COMMISSION REGULATION (EC) No 1467/2003

of 19 August 2003

amending Regulation (EC) No 1898/97 as regards the rules of application in the pigmeat sector for the arrangements under the Europe Agreement with Poland

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 2003/263/EC of 27 March 2003 on the signature and conclusion of a Protocol adjusting the 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 Poland, of the other part, to take account of the outcome of negotiations between the parties on new mutual agricultural concessions [1], and in particular Article 3 thereof,

Whereas:

(1) When Commission Regulation (EC) No 1898/97 of 29 September 1997 laying down rules for the application in the pigmeat sector of the arrangements provided for in the Europe Agreements with Bulgaria, the Czech Republic, Slovakia, Romania, Poland and Hungary [2] was last amended by Regulation (EC) No 1160/2003 [3], the combined nomenclature codes of some of the products in Annex A(b) to the Protocol annexed to Decision 2003/263/EC were omitted by mistake. As a result, Part B of Annex I to Regulation (EC) No 1898/97 should be amended.

(2) The information on the agreement with Poland published in the *Official Journal of the European Union* [4] states that the Protocol annexed to Decision 2003/263/EC entered into force on 1 April 2003. The amendment provided for in this Regulation should also apply from that date.

(3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

Part B of Annex I to Regulation (EC) No 1898/97 is hereby replaced by the Annex hereto.

Article 2

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

It shall apply from 1 April 2003.

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

Done at Brussels, 19 August 2003.

For the Commission
Franz FISCHLER
Member of the Commission

[1] OJ L 97, 15.4.2003, p. 53.
[2] OJ L 267, 30.9.1997, p. 58.
[3] OJ L 162, 1.7.2003, p. 35.
[4] OJ L 97, 15.4.2003, p. 72.

ANNEX

'B. **PRODUCTS ORIGINATING IN POLAND**

Order No	Group No	CN code	Description (1)	Applicable duty	Annual quantity from 1.7.2003 to 30.6.2004 (tonnes)	Annual increase (tonnes)	Special provisions
09.4806	7	ex 1601 00	Sausages and similar products of meat, meat offal or blood; food preparations based on these products but excl. CN code 1601 00 10	free	20 800	1 600	(2)
		ex 1602	Other prepared or preserved meat, meat offal or blood, of swine:				
		1602 41 10	— Domestic swine, hams and cuts thereof				
		1602 42 10	— Domestic swine, shoulders and cuts thereof				
		ex 1602 49	— Domestic swine, other, including mixtures excl. CN code 1602 49 90				
09.4820	8	0103 92 19	Live swine, domestic species	free	1 750		(2)
09.4809	9	ex 0203	Meat of domestic swine, fresh, chilled or frozen	free	39 000	3 000	(2) (3)
		ex 0210	Meat of swine:				(2)
		0210 11	— Ham, shoulders and cuts thereof, with bone in				
		0210 12	— Bellies and cuts thereof				
		0210 19	— Other				

(1) Notwithstanding the rules for the interpretation of the combined nomenclature, the wording of the description of the products is to be considered as having no more than indicative value, applicability of 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 applicability of the preferential scheme is to be determined on the basis of the CN code and corresponding description taken together.
(2) This concession is only applicable to products not benefiting from export refunds.
(3) Excluding tenderloin presented alone.'