

HILLMAN

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(80) 650 final

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Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) Nos 1611/80, 1612/80 and 1613/80 concerning the opening, allocation and method of administration of Community tariff quotas for certain wines falling within subheading ex 22.05 C of the Common Customs Tariff and originating in Portugal (1980/81)

(presented by the Commission to the Council)

COM(80) 650 final



EXPLANATORY MEMORANDUM

On the basis of the Supplementary Protocol to the Agreement between the Community and Portugal, the Council by its Regulations (EEC) Nos. 1611/80, 1612/80 and 1613/80 opened Community tariff quotas for Port, Madeira and Setubal muscatel wines, for the period running from 1 July 1980 to 30 June 1981.

In view of Greece's accession to the Community on 1 January 1981, a Protocol of Adaptation has been signed between the Community and Portugal. This Protocol provides, in particular, for an increase in the tariff quota amounts for port wines (from 100 000 hl to 100 250 hl) and for Madeira wines (from 4 000 hl to 4 050 hl), imported in containers holding two litres or less. This increase in the quota amounts and the fact that Greece will apply such Community tariff quotas as from 1 January 1981 make it necessary to amend the abovementioned Regulations.

-The tariff quota concerned might be modified in the context of the present negotiations with the contracting country in view of the conclusion of an Adaptation Protocol to the abovementioned Agreement. Awaiting the results, the proposed Regulation permit the respect of the engagements contracted by the Community.

Also it is possible that the Commission modify the proposal during the procedure, if necessary, to adapt it to the Adaptation Protocol.

Proposal for
COUNCIL REGULATION (EEC)

amending Regulations (EEC) Nr. 1611/80, 1612/80
and 1613/80 concerning the opening, allocation and method
of administration of Community tariff quotas for certain
wines falling within subheading ex 22.05 C of the Common
Customs Tariff and originating in Portugal (1980/81)

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,

Whereas the Supplementary Protocol ⁽¹⁾ to the Agreement between the
European Economic Community and the Portuguese Republic ⁽²⁾ provides
for the opening of Community tariff quotas for Port, Madeira and Setubal
muscatel wines falling within subheading ex 22.05 C of the Common
Customs Tariff and originating in Portugal; whereas, that Protocol
was supplemented by the Protocol of Adaptation ⁽³⁾ to take account of the
accession to the Community of Greece; whereas the
Community, by Regulations (EEC) Nos 1611/80, 1612/80
and 1613/80 ⁽⁴⁾, has already opened Community tariff
quotas for the same products; whereas, therefore, the abovementioned
Regulations should be amended accordingly,

HAS ADOPTED THIS REGULATION:

(1) ~~of~~ No L 348, 31.12.1979, p. 44

(2) OJ No L 301, 31.12.1972, p. 165

(3) OJ No L

(4) OJ No L 162, 27.6.1980, p. 1, p. 5 and p. 9

Article 1

Regulation (EEC) No. 1611/80 is hereby amended as follows:

1. In Article 1 (1) the amount of Port wines under subheadings ex 22.05 C III a) 1 and ex 22.05 C IV a) 1 is increased from 100 000 to 100 250 hectolitres.
2. The following sentence is added to Article 1 (2):
"Within these tariff quotas, Greece shall apply customs duties calculated in accordance with the relevant provisions of the Act of Accession and the Protocol of Adaptation".
3. The table in Article 2(2)(a) is replaced by the following table:
(nl)

| Member State | Port wines under subheadings: | |
|----------------|--|--|
| | ex 22.05 C III a) 1 and ex 22.05 C IV a) 1 | ex 22.05 C III b) 1 and ex 22.05 C IV b) 1 |
| Benelux | 13 600 | 39 730 |
| Denmark | 3 940 | 11 860 |
| Germany | 7 200 | 15 390 |
| Greece | 250 | - |
| France | 39 100 | 88 840 |
| Ireland | 460 | 100 |
| Italy | 11 200 | 240 |
| United Kingdom | 7 000 | 53 840 |
| Total | 82 750 | 210 000 |

4. The following subparagraph (c) is added to Article 2(2):
"(c) Should Port wines under subheadings ex 22.05 C III b) 1 and ex 22.05 C IV b) 1 be required in Greece, that country shall draw a suitable share from the reserve to the extent permitted by the amount of the reserve."

Article 2

Regulation (EEC) No. 112/80 is hereby amended as follows:

1. In Article 1 (1), the amount of Madeira wines under subheadings ex 22.05 C III a) 1 and ex 22.05 C IV a) 1 is increased from 4 000 to 4 050 hectolitres.
2. The following sentence is added to Article 1 (2):
"Within these tariff quotas, Greece shall apply customs duties calculated in accordance with the relevant provisions of the Act of Accession and the Protocol of Adaptation."
3. The table in Article 2(e)(a) is replaced by the following table:

(hL)

| Member States | Madeira wines under subheadings: | |
|----------------|--|--|
| | ex 22.05 C III a) 1 and ex 22.05 C IV a) 1 | ex 22.05 C III b) 1 and ex 22.05 C IV b) 1 |
| Benelux | 750 | 1 730 |
| Denmark | 720 | 1 500 |
| Germany | 490 | 2 480 |
| Greece | 50 | - |
| France | 590 | 5 800 |
| Ireland | 60 | 15 |
| Italy | 590 | 15 |
| United Kingdom | 400 | 1 460 |
| Total | 3 650 | 13 000 |

4. The following paragraph 4 is added to Article 2:
"4. Should Madeira wines under subheadings ex 22.05 C III b) 1 and ex 22.05 C IV b) 1 be required in Greece, that country shall draw a suitable share from the reserve to the extent permitted by the amount of the reserve."

Article 3

Regulation (EEC) No. 1613/80 is hereby amended as follows:

1. The following sentence is added to Article 1 (2):
"Within these tariff quotas, Greece shall apply customs duties calculated in accordance with the relevant provisions of the Act of Accession and the Protocol of Adaptation".

2. The following paragraph 4 is added to Article 2:
"4. Should such goods be required in Greece, that country shall draw a suitable share from the reserve to the extent permitted by the amount of the reserve".

Article 4

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

It shall apply with effect from 1 January 1981.

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

Done at Brussels,

For the Council

The President

