

COMMISSION OF THE EUROPEAN COMMUNITIES

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Brussels, 11 June 1975

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on the opening, allocation and administration of a 1976 Community tariff
quota for dried grapes falling within subheading No 08.04 B I
of the Common Customs Tariff in immediate containers of
a net capacity of 15 kg or less

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

1. The draft Regulation annexed hereto concerns the erga omnes Community tariff quota to be opened for 1976 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 1975, the delegations of the Member States pronounced themselves in favour of the opening for the year 1976 of an autonomous tariff quota at a duty of 1.2 % of which the amount should, to avoid the preliminary agreement of the Council of Association provided for by the Association Council decision N° 1/75 on the allocation of the provisions of paragraph 3 of Protocol N° 10 of the EEC-Greece Association Agreement, be 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>
Benelux	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

on the opening, allocation and administration of a 1976 Community tariff quota for dried grapes falling within subheading No 08.04 B I of the Common Customs Tariff in immediate containers of a net capacity of 15 kg or less

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof;

Having regard to the proposal from the Commission;

Having regard to the Opinion of the European Parliament;

Whereas a 1976 Community tariff quota for

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, should be opened at a duty of 1.2%, of which the volume, should be limited to 15 % of Community imports in 1973, coming from third countries not associated with the Community nor linked with it by a preferential agreement; whereas, on this basis, the quota amount is fixed at 8 373 metric tonnes;

whereas the duties to be applied by the new Member States within the said tariff quota should be calculated in accordance with the relevant provisions of the Act of Accession;

Whereas, since the quota is relatively small compared with Community requirements, provision may be made, without compromising the Community nature of the quota, for a single allocation of shares among the Member States; whereas, in view of the requirements forecast by each Member State, the shares may be allocated as follows:

Benelux	791	metric tons
Denmark	335	metric tons
Germany	2 335	metric tons
France	572	metric tons
Ireland	280	metric tons
Italy	31	metric tons
United Kingdom	4 029	metric tons

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 transaction in respect of 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. There shall be opened within the Community for the period 1 January to 31 December 1976, in respect of dried grapes in immediate containers of a net capacity of 15 kg or less, a Community tariff quota of 8 373 metric tons falling within subheading No 08.04 B I of the Common Customs Tariff.
2. The Common Customs Tariff duty shall be suspended at 1.2%, in respect of importations under the above quota.
3. New Member States shall apply in respect of importations within the quota, duties calculated in accordance with the relevant provisions of the Act of Accession.

Article 2

The tariff quota provided for in Article 1 shall be allocated among the Member States as follows:

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Benelux	791	metric tons
Denmark	335	metric tons
Germany	2 335	metric tons
France	572	metric tons
Ireland	280	metric tons
Italy	31	metric tons
United Kingdom	4 029	metric tons

Article 3

1. Every Member State shall take all appropriate measures to ensure that importers of the product in question established in its territory have free access to the share allocated to it.
2. The extent to which a Member State has used up its share shall be determined on the basis of the importations of the product in question entered with the customs authorities for home use.

Article 4

On a request made by the Commission, the Member States shall notify it of the importations actually charged against its share.

Article 5

The 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 1976.

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

Done at Brussels,

For the Council
The President