COMMISSION REGULATION (EC) No 923/2004

of 29 April 2004

on granting import licences for cane sugar for the purposes of certain tariff quotas and preferential agreements

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector [1],

Having regard to Council Regulation (EC) No 1095/96 of 18 June 1996 on the implementation of the concessions set out in Schedule CXL drawn up in the wake of the conclusion of the GATT XXIV.6 negotiations [2],

Having regard to Commission Regulation (EC) No 1159/2003 of 30 June 2003 laying down detailed rules of application for the 2003/2004, 2004/2005 and 2005/2006 marketing years for the import of cane sugar under certain tariff quotas and preferential agreements and amending Regulations (EC) No 1464/95 and (EC) No 779/96 [3], and in particular Article 5(3) thereof,

Whereas:

(1) Article 9 of Regulation (EC) No 1159/2003 lays down detailed rules on determining the delivery obligations at zero duty for products falling within CN code 1701 expressed as white sugar equivalent for imports originating in countries which are parties to the ACP Protocol and the India Agreement.

(2) Commission Regulation (EC) No 919/2004 of 29 April 2004 amending the delivery obligations for cane sugar to be imported under the ACP Protocol and the India Agreement for the 2003/2004 delivery period [4] fixed a delivery obligation for Mauritius higher than all the import licence applications submitted to date for the 2003/2004 delivery period.

(3) A check on import licence applications submitted for the 2003/2004 delivery period for Malawi has shown that in the case of the delivery obligation for cane sugar originating in Malawi quantities of sugar are still available.

(4) In these circumstances and in the interests of clarity, it should be indicated that the maximum quantities of the delivery obligations for Mauritius and Malawi for the delivery period concerned have not been reached,

HAS ADOPTED THIS REGULATION:

Article 1

For import licence applications submitted in the period from 19 to 23 April 2004 under Article 5(1) of Regulation (EC) No 1159/2003, licences shall be issued up to the maximum quantities indicated in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 30 April 2004.

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

Done at Brussels, 29 April 2004.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

[1] OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).
[2] OJ L 146, 20.6.1996, p. 1.
[3] OJ L 162, 1.7.2003, p. 25.
[4] See page 90 of this Official Journal.

ANNEX

ACP-India Preferential Sugar

Title II of Regulation (EC) No 1159/2003

2003/04 marketing year

Country	Week of 19 to 23 April 2004: percentage of requested quantity to be granted	Limit
Barbados	100	
Belize	0	reached
Congo	0	reached
Fiji	100	
Guyana	100	
India	0	reached
Côte d'Ivoire	100	
Jamaica	100	
Kenya	100	
Madagascar	100	
Malawi	0	
Mauritius	0	
Saint Kitts and Nevis	100	
Swaziland	100	
Tanzania	100	
Trinidad and Tobago	100	
Zambia	100	
Zimbabwe	0	reached

Special Preferential Sugar

Title III of Regulation (EC) No 1159/2003

2003/04 marketing year

Quota opened for the Member States referred to in Article 39 of Regulation (EC) No 1260/2001, except Slovenia

Country	Week of 19 to 23 April 2004: percentage of requested quantity to be granted	Limit
India	100	
ACP	100	

Special Preferential Sugar

Title III of Regulation (EC) No 1159/2003

2003/04 marketing year

Quota opened for Slovenia

Country	Week of 19 to 23 April 2004: percentage of requested quantity to be granted	Limit
ACP	100	

CXL concessions sugar

Title IV of Regulation (EC) No 1159/2003

2003/04 marketing year

Country	Week of 19 to 23 April 2004: percentage of requested quantity to be granted	Limit
Brazil	0	reached
Cuba	100	
Other third countries	0	reached