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COUNCIL REGULATION (EC) No 1349/2000

of 19 June 2000

establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for an adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreement with Estonia

(OJ L 155, 28.6.2000, p. 1)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Council Regulation (EC) No 2677/2000 of 4 December 2000	L 308	7	8.12.2000

Corrected by:

►**C1** Corrigendum, OJ L 263, 18.10.2000, p. 35 (1349/2000)

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COUNCIL REGULATION (EC) No 1349/2000

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establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for an adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreement with Estonia

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) The Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Estonia, of the other part [1], provides for further concessions for certain agricultural products originating in Estonia.

(2) Improvements to the preferential agreements of the Europe Agreement with Estonia were provided for in the Protocol adjusting trade aspects of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Estonia, of the other part, to take into account of the accession of the Republic of Austria, of the Republic of Finland and of the Kingdom of Sweden to the European Union and the outcome of the Uruguay Round negotiations on agriculture including improvements to the existing preferential arrangements [2]. The Council approved the abovementioned Protocol on behalf of the Community by Council Decision 1999/86/EC [3].

(3) In accordance with the directives adopted by the Council on 30 March 1999, the Commission and the Republic of Estonia concluded on 22 November 1999 negotiations on a new Additional Protocol to the Europe Agreement.

(4) The new Additional Protocol, which provides for additional agricultural concessions, will be based on Article 19(4) of the Europe Agreement, establishing that the Community and Estonia are to examine in the Association Council, product by product and on an orderly and reciprocal basis, the possibility of granting each other further concessions.

(5) The Republic of Estonia already applies zero-duties for imports of agricultural products originating in the Community. When Estonia on 1 January 2000 introduced tariffs on imports of agricultural products from other third countries, additional preferences were created for Community exports of agricultural products.

(6) A swift implementation of the adjustments forms an essential part of the results of the negotiations for the conclusion of a new Additional Protocol to the Europe Agreement with Estonia.

(7) It is therefore appropriate to provide for the adjustment, as an autonomous and transitional measure, of the agricultural concessions provided for in the Europe Agreement with Estonia.

(8) The measures necessary for the implementation of this Regulation should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999, laying down the procedures for the exercise of implementing powers conferred on the Commission [4],

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(1) OJ L 68, 9.3.1998, p. 2.
(2) OJ L 29, 3.2.1999, p. 11.
(3) OJ L 29, 3.2.1999, p. 9.
(4) OJ L 184, 17.7.1999, p. 23.

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HAS ADOPTED THIS REGULATION:

Article 1

1. The arrangements for import into the Community applicable to certain agricultural products originating in Estonia as set out in Annex A(a) and A(b) to this Regulation shall replace those set out in Annex Va to the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Estonia, of the other part.

2. On the entry into force of the new Additional Protocol adjusting the Europe Agreement referred to in paragraph 1, the concessions provided for in that Protocol shall replace those referred to in Annex A(a) and A(b) to this Regulation.

3. The Commission shall adopt detailed rules for the application of this Regulation in accordance with the procedure laid down in Article 2(2).

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Article 1a

Tariff quotas with an order number above 09.5100 shall be administered by the Commission in accordance with Articles 308a, 308b and 308c of Commission Regulation (EEC) No 2454/93 ([1]).

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Article 2

1. The Commission shall be assisted by the committee instituted by Article 23 of Council Regulation (EC) No 1766/92 of 30 June 1992 on the common organisation of the market of cereals ([2]) or, where appropriate, the committee instituted by the relevant provisions of the other Regulations on the common organisation of agricultural markets, hereinafter referred to as 'the Committee'.

2. Where reference is made to this paragraph, Articles 4 and 7 of Decision 1999/468/EC shall apply.

The period laid down in Article 4(3) of Decision 1999/468/EC shall be set at one month.

3. The Committee shall adopt its rules of procedure.

Article 3

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

It shall apply from 1 July 2000.

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

([1]) OJ L 253, 11.10.1993, p. 1.
([2]) OJ L 181, 1.7.1992, p. 21.

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ANNEX A(a)

The following products originating in Estonia shall benefit from a preferential zero-duty within unlimited quantities (applicable duty 0 % of MFN) when imported into the Community

CN code [1]
0101 20 10
0104 20 10
0106 00 10
0106 00 20
0205 00 11
0205 00 19
0205 00 90
0206 80 91
0206 90 91
0207 13 91
0207 14 91
0207 26 91
0207 27 91
0207 35 91
0207 36 89
0208 10 11
0208 10 19
0208 20 00
0208 90 10
0208 90 50
0208 90 60
0208 90 80
0210 90 10
0210 90 79
0407 00 90
0410 00 00
0601 10 10
0601 10 20
0601 10 30
0601 10 40
0601 10 90
0601 20 30
0601 20 90
0602 10 90
0602 20 90
0602 30 00
0602 40 10
0602 40 90
0602 90 10
0602 90 30
0602 90 41
0602 90 45
0602 90 49
0602 90 51
0602 90 59
0602 90 70
0602 90 91
0602 90 99
0603 10 10
0603 10 20
0603 10 30
0603 10 40
0603 10 50
0603 10 80
0603 90 00
0604 10 90
0604 91 21
0604 91 29
0604 91 41
0604 91 49
0604 91 90
0604 99 90
▼C1
0701 10 00
▼B
0701 90 10
0703 10 11
0703 10 19

[1] As defined in Commission Regulation (EC) No 2204/1999 of 12 October 1999, amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 278, 28.10.1999, p. 1).

▼B

0703 10 90

▼C1

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▼B

0703 90 00
0708 10 00
0709 51 30
0709 51 50
0709 51 90
0709 52 00
0709 60 10
0709 60 99
0709 90 50
0710 80 59
0711 10 00
0711 90 10
0711 90 70
0713 50 00
0713 90 10
0713 90 90
0802 11 90
0802 12 90
0802 21 00
0802 22 00
0802 31 00
0802 32 00
0802 40 00
0802 90 50
0802 90 85
0806 20 11
0806 20 12
0806 20 91
0806 20 92
0806 20 98
0808 20 90
0809 40 90
0810 40 30
0810 40 50
0810 40 90
0810 90 85
0811 90 70
0812 10 00
0812 90 40
0812 90 50
0812 90 60
0812 90 95
0813 10 00
0813 20 00
0813 30 00
0813 40 10
0813 40 30
0813 40 95
0813 50 15
0813 50 19
0813 50 91
0813 50 99
0901 12 00
0901 21 00
0901 22 00
0902 10 00
0904 12 00
0904 20 10
0904 20 90
0907 00 00
0910 40 13
0910 40 19
0910 40 90
0910 91 90
0910 99 99
1106 10 00
1106 30 90
1208 10 00
1209 11 00
1209 19 00
1209 21 00
1209 23 80
1209 29 50
1209 29 80
1209 30 00
1209 91 10
1209 91 90

▼B

1209 99 91
1209 99 99
1210 10 00
1210 20 10
1210 20 90
1211 90 30
1212 10 10
1212 10 99

▼C1

1214 90 10

▼B

1302 19 05
1502 00 90
1503 00 19
1503 00 90
1504 10 10
1504 10 99
1504 20 10
1504 30 10
1507 10 10
1507 10 90
1507 90 10
1507 90 90
1508 10 90
1508 90 10
1508 90 90
1511 10 90
1511 90 11
1511 90 19
1511 90 91
1511 90 99
1512 11 10
1512 11 91
1512 11 99
1512 19 10
1512 19 91
1512 19 99
1512 21 10
1512 21 90
1512 29 10
1512 29 90
1513 11 10
1513 11 91
1513 11 99
1513 19 11
1513 19 19
1513 19 30
1513 19 91
1513 19 99
1513 21 11
1513 21 19
1513 21 30
1513 21 90
1513 29 11
1513 29 19
1513 29 30
1513 29 50
1513 29 91
1513 29 99
1514 10 10
1514 10 90
1514 90 10
1514 90 90
1515 11 00
1515 19 10
1515 19 90
1515 21 10
1515 21 90
1515 29 10
1515 29 90

▼C1

1515 30 90

▼B

1515 50 11
1515 50 19
1515 50 91
1515 50 99
1515 90 29
1515 90 39
1515 90 40
1515 90 51
1515 90 59
1515 90 60
1515 90 91

▼B

1515 90 99
1516 20 95
1516 20 96
1516 20 98
1518 00 31
1518 00 39
1522 00 91
1602 31 11
1602 31 19
1602 31 30
1602 31 90
2001 90 20
2005 90 10
2302 50 00
2306 90 19
2308 90 90
2309 10 51
2309 10 90
2309 90 10
2309 90 31
2309 90 41
2309 90 51
2905 45 00

▼M1

ANNEX A(b)

Imports into the Community of the following products originating in Estonia shall be subject to the concessions set out below

(MFN = Most Favoured Nation duty)

Order No	CN code	Description (1)	Applicable duty (% of MFN) (2)	Annual quantity from 1.7.2000 to 30.6.2001 (tonnes)	Yearly increase as from 1.7.2001 (tonnes)	Specific provisions
09.4598	0102 90 05	Live bovine animals of a live weight not exceeding 80 kg	20	178 000 head	0	(3)
09.4537	0102 90 21 0102 90 29 0102 90 41 0102 90 49	Live bovine animals of a live weight exceeding 80 kg but not exceeding 300 kg	20	153 000 head	0	(3)
09.4563	ex 0102 90	Heifers and cows, not for slaughter, of the following mountain breeds: Grey, brown, yellow, spotted Simmental and Pinzgau	6 % *ad valorem*	7 000 head	0	(4)
09.4561	0201 0202	Meat of domestic swine, fresh, chilled or frozen	free	1 875	75	(5)
09.4583	ex 0203 (6)	Meat of domestic swine, fresh, chilled or frozen	free	1 250	375	(7)
09.4037	0204	Meat of sheep or goats	free	125	5	(5)
09.4585	ex 0207 (8)	Meat and edible offal, of the poultry of heading No 0105, fresh, chilled or frozen	free	625	190	
09.4578	0401 30	Milk and cream, of a fat content, by weight, exceeding 6 %	free	500	150	
09.4546	0402 10 19 0402 21 19	Skimmed milk powder Whole milk powder	free	10000	3000	
09.4579	 0403 10 11 0403 10 13 0403 10 19	Yoghurt, not flavoured nor containing added fruit, nuts or cocoa: not containing added sugar or other sweetening matter, with a fat content, by weight: Not exceeding 3 % Exceeding 3 % but not exceeding 6 % Exceeding 6 %	free	300	90	
09.4580	0403 90 59 0403 90 61 0403 90 63 0403 90 69	Sour cream, of a fat content, by weight exceeding 6 % Sour cream, of a fat content, by weight not exceeding 3 % Sour cream, of a fat content, by weight exceeding 3 % but not 6 % Sour cream, of a fat content, by weight exceeding 6 %	free	700	210	
09.4547	0405 10 11 0405 10 19	Butter	free	3 000	900	
09.4581	0406	Cheese, except:	free	2 000	600	
09.4582	ex 0406 10	Curd	free	700	210	

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Order No	CN code	Description (1)	Applicable duty (% of MFN) (2)	Annual quantity from 1.7.2000 to 30.6.2001 (tonnes)	Yearly increase as from 1.7.2001 (tonnes)	Specific provisions
09.4586	ex 0408 (9)	Bird's eggs, not in shell, and egg yolks, fresh, dried, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter	free	125	40	
09.6601	0409 00 00	Natural honey	free	30	0	
09.6448	ex 0701 (10)	Potatoes, fresh or chilled	free	2 300	100	
09.6603	0703 20 00	Garlic	free	50	5	
09.6454	0704	Cabbages, etc.; fresh or chilled	free	250	10	
09.6461	0707 00 05 0707 00 90	Cucumbers and gherkins, fresh or chilled	free	190	8	(11)
09.6466	0711 40 00	Cucumbers and gherkins, provisionally preserved	free	65	3	
09.6449	0712 90 05	Dried potatoes	free	75	3	
09.6605	0808 10	Apples, fresh	free	250	75	(11)
09.6607	0810 10 00	Strawberries, fresh	free	150	45	(12)
09.6609	0810 30	Black-, white-or redcurrants and gooseberries	free	100	30	(12)
09.6467	0811 10	Strawberries, frozen	free	150	45	(12)
09.6611	0811 20	Raspberries, blackberries, mulberries, loganberries, black-, white or redcurrants and gooseberries, frozen	free	400	120	(12)
09.6613	0811 90 50	*Vaccinium myrtilus*, frozen	free	4 000	1 200	
09.4588	1004 00	Oats	free	3 000	900	
09.4584	1601 00 1602 41 1602 42 1602 49	Sausages and similar products, of meat, meat offal or blood Other prepared or preserved meat, meat offal or blood: of swine: Hams and cuts thereof Other prepared or preserved meat, meat offal or blood: of swine: Shoulders and cuts thereof Other prepared or preserved meat, meat offal or blood: of swine: Other, including mixtures	free	600	180	
09.4587	1602 32 1602 39	Other prepared or preserved meat, meat offal or blood: of poultry heading 0105: of fowls of the species *Gallus domesticus* Other prepared or preserved meat, meat offal or blood: of poultry of heading 0105: Other than of fowls of the species *Gallus domesticus*	free	100	30	
09.6615	2005 90 75	Preparations of vegetables: Sauerkraut	free	100	30	

▼M1

Order No	CN code	Description (1)	Applicable duty (% of MFN) (2)	Annual quantity from 1.7.2000 to 30.6.2001 (tonnes)	Yearly increase as from 1.7.2001 (tonnes)	Specific provisions
09.6462		Apple juice and pear juice of a density not exceeding 1,33 g/cm^3 at 20 °C: Of a value exceeding EUR 18 per 100 kg net weight, containing added sugar	free	65	3	
	2009 70 30	Apple juice				
	2009 80 50	Pear juice Of a value not exceeding EUR 18 per 100 kg net weight, with an added sugar content not exceeding 30 % by weight:				
	2009 70 93	Apple juice				
	2009 70 99	Apple juice, not containing added sugar				
	2009 80 69	Pear juice, not containing added sugar				
09.6470	2207 10 00	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol. or higher	free	65	3	

(1) Notwithstanding the rules for the interpretation of the Combined Nomenclature, the wording for the description of the products is to be considered as having no more than indicative value, the preferential scheme being determined, within the context of this annex, by the coverage of the CN code. Where ex CN codes are indicated, the preferential scheme is to be determined by application to the CN code and corresponding description taken together.

(2) In cases where an MFN minimum duty exists, the applicable minimum duty is equal to the MFN minimum duty multiplied by the percentage indicated in this column.

(3) The quota for this product is opened for the Czech Republic, the Slovak Republic, Bulgaria, Romania, Hungary, Poland, Estonia, Latvia and Lithuania. In case imports into the Community of live bovine domestic animals may exceed 500 000 heads for any other rights given under the Agreement.

(4) The quota for this product is opened for the Czech Republic, the Slovak Republic, Bulgaria, Romania, Hungary, Poland, Estonia, Latvia and Lithuania. The applied duty is 6 %.

(5) The quota for this product is opened for Estonia, Latvia and Lithuania. The Community may take into account, in the framework of its legislation and when appropriate, the supply needs of its market and the need to maintain its market balance.

(6) Except CN codes 0203 11 90, 0203 12 90, 0203 19 90, 0203 21 90, 0203 22 90, 0203 29 90.

(7) Excluding tenderloin presented alone.

(8) Except CN codes 0207 13 91, 0207 14 91, 0207 26 91, 0207 27 91, 0207 34 10, 0207 34 90, 0207 35 91, 0207 36 81, 0207 36 85, 0207 36 89.

(9) Except CN codes 0408 11 20, 0408 19 20, 0408 91 20, 0408 99 20.

(10) Except CN codes 0701 10 00, 0701 90 10.

(11) The reduction applies only to the *ad valorem* part of the duty.

(12) Subject to minimum import price arrangements contained in the Annex to this Annex.

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Annex to Annex A(b)

Minimum import price arrangement for certain soft fruit for processing

1. Minimum import prices are fixed as follows for the following products for processing originating in Estonia:

CN Code	Description	Minimum import price (EUR/100 kg net)
ex 0810 10	Strawberries, fresh, intended for processing	51,4
ex 0810 30 10	Blackcurrants, fresh, intended for processing	38,5
ex 0810 30 30	Redcurrants, fresh, intended for processing	23,3
ex 0811 10 11	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content exceeding 13 % by weight: whole fruit	75,0
ex 0811 10 11	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content exceeding 13 % by weight: other	57,6
ex 0811 10 19	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content not exceeding 13 % by weight: whole fruit	75,0
ex 0811 10 19	Frozen strawberries, containing added sugar or other sweetening matter, with a sugar content not exceeding 13 % by weight: other	57,6
ex 0811 10 90	Frozen strawberries, containing added sugar or other sweetening matter: whole fruit	75,0
ex 0811 10 90	Frozen strawberries, containing no added sugar or other sweetening matter: other	57,6
ex 0811 20 19	Frozen raspberries, containing additional sugar or other sweetening matter not exceeding 13 % by weight: whole fruit	99,5
ex 0811 20 19	Frozen raspberries, containing additional sugar or other sweetening matter not exceeding 13 % by weight: other	79,6
ex 0811 20 31	Frozen raspberries, containing no added sugar or other sweetening matter: whole fruit	99,5
ex 0811 20 31	Frozen raspberries, containing no added sugar or other sweetening matter: other	79,6
ex 0811 20 39	Frozen blackcurrants, containing no added sugar or other sweetening matter: without stalk	62,8
ex 0811 20 39	Frozen blackcurrants, containing no added sugar or other sweetening matter: other	44,8
ex 0811 20 51	Frozen redcurrants, containing no added sugar or other sweetening matter: without stalk	39,0
ex 0811 20 51	Frozen redcurrants, containing no added sugar or other sweetening matter: other	29,5

2. The minimum import prices, as set out in point 1, will be respected on a consignment by consignment basis. In the case of a customs declaration value being lower than the minimum import price, a countervailing duty will be charged equal to the difference between the minimum import price and the customs declaration value.

3. If the import prices of a given product covered by this Annex show a trend suggesting that the prices could go below the level of the minimum import prices

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in the immediate future, the European Commission will inform the Estonian authorities in order to enable them to correct the situation.

4. At the request of either the Community or Estonia, the Association Council shall examine the functioning of the system or the revision of the level of the minimum import prices. If appropriate, the Association Council shall take the necessary decisions.

5. To encourage and promote the development of trade and for the mutual benefit of all parties concerned, a consultation meeting will be organised three months before the beginning of each marketing year in the European Community. This consultation meeting will take place between the European Commission and the interested European producers' organisations for the products concerned, on the one part and the authorities', producers' and exporters' organisations of all the associated exporting countries, on the other part.

   During this consultation meeting, the market situation for soft fruit including, in particular, forecasts for production, stock situation, price evolution and possible market development, as well as possibilities to adapt supply to demand, will be discussed.