

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(79) 489 final

Brussels, 20th September 1979

DRAFT FOR A COUNCIL REGULATION (EEC)
ON THE OPENING, ALLOCATION AND ADMINISTRATION OF A
COMMUNITY TARIFF QUOTA FOR DIED GRAPES IN IMMEDIATE
CONTAINERS OF A NET CAPACITY OF 15 KILOGRAMS
OR LESS, FALLING WITHIN SUBHEADING 08.04 B 1
OF THE COMMON CUSTOMS TARIFF (1980)

(presented by the Commission to the Council)

COM(79) 489 final

EXPLANATORY MEMORANDUM

1. The draft Regulation annexed hereto concerns the erga omnes Community tariff quota to be opened for 1980 in respect of dried grapes in immediate containers of a net capacity of 15 kg or less falling within subheading No 08.04 B I of the Common Customs Tariff.

Provision was first made for such quota in the trade agreement concluded between the Community and Iran. Since, however, that agreement expired on 30 November 1973 and was not renewed, the Community considered it desirable since 1974 to open an autonomous tariff quota on the terms and conditions fixed for that agreement.

At the consultation meeting held in April 1979, the delegations of the Member States pronounced themselves in favour of the opening for the year 1980 of an autonomous tariff quota at a duty of 1.2 % of which the amount is limited to 15 % of actual

Community imports in 1973, coming from third countries not associated with the Community nor linked with it by a preferential agreement.

2. Since the Community tariff quota in question is relatively small compared with total imports into the Community and since all the Member States will undoubtedly exhaust their shares rapidly, a division of the quota into shares allocated definitively to each Member State would not appear to compromise the Community nature of the quota. This solution has been adopted in similar situations in the past.
3. The shares to be allocated on this basis to the Member States, and their respective total 1973 imports from non-associated third countries, are shown in the following table:

(in metric tons)

	<u>Total 1973 imports</u>	<u>Quota share</u>
Benclux	5 275	791
Denmark	2 236	335
Germany	15 567	2 335
France	3 811	572
Ireland	1 868	280
Italy	205	31
United Kingdom	<u>26 859</u>	<u>4 029</u>
	55 821	8 373

DRAFT FOR A

COUNCIL REGULATION (EEC)

on the opening, allocation and administration of a Community tariff quota for dried grapes in immediate containers of a net capacity of 15 kilograms or less, falling within subheading 08.04 B I of the Common Customs Tariff (1980)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 28 thereof,

Having regard to the draft Regulation submitted by the Commission,

Whereas a Community tariff quota for dried grapes in immediate containers of a net capacity of 15 kilograms or less, falling within subheading 08.04 B I of the Common Customs Tariff, should be opened for 1980 at a duty of 1.2 % ; whereas the volume of this quota has been limited to 15 % of Community imports in 1973 from third countries not associated with the Community or linked to it by a preferential agreement ; whereas, on this basis, the volume of the quota is fixed at 8 373 tonnes ;

Whereas, in view of the comparatively low volume of the quota compared with the needs of the Community, a system for its utilization based on a single allocation among Member States should be provided, without derogating from the Community nature of the tariff quota ; whereas, in accordance with the needs forecast by each Member State, the shares may be determined as set out in Article 2 ;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united within and jointly represented by the Benelux Economic Union, any measure concerning the administration of the quotas allocated to that economic union may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION :

Article 1

1. For the period 1 January to 31 December 1980 a Community tariff quota of 8 373 tonnes shall be

opened for dried grapes in immediate containers of a net capacity of 15 kilograms or less, falling within subheading 08.04 B I of the Common Customs Tariff.

2. Within the limits of this tariff quota, the Common Customs Tariff duty shall be suspended at the level of 1.2 %.

3. Imports of the product in question benefitting from the same or lower customs duties under other preferential arrangements shall not be charged against this tariff quota.

Article 2

The tariff quota set out in Article 1 shall be divided among the Member States as follows :

	(tonnes)
Benelux	791
Denmark	335
Germany	2 335
France	572
Ireland	280
Italy	31
United Kingdom	4 029

Article 3

1. Member States shall take all appropriate measures to ensure that importers of the products in question established in their territory have free access to the shares allocated to them.

2. The extent to which a Member State has used up its share shall be determined on the basis of the imports of the products in question entered with the customs authorities for home use.

Article 4

At the Commission's request, Member States shall inform it of the imports actually charged against their shares.

Article 5

Member States and the Commission shall cooperate closely to ensure that this Regulation is complied with.

Article 6

This Regulation shall enter into force on 1 January 1980.

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

Done at

For the Council
The President
