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COUNCIL REGULATION (EC)No 226/2004

of 10 February 2004

amending Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products

(OJ L 39, 11.2.2004, p. 1)

Corrected by:

►**C1** Corrigendum, OJ L 375, 23.12.2004, p. 35 (226/2004)

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COUNCIL REGULATION (EC)No 226/2004

of 10 February 2004

amending Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 26 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) On 20 December 1996 the Council adopted Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products ([1]). Community demand for the products in question should be met under the most favourable conditions. For that purpose new Community tariff quotas should be opened at reduced or zero rates of duty for appropriate volumes, and certain existing tariff quotas should be extended, while avoiding any disturbance to the markets for these products.

(2) The quota amount for certain autonomous Community tariff quotas is insufficient to meet the needs of the Community industry for the current quota period. Consequently, these quota amounts should be increased with effect from 1 January 2003 or 1 July 2003, depending on the starting date of these quotas, and therefore the immediate entry into force of this Regulation should be envisaged.

(3) It is no longer in the Community's interest to maintain in 2004 a Community tariff quota on some of the products for which duties were suspended in 2003. Those products should therefore be removed from the table set out in Annex I to Regulation (EC) No 2505/96.

(4) In view of the large number of amendments and in the interest of clarity, Annex I to Regulation (EC) No 2505/96 should be replaced entirely.

(5) Regulation (EC) No 2505/96 should therefore be amended accordingly.

(6) Having regard to the economic importance of this Regulation, it is necessary to rely on the grounds of urgency provided for in point I.3 of the Protocol annexed to the Treaty on European Union and to the Treaties establishing the European Community on the role of national parliaments in the European Union,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 2505/96 shall be replaced by the text set out in the Annex to this Regulation.

Article 2

For the quota period from 1 January to 31 December 2003, Annex I to Regulation (EC) No 2505/96 is hereby amended as follows:

(a) order number 09.2979: the amount of the tariff quota is fixed at 800 000 units;

([1]) OJ L 345, 31.12.1996, p. 1. Regulation as last amended by Regulation (EC) No 1078/2003 (OJ L 156, 25.6.2003, p. 1).

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(b) order number 09.2985: the amount of the tariff quota is fixed at 600 000 units.

Article 3

For the quota period from 1 July to 31 December 2003, Annex I to Regulation (EC) No 2505/96 is hereby amended as follows:

Order number 09.2935: the amount of the tariff quota shall be fixed at 90 000 tonnes.

Article 4

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 January 2004, except for Article 2 which shall apply from 1 January 2003, and Article 3 which shall apply from 1 July 2003.

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

ANNEX

'ANNEX I

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
09.2602	ex 2921 51 19	10	o-phenylenediamine	1 800 tonnes	0	1.1.–31.12.
09.2603	ex 2931 00 95	15	Bis(3-triethoxysilylpropyl) tetrasulfide	2 000 tonnes	0	1.1.–31.12.
09.2604	ex 3905 30 00	10	Poly(vinyl alcohol) partially acetalised with 5-(4-azido-2-sulfobenzylidene)-3-(formylpropyl)-rhodanine, sodium salt	100 tonnes	0	1.1.–31.12.
09.2605	ex 3824 90 99	78	Silver and palladium-based chemical dispersion of a kind used for screen coatings, having a content not exceeding 0,4 % by weight of silver and palladium each	80 000 litres	0	1.1.–31.12.
09.2606	ex 3824 90 99	79	Silica sol for use as polishing agent in the manufacture of products falling within subheading 8542 21 01 (a)	1 200 tonnes	0	1.1.–31.12.
09.2607	ex 2922 50 00	60	Fesoterodine (INN) hydrogen fumarte	30 kg	0	1.1.–31.12.
09.2609	ex 2811 22 00	20	Fumed silica for use as a polish agent in the manufacture of products falling within subheading 8542 21 01 (a)	1 000 tonnes	0	1.1.–31.12.
09.2610	ex 2925 20 00	20	(Chloromethylene)dimethylammonium chloride	100 tonnes	0	1.1.-31.12.
09.2611	ex 2826 19 00	10	Calcium fluoride having a total content of aluminium, magnesium and sodium of 0,25 mg/kg or less, in the form of powder	55 tonnes	0	1.1.–31.12.
09.2612	ex 2921 59 90	30	3,3'-dichlorobenzidine dihydrochloride	300 tonnes	3,5	1.1.-31.12.

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
09.2613	ex 2932 99 70	40	1,3:2,4-Bis-O-(3,4-dimethylbenzylidene)-D-glucitol	250 tonnes	3,3	1.1.-31.12.
09.2614	ex 7011 20 00	85	Glass face-plate with a diagonal measurement from the outer edge to the outer edge of 91,8 (± 0,2) cm and having a light transmission of 78 (± 3) % by a reference glass thickness of 11,43 mm	200 000 units	0	1.1.-31.12.
09.2615	ex 2934 99 90	70	Ribonucleic acid	110 tonnes	0	1.1.-31.12.
09.2616	ex 3910 00 00	30	Polydimethylsiloxane with a degree of polymerisation of 2 800 monomer units (± 100)	1 300 tonnes	0	1.1.-31.12.
09.2618	ex 2918 19 80	40	(R)-2-Chloromandelic acid	100 tonnes	0	1.1.–31.12.
09.2619	ex 2934 99 90	71	2-Thienylacetonitrile	120 tonnes	0	1.1.–31.12.
09.2620	ex 8526 91 90	10	Assembly for GPS system having a position determination function	100 000 units	0	1.1.–31.12.
09.2621	ex 3812 30 80	50	Aluminium magnesium zinc hydroxide carbonate hydrate, coated with a surface-active agent	1 800 tonnes	0	1.1.–31.12
09.2703	ex 2825 30 00	10	Vanadium oxides and hydroxides, only for the production of alloys (a)	13 000 tonnes	0	1.1.-31.12.
09.2713			Sweet cherries, marinated in alcohol, of a diameter not exceeding 19,9 mm, stoned, intended for the manufacture of chocolate products (a):	2 000 tonnes		1.1.-31.12.
	ex 2008 60 19	10	— with a sugar content exceeding 9 % by weight,		10 (1)	
	ex 2008 60 39	11/19	— with a sugar content not exceeding 9 % by weight		10	

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
09.2719			Sour cherries (*Prunus cerasus*), marinated in alcohol, of a diameter not exceeding 19,9 mm, intended for the manufacture of chocolate products (a):	2 000 tonnes		1.1.-31.12.
	ex 2008 60 19	20	— with a sugar content exceeding 9 % by weight,		10 (1)	
	ex 2008 60 39	20	— with a sugar content not exceeding 9 % by weight		10	
09.2727	ex 3902 90 90	93	Synthetic poly-alpha-olefin having a viscosity of not less than 38×10^{-6} m^2 s^{-1} (38 centistokes) at 100 °C, measured using the ASTM D 445 method	10 000 tonnes	0	1.1.-31.12.
09.2799	ex 7202 49 90	10	Ferro-chromium containing 1,5 % or more but not more than 4 % by weight of carbon and not more than 70 % by weight of chromium	50 000 tonnes	0	1.1.-31.12.
09.2809	ex 3802 90 00	10	Acid-activated montmorillonite for the manufacture of self-copy paper (a)	10 000 tonnes	0	1.1.-31.12.
09.2829	ex 3824 90 99	19	Solid extract of the residual insoluble in aliphatic solvents obtained during the extraction of resin from wood, having the following characteristics: — a resin acid content not exceeding 30 % by weight, — an acid number not exceeding 110, and — melting point of not less than 100 °C	1 600 tonnes	0	1.1.-31.12.
09.2837	ex 2903 49 80	10	Bromochloromethane	450 tonnes	0	1.1.-31.12.
09.2841	ex 2712 90 99	10	Blend of 1-alkenes containing 80 % by weight or more of 1-alkenes of a chain-length of 20 and 22 carbon atoms	10 000 tonnes	0	1.1.-31.12.

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
09.2849	ex 0710 80 69	10	Mushrooms of the species *Auricularia polytricha* (uncooked or cooked by steaming or boiling), frozen, for the manufacture of prepared meals [a] [b]	700 tonnes	0	1.1.-31.12.
09.2851	ex 2907 12 00	10	o-Cresol having a purity of not less than 98,5 % by weight	20 000 tonnes	0	1.1.-31.12.
09.2853	ex 2930 90 70	35	Glutathione	15 tonnes	0	1.1.-31.12.
09.2881	ex 3901 90 90	92	Chlorosulphonated polyethylene	6 000 tonnes	0	1.1.-31.12.
09.2882	ex 2908 90 00	20	2,4-Dichloro-3-ethyl-6-nitrophenol, powdered	90 tonnes	0	1.1.–31.12.
09.2889	3805 10 90	—	Sulphate turpentine	20 000 tonnes	0	1.1.-31.12.
09.2902	ex 8540 11 15	91	Flat screen colour cathode-ray tube with a screen width/height ratio of 4/3, a diagonal measurement of the screen of 59 cm or more but not exceeding 61 cm and a curvature radius of 50 m or more	20 000 units	7	1.1.–30.6.2004
09.2904	ex 8540 11 19	95	Flat screen colour cathode-ray tube with a screen width/height ratio of 4/3, a diagonal measurement of the screen of 79 cm or more but not exceeding 81 cm and a curvature radius of 50 m or more	8 500 units	0	1.1.-31.12.
09.2913	ex 2401 10 41 ex 2401 10 49 ex 2401 10 50 ex 2401 10 70 ex 2401 10 90 ex 2401 20 41	10 10 10 10 10 10	Natural unmanufactured tobacco, whether or not cut in regular size, having a custom value of not less than EUR 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of products falling within subheading 2402 10 00 [a]	6 000 tonnes	0	1.1.-31.12.

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
	ex 2401 20 49	10				
	ex 2401 20 50	10				
	ex 2401 20 70	10				
	ex 2401 20 90	10				
09.2914	ex 3824 90 99	26	Aqueous solution containing by weight not less than 40 % of dry betaine extract and 5 % or more but no more than 30 % by weight of organic or inorganic salts	38 000 tonnes	0	1.1.-31.12.
09.2917	ex 2930 90 13	90	Cystine	600 tonnes	0	1.1.-31.12.
09.2918	ex 2910 90 00	50	1,2-Epoxybutan	500 tonnes	0	1.1.-31.12.
09.2919	ex 8708 29 90	10	Folding bellows for the manufacture of articulated buses (a)	2 600 units	0	1.1.-31.12.
09.2933	ex 2903 69 90	30	1,3-Dichlorobenzene	2 600 tonnes	0	1.1.-31.12.
09.2935	3806 10 10	—	Rosin and resin acids, obtained from fresh oleoresins	120 000 tonnes	0	1.1.-30.6.
09.2935	3806 10 10	—	Rosin and resin acids, obtained from fresh oleoresins	80 000 tonnes	0	1.7.-31.12.
09.2945	ex 2940 00 00	►C1 20 ◄	D-Xylose	400 tonnes	0	1.1.-31.12.
09.2947	ex 3904 69 90	95	Poly(vinylidene fluoride), in powder form, for the preparation of paint or varnish for coating metal (a)	1 300 tonnes	0	1.1.-31.12.
09.2950	ex 2905 59 10	10	2-Chloroethanol, for the manufacture of liquid thioplasts of subheading 4002 99 90 (a)	6 500 tonnes	0	1.1.-31.12.

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
09.2955	ex 2932 19 00	60	Flurtamone (ISO)	300 tonnes	0	1.1.-31.12.
09.2957	ex 8507 90 98	10	Stamped cylindrical can, in non-alloy steel, post-nickel-plated, for an accumulator, of a diameter of 13 mm or more but not exceeding 17 mm, and of a height of 27 mm or more but not exceeding 70 mm	70 000 000 units	0	1.1.-31.12.
09.2964	ex 5502 00 80	20	Filament tow of cellulose produced by organic solvent spinning (Lyocell), for use in the paper industry (a)	1 200 tonnes	0	1.1.-31.12.
09.2966	ex 2839 19 00	20	Crystalline disodium disilicate, containing by weight: — 59 % or more of silicon-dioxide, and — 30 % or more of disodium oxide	2 000 tonnes	0	1.1.-31.12.
09.2975	ex 2918 30 00	10	Benzophenone-3,3':4,4'-tetracarboxylic dianhydride	500 tonnes	0	1.1.-31.12.
09.2976	ex 8407 90 10	10	Four-stroke petrol engines of a cylinder capacity not exceeding 250 cm^3, for use in the manufacture of lawnmowers of subheading 8433 11 (a)	650 000 units (c)	0	1.7.2003-30.6.2004
09.2979	ex 7011 20 00	15	Glass face-plate with a diagonal measurement from the outer edge to the outer edge of 81,5 cm (± 0,2 cm) and having a light transmission of 80 % (± 3 %) by a reference thickness of the glass of 11,43 mm	600 000 units	0	1.1.-31.12.
09.2981	ex 8407 33 90 ex 8407 90 80 ex 8407 90 90	10 10 10	Spark-ignition reciprocating or rotary internal combustion piston engines, having a cylinder capacity of not less than 300 cm^3 and a power of not less than 6 but not exceeding 15,5 kW, for the manufacture of: — self-propelled lawnmowers, with a seat of subheading 8433 11 51 — tractors of subheading 8701 90 11, having the main function of a lawnmower or	210 000 units	0	1.1.-31.12.

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
			— four-stroke mowers with a motor capacity of not less than 300 cm^3 of subheading 8433 20 10 (a)			
09.2985	ex 8540 91 00	33	Flat masks of a length of 685,6 mm (± 0,2 mm) or 687,2 mm (± 0,2 mm) and a height of 406,9 mm (± 0,2 mm) or 408,9 mm (± 0,2 mm), with a width of the slots at the end of the central vertical axe of 174 micrometer (± 8 micrometer)	400 000 units	0	1.1.-31.12.2004
09.2986	ex 3824 90 99	76	Mixture of tertiary amines containing: — 60 % by weight of dodecyldimethylamine, or more, — 20 % by weight of dimethyl(tetradecyl) amine, or more, — 0,5 % by weight of hexadecyldimethylamine, or more	14 000 tonnes	0	1.1.-31.12.
09.2992	ex 3902 30 00	93	Propylene-butylene copolymer, containing by weight not less than 60 % but not more than 68 % of propylene and not less than 32 % but not more than 40 % of butylene, of a melt viscosity not exceeding 3 000 mPa at 190 °C, as determined by the ASTM D 3236 method, for use as an adhesive in the manufacture of products falling within subheading 4818 40 (a)	1 000 tonnes	0	1.1.-31.12.
09.2993	ex 3920 10 28	93	Polyethylene film with a thickness of not more than 23 μm but not exceeding 27 mm, with a weight of not more than 32 g/m^2 but not exceeding 42 g/m^2 and with a water vapour permeability of not less than 900 g/m^2 per day	120 000 000 m^2	0	1.1.-31.12.
09.2995	ex 8536 90 85 ex 8538 90 99	95 93	Keypads, — comprising a layer of silicone and polycarbonate keytops or — wholly of silicone or wholly of polycarbonate, including printed keys, for the	20 000 000 units	0	1.1.–31.12.

Order No	CN code	TARIC code	Description	Amount of quota	Quota duty (%)	Quota period
			manufacture or repair of mobile radio-telephones of subheading 8525 20 91 ([a])			
09.2998	ex 2924 29 95	80	5'-Chloro-3-hydroxy-2',4'-dimethoxy-2-naphthanilide	26 tonnes	0	1.1.–31.12.
09.2999	ex 7011 20 00	10	Glass face-plate with a major diagonal measurement from the outer edge to the outer edge of 72,4 cm (± 0,2 cm) and having a light transmission of 80 % (± 3 %) by a reference thickness of the glass of 11,43 mm	600 000 units	0	1.1.-31.12.

([a]) Control of the use for this special purpose shall be carried out pursuant to the relevant Community provisions.

([b]) However, the tariff quota is not allowed where processing is carried out by retail or catering undertakings.

([c]) The quantities of goods subject to this quota and released for free circulation as from 1 July 2003, as provided for in Regulation (EC) No 1078/2003, shall be fully counted against this quantity.

([1]) The specific additional duty is applicable.'