

COMMISSION OF THE EUROPEAN COMMUNITIES

RCW
COM(80) 165 final

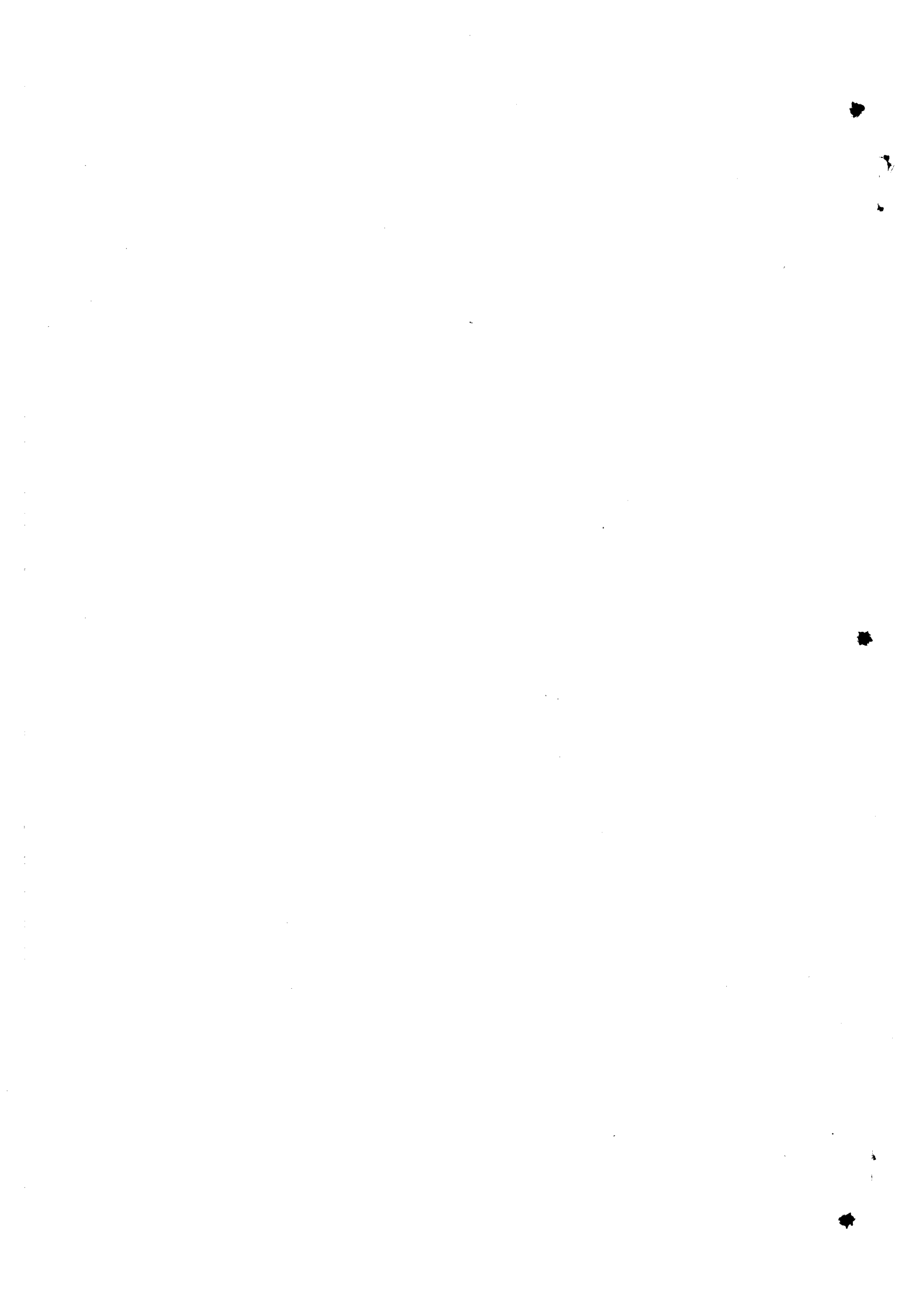
Brussels, 10 april 1980

Proposal for a
COUNCIL REGULATION

opening, allocating and providing for the administration of a
Community tariff quota for new potatoes, falling within sub-
heading 07.01 A II b) of the Common Customs Tariff, originating
in Cyprus (1980)

(submitted to the Council by the Commission)

COM(80) 165 final



EXPLANATORY MEMORANDUM

Article 3 of the Transitional Protocol between the European Economic Community and Cyprus, to be annexed to the Agreement EEC/Cyprus of 1973 provides for the period 16 May to 30 June 1980 for the opening of a Community tariff quota for the importation into the Community of 60,000 tonnes of new potatoes originating in Cyprus, falling within subheading 07.01 A II b) of the Common Customs Tariff.

The Customs duties applicable within the limits of this quota are equal to 45 % 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 A
COUNCIL REGULATION (EEC)

opening, allocating and providing for the administration of a Community tariff
quota for new potatoes, falling within subheading 07.01 A II b) of the Common
Customs Tariff, originating in Cyprus (1980)

THE COUNCIL OF THE EUROPEAN
COMMUNITIES,

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

Having regard to the proposal from the Commission,
Transitional

Whereas Article 3 of the Protocol laying down certain
provisions relating to trade in agricultural products
between the European Economic Community and
Cyprus⁽¹⁾ provides for the opening of a Community
tariff quota of 60 000 tonnes of new potatoes origi-
nating in Cyprus, falling within subheading 07.01 A II
b) of the Common Customs Tariff, at a rate of
customs duty equal to 45 % of the customs duty in
the Common Customs Tariff, for the period 16 May
to 30 June 1980; whereas it is necessary
to open this Community tariff quota
for the period in question;

Whereas it is necessary in particular to ensure to all
Community importers equal and uninterrupted access
to the abovementioned quota, and uninterrupted appli-
cation 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 period of application for
the tariff quota involved 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 within and jointly represented
by the Benelux Economic Union, all transactions
concerning the administration of the shares allocated
to that economic union may be carried out by any
one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 16 May to 30 June 1980, the Common
Customs Tariff duty for new potatoes, falling within
subheading 07.01 A II b) of the Common Customs
Tariff, originating in Cyprus, shall be suspended at
9.4 % within the limits of a Community tariff quota
of 60 000 tonnes.

The Protocol on the definition of the concept of 'origi-
nating products' and on methods of administrative
cooperation⁽²⁾ annexed to the Additional Protocol to
the Agreement between the European Economic
Community and Cyprus shall be applicable.

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

3. If the need should arise for the products in ques-
tion 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 June 1980.

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 cumula-
tive portions 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 it.

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

⁽¹⁾ OJ No L

⁽²⁾ OJ No L 339, 28. 12. 1977, p. 19.

Whereas the carry-over payment cannot be given for cereals harvested in the Community during 1980, as their cost has not been increased by any storage element; whereas, in view of the connection between the intervention and the carry-over payment systems, carry-over payments should be given only for cereals which are of sound, genuine and merchantable quality, within the meaning of the provisions adopted in implementation of Article 7 (5) of Regulation (EEG) No 2727/75; whereas, however, in respect of rye held by the milling industry, milling for human consumption is accepted as proof of sufficient quality.

HAS ADOPTED THIS REGULATION :

Article 1

1. A carry-over payment shall be granted for common wheat and rye used for human consumption, harvested in the Community and in store there at the end of the 1979/80 marketing year.
2. A carry-over payment shall also be granted for maize harvested in the Community and in store in surplus production areas of the Community at the end of the 1979/80 marketing year.
3. The carry-over payment granted shall be equal to the difference between the target price, in national currency, valid in the last month of the 1979/80 marketing year and that valid, in national currency, in the first month of the 1980/81 marketing year. Where the calculation gives a negative amount the payment shall be counted as nil.

Article 2

The carry-over payments referred to in Article 1 (1) and (2) shall not be made for cereals from the 1980 harvest or for cereals which do not meet the quality conditions required for intervention during the 1979/80 marketing year.

In respect of rye held by the milling industry at the end of the marketing year, milling for human consumption is accepted as proof of sufficient quality.

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Article 3

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

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

Done at Brussels,

For the Council
