COUNCIL REGULATION (EC) No 300/94

of 7 February 1994

opening and providing for the administration of Community tariff quotas for certain agricultural products originating in Israel (1994)

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission,

Whereas Articles 1 and 2 of the Fourth Additional Protocol to the Cooperation Agreement between the European Economic Community and the State of Israel [1] provide for the opening of Community tariff quotas for the import into the Community of:

— 17 000 tonnes of new potatoes, falling within CN code ex 0701 90 51 (1 January to 31 March),

— 11 200 tonnes of onions, fresh or chilled, falling within CN codes 0703 10 11, 0703 10 19 and ex 0709 90 90 (15 February to 15 May),

— 3 100 tonnes of carrots, falling within CN code ex 0706 10 00 (1 January to 31 March),

— 10 800 tonnes of celery sticks, falling within CN code ex 0709 40 00 (1 January to 30 April),

— 7 400 tonnes of sweet peppers and peppers, falling within CN code 0709 60 10,

— 6 400 tonnes of lemons, falling within CN code 0805 30 10,

— 7 800 tonnes of watermelons, falling within CN code 0807 10 10 (1 April to 15 June),

— 5 900 tonnes of oranges, finely ground, falling within CN code ex 0812 90 20,

— 2 800 tonnes of peeled tomatoes, falling within CN code ex 2002 10 10,

— 150 tonnes of apricot pulp, falling within CN code 2008 50 91,

— 82 700 tonnes of orange juice, falling within CN codes 2009 11 11, 2009 11 19, 2009 11 91, 2009 11 99, 2009 19 11, 2009 19 19, 2009 19 91 and 2009 19 99, of which not more than 20 000 tonnes may be imported in packing of a capacity of two litres or less,

— 8 500 tonnes of tomato juice, falling within CN codes 2009 50 10 and 2009 50 90,

originating in Israel;

Whereas, however, the volumes of the tariff quotas must be increased by 3 or 5 % each year, as from 1 January 1992, by application of Council Regulation (EEC) No 1764/92 of 29 June 1992 amending the arrangements for the import into the Community of certain agricultural products originating in Algeria, Cyprus, Egypt, Israel, Jordan, Lebanon, Malta, Morocco, Syria and Tunisa [2]; whereas the Community tariff quotas in question should therefore be opened for the periods indicated in Article 1 of this Regulation;

Whereas it is necessary, in particular, to ensure for all Community importers equal and uninterrupted access to the said quotas and to ensure the uninterrupted application of the rates laid down for the quotas to all imports of the products concerned into all Member States until the quotas have been used up;

Whereas, the decision for the opening of tariff quotas should be taken by the Community in the execution of its international obligations; whereas, to ensure the efficiency of a common administration of these quotas, there is no reasonable obstacle to authorizing the Member States to draw from the quota-volumes the necessary quantities corresponding to actual imports; whereas this method of administration requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quotas are used up and inform the Member States accordingly;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any operation concerning the administration of these quotas may be carried out by any of its members,

HAS ADOPTED THIS REGULATION:

Article 1

The customs duties applicable to imports into the Community of the products listed below originating in Israel shall be suspended during the periods, at the levels and within the limits of the Community tariff quotas shown below:

[1] OJ No L 327, 30. 11. 1988, p. 36.

[2] OJ No L 181, 1. 7. 1992, p. 9.

Order No	CN code (a)	Description	Period	Amount of quotas (tonnes)	Quota duty (%)
(1)	(2)	(3)	(4)	(5)	(6)
09.1309	ex 0701 90 51	New potatoes	1. 1 — 31. 3. 1994	18 530	0
09.1335	ex 0703 10 11 ex 0703 10 19 ex 0709 90 90	Onions, fresh or chilled Wild onions of the species *Muscari comosum*	15. 2 — 15. 5. 1994	12 880	0
09.1317	ex 0706 10 00	Carrots	1. 1 — 31. 3. 1994	3 565	0
09.1321	ex 0709 40 00	Celery sticks	1. 1 — 30. 4. 1994	12 420	0
09.1303	0709 60 10	Sweet peppers and peppers	1. 1 — 31. 12. 1994	8 510	0
09.1315	ex 0805 30 10	Lemons, fresh	1. 1 — 31. 12. 1994	7 360	0
09.1327	ex 0807 10 10	Watermelons	1. 4 — 15. 6. 1994	8 970	0
09.1337	ex 0812 90 20	Oranges finely ground	1. 1 — 31. 12. 1994	6 431	0
09.1307	ex 2002 10 10	Peeled tomatoes	1. 1 — 31. 12. 1994	3 052	0
09.1301	ex 2008 50 91	Apricot pulp, not containing added alcohol or sugar, in immediate packings of a net content of 4,5 kg or more	1. 1 — 31. 12. 1994	172	0
09.1331	2009 11 11 2009 11 19 2009 11 91 2009 11 99 2009 19 11 2009 19 19 2009 19 91 2009 19 99	Orange juice	1. 1 — 31. 12. 1994	90 143	0 + AGR 0 0 + AGR 0 0 + AGR 0 0 + AGR 0
09.1333	ex 2009 11 11 ex 2009 11 19 ex 2009 11 91 ex 2009 11 99 ex 2009 19 11 ex 2009 19 19 ex 2009 19 91 ex 2009 19 99	Of which : Orange juice imported in packings of a capacity of two litres or less	1. 1 — 31. 12. 1994	21 800	0 + AGR 0 0 + AGR 0 0 + AGR 0 0 + AGR 0
09.1319	2009 50 10 2009 50 90	Tomato juice	1. 1 — 31. 12. 1994	9 775	0

(a) The Taric codes appear in the Annex.

Article 2

The tariff quotas referred to in Article 1 shall be managed by the Commission, which may take all appropriate administrative measures in order to ensure efficient management thereof.

Article 3

Where an importer enters a product covered by this Regulation under a declaration for free circulation in a Member State and applies to take advantage of the preferential arrangements and that declaration is accepted by the customs authorities the Member State concerned shall, by notifying the Commission, draw an amount corresponding to its requirements from the quota volume.

Requests for drawing, indicating the date of acceptance of the said declarations, must be sent to the Commission without delay.

The drawings shall be granted by the Commission by reference to the date of acceptance of the declaration of entry for free circulation, to the extent that the available balance so permits.

If a Member States does not use the quantities drawn it shall return them to the corresponding quota volume as soon as possible.

If the quantities requested are greater than the available balance of the quota volume, the balance shall be allocated among applicatins pro rata. The Commission shall inform the Member States of the drawings made.

Article 4

Each Member State shall ensure that importers of the products in question have equal and continuous access to the quotas for as long as the balance of the relevant quota volume so permits.

Article 5

Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 6

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 1994.

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

Done at Brussels, 7 February 1994.

For the Council

The President

Th. PANGALOS

ANNEX

Taric codes

Order No	CN code	Taric code
09.1309	ex 0701 90 51	0701 90 51*15
09.1335	ex 0703 10 11	0703 10 11*20 0703 10 11*30
	ex 0703 10 19	0703 10 19*92 0703 10 19*93
	ex 0709 90 90	0709 90 90*52 0709 90 90*53 0709 90 90*54
09.1317	ex 0706 10 00	0706 10 00*11
09.1321	ex 0709 40 00	0709 40 00*13 0709 40 00*14
09.1315	ex 0805 30 10	0805 30 10*10
09.1327	ex 0807 10 10	0807 10 10*20 0807 10 10*30
09.1337	ex 0812 90 20	0812 90 20*10
09.1301	ex 2008 50 91	2008 50 91*20
09.1333	ex 2009 11 11	2009 11 11*10
	ex 2009 11 19	2009 11 19*10
	ex 2009 11 91	2009 11 91*10
	ex 2009 11 99	2009 11 99*10 2009 11 99*91
	ex 2009 19 11	2009 19 11*10
	ex 2009 19 19	2009 19 19*10
	ex 2009 19 91	2009 19 91*10
	ex 2009 19 99	2009 19 99*10