# COMMISSION REGULATION (EC) No 88/2009

## of 28 January 2009

## setting the allocation coefficient for the issuing of import licences applied for from 19 to 23 January 2009 for sugar products under 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 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) [1],

Having regard to Commission Regulation (EC) No 950/2006 of 28 June 2006 laying down detailed rules of application for the 2006/07, 2007/08 and 2008/09 marketing years for the import and refining of sugar products under certain tariff quotas and preferential agreements [2], and in particular Article 5(3) thereof,

Whereas:

(1) Applications for import licences were submitted to the competent authorities in the period from 19 to 23 January 2009 in accordance with Commission Regulation (EC) No 950/2006 and/or Council Regulation (EC) No 508/2007 of 7 May 2007 opening tariff quotas for imports into Bulgaria and Romania of raw cane sugar for supply to refineries in the marketing years 2006/07, 2007/08 and 2008/09 [3], for a total quantity equal to or exceeding the quantity available for order number 09.4332 (2008-2009).

(2) In these circumstances, the Commission should establish an allocation coefficient for licences to be issued in proportion to the quantity available and/or inform the Member States that the limit established has been reached,

HAS ADOPTED THIS REGULATION:

*Article 1*

Licences shall be issued within the quantitative limits set in the Annex to this Regulation in respect of import licence applications submitted from 19 to 23 January 2009, in accordance with Article 4(2) of Regulation (EC) No 950/2006 and/or Article 3 of Regulation (EC) No 508/2007.

*Article 2*

This Regulation shall enter into force on the day of 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.

Done at Brussels, 28 January 2009.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and Rural Development*

[1] OJ L 299, 16.11.2007, p. 1.
[2] OJ L 178, 1.7.2006, p. 1.
[3] OJ L 122, 11.5.2007, p. 1.

*ANNEX*

**ACP/India Preferential Sugar**

**Chapter IV of Regulation (EC) No 950/2006**

**2008/09 marketing year**

| Order No | Country | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4331 | Barbados | 100 | |
| 09.4332 | Belize | 100 | Reached |
| 09.4333 | Côte d'Ivoire | 100 | |
| 09.4334 | Republic of the Congo | 100 | |
| 09.4335 | Fiji | 100 | |
| 09.4336 | Guyana | 100 | |
| 09.4337 | India | 0 | Reached |
| 09.4338 | Jamaica | 100 | |
| 09.4339 | Kenya | 100 | |
| 09.4340 | Madagascar | 100 | |
| 09.4341 | Malawi | 100 | |
| 09.4342 | Mauritius | 100 | |
| 09.4343 | Mozambique | 0 | Reached |
| 09.4344 | Saint Kitts and Nevis | — | |
| 09.4345 | Suriname | — | |
| 09.4346 | Swaziland | 0 | Reached |
| 09.4347 | Tanzania | 100 | |
| 09.4348 | Trinidad and Tobago | 100 | |
| 09.4349 | Uganda | — | |
| 09.4350 | Zambia | 100 | |
| 09.4351 | Zimbabwe | 100 | |

**ACP/India Preferential Sugar**

**Chapter IV of Regulation (EC) No 950/2006**

**July-September 2009 marketing year**

| Order No | Country | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4331 | Barbados | — | |
| 09.4332 | Belize | — | |
| 09.4333 | Côte d'Ivoire | — | |
| 09.4334 | Republic of the Congo | — | |
| 09.4335 | Fiji | — | |
| 09.4336 | Guyana | — | |
| 09.4337 | India | 0 | Reached |
| 09.4338 | Jamaica | — | |
| 09.4339 | Kenya | — | |
| 09.4340 | Madagascar | — | |
| 09.4341 | Malawi | — | |
| 09.4342 | Mauritius | — | |
| 09.4343 | Mozambique | 100 | |
| 09.4344 | Saint Kitts and Nevis | — | |
| 09.4345 | Suriname | — | |
| 09.4346 | Swaziland | 100 | |
| 09.4347 | Tanzania | — | |
| 09.4348 | Trinidad and Tobago | — | |
| 09.4349 | Uganda | — | |
| 09.4350 | Zambia | — | |
| 09.4351 | Zimbabwe | — | |

**Complementary sugar**

**Chapter V of Regulation (EC) No 950/2006**

**2008/09 marketing year**

| Order No | Country | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4315 | India | — | |
| 09.4316 | ACP Protocol signatory countries | — | |

**CXL Concessions Sugar**

**Chapter VI of Regulation (EC) No 950/2006**

**2008/09 marketing year**

| Order No | Country | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4317 | Australia | 0 | Reached |
| 09.4318 | Brazil | 0 | Reached |
| 09.4319 | Cuba | 0 | Reached |
| 09.4320 | Other third countries | 0 | Reached |

**Balkans sugar**

**Chapter VII of Regulation (EC) No 950/2006**

**2008/09 marketing year**

| Order No | Country | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4324 | Albania | 100 | |
| 09.4325 | Bosnia and Herzegovina | 0 | Reached |
| 09.4326 | Serbia and Kosovo (*) | 100 | |
| 09.4327 | Former Yugoslav Republic of Macedonia | 100 | |
| 09.4328 | Croatia | 100 | |

(*) As defined by United Nations Security Council Resolution 1244 of 10 June 1999.

**Exceptional import sugar and industrial import sugar**

**Chapter VIII of Regulation (EC) No 950/2006**

**2008/09 marketing year**

| Order No | Type | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4380 | Exceptional | — | |
| 09.4390 | Industrial | 100 | |

**Additional EPA sugar**

**Chapter VIIIa of Regulation (EC) No 950/2006**

**2008/09 marketing year**

| Order No | Country | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4431 | Comoros, Madagascar, Mauritius, Seychelles, Zambia, Zimbabwe | 100 | |
| 09.4432 | Burundi, Kenya, Rwanda, Tanzania, Uganda | 100 | |
| 09.4433 | Swaziland | 100 | |
| 09.4434 | Mozambique | 0 | Reached |
| 09.4435 | Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Dominican Republic, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, Trinidad and Tobago | 0 | Reached |
| 09.4436 | Dominican Republic | 0 | Reached |
| 09.4437 | Fiji, Papua New Guinea | 100 | |

**Import of sugar under the transitional tariff quotas opened for Bulgaria and Romania**

**Article 1 of Regulation (EC) No 508/2007**

**2008/09 marketing year**

| Order No | Type | Week of 19.1.2009-23.1.2009: percentage of requested quantity to be granted | Limit |
|---|---|---|---|
| 09.4365 | Bulgaria | 0 | Reached |
| 09.4366 | Romania | 100 | |