This document is meant purely as a documentation tool and the institutions do not assume any liability for its contents

►B

COUNCIL REGULATION (EC) No 1506/98

of 13 July 1998

establishing a concession in the form of a Community tariff quota for Turkey in 1998 in respect of hazelnuts and suspending certain concessions

(OJ L 200, 16.7.1998, p. 1)

Amended by:

		Official Journal		
		No	page	date
►M1	Regulation (EU) No 255/2014 of the European Parliament and of the Council of 26 February 2014	L 84	57	20.3.2014

▼B

COUNCIL REGULATION (EC) No 1506/98

of 13 July 1998

establishing a concession in the form of a Community tariff quota for Turkey in 1998 in respect of hazelnuts and suspending certain concessions

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 1994 Act of Accession,

Having regard to the proposal from the Commission,

Whereas under the Agreement establishing an Association between the European Economic Community and Turkey [1], hereinafter referred to as 'the Agreement', concessions were granted to that country in respect of certain agricultural products;

Whereas, following the accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden, the concession for hazelnuts should be adjusted to take account of the trade arrangements for that product which existed between Austria, Finland and Sweden, on the one hand, and Turkey, on the other,

Whereas, in accordance with Articles 76, 102 and 128 of the 1994 Act of Accession, the Community is required to adopt the necessary measures to remedy this situation; whereas those measures should take the form of autonomous Community tariff quotas covering the conventional preferential tariff concessions applied by Austria, Finland and Sweden;

Whereas Decision No 1/98 of the EC-Turkey Association Council of 25 February 1998 concerning trade arrangements for agricultural products provides for the improvement and consolidation of trade preferences relating to the import into the Community of agricultural products originating in Turkey and establishes a series of preferential concessions for Community exports of meat and live animals to Turkey;

Whereas Turkey has since 1996 been applying a ban on the import of live animals of the bovine species (CN code 0102) and restrictions on the import of beef (CN codes 0201-0202); whereas those measures, being quantitative restrictions, are incompatible with the Agreement and prevent the Community from benefiting from the concessions granted to it under Decision No 1/98; whereas, despite talks from November 1997 to February 1998 intended to achieve a negotiated solution with Turkey to the problem, the quantitative restrictions are still in place;

Whereas, as a result of these measures, exports to Turkey of the products in question originating in the Community are blocked; whereas, in order to protect the Community's commercial interests, the situation should be counterbalanced by means of equivalent measures; whereas the concessions set out in the Annexes to this Regulation should therefore be suspended,

[1] OJ 217, 29.12.1964, p. 3687/64.

▼B

HAS ADOPTED THIS REGULATION:

Article 1

The autonomous tariff quota appearing in Annex I is hereby opened for 1998. Articles 4 to 8 of Regulation (EC) No 1981/94 ([1]), by which the Council opened Community tariff quotas for certain products originating in, *inter alia*, Turkey, shall apply.

Article 2

The autonomous tariff quota laid down in Annex I and the two tariff quotas laid down in Annex II are hereby suspended.

▼M1

Article 3

The Commission shall, by means of implementing acts, terminate the suspension measures referred to in Article 2 once the barriers to preferential exports from the Union to Turkeyhave been lifted. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 3a(2).

Article 3a

1. The Commission shall be assisted by the Committee for the Common Organisation of the Agricultural Markets established by Article 229 of Regulation (EU) No 1308/2013 of the European Parliament and of the Council ([2]). That Committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council ([3]).

2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

3. Where the opinion of the committee is to be obtained by written procedure, that procedure shall be terminated without result when, within the time-limit for delivery of the opinion, the chair of the committee so decides or at least a quarter of committee members so request.

▼B

Article 4

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

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

([1]) OJ L 199, 2.8.1994, p. 1. Regulation as last amended by Commission Regulation (EC) No 650/98 (OJ L 88, 24.3.1998, p. 8).

([2]) Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671).

([3]) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

▼B

ANNEX I

Serial No	CN code	Description of goods	Size of autonomous quota (in tonnes)	Rate of duty applicable
09.0201	0802 21 00 0802 22 00	Hazelnuts *(Corylus* spp.), fresh or dried, in shell or shelled	9 060	Free

▼B

ANNEX II

Serial No	CN code	Description of goods	Size of quota per year or per period indicated (tonnes)	Rate of duty applicable
09.0217	ex 0807 11 00	Watermelons, fresh: from 16 June to 31 March	14 000	Free
09.0207 09.0209	2002 90 31 2002 90 39 2002 90 91 2002 90 99	Tomatoes prepared or preserved otherwise than by vinegar or acetic acid, other than whole or in pieces, with a dry matter content of 12 % or more by weight:	30 000 with a dry matter content of 28-30 % by weight	Free