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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2411/89

of 28 July 1989

amending Regulation (EEC) No 430/87 concerning the import arrangements applicable to products falling within CN codes 0714 10 10, 0714 10 90 and 0714 90 10 and originating in certain third countries

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to the proposal from the Commission,

Whereas Regulation (EEC) No 430/87 [1], as amended by Regulation (EEC) No 3837/88 [2], lays down the arrangements applicable to manioc and similar products originating in third countries which, on import into the Community, are subject to a levy of not more than 6 % *ad valorem*;

Whereas, pursuant to the intention announced by the Community within the framework of the multilateral negotiations within GATT to enable the least developed countries (LLDC) to qualify for a special measure in this sector, they should be granted a minimum guarantee of access to the existing quota arrangements;

Whereas the quantities of products originating in the LLDC should be charged against the quotas fixed, as the case may be, for the present Contracting Parties to the GATT referred to in Article 1 (2) (b) of Regulation (EEC) No 430/87 or for the third countries which are not members of GATT referred to in Article 1 (2) (d), without the exhaustion of these quotas preventing the import of an overall quantity of up to 5 000 tonnes per year of products originating in the countries concerned;

Whereas the tariff descriptions used in Regulation (EEC) No 430/87 should be altered to take account of the distinction introduced into the combined nomenclature by Commission Regulation (EEC) No 3174/88 of 21 September 1988 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff [3] between products intended for animal consumption and those intended for human consumption,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 430/87 is hereby amended as follows:

1. in Article 1 (1), 'CN codes 0714 10 10 and 0714 10 90' is replaced by 'CN codes 0714 10 10, 0714 10 91 and 0714 10 99';

2. in Article 1 (2), 'CN codes 0714 10 90 and 0714 90 10' is replaced by 'CN codes 0714 10 91, 0714 10 99, 0714 90 11 and 0714 90 19';

3. in Article 1 (2), the following subparagraph is added:

   'The fact that the quotas referred to in (b) and (d) are used up may not prevent the release for free circulation, subject to the collection of the levy to which a ceiling has been applied, of the products in question originating in the least developed countries (LLDC) listed in the Annex hereto, within the limit of an overall quantity of 5 000 tonnes per year.';

4. the Annex attached to this Regulation is added.

Article 2

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

It shall apply with effect from 1 January 1989.

(1) OJ No L 43, 13. 2. 1987, p. 9.
(2) OJ No L 340, 10. 12. 1988, p. 1.
(3) OJ No L 298, 31. 10. 1988, p. 1.

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

Done at Brussels, 28 July 1989.

For the Council
The President
M. CHARASSE

ANNEX

List of least developed countries (LLDC)

224 Sudan
228 Mauritania
232 Mali
236 Burkina Faso
240 Niger
244 Chad
247 Republic of Cape Verde
252 Gambia
257 Guinea-Bissau
260 Guinea
264 Sierra Leone
280 Togo
284 Benin
306 Central African Republic
310 Equatorial Guinea
311 São Tomé and Príncipe
324 Rwanda
328 Burundi
334 Ethiopia
338 Djibouti
342 Somalia
350 Uganda
352 Tanzania
355 Seychelles and dependences
375 Comoros
386 Malawi
391 Botswana
395 Lesotho
452 Haiti
652 North Yemen
656 South Yemen
660 Afghanistan
666 Bangladesh
667 Maldives
672 Nepal
675 Bhutan
676 Burma
684 Lao People's Democratic Republic
807 Tuvalu
812 Kiribati
817 Tonga
819 Western Samoa