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(Acts whose publication is obligatory)

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

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],

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.

[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.

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

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 [1] 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.

Done at Luxembourg, 19 June 2000.

For the Council

The President

L. CAPOULAS SANTOS

[1] OJ L 181, 1.7.1992, p. 21.

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]	CN code [1]	CN code [1]	CN code [1]	CN code [1]
0101 20 10	0603 10 30	0810 40 30	1211 90 30	1513 29 91
0104 20 10	0603 10 40	0810 40 50	1212 10 10	1513 29 99
0106 00 10	0603 10 50	0810 40 90	1212 10 99	1514 10 10
0106 00 20	0603 10 80	0810 90 85	1212 90 10	1514 10 90
0205 00 11	0603 90 00	0811 90 70	1302 19 05	1514 90 10
0205 00 19	0604 10 90	0812 10 00	1502 00 90	1514 90 90
0205 00 90	0604 91 21	0812 90 40	1503 00 19	1515 11 00
0206 80 91	0604 91 29	0812 90 50	1503 00 90	1515 19 10
0206 90 91	0604 91 41	0812 90 60	1504 10 10	1515 19 90
0207 13 91	0604 91 49	0812 90 95	1504 10 99	1515 21 10
0207 14 91	0604 91 90	0813 10 00	1504 20 10	1515 21 90
0207 26 91	0604 99 90	0813 20 00	1504 30 10	1515 29 10
0207 27 91	0702 10 00	0813 30 00	1507 10 10	1515 29 90
0207 35 91	0701 90 10	0813 40 10	1507 10 90	1515 30 99
0207 36 89	0703 10 11	0813 40 30	1507 90 10	1515 50 11
0208 10 11	0703 10 19	0813 40 95	1507 90 90	1515 50 19
0208 10 19	0703 10 90	0813 50 15	1508 10 90	1515 50 91
0208 20 00	0703 20 00	0813 50 19	1508 90 10	1515 50 99
0208 90 10	0703 90 00	0813 50 91	1508 90 90	1515 90 29
0208 90 50	0708 10 00	0813 50 99	1511 10 90	1515 90 39
0208 90 60	0709 51 30	0901 12 00	1511 90 11	1515 90 40
0208 90 80	0709 51 50	0901 21 00	1511 90 19	1515 90 51
0210 90 10	0709 51 90	0901 22 00	1511 90 91	1515 90 59
0210 90 79	0709 52 00	0902 10 00	1511 90 99	1515 90 60
0407 00 90	0709 60 10	0904 12 00	1512 11 10	1515 90 91
0410 00 00	0709 60 99	0904 20 10	1512 11 91	1515 90 99
0601 10 10	0709 90 50	0904 20 90	1512 11 99	1516 20 95
0601 10 20	0710 80 59	0907 00 00	1512 19 10	1516 20 96
0601 10 30	0711 10 00	0910 40 13	1512 19 91	1516 20 98
0601 10 40	0711 90 10	0910 40 19	1512 19 99	1518 00 31
0601 10 90	0711 90 70	0910 40 90	1512 21 10	1518 00 39
0601 20 30	0713 50 00	0910 91 90	1512 21 90	1522 00 91
0601 20 90	0713 90 10	0910 99 99	1512 29 10	1602 31 11
0602 10 90	0713 90 90	1106 10 00	1512 29 90	1602 31 19
0602 20 90	0802 11 90	1106 30 90	1513 11 10	1602 31 30
0602 30 00	0802 12 90	1208 10 00	1513 11 91	1602 31 90
0602 40 10	0802 21 00	1209 11 00	1513 11 99	2001 90 20
0602 40 90	0802 22 00	1209 19 00	1513 19 11	2005 90 10
0602 90 10	0802 31 00	1209 21 00	1513 19 19	2302 50 00
0602 90 30	0802 32 00	1209 23 80	1513 19 30	2306 90 19
0602 90 41	0802 40 00	1209 29 50	1513 19 91	2308 90 90
0602 90 45	0802 90 50	1209 29 80	1513 19 99	2309 10 51
0602 90 49	0802 90 85	1209 30 00	1513 21 11	2309 10 90
0602 90 51	0806 20 11	1209 91 10	1513 21 19	2309 90 10
0602 90 59	0806 20 12	1209 91 90	1513 21 30	2309 90 31
0602 90 70	0806 20 91	1209 99 91	1513 21 90	2309 90 41
0602 90 91	0806 20 92	1209 99 99	1513 29 11	2309 90 51
0602 90 99	0806 20 98	1210 10 00	1513 29 19	2905 45 00
0603 10 10	0808 20 90	1210 20 10	1513 29 30	
0603 10 20	0809 40 90	1210 20 90	1513 29 50	

[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).

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
	0102 90 05 0102 90 21	Live bovine animals of a live weight not exceeding 80 kg	20	178 000 heads	0	(3)
	0102 90 29 0102 90 41 0102 90 49	Live bovine animals of a live weight exceeding 80 kg but not exceeding 300 kg		153 000 heads	0	(3)
	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 heads	0	(4)
	0201 0202	Meat of bovines, fresh, chilled or frozen	free	1 875	75	
	0203 (6)	Meat of domestic swine, fresh, chilled or frozen	free	1 250	375	(7)
	0204	Meat of sheep or goats	free	125	5	(5)
	0207 (8)	Meat and edible offal, of the poultry of heading No 0105, fresh, chilled or frozen	free	625	190	
	0401 30	Cream, of a fat content, by weight, exceeding 6 %	free	500	150	
	0402 10 19 0402 21 19	Skimmed milk powder Whole milk powder	free	10 000	3 000	
		Yoghurt, not flavoured nor containing added fruit, nuts or cocoa: not containing added sugar or other sweetening matter, with a fat content, by weight:	free	300	90	
	0403 10 11	not exceeding 3 %				
	0403 10 13	exceeding 3 % but not exceeding 6 %				
	0403 10 19	exceeding 6 %				
	0403 90 59	Sour cream, of a fat content, by weight exceeding 6 %	free	700	210	
	0403 90 61	Sour cream, of a fat content, by weight not exceeding 3 %				
	0403 90 63	Sour cream, of a fat content, by weight exceeding 3 % but not 6 %				
	0403 90 69	Sour cream, of a fat content, by weight exceeding 6 %				
	0405 10 11 0405 10 19	Butter	free	3 000	900	

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
	0406 ex 0406 10	Cheese, except: Curd	free free	2 000 700	600 210	
	0408 (9)	Birds' 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	
	0409 00 00	Natural honey	free	30	0	
	0701 (10)	Potatoes, fresh or chilled	free	2 300	100	
	0704	Cabbages, etc.; fresh or chilled	free	250	10	
	0707 00 05 0707 00 90	Cucumbers, fresh or chilled	free	190	8	
	0711 40 00	Cucumbers and gherkins, provisionally preserved	free	65	3	
	0712 90 05	Dried potatoes	free	75	3	
	0808 10	Apples, fresh	free	250	75	
	0810 10 00	Strawberries, fresh	free	150	45	(11)
	0810 30	Black-, white- or redcurrants and gooseberries	free	100	30	(11)
	0811 10	Strawberries, frozen	free	150	45	(11)
	0811 20	Raspberries, blackberries, mulberries, loganberries, black-, white- or redcurrants and gooseberries, frozen	free	400	120	(11)
	0811 90 50	*Vaccinium myrtillus*, frozen	free	4 000	1 200	
	1004 00	Oats	free	3 000	900	
	1601 00 1602 32 1602 39	Sausages and similar products, of meat offal or blood Other prepared or preserved meat, meat offal or blood: of poultry of heading No 0105: of fowls of the species *Gallus domesticus* Other prepared or preserved meat, meat offal or blood: of poultry of heading No 0105: of fowls of the species *Gallus domesticus*	free	700	210	

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
	1602 41	Other prepared or preserved meat, meat offal or blood: of swine: hams and cuts thereof				
	1602 42	Other prepared or preserved meat, meat offal or blood: of swine: shoulders and cuts thereof				
	1602 49	Other prepared or preserved meat, meat offal or blood: of swine: other, including mixtures				
	2005 90 75	Preparations of vegetables: Sauerkraut	free	100	30	
		Apple juice and pear juice of a density not exceeding 1,33 g/cm³ at 20 °C:	free	65	3	
		of a value exceeding EUR 18 per 100 kg net weight, containing added sugar:				
	2009 70 30	apple juice				
	2009 80 50	pear juice				
		of a value 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				
	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 given year, the Community may take the management measures needed to protect its market, notwithstanding 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 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) Subject to minimum import price arrangements contained in the Annex to this Annex.

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 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.