may be with or without udders (mammary glands).

Article 2

Additional note 2.A.(a) in Chapter 2 of Annex I to Regulation (EEC) No 2658/87 is replaced by the following:

2.A. The following expressions shall have the meanings hereunder assigned to them:

- (a) “carcasses or half-carcasses”, for the purposes of subheadings 0203 11 10 and 0203 21 10; slaughtered pigs in the form of carcasses of domestic swine which have been bled and eviscerated and from which the bristles and hooves have been removed. Half-carcasses are derived from whole carcasses by division through each cervical dorsal, lumbar and sacral vertebra, through or along the sternum and through the ischio-pubic symphysis. These carcasses and half-carcasses may be with or without head, feet, flare fat, kidneys, tail or diaphragm. Half-carcasses may be with or without spinal cord, brain or tongue. Carcasses and half-carcasses of sows may be with or without udders (mammary glands);.

Article 3

This Regulation shall enter into force on 1 January 1996.

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

Done at Brussels, 5 December 1995.

For the Commission

Franz FISCHLER

Member of the Commission

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 2810/95. (See end of Document for details)

- (1) OJ No L 282, 1. 11. 1975, p. 1.
- (2) OJ No L 349, 31. 12. 1994, p. 105.
- (3) OJ No L 256, 7. 9. 1987, p. 1.
- (4) OJ No L 264, 7. 11. 1995, p. 4.

Changes to legislation:

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