COMMISSION REGULATION (EC) No 2411/96

of 18 December 1996

amending Regulation (EC) No 2763/94 opening and providing for the administration of Community tariff quotas for certain agricultural products originating in the African, Caribbean and Pacific States (ACP)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 715/90 of 5 March 1990 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the ACP States or the overseas countries and territories (OCT) [1], extended by Regulation (EEC) No 444/92 [2], as last amended by Commission Regulation (EC) No 619/96 [3], and in particular Article 27 thereof,

Whereas Commission Regulation (EC) No 2763/94 [4], as last amended by Commission Regulation (EC) No 2941/95 [5], opened zero or reduced-duty Community tariff quotas for 1995 in respect of certain agricultural products including fresh or chilled tomatoes;

Whereas the tariff applying to these products has been changed as a result of GATT negotiations;

Whereas both the rates of *ad valorem* duty and the rates of specific duty for products subject to the Regulation are liable to change over the years; whereas in the interests of more efficient management of the Community legislation in this field a multiannual regulation should be adopted providing for automatic reduction of *ad valorem* duties to 40 % of the rates in the combined nomenclature with effect from 1 January 1997;

Whereas Regulation (EC) No 2763/94 should be amended accordingly;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

The table and Annex in Regulation (EC) No 2763/94 shall be amended in accordance with the Annex to this Regulation.

Article 2

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

It shall apply from 1 January 1997.

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

Done at Brussels, 18 December 1996.

For the Commission

Mario MONTI

Member of the Commission

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[1] OJ No L 84, 30. 3. 1990, p. 85.
[2] OJ No L 52, 27. 2. 1992, p. 7.
[3] OJ No L 89, 10. 4. 1996, p. 1.
[4] OJ No L 294, 15. 11. 1994, p. 6.
[5] OJ No L 308, 21. 12. 1995, p. 6.

ANNEX

Order No	CN code	Taric subdivision	Description	Quota volume (tonnes)	Quota duty (%)
09.1601	0702 00 15	19	Tomatoes other than cherry tomatoes, fresh or chilled, from 15 November of one year to 30 April of the following year	2 000	40 % of CN *ad valorem* duty (1)
		29			
		39			
		49			
		59			
		69			
	0702 00 20	13			
		63			
		17			
		67			
		23			
		73			
		27			
		77			
		33			
		83			
		37			
		87			
	0702 00 45	12			
		32			
		52			
		14			
		34			
		54			
		17			
		37			
		57			
		22			
		42			
		62			
		24			
		44			
		64			
		27			
		47			
		67			
	0702 00 50	19			
		29			
		39			
		49			
		59			
		69			

Order No	CN code	Taric subdivision	Description	Quota volume (tonnes)	Quota duty (%)
09.1613	0702 00 15	11 21 31 41 51 61	Cherry tomatoes, fresh or chilled, from 15 November of one year to 30 April of the following year	2 000	0 (1)
	0702 00 20	11 15 21 25 31 35 61 65 71 75 81 85			
	0702 00 45	11 13 16 21 23 26 31 33 36 41 43 46 51 53 56 61 63 66			
	0702 00 50	11 21 31 41 51 61			

(1) The specific duty applies.