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COUNCIL REGULATION (EU) No 7/2010

of 22 December 2009

opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products and repealing Regulation (EC) No 2505/96

(OJ L 3, 7.1.2010, p. 1)

Amended by:

		Official Journal		
		No	page	date
►M1	Council Regulation (EU) No 565/2010 of 29 June 2010	L 163	2	30.6.2010
►M2	Council Regulation (EU) No 1264/2010 of 20 December 2010	L 347	1	31.12.2010
►M3	Council Regulation (EU) No 630/2011 of 21 June 2011	L 170	1	30.6.2011
►M4	Council Regulation (EU) No 1359/2011 of 19 December 2011	L 341	11	22.12.2011
►M5	Council Regulation (EU) No 551/2012 of 21 June 2012	L 166	3	27.6.2012

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opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products and repealing Regulation (EC) No 2505/96

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to theTreaty on the Functioning of the European Union, and in particular Article 31 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) Production in the European Union of certain agricultural and industrial products is insufficient to meet the specific requirements of the user industries in the Union. Consequently, the Union's supplies of those products depend to a considerable extent on imports from third countries. The most urgent requirements of the Union for the products in question should be met immediately on the most favorable terms. Tariff quotas of the Union at preferential duty rates should therefore be opened within the limits of appropriate volumes taking account of the need not to disturb the markets for such products or impede the establishment or development of the Union's production.

(2) It is necessary to ensure for all importers in the Union equal and uninterrupted access to those quotas, and to ensure the uninterrupted application of the rates laid down for the quotas to all imports of the products concerned into all Member States until the quotas have been exhausted.

(3) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ([1]) provides for a system of tariff quota management which ensures equal and uninterrupted access to the quotas and uninterrupted application of the rates and follows the chronological order of dates of acceptance of declarations of release for free circulation. The tariff quotas opened by the present Regulation should therefore be managed by the Commission and the Member States in accordance with that system.

([1]) OJ L 253, 11.10.1993, p. 1.

▼B

(4) The quota volumes are mostly expressed in tonnes. For certain products for which an autonomous tariff quota is opened the quota volume is set out in another measurement unit. Where for those products no supplementary measurement unit is specified in the Combined Nomenclature laid down in Annex I to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ([1]) there can be uncertainty in respect of the measurement unit used. For the sake of clarity and in the interest of better quota management it is therefore necessary to provide that, in order to benefit from those autonomous tariff quotas, the exact quantity of the products imported be entered in the declaration for release for free circulation using the measurement unit of the quota volume set out for those products in the Annex to this Regulation.

(5) Regulation (EC) No 2505/96 of 20 December 1996 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products ([2]) has been amended many times. In the interest of transparency it should therefore be repealed and replaced in its entirety.

(6) The measures necessary for the the adoption of amendments to this Regulation arising from amendments to the Combined Nomenclature and TARIC codes should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise on implementing powers conferred on the Commission ([3]).

(7) Since the tariff quotas have to take effect from 1 January 2010, this Regulation should apply from the same date and enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

For the products listed in the Annex autonomous tariff quotas of the Union shall be opened, within which the autonomous Common Customs Tariff duties shall be suspended for the periods, at the duty rates, and up to the volumes indicated therein.

Article 2

The tariff quotas referred to in Article 1 shall be managed by the Commission in accordance with Articles 308a, 308b and 308c of Regulation (EEC) No 2454/93.

([1]) OJ L 256, 7.9.1987, p. 1.
([2]) OJ L 345, 31.12.1996, p. 1.
([3]) OJ L 184, 17.7.1999, p. 23.

▼B

Article 3

Where a declaration for release for free circulation is presented in respect of a product mentioned in this Regulation, for which the quota volume is expressed in a measurement unit other than the weight in tonnes or kilograms and other than the value, for products for which no supplementary unit is set out in the Combined Nomenclature laid down in Annex I to Council Regulation (EEC) No 2658/87, the exact quantity of the products imported shall be entered in 'Box 41: Supplementary units' of that declaration using the measurement unit of the quota volume for those products as set out in the Annex to this Regulation.

Article 4

The amendments and technical adaptations arising from amendments to the Combined Nomenclature and TARIC codes shall be adopted in accordance with the procedure laid down in Article 5(2).

Article 5

1. The Commission shall be assisted by the Customs Code Committee set up by Article 247a of Regulation (EEC) No 2913/92.

2. Where reference is made to this paragraph, Articles 5 and 7 of Decision 1999/468/EC shall apply.

The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months.

Article 6

Regulation (EC) No 2505/96 is hereby repealed.

Article 7

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 2010.

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

▼M4

ANNEX

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
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 (1) (2)	1.1.-31.12.	700 tonnes	0 %
09.2913	ex 2401 10 35 91 ex 2401 10 70 10 ex 2401 10 95 11 ex 2401 10 95 21 ex 2401 10 95 91 ex 2401 20 35 91 ex 2401 20 70 10 ex 2401 20 95 11 ex 2401 20 95 21 ex 2401 20 95 91		Natural unmanufactured tobacco, whether or not cut in regular size, having a custom value of not less than Euro 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of goods falling within subheading 2402 10 00 (1)	1.1.-31.12.	6 000 tonnes	0 %
09.2928	ex 2811 22 00	40	Silica filler in the form of granules, with a purity by weight of 97 % or more of silicon dioxide	1.1.-31.12.	1 700 tonnes	0 %
09.2703	ex 2825 30 00	10	Vanadium oxides and hydroxides exclusively for use in alloys (1)	1.1.-31.12.	13 000 tonnes	0 %
09.2806	ex 2825 90 40	30	Tungsten trioxide, including blue tungsten oxide (CAS RN 1314-35-8 + 39318-18-8)	1.1.-31.12.	12 000 tonnes	0 %
09.2929	2903 22 00		Trichloroethylene (CAS RN 79-01-6)	1.1.-31.12.	7 000 tonnes	0 %
09.2837	ex 2903 79 90	10	Bromochloromethane (CAS RN 74-97-5)	1.1.-31.12.	600 tonnes	0 %
09.2933	ex 2903 99 90	30	1,3-Dichlorobenzene (CAS RN 541-73-1)	1.1.-31.12.	2 600 tonnes	0 %
09.2950	ex 2905 59 98	10	2-Chloroethanol, for the manufacture of liquid thioplasts of subheading 4002 99 90, (CAS RN 107-07-3) (1)	1.1.-31.12.	15 000 tonnes	0 %
09.2851	ex 2907 12 00	10	O-Cresol having a purity of not less than 98,5 % by weight (CAS RN 95-48-7)	1.1.-31.12.	20 000 tonnes	0 %

▼M5

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▼M4

09.2624	2912 42 00		Ethylvanillin (3-ethoxy-4-hydroxy-benzaldehyde), (CAS RN 121-32-4)	1.1.-31.12.	950 tonnes	0 %

▼M5

09.2638	ex 2915 21 00	10	Acetic acid of a purity by weight of 99 % or more (CAS RN 64-19-7)	1.1.-31.12.	1 000 000 tonnes	0 %

▼M4

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2972	2915 24 00		Acetic anhydride (CAS RN 108-24-7)	1.1.-31.12.	20 000 tonnes	0 %
09.2769	ex 2917 13 90	10	Dimethyl sebacate (CAS RN 106-79-6)	1.1.-31.12.	1 300 tonnes	0 %
09.2634	ex 2917 19 90	40	Dodecanedioic acid, of a purity by weight of more than 98,5 % (CAS RN 000693-23-2)	1.1.-31.12.	4 600 tonnes	0 %
09.2808	ex 2918 22 00	10	o-Acetylsalicylic acid (CAS RN 50-78-2)	1.1.-31.12.	120 tonnes	0 %
09.2975	ex 2918 30 00	10	Benzophenone-3,3',4,4'-tetracarboxylic dianhydride (CAS RN 2421-28-5)	1.1.-31.12.	1 000 tonnes	0 %
09.2632	ex 2921 22 00	10	Hexamethylenediamine (CAS RN 124-09-4)	1.1.-31.12.	40 000 tonnes	0 %
09.2602	ex 2921 51 19	10	o-Phenylenediamine (CAS RN 95-54-5)	1.1.-31.12.	1 800 tonnes	0 %
09.2977	2926 10 00		Acrylonitrile (CAS RN 107-13-1)	1.1.-31.12.	75 000 tonnes	0 %
09.2917	ex 2930 90 13	90	Cystine (CAS RN 56-89-3)	1.1.-31.12.	600 tonnes	0 %
09.2603	ex 2930 90 99	79	Bis(3-triethoxysilylpropyl)tetrasulphide (CAS RN 40372-72-3)	1.1.-31.12.	12 000 tonnes	0 %
09.2810	2932 11 00		Tetrahydrofuran (CAS RN 109-99-9)	1.1.-31.12.	20 000 tonnes	0 %
09.2955	ex 2932 19 00	60	Flurtamone (ISO) (CAS RN 96525-23-4)	1.1.-31.12.	300 tonnes	0 %
09.2812	ex 2932 20 90	77	Hexan-6-olide (CAS RN 502-44-3)	1.1.-31.12.	4 000 tonnes	0 %
09.2615	ex 2934 99 90	70	Ribonucleic acid (CAS RN 63231-63-0)	1.1.-31.12.	110 tonnes	0 %
09.2945	ex 2940 00 00	20	D-Xylose (CAS RN 58-86-6)	1.1.-31.12.	400 tonnes	0 %
09.2908	ex 3804 00 00	10	Sodium lignosulphonate	1.1.-31.12.	40 000 tonnes	0 %

▼M5

09.2889	3805 10 90		Sulphate turpentine	1.1.-31.12.	25 000 tonnes	0 %

▼M4

09.2935	ex 3806 10 00	10	Rosin and resin acids obtained from fresh oleoresins	1.1.-31.12.	280 000 tonnes	0 %

▼M5

09.2814	ex 3815 90 90	76	Catalyst consisting of titanium dioxide and tungsten trioxide	1.1.-31.12.	3 000 tonnes	0 %

▼M4

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2829	ex 3824 90 97	19	Solid extract of the residual, insoluble in aliphatic solvents, obtained during the extraction of rosin from wood, having the following characteristics: — a resin acid content not exceeding 30 % by weight, — an acid number not exceeding 110, and — a melting point of 100 °C or more,	1.1.-31.12.	1 600 tonnes	0 %
09.2986	ex 3824 90 97	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, for use in the production of amine oxides ([1])	1.1.-31.12.	14 315 tonnes	0 %
09.2907	ex 3824 90 97	86	Mixture of phytosterols, in the form of powder, containing by weight: — 75 % or more of sterols, — not more than 25 % of stanols, for use in the manufacture of stanols/sterols or stanol/sterol esters ([1])	1.1.-31.12.	2 500 tonnes	0 %
09.2140	ex 3824 90 97	98	Mixture of tertiary amines containing by weight: — 2,0-4,0 % of N,N-dimethyl-1-octanamine, — 94 % minimum of N,N-dimethyl-1-decanamine, — 2 % maximum of N,N-dimethyl-1-dodecanamine,	1.1.-31.12.	4 500 tonnes	0 %
09.2639	3905 30 00		Poly(vinyl alcohol), whether or not containing unhydrolysed acetate groups	1.1.-31.12.	18 000 tonnes	0 %
09.2640	ex 3905 99 90	91	Polyvinyl butyral	1.1.-31.12.	11 000 tonnes	0 %
09.2616	ex 3910 00 00	30	Polydimethylsiloxane with a degree of polymerisation of 2 800 monomer units (± 100)	1.1.-31.12.	1 300 tonnes	0 %
09.2816	ex 3912 11 00	20	Cellulose acetate flakes	1.1.-31.12.	75 000 tonnes	0 %

▼**M4**

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2641	ex 3913 90 00	87	Sodium hyaluronate, non sterile, with: — a weight average molecular weight (Mw) of not more than 900 000, — an endotoxin level of not more than 0,008 Endotoxin units (EU)/mg, — an ethanol content of not more than 1 % by weight, — an isopropanol content of not more than 0,5 % by weight,	1.1.-31.12.	200 kg	0 %
09.2813	ex 3920 91 00	94	Co-extruded trilayer poly(vinyl butyral) film without a graduated colour band containing by weight 29 % or more but not more than 31 % of 2,2'-ethylenedioxydiethyl bis(2-ethylhexanoate) as a plasticiser	1.1.-31.12.	3 000 000 m^2	0 %
09.2818	ex 6902 90 00	10	Refractory bricks with — an edge length of more than 300 mm and, — a TiO2 content of not more than 1 % by weight and, — a Al2O3 content of not more than 0,4 % by weight and, — a change in volume of less than 9 % at 1 700 °C,	1.1.-31.12.	75 tonnes	0 %
09.2628	ex 7019 52 00	10	Glass web woven from glass fibre coated in plastic, of a weight of 120 g/m^2 (± 10 g/m^2), of a type used in rolling insect screens with fixed frames	1.1.-31.12.	1 900 000 m^2	0 %
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 % of chromium	1.1.-31.12.	50 000 tonnes	0 %
09.2629	ex 7616 99 90	85	Aluminium telescopic handle for use in the manufacture of luggage (1)	1.1.-31.12.	800 000 units	0 %
09.2636	ex 8411 82 80	20	64 MW industrial aero-derivative gas turbine engines for incorporation into industrial power generation sets for peaking/mid-merit duty operating less than 5 500 hours per year and with a simple-cycle efficiency of greater than 40 %	1.1.-31.12.	10 units	0 %

▼M4

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2763	ex 8501 40 80	30	Electric AC commutator motor, single-phase, with an output of more than 750 W, an input power of more than 1 600 W but not more than 2 700 W, an external diameter of more than 120 mm (± 0,2 mm) but not more than 135 mm (± 0,2 mm), a rated speed of more than 30 000 rpm but not more than 50 000 rpm, equipped with air-inducting ventilator, for use in the manufacture of vacuum cleaners (1)	1.1.-31.12.	2 000 000 units	0 %
09.2642	ex 8501 40 80	40	Assembly, consisting of — a single-phase electric AC commutator motor, with an output of 480 W or more, but not more than 1 400 W, an input power of more than 900 W but not more than 1 600 W, an external diameter of more than 119,8 mm but not more than 135,2 mm and a rated speed of more than 30 000 rpm but not more than 50 000 rpm, and — an air-inducting ventilator, for use in the manufacture of vacuum cleaners (1)	1.1.-31.12.	120 000 units	0 %
▼M5						
09.2633	ex 8504 40 82	20	Electric rectifier, with a capacity of not more than 1 kVA, for use in the manufacture of hair removal apparatus (3)	1.1.-31.12.	4 500 000 units	0 %
▼M4						
09.2643	ex 8504 40 82	30	Power supply boards for use in the manufacture of goods falling under heading 8521 and 8528 (1)	1.1.-31.12.	1 038 000 units	0 %
09.2620	ex 8526 91 20	20	Assembly for GPS system having a position determination function	1.1.-31.12.	3 000 000 units	0 %
09.2003	ex 8543 70 90	63	Voltage controlled frequency generator, consisting of active and passive elements mounted on a printed circuit, contained in a housing with dimensions of not more than 30 × 30 mm	1.1.-31.12.	1 400 000 units	0 %
09.2635	ex 9001 10 90	20	Optical fibres for the manufacture of glass fibre cables under heading 8544 (1)	1.1.-31.12.	3 300 000 km	0 %
09.2631	ex 9001 90 00	80	Unmounted glass lenses, prisms and cemented elements for use in the manufacture of goods of CN codes 9002, 9005, 9013 10 and 9015 (1)	1.1.-31.12.	5 000 000 units	0 %

▼M4

▼M5

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2644	ex 3824 90 97	96	Preparation containing by weight: — 55 % or more but not more than 78 % of dimethyl gluterate — 10 % or more but not more than 28 % of dimethyl adipate and — not more than 25 % of dimethyl succinate	1.7.-31.12.	7 500 tonnes	0 %
09.2645	ex 3921 14 00	20	Cellular block of regenerated cellulose, impregnated with water containing magnesium chloride and quaternary ammonium compounds, measuring 100 cm (± 10 cm) × 100 cm (± 10 cm) × 40 cm (± 5 cm)	1.7.-31.12.	650 tonnes	0 %

▼M4

(1) Reduction of customs duty shall be subject to Articles 291 to 300 of Commission Regulation (EEC) No 2454/93 (OJ L 253, 11.10.1993, p. 1).

(2) However, no reduced customs duty rate shall apply where processing is carried out by retail or catering undertakings.

►M5 (3) Entry under this subheading is subject to Articles 291 to 300 of Commission Regulation (EEC) No. 2454/93 (OJ L 253, 11.10.1993, p. 1). ◄