COMMISSION REGULATION (EC) No 241/2005

of 11 February 2005

amending Council Regulation (EC) No 747/2001 as regards Community tariff quotas for certain products originating in Israel

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 747/2001 of 9 April 2001 providing for the management of Community tariff quotas and of reference quantities for products eligible for preferences by virtue of agreements with certain Mediterranean countries and repealing Regulations (EC) No 1981/94 and (EC) No 934/95 [1], and in particular Article 5(1)(b) thereof,

Whereas:

(1) By its Decision of 31 January 2005 [2], the Council has given authorisation for the signing and has provided for the provisional application from 1 May 2004 of a Protocol to the Euro-Mediterranean Agreement between the European Communities and their Member States, of the one part, and the State of Israel, of the other part, to take account of the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Hungary, the Republic of Latvia, the Republic of Lithuania, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, and the Slovak Republic to the European Union.

(2) This Protocol provides for new tariff quotas and for changes to the existing tariff quotas laid down in Regulation (EC) No 747/2001.

(3) To implement the new tariff quotas and the changes to the existing tariff quotas, it is necessary to amend Regulation (EC) No 747/2001.

(4) For the year 2004 the volumes of the new tariff quotas and the increases of the volumes of existing tariff quotas should be calculated as a *pro rata* of the basic volumes specified in the Protocol, taking into account the part of the period elapsed before 1 May 2004.

(5) In order to facilitate the management of certain existing tariff quotas provided for in Regulation (EC) No 747/2001, the quantities imported within the framework of those quotas should be taken into account for charging on the tariff quotas opened in accordance with Regulation (EC) No 747/2001, as amended by this Regulation.

(6) Since the Protocol to the EU-Israel Euro-Mediterranean Agreement applies on a provisional basis from 1 May 2004, this Regulation should apply from the same date and should enter into force as soon as possible.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Annex VII to Regulation (EC) No 747/2001 is amended as set out in the Annex to this Regulation.

Article 2

The quantities which, pursuant to Annex VII to Regulation (EC) No 747/2001, have been put into free circulation in the Community within the tariff quotas with order numbers 09.1303, 09.1306, 09.1310, 09.1318, 09.1329, 09.1352 and 09.1360, shall be charged against the respective tariff quotas opened pursuant to Annex VII to Regulation (EC) No 747/2001, as amended by this Regulation.

[1] OJ L 109, 19.4.2001, p. 2. Regulation as last amended by Commission Regulation (EC) No 2279/2004 (OJ L 396, 31.12.2004, p. 38).

[2] Not yet published in the Official Journal.

Article 3

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 May 2004.

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

Done at Brussels, 11 February 2005.

For the Commission
Günter VERHEUGEN
Vice-President

ANNEX

In Annex VII to Regulation (EC) No 747/2001, the table set out in Part A is amended as follows:

1. the following new rows are inserted:

Order No	CN code	TARIC subdivision	Description of goods	Quota period	Quota volume (in tonnes)	Quota duty
'09.1361	0105 12 00		Live turkeys, weighing not more than 185 g	from 1.5. to 31.12.2004	79 653 pieces	Exemption
				from 1.1. to 31.12.2005	122 960 pieces	
				from 1.1. to 31.12.2006	126 440 pieces	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	129 920 pieces	
09.1362	0407 00		Birds' eggs, in shell, fresh, preserved or cooked	from 1.5. to 31.12.2004	357 067 pieces	Exemption
				from 1.1. to 31.12.2005	551 200 pieces	
				from 1.1. to 31.12.2006	566 800 pieces	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	582 400 pieces	
09.1363	0604 99 90		Dyed, bleached, impregnated or otherwise prepared foliage, branches and other parts of plants, without flowers or flower buds, grasses, for bouquets or for ornamental purposes	from 1.5. to 31.12.2004	6,87	Exemption
				from 1.1. to 31.12.2005	10,6	
				from 1.1. to 31.12.2006	10,9	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	11,2	
09.1364	0701 90 50		New potatoes, fresh or chilled	from 1.5. to 30.6.2004	103	Exemption
				from 1.1. to 30.6.2005	318	
				from 1.1. to 30.6.2006	327	
				from 1.1. to 30.6.2007 and for each period thereafter from 1.1. to 30.6.	336	

Order No	CN code	TARIC subdivision	Description of goods	Quota period	Quota volume (in tonnes)	Quota duty
09.1365	ex 2004 90 98	12 19 (i) 30 80	Other vegetables and mixtures of vegetables, prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading 2006, other than celeriac or carrots	from 1.5. to 31.12.2004	103	Exemption
				from 1.1. to 31.12.2005	159	
				from 1.1. to 31.12.2006	163,5	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	168	
09.1366	2009 80 89		Other juice of any other single fruit or vegetable, of a Brix value not exceeding 67, of a value not exceeding EUR 30 per 100 kg net weight, with an added sugar content not exceeding 30 % by weight, other than pear juice or juices of tropical fruit	from 1.5. to 31.12.2004	240,33	Exemption
				from 1.1. to 31.12.2005	371	
				from 1.1. to 31.12.2006	381,5	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	392	

(i) From 1 January 2005 the TARIC subdivisions 12 and 19 will be replaced by 10.'

2. the rows for the tariff quotas with order numbers 09.1306, 09.1303, 09.1310, 09.1318, 09.1329, 09.1360 and 09.1352 are replaced, respectively, by the following rows:

Order No	CN code	TARIC subdivision	Description of goods	Quota period	Quota volume (in tonnes)	Quota duty
'09.1306	0603 10		Fresh cut flowers and flower buds of a kind suitable for bouquets or for ornamental purposes	from 1.1. to 31.12.2004	20 085 + 206 tonnes net weight increase from 1.5. to 31.12.2004	Exemption
				from 1.1. to 31.12.2005	20 988	
				from 1.1. to 31.12.2006	21 582	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	22 176	

Order No	CN code	TARIC subdivision	Description of goods	Quota period	Quota volume (in tonnes)	Quota duty
09.1303	0709 60 10		Sweet peppers, fresh or chilled	from 1.1. to 31.12.2004	15 450 + 274,67 tonnes net weight increase from 1.5. to 31.12.2004	Exemption
				from 1.1. to 31.12.2005	16 324	
				from 1.1. to 31.12.2006	16 786	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	17 248	
09.1310	0709 90 60		Sweet corn, fresh or chilled	from 1.1. to 31.12.	1 500 [1]	Exemption
09.1318	0712 90 50		Dried carrots, whole, cut, sliced, broken or in powder, but not further prepared	from 1.1. to 31.12.2004	103 + 54,93 tonnes net weight increase from 1.5. to 31.12.2004	Exemption
	0712 90 90		Other dried vegetables and mixtures of vegetables, whole, cut, sliced, broken or in powder, but not further prepared	from 1.1. to 31.12.2005	190,8	
	0910 40 19		Crushed or ground thyme	from 1.1. to 31.12.2006	196,2	
	0910 40 90		Bay leaves	from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	201,6	
	0910 91 90		Crushed or ground mixtures of different types of spices			
	0910 99 99		Other crushed or ground spices			
09.1329	0807 19 00		Other melons, fresh	from 1.11.2003 to 31.5.2004	11 400 + 14,29 tonnes net weight increase from 1.5. to 31.5.2004	Exemption
				from 15.9.2004 to 31.5.2005	11 845	
				from 15.9.2005 to 31.5.2006	12 190	
				from 15.9.2006 to 31.5.2007	12 535	
				from 15.9.2007 to 31.5.2008 and for each period thereafter from 15.9 to 31.5.	12 880	

Order No	CN code	TARIC subdivision	Description of goods	Quota period	Quota volume (in tonnes)	Quota duty
09.1360	ex 2009 90 59	30	Mixtures of citrus fruit juices with tropical juices and mixtures of citrus fruit juices, of a Brix value not exceeding 67, of a value exceeding EUR 30 per 100 kg net weight, not containing added sugar	from 1.1. to 31.12.2004	1 545 + 892,67 tonnes net weight increase from 1.5. to 31.12.2004	Exemption
				from 1.1. to 31.12.2005	2 968	
				from 1.1. to 31.12.2006	3 052	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	3 136	
09.1352	2204 21 10		Wine of fresh grapes including fortified wines in containers holding 2 liters or less	from 1.1. to 31.12.2004	3 718,3 hl + 103 hl increase from 1.5. to 31.12.2004	Exemption
	ex 2204 21 79	79, 80		from 1.1. to 31.12.2005	3 985,6 hl	
	ex 2204 21 80	79, 80		from 1.1. to 31.12.2006	4 098,4 hl	
	ex 2204 21 83 [ii]	10, 79, 80		from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	4 211,2 hl	
	ex 2204 21 84 [iii]	10, 79, 80				
	ex 2204 21 94	10, 30 [iv]				
	ex 2204 21 98	10, 30 [iv]				
	ex 2204 21 99	10				

[ii] From 1 January 2005 the CN code ex 2204 21 83 will change to ex 2204 21 84 and the TARIC subdivisions 10, 79 and 80 will change to 59 and 70.
[iii] From 1 January 2005 the CN code ex 2204 21 84 will change to ex 2204 21 85 and the TARIC subdivisions 10, 79 and 80 will change to 79 and 80.
[iv] From 1 January 2005 the TARIC subdivisions 10 and 30 will be replaced by 20.'