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COMMISSION REGULATION (EC) No 955/2005

of 23 June 2005

opening a Community import quota for rice originating in Egypt

(OJ L 164, 24.6.2005, p. 5)

Amended by:

		Official Journal		
		No	page	date
►M1	Commission Regulation (EC) No 2019/2006 of 21 December 2006	L 398	1	30.12.2006
►M2	Commission Regulation (EC) No 2019/2006 of 21 December 2006	L 384	48	29.12.2006
►M3	Commission Regulation (EC) No 1456/2007 of 10 December 2007	L 325	76	11.12.2007

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COMMISSION REGULATION (EC) No 955/2005

of 23 June 2005

opening a Community import quota for rice originating in Egypt

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice ([1]), and in particular Articles 10(2) and 13(1) thereof,

Whereas:

(1) Protocol 1 of the Euro-Mediterranean Agreement, as amended by the Protocol to the Euro-Mediterranean Agreement between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, 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 Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic to the European Union ([2]), attached to Council Decision 2005/89/EC ([3]), provides for a new tariff quota for the import into the Community of 5 605 tonnes of rice originating in Egypt with a 100 % reduction in the value of the customs duty calculated in accordance with Article 11 of Regulation (EC) No 1785/2003. That quota must therefore be opened and certain rules laid down for managing it.

(2) The quota is to apply on an annual basis from 1 January to 31 December, with effect from 1 May 2004. The quantity for 2005 must therefore be increased proportionately to take account of the fact that the quota was not open in the period 1 May 2004 to 31 December 2004.

(3) The general rules on import licences laid down by Commission Regulation (EC) No 1291/2000 of 9 June 2000 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products ([4]) and Commission Regulation (EC) No 1342/2003 of 28 July 2003 laying down special detailed rules for the application of the system of import and export licences for cereals and rice ([5]) must apply. With a view to sound management of this quota, however, special rules supplementing or derogating from Regulations (EC) No 1291/2000 and (EC) No 1342/2003 must be adopted as regards the submission of applications, the issuing of licences, the presentation of proof and the use thereof.

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

HAS ADOPTED THIS REGULATION:

([1]) OJ L 270, 21.10.2003, p. 96.
([2]) OJ L 31, 4.2.2005, p. 31.
([3]) OJ L 31, 4.2.2005, p. 30.
([4]) OJ L 152, 24.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 1741/2004 (OJ L 311, 8.10.2004, p. 17).
([5]) OJ L 189, 29.7.2003, p. 12. Regulation as last amended by Regulation (EC) No 1092/2004 (OJ L 209, 11.6.2004, p. 9).

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Article 1

An annual tariff quota is hereby opened under this Regulation for 5 605 tonnes of rice covered by CN code 1006, originating in Egypt and qualifying for a 100 % reduction in the value of the customs duty calculated ►M2 n accordance with Articles 11, 11a, 11c and 11d of Regulation (EC) No 1785/2003 ◄.

▼M2

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The serial number of the quota shall be 09.4097.

▼M2

Commission Regulations (EC) Nos 1291/2000, 1342/2003 and 1301/2006 ([1]) shall apply to the quota referred to in the first paragraph, save as otherwise provided for in this Regulation.

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Article 2

1. Applications for import licences shall cover not less than 100 tonnes and not more than 1 000 tonnes of rice.

▼M3

Each licence application shall indicate a quantity in kilograms (whole numbers).

▼M2

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3. Notwithstanding Article 6(1) of Regulation (EC) No 1301/2006, applicants may submit more than one licence application per quota period. However, applicants may submit only one licence application per week for each eight-digit CN code.

▼B

Article 3

1. Import licence applications and import licences shall contain the following entries:

(a) the word ‘Egypt’ in box 8, ‘yes’ being marked with a cross;

(b) one of the entries listed in the Annex hereto in box 24.

▼M2

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3. Article 12 of Regulation (EC) No 1342/2003 notwithstanding, the security for import licences shall be equal to the customs duty calculated ►M2 in accordance with Articles 11, 11a, 11c and 11d of Regulation (EC) No 1785/2003 ◄ and applying on the date of the application.

▼M3

4. Release for free circulation as part of the quotas referred to in Article 1 of this Regulation shall be subject to the presentation of a transport document and proof of preferential origin, issued in Egypt and relating to the consignments in question, in accordance with Protocol 4 of the Euro-Mediterranean Agreement.

([1]) OJ L 238, 1.9.2006, p. 13.

▼M3

Article 4

1. Import licence applications shall be lodged with the competent authorities of the Member States no later than each Friday at 13:00 (Brussels time).

2. Where the quantities applied for in a given week exceed the quantity available under the quota, the Commission shall fix the allocation coefficient for the quantities applied for during that week, pursuant to Article 7(2) of Regulation (EC) No 1301/2006, no later than the fourth working day following the last day for the submission of applications for that week, as referred to in paragraph 1 of this Article, and suspend the submission of new licence applications until the end of the quota period.

Applications submitted in respect of the current week shall be considered inadmissible.

Member States shall allow operators to withdraw, within two working days following the date of publication of the Regulation fixing the allocation coefficient, applications for which the quantity for which the licence is to be issued is less than 20 tonnes.

3. The import licence shall be issued on the eighth working day following the final day for the lodging of licence applications.

Notwithstanding Article 6(1) of Regulation (EC) No 1342/2003, import licences shall be valid until the end of the month following that in which they were issued.

Article 5

The Member States shall send the Commission, by electronic means:

(a) on the Monday following the week in which the licence application was submitted, no later than 18:00 (Brussels time), the information on the import licence applications as referred to in Article 11(1)(a) of Regulation (EC) No 1301/2006, with a breakdown by eight-digit CN code of the total quantities covered by those applications;

(b) no later than the second working day following the issue of the import licences, the information on the licences issued as referred to in Article 11(1)(b) of Regulation (EC) No 1301/2006, with a breakdown by eight-digit CN code of the total quantities for which import licences have been issued and the quantities for which licence applications have been withdrawn in accordance with the third subparagraph of Article 4(2) of this Regulation;

(c) no later than the last day of each month, the total quantities actually released for free circulation under this quota during the previous month but one, broken down by eight-digit CN code. If no quantities have been released for free circulation during one of these months, a 'nil' notification shall be sent. However, this notification shall no longer be required in the third month following the final day of validity of the licences.

▼M2

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Article 7

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

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

▼**M1**

ANNEX

Entries referred to in Article 3, paragraph 1, point b)

— *In Bulgarian*: Нулева ставка на митото [Регламент (ЕО) № 955/2005]

— *In Spanish*: Derecho cero [Reglamento (CE) nº 955/2005]

— *In Czech*: Nulové clo (nařízení (ES) č. 955/2005)

— *In Danish*: Nultold (forordning (EF) nr. 955/2005)

— *In German*: Zollsatz Null (Verordnung (EG) Nr. 955/2005)

— *In Estonian*: Nullmääraga tollimaks (määrus (EÜ) nr 955/2005)

— *In Greek*: Μηδενικός δασμός [κανονισμός (ΕΚ) αριθ. 955/2005]

— *In English*: Zero duty (Regulation (EC) No 955/2005)

— *In French*: Droit zéro [règlement (CE) nº 955/2005]

— *In Italian*: Dazio zero [regolamento (CE) n. 955/2005]

— *In Latvian*: Nodokļa nulles likme (Regula (EK) Nr. 955/2005)

— *In Lithuanian*: Nulinis muito tarifas (Reglamentas (EB) Nr. 955/2005)

— *In Hungarian*: Nulla vámtétel (955/2005/EK rendelet)

— *In Maltese*: Bla dazju (Regolament (KE) Nru 955/2005)

— *In Dutch*: Nulrecht (Verordening (EG) nr. 955/2005)

— *In Polish*: Stawka zerowa (rozporządzenie (WE) nr 955/2005)

— *In Portuguese*: Direito nulo [Regulamento (CE) n.º 955/2005]

— *In Romanian*: Taxă zero [Regulamentul (CE) nr. 995/2005]

— *In Slovak*: Nulové clo (nariadenie (ES) č. 955/2005)

— *In Slovenian*: Dajatev nič (Uredba (ES) št. 955/2005)

— *In Finnish*: Tullivapaa (asetus (EY) N:o 955/2005)

— *In Swedish*: Nolltull (förordning (EG) nr 955/2005).