Commission Implementing Regulation (EU) 2016/1638 of 6 September 2016 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff

COMMISSION IMPLEMENTING REGULATION (EU) 2016/1638

of 6 September 2016

amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff[(1)], and in particular Article 9(1)(e) thereof,

Whereas:

(1) Regulation (EEC) No 2658/87 established a nomenclature of goods (hereinafter referred to as the 'Combined Nomenclature' or the 'CN'), which is set out in Annex I to that Regulation.

(2) The text of Additional note 2 to Chapter 15 of Part Two of the Combined Nomenclature defines the characteristics of oils derived solely from the treatment of olives, which are to be classified under headings 1509 and 1510. The text of that additional note is based on Commission Regulation (EEC) No 2568/91[(2)], which defines the physico-chemical and organoleptic characteristics of olive oil and olive-pomace oil and lays down methods of assessing those characteristics. Those methods and the limit values for the characteristics of oils are regularly updated on the basis of an opinion of chemical experts and in line with the work carried out within the International Olive Council (IOC).

(3) As a result of several amendments to Regulation (EEC) No 2568/91, the current text of Additional note 2 to Chapter 15 of Part Two of the Combined Nomenclature is no longer in line with the currently applicable version of Regulation (EEC) No 2568/91 and needs to be amended accordingly.

(4) To avoid recurrent amendments to the relevant parameters in Additional note 2 to Chapter 15 to keep it up to date with Regulation (EEC) No 2568/91, it is appropriate to adopt a new text of the additional note referring directly to the relevant parts of that Regulation.

(5) Given that certain new CN codes will be introduced in Chapter 15 as of 1 January 2017, the new text of Additional note 2 to that Chapter, reflecting those new CN codes, should enter into force on 1 January 2017.

(6) Annex I to Regulation (EEC) No 2658/87 should therefore be amended accordingly.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

In Chapter 15 of Part Two of the Combined Nomenclature set out in Annex I to Regulation (EEC) No 2658/87, Additional note 2 is replaced by the following:

2.

Article 2

This Regulation shall enter into force on 1 January 2017.

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

Done at Brussels, 6 September 2016.

For the Commission,

On behalf of the President,

Stephen QUEST

Director-General for Taxation and Customs Union