COUNCIL REGULATION (EC) No 3059/95

of 22 December 1995

opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products (first series 1996)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 28 thereof,

Having regard to the proposal from the Commission,

Whereas production in the Community of certain agricultural and industrial products will remain in the course of 1996 unable to meet the specific requirements of the user industries in the Community; whereas consequently, Community supplies of products of this type will depend to a considerable extent on imports from third countries; whereas the most urgent Community requirements for the products in question should be met immediately on the most favourable terms; whereas Community tariff quotas at reduced or zero duty should therefore be opened within the limits of appropriate volumes for a period up to 31 December 1996 taking account of the need not to disturb the markets for such products nor the starting out or development of Community production;

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 the Member States until the quotas have been used up;

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

HAS ADOPTED THIS REGULATION:

Article 1

From 1 January 1996 until the dates indicated in the annexed table, the duties applicable to imports into the Community of the products listed below shall be suspended at the levels and within the limits of the Community tariff quotas shown below.

Article 2

The tariff quotas referred to in Article 1 shall be managed by the Commission, which may take any appropriate administrative measures to ensure that they are managed efficiently.

Article 3

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

Requests for drawings, indicating the date on which the entries were accepted, must be sent to the Commission without delay.

Drawings shall be granted by the Commission in chronological order of the dates on which the customs authorities of the Member States concerned accepted the entries for release for free circulation, to the extent that the available balance so permits.

If a Member State does not use a drawing in full it shall return any unused portion 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 applicants pro rata. The Commission shall inform the Member States of the drawings made.

Article 4

Each Member State shall ensure that the 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

The 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 1 January 1996.

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

Done at Brussels, 22 December 1995.

For the Council
The President
L. ATIENZA SERNA

ANNEX

Order No.	CN code	Taric code	Description	Amount of quota	Quota duty (%)	Date of expiry
09.2703	ex 2825 30 00	*10	Vanadiumoxides and hydroxides, not in the form of powder, exlusively for the production of alloys (a)	13 000 tonnes	0	31. 12. 1996
09.2711	7202 41 10 7202 41 91 7202 41 99	—	Ferro-chromium containing by weight more than 4 % of carbon	550 000 tonnes	0	31. 12. 1996
09.2713			Sweet cherries, marinated in alcohol, of a diameter not exceeding 19,9 mm, stoned, intended for the manufacture of chocolate products (a):	2 000 tonnes		31. 12. 1996
	ex 2008 60 19	*10	— with a sugar content exceeding 9 % by weight		10 (1)	
	ex 2008 60 39	*11/*19	— with a sugar content not exceeding 9 % by weight		10	
09.2717	ex 7202 99 19	*20	Ferro-phosphorus containing by weight 15 % or more phosphorus, intended for the manufacture of refined phosphoric iron or steel (a)	22 500 tonnes	0	30. 6. 1996
09.2719			Sour cherries (*Prunus cerasus*), marinated in alcohol, of a diameter not exceeding 19,9 mm, stoned, intended for the manufacture of chocolate products (a):	2 000 tonnes		31. 12. 1996
	ex 2008 60 19	*20	— with a sugar content exceeding 9 %		10 (1)	
	ex 2008 60 39	*20	— with a sugar content not exceeding 9 % by weight		10	
09.2727	ex 3902 90 00	*95	Synthetic poly-alpha-olefin having a kinetic viscosity of not less than 38 × 10^{-6} m^2 s^{-1} (38 centistokes) at 100 °C, measured using the ASTM D 445 method	7 500 tonnes	0	31. 12. 1996
09.2729	ex 0811 90 95	*10	Boysenberries, preserved by freezing, not containing added sugar, for the processing industry (a)	1 500 tonnes	12	31. 12. 1996
09.2741	ex 8104 11 00	*30	Unwrought magnesium having a purity of not less than 99,95 % in the form of ingots	1 450 tonnes	0	30. 6. 1996
09.2791	ex 3905 99 00	*93	Polyvinyl butyral in the form of powder, for the production of film for laminated safety glass (a)	2 000 tonnes	0	30. 6. 1996
09.2797	ex 8540 71 00	*91	Magnetrons with a power output of not more than 1 000 W, for the manufacture of microwave ovens (a)	650 000 pieces	0	31. 12. 1996

Order No.	CN code	Taric code	Description	Amount of quota	Quota duty (%)	Date of expiry
09.2799	ex 7202 49 90	*10	Ferro-chromium containing 1,5 % or more but not more than 4 % by weight of carbon and not more than 70 % of chromium	24 000 tonnes	0	31. 12. 1996
09.2809	ex 3802 90 00	*10	Acid-activated montmorillonite for the manufacture of self-copy paper (a)	10 000 tonnes	0	31. 12. 1996
09.2811	ex 2902 90 90	*50	4-benzylbiphenyl	300 tonnes	0	31. 12. 1996
09.2829	ex 3824 90 90	*24	Solid extract of the residual insoluble in aliphatic solvents obtained during the extraction of resin from wood, having the following characteristics: — a resin acid content by weight not exceeding 30 % — an acid number not exceeding 110, and — melting point of not less than 100 °C	1 200 tonnes	0	31. 12. 1996
09.2837	ex 2903 49 90	*10	Bromochloromethane	550 tonnes	0	31. 12. 1996
09.2841	ex 2712 90 90	*30	Blend of 1-alkenes containing by weight 80 % or more of 1-alkenes of a chain-length of 20 and 22 carbon atoms	10 000 tonnes	0	31. 12. 1996
09.2845	ex 2914 19 00	*20	3,3-Dimethylbutanone	750 tonnes	0	31. 12. 1996
09.2847	ex 2914 70 90	*10	1-Chloro-3,3-Dimethylbutanone	750 tonnes	0	31. 12. 1996
09.2849	ex 0710 80 69	*10	Mushrooms of the species *Auricularia polytricha*, either steamed, boiled or frozen, for the manufacture of prepared meals (a) (b)	700 tonnes	0	31. 12. 1996
09.2851	ex 2907 12 00	*10	O-Cresol having a purity of not less than 98,5 %	13 000 tonnes	0	31. 12. 1996
09.2853	ex 2930 90 95	*16	Glutathione	15 tonnes	0	31. 12. 1996
09.2857	ex 2902 90 90	*80	Diisopropylnaphtalene, mixed isomers	1 000 tonnes	0	31. 12. 1996
09.2859	ex 2909 49 90	*10	2,2-'Isopropylidene-bis(*p*-phenyleneoxy)diethanol solid form	600 tonnes	0	31. 12. 1996
09.2867	ex 3207 40 90	*30	Glass granulate, containing by weight: — 73 % or more but not more than 77 % of silicon dioxide — 12 % or more but not more than 18 % of dibroron trioxide and — 4% or more but not more than 8 % of polyethylene glycol	80 tonnes	0	31. 12. 1996

Order No.	CN code	Taric code	Description	Amount of quota	Quota duty (%)	Date of expiry
09.2871	ex 7011 20 00	*70	Glass face-plate: — with a diagonal measurement of 723 mm (± 3 mm) and of dimensions of 602 × 477 mm (± 2 mm), for the manufacture of colour cathode-ray tubes (a)	650 000 pieces	0	31. 12. 1996
09.2873	ex 8542 13 22	*15	Static random access memory of C-Mos technology (C-MOS-S-RAM), with a storage capacity of 32 K × 8 bits and an access line exceeding 55 ns; in the form of a monolithic integrated circuit, contained in a housing the exterior dimensions of which do not exceed 17 × 39 mm, with not more than 32 connections and bearing: — an identification marking consisting of or including one of the following combinations of figures and letters: KM 62 256 M5M 5 256 PD 43 256 — other identification markings relating to devices complying with the abovementioned description	40 000 000 pieces	0	31. 12. 1996
09.2881	ex 3901 90 00	*94	Chlorosulphonated polyethylene	6 000 tonnes	0	31. 12. 1996
09.2885	2905 11 00	—	Methanol (methyl alcohol)	1 000 000 tonnes	4	31. 12. 1996
09.2887	ex 2905 50 10	*10	2,2,2-trifluoroethanol	250 tonnes	0	31. 12. 1996
09.2889	3805 10 90	—	Sulphate turpentine	20 000 tonnes	0	31. 12. 1996
09.2892	ex 2932 29 90	*45	2'-anilino-6'-diethylamino-3'-methylspiro (isobenzofuranne-1(3H), 9'-xanthen)-3-one	36 tonnes	0	31. 12. 1996
09.2893	ex 3815 90 00	*88	Catalytic preparation consisting of titanium dioxide doped with tungsten trioxide containing not less than 10 % by weight of tungsten trioxide with a specific surface 80 to 100 m^2/g	200 tonnes	0	31. 12. 1996
09.2894	ex 9608 91 00	*20	Felt tips and other porous-tips for markers, without internal canal	40 000 000 pieces	0	31. 12. 1996
09.2895	ex 7011 20 00	*85	Glass face-plate of a diagonal dimension of 724 (± 2 mm) and of dimension of 471 × 601 (± 2 mm) for the manufacture of colour cathoderay tubes (a)	120 000 pieces	0	31. 12. 1996
09.2900	7202 50 00	—	Ferro-silico-chromium	20 000 tonnes	0	30. 6. 1996
09.2911	8102 91 90	—	Waste and scrap of molybdenum	320 tonnes	0	31. 12. 1996
09.2912	ex 8540 91 00	*97	Flat masks with a diagonal measurement of 31,5 cm (± 0,5 cm), 34 cm (± 0,5 cm) or 39 cm (± 0,5 cm)	5 000 000 pieces	0	31. 12. 1996

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09.2913	ex 2401 10 41 ex 2401 10 49 ex 2401 10 50 ex 2401 10 70 ex 2401 10 90 ex 2401 20 41 ex 2401 20 49 ex 2401 20 50 ex 2401 20 70 ex 2401 20 90	*10 *10 *10 *10 *10 *10 *10 *10 *10 *10	Natural unmanufactured tobacco, whether or not cut in regular size, having a custom value of not less than ECU 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of goods falling within subheading 2402 10 00 (a)	6 000 tonnes	0	31. 12. 1996
09.2914	ex 3824 90 90	*33	Aqueous solution containing not less than 40 % of dry betaine-extract and between 5 % and 30 % of organic or inorganic salts	38 000 tonnes	0	31. 12. 1996
09.2915	ex 3824 90 90	*34	Silicon dioxide having a purity in weight of 99 % in the form of the spherical particles dispersed in monoethylene glycol	100 tonnes	0	31. 12. 1996
09.2916	ex 2933 90 80	*32	5-Nitroindole	5 tonnes	0	30. 6. 1996
09.2917	2930 90 14	—	Cystin	600 tonnes	0	31. 12. 1996
09.2918	ex 2910 90 00	*50	1,2-Epoxybutan	500 tonnes	0	31. 12. 1996
09.2919	ex 8708 29 90	*10	Foldings bellows for the manufacture of articulated buses (a)	2 600 pieces	0	31. 12. 1996
09.2920	ex 5501 90 00	*10	Cellulose acetate tow made up of filaments with a count of 2.4 decitex	400 tonnes	0	31. 12. 1996

(a) Checks on their prescribed end use shall be carried out pursuant to the relevant Community provisions.
(b) However, the tariff quota is not allowed where processing is carried out by retail or catering undertakings.
(1) The specific additional duty is applicable.