COUNCIL REGULATION (EEC) No 752/80

of 26 March 1980

amending Regulations (EEC) No 3081/78, (EEC) No 3082/78 and (EEC) No 3083/78 opening, allocating and providing for the administration of Community tariff quotas for certain wines, falling within subheading ex 22.05 C of the Common Customs Tariff and originating in Portugal (1979/80)

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 (1),

Having regard to the opinion of the European Parliament (2),

Whereas Article 9 of the Supplementary Protocol (3) annexed to the Agreement between the European Economic Community and the Portuguese Republic (4) provides for the opening of Community tariff quotas for certain port wines, Madeira wines and Setubal muscatel wines, falling within subheading ex 22.05 C of the Common Customs Tariff and originating in Portugal; whereas this tariff system is applicable from 1 January 1980; whereas, pursuant to the Additional Protocol to the said Agreement (5) the Community has already opened, by Regulations (EEC) No 3081/78, (EEC) No 3082/78 and (EEC) No 3083/78 (6), Community tariff quotas for the same products but for quota volumes which are lower than those provided for by the Supplementary Protocol; whereas those Regulations must therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 3081/78 is hereby amended as follows:

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

'1. From 1 January 1979 to 30 June 1980, Community tariff quotas shall be opened for products originating in Portugal, within the limits set out below:

(hl)

CCT heading No	Description	Quota amount
ex 22.05 C III a) 1 ex 22.05 C IV a) 1	Port wines	75 000
ex 22.05 C III b) 1 ex 22.05 C IV b) 1	Port wines	420 000

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

(ECU/hl)

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

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

'2. The second part of each quota, namely 57 500 and 280 000 hectolitres respectively, shall be divided into two instalments:

(a) A first instalment of the second part of each quota shall be allocated among the Member States; the respective shares, which subject to Article 5 shall be valid from 1 July 1979 to 30 June 1980, shall be as indicated below; however, Member States may not use these shares until they have used up the shares allocated to them under paragraph 1 above.

(hl)

Member States	Port wines falling within 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	8 590	36 790
Denmark	2 950	16 630
Germany	7 710	22 000
France	15 370	107 100
Ireland	415	500
Italy	9 625	100
United Kingdom	7 090	68 880
Total	51 750	252 000

(1) OJ No C 31, 8. 2. 1980, p. 6.
(2) OJ No C 59, 10. 3. 1980, p. 54.
(3) OJ No L 348, 31. 12. 1979, p. 49.
(4) OJ No L 301, 31. 12. 1972, p. 165.
(5) OJ No L 274, 29. 9. 1978, p. 8.
(6) OJ No L 368, 28. 12. 1978, pp. 17, 21, 25.

(b) The second instalment of the second part of each quota, namely 5 750 and 28 000 hectolitres respectively, shall constitute the corresponding reserve.'

Article 2

Regulation (EEC) No 3082/78 is hereby amended as follows:

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

'1. From 1 January 1979 to 30 June 1980, Community tariff quotas shall be opened for products originating in Portugal, and within the limits set out below:

(hl)

CCT heading No	Description	Quota amount
ex 22.05 C III a) 1 ex 22.05 C IV a) 1	Madeira wines	3 500
ex 22.05 C III b) 1 ex 22.05 C IV b) 1	Madeira wines	21 750

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

(ECU/hl)

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

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

'2. A first instalment of each quota shall be allocated among the Member States; the respective shares, which subject to Article 5 shall be valid until 30 June 1980, shall be as follows:

(hl)

Member Sates	Madeira wines falling within 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	580	2 740
Denmark	721	3 230
Germany	413	3 740
France	114	7 990
Ireland	35	20
Italy	812	20
United Kingdom	475	1 840
Total	3 150	19 580

3. The second instalment of each quota, namely 350 and 2 170 hectolitres respectively, shall constitute the reserve.'

Article 3

Regulation (EEC) No 3083/78 is hereby amended as follows:

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

'1. From 1 January 1979 to 30 June 1980, Community tariff quotas shall be opened for products originating in Portugal, and within the limits set out below:

(hl)

CCT heading No	Description	Quota amount
ex 22.05 C III a) 1 ex 22.05 C IV a) 1	Setubal muscatel wines	2 000
ex 22.05 C III b) 1 ex 22.05 C IV b) 1	Setubal muscatel wines	3 000

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

(ECU/hl)

CCT heading No	Rate of duty
ex 22.05 C III a) 1	6·6
ex 22.05 C IV a) 1	7·0
ex 22.05 C III b) 1	6·6
ex 22.05 C IV b) 1	7·2'

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

'2. A first instalment of each quota shall be allocated among the Member States; the respective shares, which subject to Article 5 shall be valid until 30 June 1980, shall be as follows:

(hl)

Member States	Setubal muscatel wines falling within 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	360	540
Denmark	90	135
Germany	360	540
France	360	540
Ireland	90	135
Italy	180	270
United Kingdom	360	540
Total	1 800	2 700

3. The second instalment of each quota, namely 200 and 300 hectolitres respectively, shall constitute the reserve.'

Article 4

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

It shall apply with effect from 1 January 1980.

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

Done at Brussels, 26 March 1980.

For the Council

The President

G. MARCORA