COMMISSION REGULATION (EC) No 309/2002

of 19 February 2002

opening tariff quotas for the year 2002 for imports into the European Community of products originating in the Republic of Poland

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products [1], as last amended by Regulation (EC) No 2580/2000 [2], and in particular Article 7(2) thereof,

Having regard to Council Decision 2002/63/EC of 23 October 2001 relating to the conclusion of a Protocol adjusting trade aspects of the Europe Agreement between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part, to take account of the accession of the Republic of Austria, the Republic of Finland and 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 [3], and in particular Articles 2 and 6 of that Protocol,

Whereas:

(1) Protocol 3 on trade in processed agricultural products, as amended by the Protocol adjusting the Europe Agreement with the Republic of Poland, provides for the granting of annual tariff quotas for imports of products originating in the Republic of Poland.

(2) 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 [4], as last amended by Regulation (EC) No 993/2001 [5], consolidated the arrangements for managing the tariff quotas to be used in chronological order of the dates of acceptance of the declarations for release for free circulation.

(3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for horizontal questions concerning trade in processed agricultural products not listed in Annex I,

HAS ADOPTED THIS REGULATION:

Article 1

The annual quotas for products originating in the Republic of Poland, set out in the Annex to this Regulation, are hereby opened from 1 January 2002 to 31 December 2002 under the conditions set out in the said Annex.

Article 2

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

Article 3

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

It shall apply from 1 January 2002.

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

Done at Brussels, 19 February 2002.

For the Commission

Erkki LIIKANEN

Member of the Commission

[1] OJ L 318, 20.12.1993, p. 18.
[2] OJ L 298, 25.11.2000, p. 5.
[3] OJ L 27, 30.1.2002, p. 1.
[4] OJ L 253, 11.10.1993, p. 1.
[5] OJ L 141, 28.5.2001, p. 1.

ANNEX

Quotas applicable to imports of products originating in Poland open for 2002

Serial No	CN code	Description	Quota for 2002 (tonnes)	Rate of duty applicable
09.5401	ex 0403 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	Buttermilk, curdled milk and cream, yogurt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit, nuts or cocoa:	23	RAC [1]
09.5403	ex 1704 1704 10 1704 90 30 1704 90 55 1704 90 71 1704 90 75 ex 1704 90 99 (TARIC Code 10)	Sugar confectionery (including white chocolate), not containing cocoa:	7 180	RAC [1]
09.5404	ex 1806 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	Chocolate and other food preparations containing cocoa:	5 016	RAC [1]
09.5405	ex 1902 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	Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared:	525	RAC [1]
09.5407	1903 00 00	Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, pearls, siftings or similar forms	59	RAC [1]

Serial No	CN code	Description	Quota for 2002 (tonnes)	Rate of duty applicable
09.5408	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	2 295	RAC (1)
09.5409	ex 2001	Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid:	36	RAC (1)
	2001 90 40	Yams, sweet potatoes and similar edible parts of plants containing 5 % or more weight of starch		
	ex 2004	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading 2006:		
	2004 10 91	Potatoes other than cooked, in the form of flour, meal or flakes		
	ex 2005	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading 2006:		
	2005 20 10	Potatoes in the form of flour, meal or flakes		
	ex 2008	Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:		
	2008 99 91	Yams, sweet potatoes and similar edible parts of plants, containing 5 % or more by weight of starch		
09.5411	ex 2101	Extracts, essences and concentrates, of coffee, tea or maté, and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof:	23	RAC (1)
	2101 12 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		
	2101 20 98	Preparations with a basis of tea or maté, other than those with a basis of extracts, essences and concentrates of tea or maté		
09.5413	ex 2101	Extracts, essences and concentrates of coffee, tea or maté, and preparations with a basis of these products or with a basis of coffee substitutes, and extracts, essences and concentrates thereof:	450	RAC (1)
	2101 30 19	Roasted coffee substitutes other than roasted chicory		
	2101 30 99	Extracts, essences and concentrates of roasted coffee substitutes other than roasted chicory		
09.5415	ex 2106	Food preparations not elsewhere specified or included:	675	RAC (1)
	2106 90 10	Cheese fondues		

(1) 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.