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COMMISSION REGULATION (EC) No 738/2000

of 7 April 2000

concerning the classification of certain goods in the Combined Nomenclature

(OJ L 87, 8.4.2000, p. 10)

Amended by:

Official Journal

No page date

► M1 Commission Implementing Regulation (EU) 2022/1610 of L 241 3 19.9.2022
13 September 2022

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**COMMISSION REGULATION (EC) No 738/2000
of 7 April 2000
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 CN codes indicated in column 2 of the said table.

Article 2

Binding tariff information issued by the customs authorities of Member States which does not conform to the provisions of this Regulation can continue to be invoked under the provisions of Article 12(6) of Regulation (EEC)No 2913/92 for a period of three months.

Article 3

This Regulation shall enter into force on the 20th 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.

▼B*ANNEX*

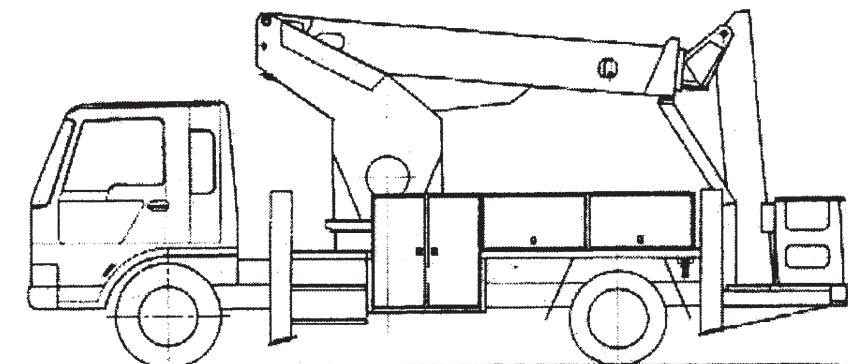
Description of goods (1)	Classification (CN code) (2)	Reason (3)
<p>1. A flexible product used for the temperature-controlled distribution of gases or liquids. It consists of the following components (from the inside outwards):</p> <ul style="list-style-type: none"> — a flexible plastic tube for transporting the material, having a minimum burst pressure of 27,6 MPa — an electrical heating band, which is separated from the transport tube by an aluminium plate — a layer of aluminium foil, that covers the transport tube, the heating band and the aluminium plate — an insulated electric cable for controlling the heating band — a layer of fleece material — an outside covering of flexible synthetic material <p>The product is imported in lengths without fittings</p>	3917 31 90	<p>Classification is determined by the provisions of General Rules 1, 3b and 6 for the interpretation of the Combined Nomenclature, Note 8 to Chapter 39 and the wording of CN codes 3917, 3917 31 and 3917 31 90</p> <p>The plastic tube, which is the decisive element for the transport of material, gives the product its essential character</p>
<p>2. A flexible product used for the temperature-controlled distribution of gases or liquids. It consists of the following components (from the inside outwards):</p> <ul style="list-style-type: none"> — A bundle of flexible plastic tubes for transporting the material — an electrical heating band, which is separated from the transport tubes by an aluminium plate — a layer of aluminium foil, that covers the transport tubes, the heating band and the aluminium plate — an insulated electric cable for controlling the heating band — a layer of fleece material — an outside covering of flexible synthetic material <p>The product is imported in lengths without fittings</p>	3926 90 99	<p>Classification is determined by the provisions of General Rules 1, 3b and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 3926, 3926 90 und 3926 90 99</p> <p>The number of plastic tubes, which is the decisive element for the transport of material, gives the product its essential character</p>
<p>3. A vehicle equipped with a hydraulic lifting device fitted with a working platform</p> <p>The vehicle consists of a lorry chassis with a cabin for a driver and passengers. It is powered by a diesel engine. It is suitable for driving on public roads independently</p>	8705 90 90	<p>Classification is determined by the provisions of General Rules 1 and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 8705, 8705 90 and 8705 90 90</p> <p>The vehicle is a special purpose motor vehicle of heading 8705</p>

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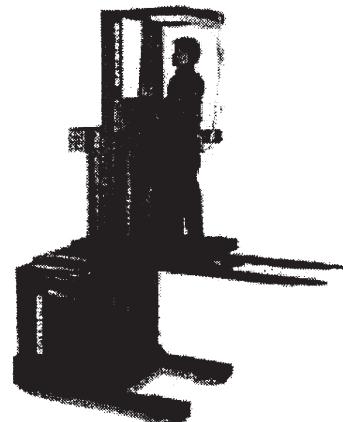
Description of goods (1)	Classification (CN code) (2)	Reason (3)
<p>The lifting device is permanently fitted on the vehicle. It consists of a telescopic jib for vertical movements, which can rotate. It has a working platform with a size of 0,60 m × 1,20 m, and a safety railing. The controls of the lifting device are mounted on the platform. The vehicle has 4 retractable stabilisers which rest on the ground when the lifting device is being used</p> <p>The lifting device has a maximum height of 12 m and can lift up to 325 kg</p> <p>See illustration A (*)</p>		
<p>4. A vehicle equipped with a hydraulic lifting device fitted with a working platform and forks</p> <p>The vehicle has a battery-operated electric motor used for operating the lifting device and moving the vehicle. The controls of the lifting device are mounted on the working platform</p> <p>The vehicle is not suitable for driving on public roads</p> <p>The lifting device has a maximum height of 2,50 m and can lift up to 1 200 kg</p> <p>See illustration B (*)</p>	8427 10 10	<p>Classification is determined by the provisions of General Rules 1 and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 8427, 8427 10 and 8427 10 10</p> <p>This self-propelled vehicle is designed for the transport of goods, as well as elevating goods and persons</p>
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<p>6. A hydraulic lifting device, with 4 wheels, fitted with a working platform</p> <p>The lifting device has a motor used for operating the lifting jib only. The controls of the telescopic jib are mounted on the working platform</p> <p>The lifting device has 4 retractable stabilisers which rest on the ground when the device is being used. It does not have a motor for driving. It is not suitable for driving on public roads</p> <p>The hydraulic lifting device is a telescopic jib for vertical movement. It has a working platform with a size of 0,66 m × 0,66 m and a safety railing</p> <p>The lifting device has a maximum height of 12,8 m and can lift up to 160 kg</p> <p>See illustration D (*)</p>	8428 90 98	<p>Classification is determined by the provisions of General Rules 1 and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 8428, 8428 90 and 8428 90 98</p> <p>This lifting device is neither self-propelled nor suitable for the transport of goods. It is designed for elevating goods and persons only</p>

(*) The illustrations are purely for information.

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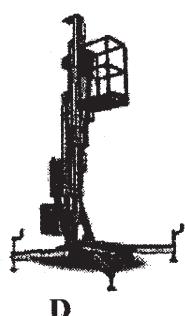


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D

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