COMMISSION REGULATION (EC) No 478/96

of 18 March 1996

amending Regulation (EC) No 3238/94 providing for the determination and the administration of the variable component for certain goods originating in Poland, Hungary, Romania, Bulgaria, the Czech Republic, the Slovak Republic, Lithuania, Latvia and Estonia resulting from the processing of certain agricultural products referred to in the Annexes to Council Regulation (EC) No 3448/93

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products [1], and in particular Article 7 paragraph 2 thereof,

Whereas Commission Regulation (EC) No 3238/94 [2], as amended by Regulation (EC) No 1795/95 [3], opened for 1995 the quotas within which, under the provisions of the Europe Agreement concluded with Poland, Romania, Bulgaria, the Czech Republic and the Slovak Republic, certain processed agricultural products originating in these countries may be imported at a reduced agricultural component; whereas these quotas should be re-opened for 1996; whereas Regulation (EC) No 3238/94 should be amended accordingly;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for 'horizontal questions concerning trade in processed agricultural products not listed in Annex II',

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 3238/94 is hereby amended as follows:

1. Article 1 (1) is replaced by the following text:

   '1. From 1 January to 31 December 1996, goods originating in Poland, Romania, Bulgaria, the Czech Republic and the Slovak Republic which are listed in Annexes I, II, III, IV and V to this Regulation shall be subject to a reduced agricultural component within the limits of the annual quotas and under the conditions set out in these Annexes.'

2. The Annexes are replaced by Annexes I, II, III, IV and V to the present Regulation.

Article 2

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

It is applicable from 1 January 1996.

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

Done at Brussels, 18 March 1996.

For the Commission

Martin BANGEMANN

Member of the Commission

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[1] OJ No L 318, 20. 12. 1993, p. 18.
[2] OJ No L 338, 28. 12. 1994, p. 30.
[3] OJ No L 174, 26. 7. 1995, p. 9.

ANNEX I

'POLAND

Order No	CN code	Description	1996 quota (tonnes)	Preference
09.5401	0403 10 51 to 0403 10 99	Yoghurts, flavoured or containing added fruit, nuts or cocoa	15	EAR
	0403 90 71 to 0403 90 99	Other, flavoured or containing added fruit, nuts or cocoa		
09.5403	1704 10	Chewing gum, whether or not sugar-coated	4 120	EAR
	1704 90 30	White chocolate		
	1704 90 55	Throat pastilles and cough drops		
09.5405	ex 1902	Pasta, whether or not cooked or otherwise prepared excluding stuffed pasta falling within CN codes 1902 20 10 and 190 20 30, couscous, whether or not prepared	350	EAR
09.5407	1903	Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, pearls, siftings or similar forms	39	EAR
09.5409	2001 90 40 2008 99 91	Yams, sweet potatoes and similar edible parts of plants containing 5 % or more by weight of starch, prepared or preserved by vinegar or acetic acid or otherwise prepared or preserved, not containing added sugar or added spirit	24	EAR
	2004 10 91 2005 20 10	Potatoes in the form of flour, meal or flakes, prepared or preserved otherwise than by vinegar or acetic acid		
09.5411	2101 12 98	Preprations with a basis of coffee	15	EAR
	2101 20 98	Preprations with a basis of tea or maté		
09.5413	2101 30 19	Roasted coffee substitutes other than roasted chicory	300	EAR
	2101 30 99	Extracts, essences and concentrates of roasted coffee substitutes other than those of roasted chicory		
09.5415	2106 90 10	Cheese fondues	540	EAR'

ANNEX II

'ROMANIA

Order No	CN code	Description	1996 quota (tonnes)	Preference
05.5431	ex 1704	Sugar confectionery (including white chocolate), not containing cocoa; excluding liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances, falling within CN code 1704 90 10 (1)	1 960	EAR
09.5433	ex 1806	Chocolate and other food prepration containing coca excluding goods falling within CN codes 1806 10 15 and 1806 20 70 (1)	1 061	EAR
09.5435	ex 1902	Pasta, whether or not cooked or otherwise prepared excluding stuffed pasta falling within CN codes 1902 20 10 and 1902 20 30, coucous, whether or not prepared	466	EAR
09.5437	ex 1904	Prepared foods obtained by the swelling or roasting of cereals or cereal products (for example, cornflakes); cereals other than maize (corn), in grain form or in the form of flakes or other worked grains (except flour and meal), precooked or otherwise prepared, not elsewhere specified or included, excluding goods falling within CN codes 1904 20 10	294	EAR
09.5439	1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	1 388	EAR
09.5441	2101 30 19	Roasted coffee substitutes other than roasted chicory	163	EAR
	2101 30 99	Extracts, essences and concentrates of roasted coffee substitutes other than those of roasted chicory		
09.5443	2105	Ice cream and other edible ice, whether or not containing cocoa	114	EAR
09.5445	0405 20 10 0405 20 30	Dairy spreads of a fat content, by weight, of 39 % or more, but not exceeding 75 %	980	EAR
	ex 2106	Food preprations not elsewhere specified or included other than those falling within CN codes 2106 10 20, 2106 90 20 and 2106 90 92 and other than flavoured or coloured sugar syrups (1)		
	3302 10 29	Other preparations based on odoriferous substances, containing all flavouring agents characterizing a beverage, of the type used in the drink industries for the manufacture of beverages		
09.5447	2202 90 91 2202 90 95 2202 90 99	Non-alcoholic beverages, not including fruit or vegetable juices of CN code 2009, containing products of CN codes 0401 to 0404 or containing fat obtained from products of CN codes 0401 to 0404	16	EAR

(1) Other than goods of CN codes 1704 90 51, 1704 90 99, 1806 20 80, 1806 20 95, 1806 90 90 and 2106 90 98 containing 70 % or more by weight of sucrose (including invert sugar expressed as sucrose).'

ANNEX III

'BULGARIA

Order No	CN code	Description	1996 quota (tonnes)	Preference
09.5461	1704 10	Chewing gum, whether or not sugar-coated	163	EAR
09.5463	1806	Chocolate and other food preparations containing cocoa:	490	EAR
	1806 20	– Other preparations in blocks, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form in containers or immediate packings, of a content exceeding 2 kg:		
	1806 20 10	– – Containing 31 % or more by weight of cocoa butter or containing a combined weight of 31 % or more of cocoa butter and milk fat		
		– Other, in blocks, slabs or bars:		
	1806 31 00	– – Filled		
	1806 32	– – Not filled		
	1806 90	– Other		
		Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included:		
09.5465	1901 10	– Preparations for infant use, put up for retail sale	16	EAR
09.5467	1901 90 99	– – Other	81	EAR
09.5469		Uncooked pasta, not stuffed or otherwise prepared:	326	EAR
	1902 19	– – Other		
09.5471	1904 10	Prepared foods obtained by the swelling or roasting of cereals or cereal products	245	EAR
	ex 1904 20	Prepared foods obtained from unroasted cereal flakes or from mixtures of unroasted cereal flakes and roasted cereal flakes or swelled cereals, excluding goods falling within CN codes 1904 20 10		
09.5473		Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:	571	EAR
	1905 30	– Sweet biscuits; waffles and wafers		
	1905 90	– Other		
09.5475	2101 12 98	Preparations with a basis of coffee	163	EAR
09.5477	2102 10 31	Active baker's yeast, dried	81	EAR
	2102 10 39	Other active baker's yeast		

Order No	CN code	Description	1996 quota (tonnes)	Preference
09.5479	2105	Ice cream and other edible ice, whether or not containing cocoa	81	EAR
09.5481	0405 20 10 0405 20 30	Dairy spreads of a fat content, by weight, of 39 % or more, but not exceeding 75 %	490	EAR
	2106	Food preparations not elsewhere specified or included:		
	2106 10 80	– – Other		
	2106 90 98	– Other		
	3302 10 29	Other preparations based on odoiferous substances, containing all flavouring agents characterizing a beverage, of the type used in the drink industries for the manufacture of beverages		
09.5483	2202 90 91 2202 90 95 2202 90 99	Non-alcoholic beverages, not including fruit or vegetable juices of CN code 2009, containing products of CN codes 0401 to 0404 or containing fat obtained from products of CN codes 0401 to 0404	16	EAR'

ANNEX IV

'CZECH REPUBLIC

Order No	CN code	Description	1996 quota (ecus)	Preference
09.5417	0403 10 51 to 0403 10 99	Yoghurt, flavoured or containing added fruit, nuts or cocoa	3 624 000	EAR
	0403 90 71 to 0403 90 99	Other, flavoured or containing added fruit, nuts or cocoa		
	0405 20 10 0405 20 30	Dairy spreads of a fat content, by weight, of 39 % or more, but not exceeding 75 %		
	1517 10 10	Margarine (excluding liquid margarine) containing more than 10 % but not more than 15 % by weight of milk fats		
	1517 90 10	Other, containing more than 10 % but not more than 15 % by weight of milk fats		
	ex 1704	Sugar confectionery (including white chocolate), not containing cocoa; excluding liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances, falling within CN code 1704 90 10		
	ex 1806	Chocolate and other food preparations containing cocoa, excluding goods falling within CN code 1806 10 15		
	ex 1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of CN heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, excluding goods falling within CN code 1901 90 91		
	ex 1902	Pasta, whether or not cooked or otherwise prepared excluding stuffed pasta falling within CN codes 1902 20 10 and 1902 20 30; couscous, whether or not prepared		
	1903	Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, siftings or similar forms		
	ex 1904	Prepared foods obtained by the swelling or roasting of cereals or cereal products (for example, cornflakes); cereals (other than maize (corn)), in grain form or in the form of flakes or other worked grains (except flour and meal), pre-cooked or otherwise prepared, not elsewhere specified or included, excluding goods falling within CN codes 1904 20 10		
	1905	Bread, pastry, cakes biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products		
	2101 12 98	Preparations with a basis of coffee		
	2101 20 98	Preparations with a basis of tea or maté		
	2101 30 19	Roasted coffee substitutes other than roasted chicory		
	2101 30 99	Extracts essences and concentrates of roasted coffee substitutes other than those of roasted chicory		

Order No	CN code	Description	1996 quota (ecus)	Preference
09.5417 *(cont'd)*	2102 10 31	Active baker's yeast, dried		
	2102 10 39	Other active baker's yeast		
	2105	Ice cream and other edible ice, whether or not containing cocoa		
	ex 2106	Food preparations not elsewhere specified or included other than those falling within CN codes 2106 10 20, 2106 90 20 and 2106 90 92 and other than flavoured or coloured sugar syrups		
	2202 90 91 2202 90 95 2202 90 99	Non-alcoholic beverages not including fruit or vegetable juices of CN code 2009 containing products of CN codes 0401, 0402 and 0404 or obtained from products of CN codes 0401, 0402 and 0404		
	3302 10 29	Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used in the food or drink industries'		

ANNEX V

'SLOVAK REPUBLIC

Order No	CN code	Description	1996 quota (ecus)	Preference
09.5417	0403 10 51 to 0403 10 99	Yoghurt, flavoured or containing added fruit, nuts or cocoa	1 812 000	EAR
	0403 90 71 to 0403 90 99	Other, flavoured or containing added fruit, nuts or cocoa		
	0405 20 10 0405 20 30	Dairy spreads of a fat content, by weight, of 39 % or more, but not exceeding 75 %		
	1517 10 10	Margarine (excluding liquid margarine) containing more than 10 % but not more than 15 % by weight of milk fats		
	1517 90 10	Other, containing more than 10 % but not more than 15 % by weight of milk fats		
	ex 1704	Sugar confectionery (including white chocolate), not containing cocoa; excluding liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances, falling within CN code 1704 90 10		
	ex 1806	Chocolate and other food preparations containing cocoa, excluding goods falling within CN code 1806 10 15		
	ex 1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of CN heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, excluding goods falling within CN code 1901 90 91		
	ex 1902	Pasta, whether or not cooked or otherwise prepared excluding stuffed pasta falling within CN codes 1902 20 10 and 1902 20 30; couscous, whether or not prepared		
	1903	Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, siftings or similar forms		
	ex 1904	Prepared foods obtained by the swelling or roasting of cereals or cereal products (for example, cornflakes); cereals (other than maize (corn)), in grain form or in the form of flakes or other worked grains (except flour and meal), pre-cooked or otherwise prepared, not elsewhere specified or included, excluding goods falling within CN codes 1904 20 10		
	1905	Bread, pastry, cakes biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products		
	2101 12 98	Preparations with a basis of coffee		
	2101 20 98	Preparations with a basis of tea or maté		
	2101 30 19	Roasted coffee substitutes other than roasted chicory		
	2101 30 99	Extracts essences and concentrates of roasted coffee substitutes other than those of roasted chicory		

Order No	CN code	Description	1996 quota (ecus)	Preference
09.5417 *(cont'd)*	2102 10 31	Active baker's yeast, dried		
	2102 10 39	Other active baker's yeast		
	2105	Ice cream and other edible ice, whether or not containing cocoa		
	ex 2106	Food preparations not elsewhere specified or included other than those falling within CN codes 2106 10 20, 2106 90 20 and 2106 90 92 and other than flavoured or coloured sugar syrups		
	2202 90 91 2202 90 95 2202 90 99	Non-alcoholic beverages not including fruit or vegetable juices of CN code 2009 containing products of CN codes 0401, 0402 and 0404 or obtained from products of CN codes 0401, 0402 and 0404		
	3302 10 29	Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used in the food or drink industries'		