

COMMISSION OF THE EUROPEAN COMMUNITIES

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PROPOSAL FOR A COUNCIL REGULATION
OPENING, ALLOCATING AND PROVIDING FOR THE
ADMINISTRATION OF A COMMUNITY TARIFF QUOTA FOR
AUBERGINES FALLING WITHIN SUBHEADING EX 07.01 T
OF THE COMMON CUSTOMS TARIFF, ORIGINATING IN CYPRUS (1979)

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

Article 2 of the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and Cyprus, to be annexed to the Agreement EEC/Cyprus of 1973 provides for 1979 for the opening of an Community tariff quota for the importation into the Community of 250 tonnes of aubergines originating in Cyprus, falling within subheading ex 07.01 T of the Common Customs Tariff.

The customs duties applicable within the limits of this quota are equal to 40% of the duties actually applied to third countries.

Accordingly the tariff quota in question has to be opened.

As the method of administration to be applied by all Member States, the Commission proposes the "greyhound" system.

This is the subject of the proposal annexed hereto.

ANNEX : 1 proposal for a Regulation (EEC) of the Council.

PROPOSAL FOR

COUNCIL REGULATION

opening, allocating and providing for the administration of a Community tariff quota for aubergines falling within subheading ex 07.01 T of the Common Customs Tariff, originating in Cyprus (1979)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

economic union may be carried out by any of its members,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission,

Article 1

Whereas Article 2 of the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus⁽¹⁾ provides for the opening in respect of the period 1 October to 30 November 1979 of a Community tariff quota of 250 tonnes of aubergines falling within subheading ex 07.01 T of the Common Customs tariff, originating in Cyprus, at a rate of customs duty equal to 40% of the customs duty in the Common Customs Tariff; whereas the Community tariff quota should be opened for this period.

1. From 1 October to 30 November 1979 the Common Custom Tariff duty for aubergines falling within subheading ex 07.01 T of the Common Customs Tariff, originating in Cyprus, shall be partially suspended at 6.4 % within the limits of a Community tariff quota of 250 tonnes.

2. The volume of the tariff quota referred to in paragraph 1 shall constitute a reserve.

3. If the need should arise for the products in question in a Member State, the latter shall draw an appropriate share from the reserve, providing that the size of the reserve so permits.

4. The shares drawn pursuant to paragraph 3 shall be valid until 30 November 1979.

Article 2

1. Member States shall take all appropriate measures to ensure that shares drawn pursuant to Article 1 are opened in such a way that imports may be charged without interruption against their accumulated shares of the Community quota.

2. Member States shall ensure that importers of the said goods established in its territory have free access to the shares allocated to them.

3. Member States shall charge imports of the said goods against their shares as and when the goods are entered with customs authorities for home use.

4. The extent to which a Member State has used up its share shall be determined on the basis of the imports charged in accordance with paragraph 3.

Whereas it is necessary in particular to ensure to all Community importers equal and uninterrupted access to the abovementioned quota, and uninterrupted application of the rates laid down for that quota to all imports of the products concerned into all Member States until the quota has been used up; whereas, however, since the tariff quota involved is of a relatively low volume and the period of application is very short, it seems possible to allocate the whole quota volume to the Community reserve and to provide for the possibility of those Member States in which needs might arise drawing appropriate quantities from that reserve; whereas the shares thus drawn from the reserve must be valid until the end of the quota period; whereas this method of management requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quota is used up and inform the Member States thereof;

Whereas, since the Kingdom of Belgium, the Kingdom of the Netherlands and the Grand Duchy of Luxembourg are united in and represented by the Benelux Economic Union, any operation relating to the administration of the shares allocated to that

Article 3

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

The Member States and the Commission shall collaborate closely in order to ensure that this Regulation is complied with.

Article 4

Article 5

This Regulation shall enter into force on 1 October 1979.

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

Done at Luxembourg,

For the Council

The President

