COUNCIL REGULATION (EC) No 377/2000

of 14 February 2000

adopting autonomous and transitional measures concerning the importation of certain processed agricultural products originating in Poland and Bulgaria

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 27/1999 [1] was adopted pending the entry into force of the Adaptation Protocols, and in particular the part concerning Protocol 3, of the respective Europe Agreements concluded with countries of Central and Eastern Europe.

(2) The procedures for formal adoption of the Adaptation Protocols adjusting the trade aspects of the Europe Agreements with Poland and Bulgaria were not completed in time for them to enter into force on 1 January 2000; it is therefore necessary to provide for the extension of the concessions made to Poland and Bulgaria on an autonomous basis until 31 December 2000.

(3) The measures provided for in the event of suspension 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 [2].

(4) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code [3] consolidated the arrangements for managing tariff quotas, which are to be used in the chronological order of the dates of acceptance of the declarations for release for free circulation,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 January to 31 December 2000 the goods originating in Poland and Bulgaria listed respectively in Annexes I and II to this Regulation shall be granted concessions under the conditions indicated in those Annexes. The basic amounts to be taken into consideration in calculating the reduced agricultural components and additional duties applicable to imports into the Community from these countries are shown in Table 3 in the respective Annexes.

Article 2

If Poland or Bulgaria discontinues the application of the reciprocal measures in favour of the Community, the Commission may, in accordance with the procedure laid down in Article 3(2) of this Regulation, suspend application of the measures provided for in Article 1.

Article 3

1. The Commission shall be assisted by the Committee referred to in Article 15 of Council Regulation (EC) No 3448/93 (hereinafter referred to as 'the Committee') [4].

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

The period provided for 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 4

1. The concessions applying to trade in processed agricultural products provided for in the Adaptation Protocols concluded with the States referred to in Article 1 shall replace the concessions provided for in the respective Annexes to this Regulation:

(a) as from 1 January 2000, if the Adaptation Protocol is in force on that date, or

(b) as from the date of entry into force of the Adaptation Protocol, if the latter enters into force after 1 January 2000.

2. The detailed rules implementing the measures provided for in this Regulation shall also apply in respect of the corresponding measures provided for in the respective Adaptation Protocols.

Article 5

The quotas referred to in Table 1 in the Annexes to this Regulation shall be managed by the Commission in accordance with the provisions of Articles 308a to 308c of Regulation (EEC) No 2454/93.

Article 6

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 as from 1 January 2000.

[1] Council Regulation (EC) No 27/1999 of 21 December 1998 adopting autonomous and transitional measures for the preferential trade agreements with Poland, Hungary, Slovakia, the Czech Republic, Romania and Bulgaria in certain processed agricultural products (OJ L 5, 9.1.1999, p. 7).

[2] OJ L 184, 17.7.1999, p. 23.

[3] OJ L 253, 11.10.1993, p. 1. Regulation last amended by Regulation (EC) No 1662/1999 (OJ L 197, 29.7.1999, p. 25).

[4] OJ L 318, 20.12.1993, p. 18. Regulation as last amended by Regulation (EC) No 2491/98 (OJ L 309, 19.11.1998, p. 28).

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

Done at Brussels, 14 February 2000.

For the Council
The President
J. GAMA

ANNEX I

POLAND

TABLE 1

Quotas applicable to the import of goods originating in Poland opened for 2000

Order No	CN code	Quota for 2000 (in tonnes)	Preference (*)
09.5401	0403 10 51 0403 10 53 0403 10 59 0403 10 91 0403 10 93 0403 10 99 0403 90 71 0403 90 73 0403 90 79 0403 90 91 0403 90 93 0403 90 99	21	RAC
09.5403	1704 10 1704 90 30 1704 90 55 1704 90 71 1704 90 75 ex 1704 90 99 (Taric code 10)	7 180	RAC
09.5404	1806 10 20 1806 20 10 1806 20 30 1806 20 50 1806 20 70 1806 20 80 1806 20 95 1806 31 00 1806 32 10 1806 32 90 1806 90 11 1806 90 19 1806 90 31 1806 90 39 1806 90 50 1806 90 60 1806 90 70 1806 90 90	4 805	RAC
09.5405	1902 11 00 1902 19 10 1902 19 90 1902 20 91 1902 20 99 1902 30 10 1902 30 90 1902 40 10 1902 40 90	490	RAC
09.5407	1903 00 00	55	RAC

Order No	CN code	Quota for 2000 (in tonnes)	Preference (*)
09.5408	1905 10 00 1905 20 1905 30 11 1905 30 19 1905 30 30 1905 30 51 1905 30 59 1905 30 91 1905 30 99 1905 40 1905 90 10 1905 90 20 1905 90 30 1905 90 40 1905 90 45 1905 90 55 1905 90 60 1905 90 90	2 142	RAC
09.5409	2001 90 40 2004 10 91 2005 20 10 2008 99 91	34	RAC
09.5411	2101 12 98 2101 20 98	21	RAC
09.5413	2101 30 19 2101 30 99	420	RAC
09.5415	2106 90 10	648	RAC

(*) RAC = Reduced agricultural components applicable within the quota quantity limits. Imports exceeding these quantities are subject to the agricultural components (AC) shown in the Common Customs Tariff.

TABLE 2

Duties applicable to the import of goods originating in Poland for 2000

CN code	Duty	
	1.1—30.6.2000	1.7—31.12.2000
1704 90 10	6,3 %	5,8 %
1806 10 15	0 %	0 %
1901 90 91	0 %	0 %
ex 2005 90 80 (Taric code 60)	0 %	0 %
2008 11 10	5,7 %	5,2 %
2008 91 00	4,1 %	3,5 %
2101 20 20	2,6 %	2,2 %
2101 20 92	0 %	0 %
2101 30 11	5,4 %	4,9 %
2101 30 91	6,0 %	5,5 %
2102 10 10	5,2 %	4,7 %
2102 10 90	6,2 %	5,6 %
2102 20 11	2,1 %	1,9 %
2102 20 19	5,1 %	5,1 %
2102 20 90	0 %	0 %
2102 30 00	2,1 %	1,9 %
2103 10 00	3,1 %	2,8 %
2103 20 00	4,2 %	3,8 %
2103 30 90	4,6 %	4,2 %
2103 90 90	3,5 %	3,2 %
2106 10 20	5,7 %	5,2 %
2106 90 92	3,1 %	2,8 %
2203 00	2,6 %	1,8 %
3302 10 21	3,1 %	2,8 %
3823 11 00	5,1 %	5,1 %
3823 12 00	0 %	0 %
3823 13 00	2,9 %	2,9 %
3823 19 00	0 %	0 %
3823 70 00	3,8 %	3,8 %

TABLE 3

Basic amounts to be taken into consideration in calculating reduced agricultural components and additional duties applicable to the import into the Community of the goods listed in Table 1

	from 1. 1 to 30.6.2000	from 1.7 to 31.12.2000
	EUR/100 kg	
Trigo blando — Blød hvede — Weichweizen — Μαλακό σιτάρι — Common wheat — Blé tendre — Grano tenero — Zachte tarwe — Trigo mole — Tavallinen vehnä — Vete	7,277	6,653
Trigo duro — Hård hvede — Hartweizen — Σκληρό σιτάρι — Durum wheat — Blé dur — Grano duro — Durum tarwe — Trigo duro — Durumvehnä — Durumvete	11,295	10,326
Centeno — Rug — Roggen — Σίκαλη — Rye — Seigle — Segala — Rogge — Centeio — Ruis — Råg	7,090	6,483
Cebada — Byg — Gerste — Κριθάρι — Barley — Orge — Orzo — Gerst — Cevada — Ohra — Korn	7,090	6,483
Maíz — Majs — Mais — Καλαμπόκι — Maize — Maïs — Granturco — Maïs — Milho — Maissi — Majs	7,193	6,577
Arroz descascarillado de grano largo — Ris, afskallet, langkornet — Reis, langkörnig, geschält — Αποφλοιωμένο ρύζι μακρόσπερμο — Long-grain husked rice — Riz décortiqué à grains longs — Riso semigreggio a grani lunghi — Langkorrelige gedopte rijst — Arroz em películas de grãos longos — Pitkäjyväinen esikuorittu riisi — Ris, skalat långkornigt	20,237	18,502
Leche desnatada en polvo — Skummetmælkspulver — Magermilchpulver — Αποβουτυρωμένο γάλα σε σκόνη — Skimmed-milk powder — Lait écrémé en poudre — Latte scremato in polvere — Mageremelkpoeder — Leite desnatado em pó — Rasvaton maitojauhe — Skummjölkspulver	24,750	23,760
Leche entera en polvo — Sødmælkspulver — Vollmilchpulver — Πλήρες γάλα σε σκόνη — Whole-milk powder — Lait entier en poudre — Latte intero in polvere — Vollemelkpoeder — Leite inteiro em pó — Rasvainen maitojauhe — Mjölkpulver	28,532	26,086
Mantequilla — Smør — Butter — Βούτυρο — Butter — Beurre — Burro — Boter — Manteiga — Voi — Smör	41,467	37,912
Azúcar blanco — Hvidt sukker — Weißzucker — Λευκή ζάχαρη — White sugar — Sucre blanc — Zucchero bianco — Witte suiker — Açúcar branco — Valkoinen sokeri — Vitt socker	30,573	29,350

ANNEX II

BULGARIA

TABLE 1

Quotas applicable to the import of goods originating in Bulgaria opened for 2000

Order No	CN code	Description	Quota for 2000 (in tonnes)	Preference (*)
09.5481	0405 20 10 0405 20 30 ex 2106	Dairy spreads of a fat content, by weight, of 39 % or more, but not exceeding 75 % Food preparations not elsewhere specified or included other than those falling within CN codes 2106 10 20, 2106 90 20 and 2106 90 92 and other than flavoured or coloured sugar syrups	490	RAC
09.5461	ex 1704	Sugar confectionery (including white chocolate), not containing cocoa; excluding liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances, falling within CN code 1704 90 10	168	RAC
09.5463	ex 1806	Chocolate and other food preparation containing cocoa other than those of CN code 1806 10 15	504	RAC
09.5485	ex 1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa powder or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa powder or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, other than in CN code 1901 90 91	101	RAC
09.5469	ex 1902	Pasta, whether or not cooked or otherwise prepared excluding stuffed pasta falling within CN codes 1902 20 10 and 1902 20 30, couscous, whether or not prepared	336	RAC
09.5471	1904	Prepared food obtained by the swelling or roasting of cereals or cereal products (for example cornflakes); cereals (other than maize (corn)), in grain form, or in the form of flakes or other worked grains (except flour and meal), pre-cooked, or otherwise prepared, not elsewhere specified or included	252	RAC
09.5473	1905	Bread, pastry, cakes biscuits and other bakers' wares, whether or not containing cocoa communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	588	RAC
09.5474	2101 12 98 2101 20 98	Preparations with a basis of extracts, essences or concentrates of coffee or with a basis of coffee, other than those of CN code 2101 12 92 Extracts, essences and concentrates of tea or maté, and preparations with a basis of these extracts, essences and concentrates or with a basis of tea or maté not falling within CN codes 2101 20 20 and 2101 20 92	168	RAC

Order No	CN code	Description	Quota for 2000 (in tonnes)	Preference (*)
09.5476	2101 30 19 2101 30 99	Roasted coffee substitutes Extracts, essences and concentrates of roasted coffee substitutes excluding those of roasted chicory	22	RAC
09.5477	2102 10 31 2102 10 39	Baker's yeast	84	RAC
09.5479	2105 00	Ice cream and other edible ice, whether or not containing cocoa	84	RAC
09.5483	2202 90 91 2202 90 95 2202 90 99	Non-alcoholic beverages not including fruit or vegetable juices of CN code 2009 containing products of CN codes 0401 to 0404 or fat obtained from products of CN codes 0401 to 0404	17	RAC

(*) RAC = Reduced agricultural components applicable within the quota quantity limits. Imports exceeding these quantities are subject to the agricultural components (AC) shown in the Common Customs Tariff.

TABLE 2

Duties applicable to the import of goods originating in Bulgaria for 2000

CN code	Duty	
	1.1—30.6.2000	1.7—31.12.2000
1302 13 00	2,0 %	1,9 %
1302 20 10	7,4 %	7,1 %
1302 20 90	5,4 %	5,2 %
1704 90 10	6,3 %	5,8 %
1901 90 91	12,8 %	12,8 %
ex 2005 90 80 (Taric code 60)	0 %	0 %
2008 11 10	5,7 %	5,2 %
2008 91 00	4,1 %	3,5 %
2101 11 11	3,7 %	3,2 %
2101 11 19	3,7 %	3,2 %
2101 12 92	5,4 %	4,9 %
2101 20 20	2,6 %	2,2 %
2101 20 92	0 %	0 %
2101 30 11	5,4 %	4,9 %
2101 30 91	6,0 %	5,5 %
2102 10 10	5,2 %	4,7 %
2102 10 90	4,2 %	3,8 %
2102 20 11	2,1 %	1,9 %
2102 20 19	2,8 %	2,6 %
2102 20 90	0 %	0 %
2102 30 00	2,1 %	1,9 %
2103 10 00	3,1 %	2,8 %
2103 20 00	4,2 %	3,8 %
2103 30 90	4,6 %	4,2 %
2103 90 90	3,5 %	3,2 %
2104 10	4,9 %	4,5 %
2104 20 00	6,0 %	5,5 %
2106 10 20	5,7 %	5,2 %
2106 90 92	3,1 %	2,8 %
2202 10	2,1 %	1,9 %
2202 90 10	4,2 %	3,8 %
2203 00	2,6 %	1,8 %
2205 10 10	5,6 EUR/hl	5,1 EUR/hl
2205 90 10	3,5 EUR/hl	3,2 EUR/hl
3301 90 21	0 %	0 %
3302 10 21	3,1 %	2,8 %
3823 12 00	0 %	0 %
3823 70 00	0 %	0 %

TABLE 3

Basic amounts to be taken into consideration in calculating reduced agricultural components and additional duties applicable to the import into the Community of the goods listed in Table 1

	from 1.1 to 30.6.2000	from 1.7 to 31.12.2000
	EUR/100 kg	
Trigo blando — Blød hvede — Weichweizen — Μαλακό σιτάρι — Common wheat — Blé tendre — Grano tenero — Zachte tarwe — Trigo mole — Tavallinen vehnä — Vete	2,079	1,901
Trigo duro — Hård hvede — Hartweizen — Σκληρό σιτάρι — Durum wheat — Blé dur — Grano duro — Durum tarwe — Trigo duro — Durumvehnä — Durumvete	11,295	10,326
Centeno — Rug — Roggen — Σίκαλη — Rye — Seigle — Segala — Rogge — Centeio — Ruis — Råg	7,090	6,483
Cebada — Byg — Gerste — Κριθάρι — Barley — Orge — Orzo — Gerst — Cevada — Ohra — Korn	7,090	6,483
Maíz — Majs — Mais — Καλαμπόκι — Maize — Maïs — Granturco — Maïs — Milho — Maissi — Majs	7,193	6,577
Arroz descascarillado de grano largo — Ris, afskallet, langkornet — Reis, langkörnig, geschält — Αποφλοιωμένο ρύζι μακρόσπερμο — Long-grain husked rice — Riz décortiqué à grains longs — Riso semigreggio a grani lunghi — Langkorrelige gedopte rijst — Arroz em películas de grãos longos — Pitkäjyväinen esikuorittu riisi — Ris, skalat långkornigt	20,237	18,502
Leche desnatada en polvo — Skummetmælkspulver — Magermilchpulver — Αποβουτυρωμένο γάλα σε σκόνη — Skimmed-milk powder — Lait écrémé en poudre — Latte scremato in polvere — Mageremelkpoeder — Leite desnatado em pó — Rasvaton maitojauhe — Skummjölkspulver	86,625	83,160
Leche entera en polvo — Sødmælkspulver — Vollmilchpulver — Πλήρες γάλα σε σκόνη — Whole-milk powder — Lait entier en poudre — Latte intero in polvere — Vollemelkpoeder — Leite inteiro em pó — Rasvainen maitojauhe — Mjölkpulver	99,862	91,302
Mantequilla — Smør — Butter — Βούτυρο — Butter — Beurre — Burro — Boter — Manteiga — Voi — Smör	145,133	132,693
Azúcar blanco — Hvidt sukker — Weißzucker — Λευκή ζάχαρη — White sugar — Sucre blanc — Zucchero bianco — Witte suiker — Açúcar branco — Valkoinen sokeri — Vitt socker	30,573	29,350