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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2635/76

of 29 October 1976

amending the Community tariff quotas opened for 1976 by Regulations (EEC) No 2956/75, (EEC) No 2957/75 and (EEC) No 2958/75 for the importation of certain wines originating in Portugal

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

Whereas the European Economic Community signed on 20 September 1976 an Additional Protocol to the 1972 Agreement between the European Economic Community and the Portuguese Republic and an Interim Agreement with that country (2) to bring forward the date of implementation of certain provisions of the Protocol concerning trade; whereas the Interim Agreement is to enter into force on 1 November 1976;

Whereas for 1976 Article 9 (2) of the Interim Agreement provides for an improvement of the conditions laid down in Article 4 of Protocol 8 annexed to the 1972 Agreement concerning the importation of certain wines originating in Portugal; whereas for port wines imported in receptacles containing two litres or less the quota amount is increased from 20 000 hectolitres to 35 000 hectolitres; whereas for Madeira wines the quota amount and the reduction of customs duties are increased from 15 000 hectolitres to 16 000 hectolitres and from 30 % to 50 % respectively; whereas for Setubal muscatel wines the reduction of customs duties is increased from 30 % to 50 %; whereas the *pro rata temporis* clause is applicable;

Whereas by Regulations (EEC) No 2956/75 (3), (EEC) No 2957/75 (4) and (EEC) No 2958/75 (5) the Council opened, for 1976, Community tariff quotas for the importation of the abovementioned wines on the conditions laid down in Article 4 of the abovementioned Protocol 8; whereas these Regulations should, accordingly, be amended,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 2956/75 shall be amended as follows:

1. In Article 1 (1), the quota volume of 20 000 hectolitres of port wines falling within tariff subheadings ex 22.05 C III a) 1 and ex 22.05 C IV a) 1 shall be increased to 22 500 hectolitres.

2. Article 2 (2) and (3) shall be replaced by the following:

'2. A first instalment shall be shared among the Member States; the shares which, subject to Article 5, shall be valid until 31 December 1976, shall consist of the following amounts:

(in hectolitres)

Member States	Port wines under subheadings	
	ex 22.05 C III a) 1 and ex 22.05 C IV a) 1	ex 22.05 C III b) 1 and ex 22.05 C IV b) 1
Benelux	2 673	37 200
Denmark	547	16 800
Germany	3 017	23 200
France	6 014	108 900
Ireland	62	4 250
Italy	5 467	100
United Kingdom	2 470	64 550
Total	20 250	255 000

3. The second instalment of each quota, 2 250 and 30 000 hectolitres respectively, shall constitute the reserve.'

(1) Opinion delivered on 27 October 1976 (not yet published in the Official Journal).
(2) OJ No L 266, 29. 9. 1976, p. 1.
(3) OJ No L 294, 13. 11. 1975, p. 1.
(4) OJ No L 294, 13. 11. 1975, p. 5.
(5) OJ No L 294, 13. 11. 1975, p. 8.

Article 2

Regulation (EEC) No 2957/75 shall be amended as follows :

1. In Article 1 (1), the quota volume of 15 000 hectolitres of Madeira wines falling within subheadings ex 22.05 C III a) 1, ex 22.05 C III b) 1, ex 22.05 C IV a) 1 and ex 22.05 C IV b) 1 shall be increased to 15 167 hectolitres.

2. Article 1 (2) shall be replaced by the following :

'2. The Common Customs Tariff duties on wines imported within these tariff quotas shall be suspended at the rates listed below :

CCT heading No	Rate of duty (u.a./hl)
ex 22.05 C III a) 1	6·7
ex 22.05 C III b) 1	5·5
ex 22.05 C IV a) 1	7·2
ex 22.05 C IV b) 1	6·0'

3. In Article 2 (3) the quota volume of the Community reserve shall be increased from 1 500 hectolitres to 1 667 hectolitres.

Article 3

Article 1 (2) of Regulation (EEC) No 2958/75 shall be replaced by the following :

'2. The Common Customs Tariff duties on wines imported within these tariff quotas shall be suspended at the rates listed below :

CCT heading No	Rate of duty (u.a./hl)
ex 22.05 C III a) 1	6·7
ex 22.05 C III b) 1	5·5
ex 22.05 C IV a) 1	7·2
ex 22.05 C IV b) 1	6·0'

Article 4

This Regulation shall enter into force on 1 November 1976.

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

Done at Brussels, 29 October 1976.

For the Council

The President

M. van der STOEL