



Council of the  
European Union

Brussels, 20 March 2017  
(OR. en)

7461/17

CODIF 7

## OUTCOME OF PROCEEDINGS

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From: General Secretariat of the Council  
To: Delegations

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Subject: Outcome of proceedings of the Working Party on Codification of Legislation  
- Proposal for a Regulation of the European Parliament and of the Council  
on additional customs duties on imports of certain products originating in  
the United States of America (codification)  
COM(2016) 408 final, 2014/0175 (COD)

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1. The Commission Proposal for a codification of the Regulation of the European Parliament and of the Council on additional customs duties on imports of certain products originating in the United States of America (COM(2016) 408 final - 2014/0175 (COD)) was circulated to delegations on 7 July 2016 by document ST 10802/16 + ADD1 CODIF 31 CODEC 995 ECO 46 MI 481.

The horizontal comments submitted by delegations and the position of the Commission on those comments were summarized in the room document circulated by e-mail to delegations on 29 September 2016 in preparation of the meeting of the Working Party on Codification of Legislation of 6 October 2016. On 24 January 2017 delegations received a working document (WK 742/2017 INIT) listing the horizontal changes agreed by the Working Party at the meeting of 6 October 2016 and informing them of the solution with regard to Article 7(3) of the proposal reached by the Consultative Working Group of the three Legal Services in its opinion (ST 5064/17, circulated to delegations on 10 January 2017). No delegation expressed objections on the content of that working document nor raised any new points.

This outcome of proceedings thus lists the horizontal changes to be made to the master-copy of the codification proposal, as they were agreed by delegations and supported by the Commission.

## 2. Horizontal changes to be made to the master-copy (EN):

### 2.1. **Article 6:**

*instead of:*

"The origin of any product to which this Regulation applies shall be determined in accordance with Regulation (EEC) No 2913/92.",

*read as follows:*

"The origin of any product to which this Regulation applies shall be determined in accordance with Regulation (EU) No 952/2013."

This point is also reflected in the opinion of the Consultative Working Group of the three Legal Services.

### 2.2 **Article 7(3) should be deleted.**

This was suggested in the opinion of the Consultative Working Group of the three Legal Services.

### 2.3. **Annex I:**

*instead of:*

"The products on which additional duties are to apply are identified by their eight-digit CN codes. The description of products classified under these codes can be found in Annex I to Council Regulation (EEC) No 2658/87<sup>1</sup> as amended by Commission Regulation (EC) No 1810/2004<sup>2</sup>.

0710 40 00  
9003 19 30  
8705 10 00  
6204 62 31

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<sup>1</sup> Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

<sup>2</sup> Commission Regulation (EC) No 1810/2004 of 7 September 2004 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 327, 30.10.2004, p. 1)."

read as follows:

"The products on which additional duties are to apply are identified by their eight-digit CN codes. The description of products classified under these codes can be found in Annex I to Council Regulation (EEC) No 2658/87<sup>1</sup>.

0710 40 00  
ex 90031900 'frames and mountings of base metal'  
8705 10 00  
6204 62 31

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<sup>1</sup> Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1)."

3. The following delegations submitted language-related comments which all will be dealt with by the lawyer-linguists at the stage of the legal-linguistic revision: **FI** and **LV**.
4. The opinion of the Consultative Working Group of Legal Services was circulated to delegations on 10 January 2017 as doc. ST 5064/17. The analysis of the three Legal Services confirms that the proposal is a straightforward codification of existing texts, without any change in the substance.