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(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 2563/2000

of 20 November 2000

amending Regulation (EC) No 2007/2000 by extending to the Former Yugoslav Republic of Macedonia and the Federal Republic of Yugoslavia the exceptional trade measures for countries and territories participating in or linked to the European Union's stabilisation and association process and amending Regulation (EC) No 2820/98

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) Council Regulation (EC) No 2007/2000 of 18 September 2000 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's stabilisation and association process, amending Regulation (EC) No 2820/98, and repealing Regulations (EC) No 1763/1999 and (EC) No 6/2000 [1], does not apply to imports into the Community of products originating in the Former Yugoslav Republic of Macedonia with the exception of wine imports and does not apply to all imports from the Federal Republic of Yugoslavia.

(2) The suspension, by means of an Exchange of Letters, of the trade and trade-related provisions of the Cooperation Agreement between the European Community and the Former Yugoslav Republic of Macedonia [2] signed on 29 April 1997 allows for autonomous trade preferences to be granted to that country.

(3) The Federal Republic of Yugoslavia (FRY), in the light of recent developments in the country, complies with the basic conditions for the granting of autonomous trade preferences as set out in the Council conclusions of 29 April 1997. The General Affairs Council of 9 October 2000 invited the Commission to submit proposals on extending to the FRY the benefit of the exceptional trade measures as provided by Regulation (EC) 2007/2000.

(4) Kosovo, as defined by the United Nations Security Council Resolution 1244 of 10 June 1999 is subject to international civil administration by the United Nations Mission in Kosovo (UNMIK) which has established a separate customs administration.

(5) It is, therefore, appropriate to extend fully the arrangements provided for in Regulation (EC) No 2007/2000 to the Former Yugoslav Republic of Macedonia and the Federal Republic of Yugoslavia, including Kosovo as defined by UNSC Resolution 1244 of 10 June 1999,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 2007/2000 is hereby amended as follows:

1. in Article 1(1) the terms 'originating in the Republics of Albania, Bosnia and Herzegovina and Croatia as well as in Kosovo as defined by the United Nations Security Council Resolution 1244 of 10 June 1999 (hereinafter referred to as "Kosovo")' shall be replaced by 'originating in the Republics of Albania, Bosnia and Herzegovina, Croatia, the Former Yugoslav Republic of Macedonia and the Federal Republic of Yugoslavia including Kosovo as defined by UNSC Resolution 1244 of 10 June 1999';

2. in Article 1(2) the terms 'and the Former Yugoslav Republic of Macedonia' shall be deleted;

3. Article 1(3) shall be repealed;

4. in Article 2(2) the terms 'For Albania, Bosnia and Herzegovina and Croatia' shall be replaced by 'For Albania, Bosnia and Herzegovina, Croatia, the Former Yugoslav Republic of Macedonia and the Federal Republic of Yugoslavia';

5. in Article 4(1) the terms 'In Albania, Bosnia and Herzegovina and Croatia' shall be replaced by 'in the countries and territories referred to in Article 1(1)';

[1] OJ L 240, 23.9.2000, p. 1.
[2] OJ L 348, 18.12.1997, p. 2.

6. in Article 4(2):

   (a) the amount of '10 900' tonnes shall be replaced by '22 525' tonnes;

   (b) a point (c) reading '(c) 1 650 tonnes (carcase weight) for "baby-beef" products originating in the Former Yugoslav Republic of Macedonia' and a point (d) reading '(d) 9 975 tonnes (carcase weight) for "baby-beef" products originating in the Federal Republic of Yugoslavia including Kosovo' shall be added;

   (c) the third subparagraph shall be replaced by 'Imports into the Community of "baby-beef" products defined in Annex II and originating in Albania shall not benefit from a tariff concession';

7. In Article 4, the following paragraph shall be added:

   '3. Notwithstanding other provisions of this Regulation, and in particular Article 12, given the particular sensitivity of the agricultural and fishery markets, if imports of agricultural and fishery products cause serious disturbance to the Community markets and their regulatory mechanisms, the Commission may take the appropriate measures in accordance with the rules of the competent Management Committee.'

8. Article 5 shall be repealed;

9. in Article 7, the terms 'and Article 5' shall be deleted;

10. in Article 13, the terms 'XM Former Yugoslav Republic of Macedonia [1]' shall be inserted after 'BA Bosnia and Herzegovina [1]';

11. in Article 16(1), the terms 'and goods originating in the former Yugoslav Republic of Macedonia which are put into free circulation in the Community before the first day of the third month following the entry into force of Regulation (EC) No 2563/2000 amending this Regulation' shall be inserted after '1 January 2001';

12. in Article 17, the date '31 December 2002' shall be replaced by '31 December 2005';

13. Annex I shall be replaced by the following Annex.

'ANNEX I

Concerning the tariff quotas referred to in Article 4(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 an indicative value, the preferential scheme being determined, within the context of these Annexes, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

Order No	CN code	Description	Quota volume per year [1]	Beneficiaries	Rate of duty
09.1571	0301 91 10 0301 91 90 0302 11 10 0302 11 90 0303 21 10 0303 21 90 0304 10 11 ex 0304 10 19 ex 0304 10 91 0304 20 11 ex 0304 20 19 ex 0304 90 10 ex 0305 10 00 ex 0305 30 90 0305 49 45 ex 0305 59 90 ex 0305 69 90	Trout *(Salmo trutta, Oncorhynchus mykiss, Oncorhynchus clarki, Oncorhynchus aguabonita, Oncorhynchus gilae, Oncorhynchus apache and Oncorhynchus chrysogaster)*, live; fresh or chilled; frozen; dried, salted or in brine, smoked; fillets and other fish meat; flours, meals and pellets, fit for human consumption	150 tonnes	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo	Exemption
09.1573	0301 93 00 0302 69 11 0303 79 11 ex 0304 10 19 ex 0304 10 91 ex 0304 20 19 ex 0304 90 10 ex 0305 10 00 ex 0305 30 90 ex 0305 49 80 ex 0305 59 90 ex 0305 69 90	Carp: live; fresh or chilled; frozen; dried, salted or in brine, smoked; fillets and other fish meat; flours, meals and pellets, fit for human consumption	350 tonnes	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo	Exemption

Order No	CN code	Description	Quota volume per year (1)	Beneficiaries	Rate of duty
09.1575	ex 0301 99 90 0302 69 61 0303 79 71 ex 0304 10 38 ex 0304 10 98 ex 0304 20 95 ex 0304 90 97 ex 0305 10 00 ex 0305 30 90 ex 0305 49 80 ex 0305 59 90 ex 0305 69 90	Sea bream (*Dentex dentex* and *Pagellus* spp.), live; fresh or chilled; frozen; dried, salted or in brine, smoked; fillets and other fish meat; flours, meals and pellets, fit for human consumption	150 tonnes	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo	Exemption
09.1577	ex 0301 99 90 0302 69 94 ex 0303 77 00 ex 0304 10 38 ex 0304 10 98 ex 0304 20 95 ex 0304 90 97 ex 0305 10 00 ex 0305 30 90 ex 0305 49 80 ex 0305 59 90 ex 0305 69 90	Sea bass (*Dicentrarchus labrax*): live; fresh or chilled; frozen; dried, salted or in brine, smoked; fillets and other fish meat; flours, meals and pellets, fit for human consumption	650 tonnes	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo	Exemption
09.1579	1604 13 11 1604 13 19 ex 1604 20 50	Prepared or preserved sardines	250 tonnes	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo	6 %
09.1561	1604 16 00 1604 20 40	Prepared or preserved anchovies	1 000 tonnes	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo	12,5 %
09.1515	2204 21 79 ex 2204 21 80 2204 21 83 ex 2204 21 84 2204 29 65 ex 2204 29 75 2204 29 83 ex 2204 29 84	Wine of fresh grapes, of an actual alcoholic strength by volume not exceeding 15 % vol, other than sparkling wine	545 000 hl	Albania, Bosnia and Herzegovina, Croatia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia including Kosovo, Slovenia	Exemption

(1) One global volume per tariff quota shared among the beneficiaries.'

14. Annex III shall be repealed.

Article 2

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

It shall apply from the first day of the first month after its entry into force.

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

Done at Brussels, 20 November 2000.

For the Council
The President
H. VÉDRINE