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COMMISSION REGULATION (EEC) No 2061/89

of 7 July 1989

concerning the classification of certain goods in the combined nomenclature

(OJ L 196, 12.7.1989, p. 5)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Commission Regulation (EC) No 936/1999 of 27 April 1999	L 117	9	5.5.1999
► <u>M2</u>	Commission Regulation (EC) No 1966/2005 of 1 December 2005	L 316	5	2.12.2005
► <u>M3</u>	Commission Implementing Regulation (EU) No 441/2013 of 7 May 2013	L 130	1	15.5.2013

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**concerning the classification of certain goods in the combined
nomenclature**

Article 1

The goods described in column 1 of the annexed table are now classified within the combined nomenclature under the appropriate CN codes indicated in column 2 of the said table.

Article 2

This Regulation shall enter into force on the 21st day following its publication in the *Official Journal of the European Communities*.

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

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ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>1. Preparation in the form of tablets put up in packings for retail sale with instructions on dosage and composition to counter deficiency resulting from food lacking in proteins.</p> <p>Composition per 100 g of the preparation:</p> <ul style="list-style-type: none"> — L-histidine: 4,2 g — L-isoleucine: 4,2 g — L-leucine: 4,2 g — L-lysine: 4,2 g — L-methionine: 4,2 g — L-phenylalanine: 4,2 g — L-threonine: 4,2 g — L-tryptophan: 4,2 g — L-valine: 4,2 g — L-cystine: 2,8 g — L-glycine: 2,8 g — L-cysteïn: 2,8 g — L-tyrosine: 2,8 g — L-aurine: 2,8 g — L-arginine: 2,8 g — L-ornithine: 2,8 g — L-glutamine: 2,8 g — L-alanine: 1,4 g — L-aspartic acid: 1,4 g — L-glutamic acid: 1,4 g — L-citruline: 1,4 g — L-serine: 1,4 g — L-proline: 1,4 g — L-glutathion: 1,4 g — L-carnitine: 1,4 g — Cellulose, stearic acid, magnesium stearate, silicon dioxide and food glaze containing protein: ad 100 g 	<p>►<u>M1</u> 2106 90 92 ◀</p>	<p>Classification is determined by the provisions of general rules 1 and 6 for the interpretation of the combined nomenclature and the texts of CN codes 2106, 2106 90 and ►<u>M1</u> 2106 90 92 ◀.</p> <p>The products is a food supplement (see also HS Explanatory ►<u>M3</u> Note to heading 21.06 ◀)</p>
<p>2. Preparation in the form of tablets put up in packings for retail sale with instructions on dosage and composition to counter, in particular, deficiency resulting from the growth of children.</p> <p>Composition per 100 g of the preparation:</p> <ul style="list-style-type: none"> — glycine: 36,2 g — L-ornithine: 27,2 g — L-tryptophan: 9,1 g — Niacinamide: 2,2 g — Vitamin B6: 0,8 g; — Cellulose, stearic acid, magnesium stearate, silicon dioxide, and food glaze containing protein: ad 100 g 	<p>►<u>M1</u> 2106 90 92 ◀</p>	<p>Classification is determined by the provisions of general rules 1 and 6 for the interpretation of the combined nomenclature and the texts of CN codes 2106, 2106 90 and ►<u>M1</u> 2106 90 92 ◀.</p> <p>The product is a food supplement (see also HS Explanatory ►<u>M3</u> Note to heading 21.06 ◀)</p>

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Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>3. Preparation in the form of tablets put up in packings for retail sale with instructions on dosage and composition to counter deficiency resulting from the menstruation of women.</p> <p>Composition per 100 g of the preparation:</p> <ul style="list-style-type: none"> — Oil of evening primrose: 11,4 g — Vitamin B6: 6,8 g — Magnesium oxide: 5,7 g — Calcium carbonate: 2,9 g — Herbal mixture: 2,4 g — Potassium gluconate: 2,3 g — Folic acid: 0,009 g — Cellulose, stearic acid, magnesium stearate, silicon dioxide and food glaze containing protein: ad 100 g 	<p>►<u>M1</u> 2106 90 92 ◀</p>	<p>Classification is determined by the provisions of general rules 1 and 6 for the interpretation of the combined nomenclature and the texts of CN codes 2106, 2106 90 and ►<u>M1</u> 2106 90 92 ◀.</p> <p>The product is a food supplement (see also HS code Explanatory ►<u>M3</u> Note to heading 21.06 ◀)</p>
<p>4. Preparation in the form of tablets put up in packings for retail sale with instructions on dosage and composition, to ensure a balance of substances contained in hair.</p> <p>Each tablet of approximately 2g contains:</p> <ul style="list-style-type: none"> — Biotin: 500 µg — L-Cysteine: 150 mg — Choline bitartrate: 125 mg — Inositol: 62,5 mg — Vitamin B12: 12,5 µg — Folic acid: 400 µg — Ascorbic acid: 150 mg — Manganese gluconate: 5 mg — Para aminobenzoic acid: 37,5 mg — Niacinamide: 15 mg — Pantothenic acid: 50 mg — Vitamin B6: 37,5 mg — Zinc gluconate: 15 mg — Ferrous gluconate: 10 mg — Iodine: 75 µg — Copper gluconate: 1 mg — Millet extract: 200 mg <p>In a base containing:</p> <p>Beta carotene, aloe vera, amino acids, cellulose, stearic acid and food glaze containing protein</p>	<p>►<u>M1</u> 2106 90 92 ◀</p>	<p>Classification is determined by the provisions of general rules 1 and 6 for the interpretation of the combined nomenclature and the texts of CN codes 2106, 2106 90 and ►<u>M1</u> 2106 90 92 ◀.</p> <p>The product is a food supplement (see also HS Explanatory ►<u>M3</u> Note to heading 21.06 ◀)</p>

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Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>▼ <u>M2</u></p> <p>5. Preparation in the form of tablets put up in packages for retail sale with instructions on dosage and composition, to counter deficiency in vitamin C.</p> <p>Each tablet weighing 750 mg contains:</p> <ul style="list-style-type: none"> — Ascorbic acid: 500 mg — Rose hip powder, cellulose, vegetable stearine, botanical oil solids, magnesium stearate, silicon dioxide and food glaze containing protein: 250 mg. 	<p>► <u>M3</u> 3004 50 00 ◀</p>	<p>Classification is determined by General Rules 1 and 6 for the interpretation of the combined nomenclature, Additional Note 1 to Chapter 30 and by the wording of the CN codes 3004, 3004 50 and ► <u>M3</u> 3004 50 00 ◀.</p> <p>See also the Combined Nomenclature Explanatory Notes to Chapter 30 (General).</p> <p>As regards the recommended daily allowance (RDA) for vitamin C (60 mg), each tablet clearly contains a much higher amount of vitamin C (500 mg).</p> <p>All conditions of Additional Note 1 to Chapter 30 are therefore met and the product is to be classified as a medicament of Heading 3004.</p>
<p>▼ <u>B</u></p> <p>6. Injectable preparation, sterile, pyrogen-free, consisting of purified collagen dispersed in a phosphate physiological saline buffered solution, whether or not containing lidocaine (INN), put up for retail sale</p>	<p>► <u>M3</u> 3004 90 00 ◀</p>	<p>Classification is determined by the provisions of general rules 1 and 6 for the interpretation of the combined nomenclature and the texts of CN codes 3004, 3004 90 and ► <u>M3</u> 3004 90 00 ◀.</p> <p>This product is used in the treatment of atrophy due to disease, trauma or other disorders of the conjunctive tissue</p>