Commission Delegated Regulation (EU) 2018/216 of 14 December 2017 amending Annexes V and IX to Regulation (EU) No 978/2012 of the European Parliament and of the Council applying a scheme of generalised tariff preferences

COMMISSION DELEGATED REGULATION (EU) 2018/216

of 14 December 2017

amending Annexes V and IX to Regulation (EU) No 978/2012 of the European Parliament and of the Council applying a scheme of generalised tariff preferences

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 978/2012 of the European Parliament and of the Council of 25 October 2012 applying a scheme of generalised tariff preferences and repealing Council Regulation (EC) No 732/2008[(1)], and in particular Article 6(2) and Article 11(2) thereof,

Whereas:

(1) Article 6(1) of Regulation (EU) No 978/2012, provides that the products to which tariff preferences are to be applied under the general arrangement of the Generalised Scheme of Preferences referred to in Article 1(2)(a) of Regulation (EU) No 978/2012 are listed in Annex V.

(2) Article 11(1) of Regulation (EU) No 978/2012 provides that the products to which tariff preferences are to be applied under the special incentive arrangement for sustainable development and good governance referred to in Article 1(2)(b) of Regulation (EU) No 978/2012 are listed in Annex IX.

(3) The Combined Nomenclature ('CN') established by Council Regulation (EEC) No 2658/87[(2)] has been amended by Commission Implementing Regulation (EU) 2016/1821[(3)], which entered into force on 1 January 2017.

(4) In order to incorporate changes made necessary by those amendments to the CN and ensure consistency with the CN product list, Annexes V and IX to Regulation (EU) No 978/2012 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Regulation (EU) No 978/2012

Regulation (EU) No 978/2012 is amended as follows:

(1) Annex V is replaced by the text in Annex I to this Regulation.

(2) Annex IX is replaced by the text in Annex II to this Regulation.

***Changes to legislation:** There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2018/216. (See end of Document for details)*

Article 2

Entry into force

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 14 December 2017.

For the Commission

The President

Jean-Claude JUNCKER

ANNEX I

ANNEX V

List of products included in the general arrangement referred to in Article 1(2)(a)

Notwithstanding the rules for the interpretation of the Combined Nomenclature ('CN'), the description of the products is to be considered as indicative, the tariff preferences being determined by the CN codes. Where 'ex' CN codes are indicated, the tariff preferences are to be determined by the CN code and the description together.

Entry of products with a CN code marked with an asterisk (*) is subject to the conditions laid down in the relevant Union law.

The column 'Section' lists GSP sections (Article 2(h)).

The column 'Chapter' lists CN chapters covered by a GSP section (Article 2(i)).

The column 'Sensitive/non-sensitive' refers to the products included in the general arrangement (Article 6). These products are listed as being either NS (non-sensitive, for the purposes of Article 7(1)) or S (sensitive, for the purposes of Article 7(2)).

For reasons of simplification, the products are listed in groups. These may include products for which Common Customs Tariff duties were withdrawn or suspended.

Section	Chapter	CN code	Description	Sensitive/non-sensitive
S-1a	01	0101 29 90	Live horses, other than pure-bred breeding animals, other than for slaughter	S
		0101 30 00	Live asses	S
		0101 90 00	Live mules and hinnies	S
		0104 20 10*	Live, pure-bred breeding goats	S
		0106 14 10	Live domestic rabbits	S
		0106 39 10	Live pigeons	S
	02	0205 00	Meat of horses, asses, mules or hinnies, fresh, chilled or frozen	S
		0206 80 91	Edible offal of horses, asses, mules or hinnies, fresh or chilled,	S

		other than for the manufacture of pharmaceutical products	
	0206 90 91	Edible offal of horses, asses, mules or hinnies, frozen, other than for the manufacture of pharmaceutical products	S
	0207 14 91	Livers, frozen, of fowls of the species *Gallus domesticus*	S
	0207 27 91	Livers, frozen, of turkeys	S
	0207 45 95 0207 55 95 0207 60 91	Livers, frozen, of ducks, geese or guinea fowls, other than fatty livers of ducks or geese	S
	0208 90 70	Frogs' legs	NS
	0210 99 10	Meat of horses, salted, in brine or dried	S
	0210 99 59	Offal of bovine animals, salted, in brine, dried or smoked, other than thick skirt and thin skirt	S
	ex 0210 99 85	Offal of sheep or goats, salted, in brine, dried or smoked	S
	ex 0210 99 85	Offal, salted, in brine, dried or smoked, other than poultry liver, other than of domestic swine, of bovine animals or of sheep or goats	S

	04	0403 10 51	Yogurt, flavoured or containing added fruit, nuts or cocoa	S
		0403 10 53		
		0403 10 59		
		0403 10 91		
		0403 10 93		
		0403 10 99		
		0403 90 71	Buttermilk, curdled milk and cream, kephir and other fermented or acidified milk and cream, flavoured or containing added fruit, nuts or cocoa	S
		0403 90 73		
		0403 90 79		
		0403 90 91		
		0403 90 93		
		0403 90 99		
		0405 20 10	Dairy spreads, of a fat content, by weight, of 39 % or more but not exceeding 75 %	S
		0405 20 30		
		0407 19 90 0407 29 90 0407 90 90	Birds' eggs, in shell, fresh, preserved or cooked, other than of poultry	S
		0410 00 00	Edible products of animal origin, not elsewhere specified or included	S
	05	0511 99 39	Natural sponges of animal origin, other than raw	S
S-1b	03	ex Chapter 3	Fish and crustaceans, molluscs and other aquatic invertebrates, except for products under subheading 0301 19 00	S
		0301 19 00	Live, ornamental saltwater fish	NS