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►B ►M2 **COMMISSION REGULATION (EC) No 1279/98**

of 19 June 1998

laying down detailed rules for applying the tariff quotas for beef and veal provided for in Regulations (EC) No 2290/2000, (EC) No 2433/2000, (EC) No 2434/2000, (EC) No 2435/2000, (EC) No 2851/2000 and (EC) No 1408/2002 for Bulgaria, the Czech Republic, Slovakia, Romania, the Republic of Poland and the Republic of Hungary ◄

(OJ L 176, 20.6.1998, p. 12)

Amended by:

		Official Journal		
		No	page	date
►M1	Commission Regulation (EC) No 2857/2000 of 27 December 2000	L 332	55	28.12.2000
►M2	Commission Regulation (EC) No 1634/2002 of 13 September 2002	L 247	7	14.9.2002

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3066/95 of 22 December 1995 establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for the adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreements to take account of the Agreement on Agriculture concluded during the Uruguay Round of Multilateral Trade Negotiations [1], as last amended by Regulation (EC) No 1595/97 [2], and in particular Article 8 thereof,

Whereas Regulation (EC) No 3066/95 provides for the opening of reduced-tariff quotas for beef and veal; whereas detailed rules should be adopted for their application on a multiannual basis; whereas, to that end, the provisions laid down annually for those quotas in the past should be used as a basis;

Whereas, in order to ensure that the quantities laid down are imported in an orderly fashion, they should be staggered over various periods;

Whereas provision should be made for the arrangements to be administered by means of import licences; whereas, to that end, rules should in particular be laid down on the way applications are to be submitted and on the information to be shown in applications and licences, where appropriate notwithstanding certain provisions of Commission Regulation (EEC) No 3719/88 of 16 November 1988 laying down common detailed rules for the application of the system of import and export licences and advance-fixing certificates for agricultural products [3], as last amended by Regulation (EC) No 1044/98 [4], and Commission Regulation (EC) No 1445/95 of 26 June 1995 on rules of application for import and export licences in the beef and veal sector and repealing Regulation (EEC) No 2377/80 [5], as last amended by Regulation (EC) No 759/98 [6]; whereas provision should also be made for the licences to be issued after a period for reflection and, where appropriate, once a uniform percentage reduction has been applied;

Whereas the risk of speculation inherent in the arrangements for the beef and veal sector requires that clear conditions be laid down governing access to the quotas;

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

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(1) OJ L 328, 30. 12. 1995, p. 31.
(2) OJ L 216, 8. 8. 1997, p. 1.
(3) OJ L 331, 2. 12. 1988, p. 1.
(4) OJ L 149, 20. 5. 1998, p. 11.
(5) OJ L 143, 27. 6. 1995, p. 35.
(6) OJ L 105, 4. 4. 1998, p. 7.

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HAS ADOPTED THIS REGULATION:

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Article 1

Import licences must be presented for imports into the Community of the products listed in Annex I hereto under the quotas provided for in Regulations (EC) No 2290/2000, (EC) No 2433/2000, (EC) No 2434/2000, (EC) No 2435/2000, (EC) No 2851/2000 and (EC) No 1408/2002.

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The quantities of products imported annually under those arrangements and the preferential rates of customs duty shall be as set out in Annex I hereto.

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Article 2

The quantities referred to in Article 1 for each period set out in Annex I shall be broken down as follows:

— 25 % from 1 July to 30 September,

— 25 % from 1 October to 31 December,

— 25 % from 1 January to 31 March,

— 25 % from 1 April to 30 June.

Where, during the period the quotas are opened, the quantities covered by import licence applications submitted in respect of the first, second or third tranches specified in the first paragraph are lower than those available, the remaining quantities shall be added to those available for the following tranche.

Article 3

1. In order to qualify under the import quotas:

(a) import licence applicants must be natural or legal persons who must prove to the satisfaction of the competent authorities of the Member State concerned when they submit their applications that they have traded in beef and veal with third countries at least once during the previous 12 months; the applicants must be entered in a national VAT register;

(b) licence applications may be presented only in the Member State in which the applicant is registered;

(c) licence applications for each group of products listed in Annex I shall relate to a minimum of 15 tonnes in product weight without exceeding the quantity available as defined in Article 2.

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Group of products' means products originating in only one of the countries listed in Annex I; a group of products shall cover either products under CN codes 0201 and 0202, or products under CN codes 0206 10 95, 0206 29 91, 0210 20 10, 0210 20 90, 0210 99 51, 0210 99 59 and 0210 99 90 originating in Hungary, or products under CN codes 1602 50 31, 1602 50 39 and 1602 50 80 originating in Romania, or products under CN code 1602 50 originating in Poland;

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(d) box 8 of licence applications and licences shall show the country of origin; licences shall carry with them an obligation to import from the country indicated;

(e) box 20 of licence applications and licences shall show at least one of the following:

— Reglamento (CE) nº1279/98

— Forordning (EF) nr. 1279/98

— Verordnung (EG) Nr. 1279/98

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— Κανονισμός (ΕΚ) αριθ. 1279/98
— Regulation (EC) No 1279/98
— Règlement (CE) nº 1279/98
— Regolamento (CE) n. 1279/98
— Verordening (EG) nr. 1279/98
— Regulamento (CE) nº 1279/98
— Asetus (EY) N:o 1279/98
— Förordning (EG) nr 1279/98.

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2. Notwithstanding Article 5 of Regulation (EC) No 1445/95, box 16 of licence applications and licences shall show one of the groups of CN codes listed in the same indent below:

— 0201, 0202,
— 0206 10 95, 0206 29 91, 0210 20 10, 0210 20 90, 0210 99 51, 0210 99 59, 0210 99 90,
— 1602 50 31, 1602 50 39, 1602 50 80,
— 1602 50.

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Article 4

1. Licence applications may only be submitted during the first 10 days of each period as referred to in Article 2.

2. Only one application may be submitted by each applicant per group of products. If an applicant submits more than one application per group of products, all applications from that applicant for products in the same group shall be inadmissible.

3. By the fifth working day following the end of the period for submission, the Member States shall notify the Commission of the applications submitted for the quantities available. Such notification shall comprise a list of applicants showing the quantity applied for per CN code and per country of origin of the products.

Notifications, including nil notifications, shall be made by telex or fax, using the model in Annex II hereto.

4. The Commission shall decide what percentage of quantities covered by licence applications can be granted.

If the quantities covered by licence applications exceed those available, the Commission shall set a uniform percentage reduction in the quantities applied for.

5. Subject to Commission acceptance of the applications, the licences shall be issued as soon as possible.

Article 5

1. Without prejudice to this Regulation, Regulations (EEC) No 3719/88 and (EC) No 1445/95 shall be applicable.

2. Import licences issued pursuant to this Regulation shall be valid for 90 days from their actual day of issue within the meaning of Article 21(2) of Regulation (EEC) No 3719/88. However, no licence shall be valid after 30 June following the date of issue.

3. Licences shall be valid throughout the Community.

Article 6

The products shall be released for free circulation on presentation of an EUR 1 movement certificate issued by the exporting country in accordance with Protocol 4 to the Europe Agreement concluded with that country or a declaration by the exporter drawn up in accordance with that Protocol.

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Article 7

This Regulation shall enter into force on 1 July 1998.

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

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ANNEX I

Community import concessions by product and country of origin

(MFN = most favoured nation rate of duty)

Country of origin	Serial No	CN code	Description	Duty (% of MFN)	Annual quantity from 1.7.2002 to 30.6.2003 (tonnes)	Annual increase from 1.7.2003 (tonnes)
Hungary	09.4707	0201 0202	Meat of bovine animals, fresh, chilled or frozen	Exempt	13 655	1 365
	09.4774	0206 10 95	Edible offal of bovine animals, fresh or chilled, thick skirt and thin skirt	Exempt	1 000	100
		0206 29 91	Edible offal of bovine animals, frozen, other, thick skirt and thin skirt			
		0210 20 10 0210 20 90	Meat of bovine animals, salted or in brine, dried or smoked			
		0210 99 51	Thin skirt and thick skirt of bovine animals			
		0210 99 59	Other offal of bovine animals			
		0210 99 90	Edible flour and meal from meat or offal			
Poland	09.4824	0201 0202	Meat of bovine animals, fresh, chilled or frozen	Exempt	19 200	1 600
		1602 50	Other prepared or preserved meat, offal or blood offal or blood of bovine animals [1]			
Czech Republic	09.4623	0201 0202	Meat of bovine animals, fresh, chilled or frozen	20	3 500	0
Slovakia	09.4624	0201 0202	Meat of bovine animals, fresh, chilled or frozen	20	3 500	0

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Country of origin	Serial No	CN code	Description	Duty (% of MFN)	Annual quantity from 1.7.2002 to 30.6.2003 (tonnes)	Annual increase from 1.7.2003 (tonnes)
Romania	09.4753	0201 0202 1602 50 31 1602 50 39 1602 50 80	Meat of bovine animals, fresh, chilled or frozen Prepared or preserved meat of bovine animals	Exempt	3 000	250
Bulgaria	09.4651	0201 0202	Meat of bovine animals, fresh, chilled or frozen	20	250	0

(1) Coefficient for conversion into fresh meat = 2,14.

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ANNEX II

Fax: (32-2) 296 60 27

(Application of Regulation (EC) No 1279/98)

COMMISSION OF THE EUROPEAN COMMUNITIES DG VI/D/2 — BEEF AND VEAL SECTOR

IMPORT LICENCE APPLICATION

Date: ..... Period: .....

Member State: .....

Country of origin	Applicant number (1)	Applicant (name and address)	Quantity (tonnes)	CN code(s)
		Total		

Member State: fax number: .....

telephone number: .....

(1) Continuous numbering.