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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 3702/89

of 23 November 1989

opening tariff quotas for the importation into Spain of certain fisheries products originating in the Canary Islands or Ceuta and Melilla (1990)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Economic Community,

Article 1

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 3 of Protocol 2 thereto,

Having regard to the proposal from the Commission,

Whereas Article 3 of Protocol 2 provides that, within the limits of annual tariff quotas, the products listed in the Annex and originating in the Canary Islands or Ceuta and Melilla are to qualify for exemption from duties when they are imported into that part of Spain which is included in the customs territory of the Community; whereas this tariff preference applies only to products which have been imported during 1982, 1983 or 1984; whereas, calculated on the basis of the abovementioned Article 3, the quota volumes are as follows:

- 17 596 tonnes of certain products falling within CN codes ex 0301, ex 0302, ex 0303 or ex 0304,
- 596 tonnes of certain products falling within CN code ex 0305,
- 21 387 tonnes of certain products falling within CN codes ex 0306 or ex 0307,
- 10 007 tonnes of certain products falling within CN codes 1604 11 00 to 1604 30 90, and
- 27 483 tonnes of products falling within CN code 2301 20 00;

Whereas there are no imports of the other products;

Whereas, in accordance with the Act of Accession, where the products are imported into that part of Spain which is included in the customs territory of the Community they may not be deemed to be in free circulation within the meaning of Article 10 of the Treaty should they be reconsignated to another Member State,

1. From 1 January to 31 December 1990 the customs duties applicable to imports into that part of Spain which is included in the customs territory of the Community of the products originating in the Canary Islands or Ceuta and Melilla and listed in the Annex shall be suspended at the levels indicated and within the limits of the tariff quotas shown.

2. Where the products are imported under these tariff quotas into that part of Spain which is included in the customs territory of the Community they may not be deemed to be in free circulation within the meaning of Article 10 of the Treaty should they be reconsignated to another Member State.

3. In whatever state the products referred to in this Article are presented, they shall not qualify for the tariff quotas unless, when they are presented to the authorities responsible for the import formalities in that part of Spain which is included in the customs territory of the Community, they are presented in packagings which bear, in a clearly visible and perfectly legible form:

- the words 'Origin: Canary Islands' or 'Origin: Ceuta and Melilla' or the equivalent thereof in another official Community language printed in Roman type at least 20 millimetres high, and
- the net weight in kilograms of the fish contained in the packings.

In addition, the immediate packings of pre-packaged foodstuffs falling within CN code 1604 must bear the words 'Made in the Canary Islands' or 'Made in Ceuta and Melilla' or the equivalent thereof in another official Community language in a clearly visible, perfectly legible and indelible form.

However, flours, meals and pellets, of fish or of crustaceans or molluscs, falling within CN code 2301 20 00 and originating in the Canary Islands, shall be identified by means of the documents to be supplied by the importer to the abovementioned authorities.

This paragraph shall apply without prejudice to the specific rules contained in Council Regulation (EEC) No 103/76 of 19 January 1976 laying down common marketing standards for certain fresh or chilled fish ⁽¹⁾, as last amended by Regulation (EEC) No 33/89 ⁽²⁾, and Council Regulation (EEC) No 104/76 of 19 January 1976 laying down common marketing standards for shrimps (*Crangon crangon*), edible crabs (*Cancer pagurus*) and Norway lobsters (*Nephrops norvegicus*) ⁽³⁾, as last amended by Regulation (EEC) No 4213/88 ⁽⁴⁾.

Article 2

1. The Member State concerned shall ensure that importers of the products concerned have free access to the tariff quotas referred to in Article 1.

2. The Member State concerned shall charge imports of the products concerned against the tariff quotas as and when the products are entered with the customs authorities for free circulation.

3. The extent to which the tariff quotas have been used up shall be determined on the basis of the imports charged in accordance with paragraph 2.

Article 3

At the request of the Commission, the Member State concerned shall inform it of imports actually charged against the tariff quotas.

Article 4

This Regulation shall enter into force on 1 January 1990.

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

Done at Brussels, 23 November 1989.

For the Council
The President
E. CRESSON

⁽¹⁾ OJ No L 20, 28. 1. 1976, p. 29.

⁽²⁾ OJ No L 5, 7. 1. 1989, p. 18.

⁽³⁾ OJ No L 20, 28. 1. 1976, p. 35.

⁽⁴⁾ OJ No L 370, 31. 12. 1989, p. 33.

ANNEX

CN code	Description	Amount of tariff quota (tonnes)	Rates of duties
1	2	3	4
0301	Live fish:		
	– Other live fish:		
0301 91 00	– – Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gila</i>)		
0301 92 00	– – Eels (<i>Anguilla</i> spp.)		
0301 93 00	– – Carp		
0301 99	– – Other:		
	– – – Freshwater fish:		
0301 99 11	– – – – Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
0302	Fish, fresh or chilled, excluding fish fillets and other fish meat of code 0304:		
	– Salmonidae, excluding livers and roes:		
0302 11 00	– – Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gila</i>)		
0302 12 00	– – Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
	– Flat fish (<i>Pleuronectidae</i> , <i>Bothidae</i> , <i>Cynoglossidae</i> , <i>Soleidae</i> , <i>Scophthalmidae</i> and <i>Citharidae</i>), excluding livers and roes:		
0302 21	– – Halibut (<i>Reinhardtius hippoglossoides</i> , <i>Hippoglossus hippoglossus</i> , <i>Hippoglossus stenolepis</i>):		
0302 21 10	– – – Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>)		
0302 21 30	– – – Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		
0302 21 90	– – – Pacific halibut (<i>Hippoglossus stenolepis</i>)		
0302 22 00	– – Plaice (<i>Pleuronectes platessa</i>)		
0302 23 00	– – Sole (<i>Solea</i> spp.)	17 596	free
0302 29	– – Other		
0302 29 10	– – – Megrin <i>Lepidorhombus</i> spp.)		
0302 29 90	– – – Other		
	– Tunas (of the genus <i>Thunnus</i>), skipjack or stripe-bellied bonito (<i>Euthynnus</i> (<i>Katsuwonus</i>) <i>pelamis</i>), excluding livers and roes:		
0302 31	– – Albacore or longfinned tunas (<i>Thunnus alalunga</i>):		
0302 31 90	– – – Other		
0302 32	– – Yellowfin tunas (<i>Thunnus albacares</i>):		
0302 32 90	– – – Other		
0302 33	– – Skipjack or stripe-bellied bonito:		
0302 33 90	– – – Other		
0302 39	– – Other:		
0302 39 90	– – – Other		
0302 40	– Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>), excluding livers and roes:		
0302 40 90	– – From 16 June to 14 February		
0302 50	– Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>), excluding livers and roes:		
0302 50 10	– – Of the species <i>Gadus morhua</i>		
0302 50 90	– – Other		
	– Other fish, excluding livers and roes:		
0302 61	– – Sardines (<i>Sardina pilchardus</i> , <i>Sardinops</i> spp.), sardinella (<i>Sardinella</i> spp.), brisling or sprats (<i>Sprattus sprattus</i>):		
0302 61 10	– – – Sardines of the species <i>Sardina pilchardus</i>		

1	2	3	4
0302 61 30	— — — Sardines of the genus <i>Sardinops</i> ; sardinella (<i>Sardinella</i> spp.)		
	— — — Brisling or sprats (<i>Sprattus sprattus</i>):		
0302 61 99	— — — — From 16 June to 14 February		
0302 62 00	— — Haddock (<i>Melanogrammus aeglefinus</i>)		
0302 63 00	— — Coalfish (<i>Pollachius virens</i>)		
0302 64	— — Mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>):		
0302 64 90	— — — From 16 June to 14 February		
0302 65	— — Dogfish and other sharks:		
0302 65 20	— — — Dogfish of the species <i>Squalus acanthias</i>		
0302 65 50	— — — Dogfish of the species <i>Scyliorhinus</i>		
0302 65 90	— — — Other		
0302 66 00	— — Eels (<i>Anguilla</i> spp.)		
0302 69	— — Other:		
	— — — Freshwater fish:		
0302 69 11	— — — — Carp		
	— — — Saltwater fish:		
	— — — — Fish of the genus <i>Euthynnus</i> , other than the skipjack or stripe-bellied bonitos (<i>Euthynnus (Katsuwonus) pelamis</i>) mentioned in code 0302 33:		
0302 69 25	— — — — Other		
	— — — — Redfish (<i>Sebastes</i> spp.):		
0302 69 31	— — — — — Of the species <i>Sebastes marinus</i>		
0302 69 33	— — — — Other		
0302 69 35	— — — — Fish of the species <i>Boreogadus saida</i>		
0302 69 41	— — — — Whiting (<i>Merlangus merlangus</i>)		
0302 69 45	— — — — Ling (<i>Molva</i> spp.)	17 596 (cont'd)	free
0302 69 51	— — — — Alaska pollack (<i>Theragra chalcogramma</i>) and pollack (<i>Pollachius pollachius</i>)		
0302 69 55	— — — — Anchovies (<i>Engraulis</i> spp.)		
0302 69 61	— — — — Sea bream (<i>Dentex dentex</i> and <i>Pagellus</i> spp.)		
0302 69 65	— — — — Hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.)		
0302 69 75	— — — — Ray's bream (<i>Brama</i> spp.)		
0302 69 81	— — — — Monkfish (<i>Lophius</i> spp.)		
0302 69 85	— — — — Blue whiting (<i>Micromesistius poutassaou</i> or <i>Gadus poutassou</i>)		
0302 69 95	— — — — Other		
0302 70 00	— Livers and roes		
0303	Fish, frozen, excluding fish fillets and other fish meat of code 0304:		
0303 10 00	— Pacific salmon (<i>Oncorhynchus</i> spp.), excluding livers and roes		
	— Other salmonidae, excluding livers and roes:		
0303 21 00	— — Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gillae</i>)		
0303 22 00	— — Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
0303 29 00	— — Other		
	— Flat fish (<i>Pleuronectidae</i> , <i>Bothidae</i> , <i>Cynoglossidae</i> , <i>Soleidae</i> , <i>Scophthalmidae</i> and <i>Citharidae</i>), excluding livers and roes:		
0303 31	— — Halibut (<i>Reinhardtius hippoglossoides</i> , <i>Hippoglossus hippoglossus</i> , <i>Hippoglossus stenolepis</i>):		
0303 31 10	— — — Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>)		
0303 31 30	— — — Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		
0303 31 90	— — — Pacific halibut (<i>Hippoglossus stenolepis</i>)		
0303 32 00	— — Plaice (<i>Pleuronectes platessa</i>)		

1	2	3	4
0303 33 00	— — Sole (<i>Solea</i> spp.)		
0303 39	— — Other:		
0303 39 10	— — — Flounder (<i>Platichthys flesus</i>)		
0303 39 20	— — — Megrim (<i>Lepidorhombus</i> spp.)		
0303 39 90	— — — Other		
	— Tunas (of the genus <i>Thunnus</i>), skipjack or stripe-bellied bonito (<i>Euthynnus (Katsuwonus) pelamis</i>), excluding livers and roes:		
0303 41	— — Albacore or longfinned tunas (<i>Thunnus alalunga</i>):		
0303 41 90	— — — Other		
0303 42	— — Yellowfin tunas (<i>Thunnus albacares</i>):		
0303 42 90	— — — Other		
0303 43	— — Skipjack or stripe-bellied bonito:		
0303 43 90	— — — Other		
0303 49	— — Other:		
0303 49 90	— — — Other		
0303 50	— Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>), excluding livers and roes:		
0303 50 90	— — From 16 June to 14 February		
0303 60	— Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>), excluding livers and roes:		
0303 60 10	— — Of the species <i>Gadus morhua</i> and <i>Gadus ogac</i>		
0303 60 90	— — Of the species <i>Gadus macrocephalus</i>		
	— Other fish, excluding livers and roes:		
0303 71	— — Sardines (<i>Sardina pilchardus</i> , <i>Sardinops</i> spp.), sardinella (<i>Sardinella</i> spp.), brisling or sprats (<i>Sprattus sprattus</i>):		
0303 71 10	— — — Sardines of the species <i>Sardina pilchardus</i>		
0303 71 30	— — — Sardines of the genus <i>Sardinops</i> ; sardinella (<i>Sardinella</i> spp.)	17 596 (cont'd)	free
	— — — Brisling or sprats (<i>Sprattus sprattus</i>):		
0303 71 99	— — — — From 16 June to 14 February		
0303 72 00	— — Haddock (<i>Melanogrammus aeglefinus</i>)		
0303 73 00	— — Coalfish (<i>Pollachius virens</i>)		
0303 74	— — Mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>):		
	— — — Of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i> :		
0303 74 19	— — — — From 16 June to 14 February		
0303 74 90	— — — Of the species <i>Scomber australasicus</i>		
0303 75 20	— — — Dogfish of the species <i>Squalus acanthias</i>		
0303 75 50	— — — Dogfish of the species <i>Scyliorhinus</i>		
0303 75 90	— — — Other		
0303 76 00	— — Eels (<i>Anguilla</i> spp.)		
0303 77 00	— — Sea bass (<i>Dicentrarchus labrax</i> , <i>Dicentrarchus punctatus</i>)		
0303 78	— — Hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.):		
0303 78 10	— — — Hake of the genus <i>Merluccius</i>		
0303 78 90	— — — Hake of the genus <i>Urophycis</i>		
0303 79	— — Other:		
	— — — Freshwater fish:		
0303 79 11	— — — — Carp		
	— — — Saltwater fish:		
	— — — — Fish of the genus <i>Euthynnus</i> , other than the skipjack or stripe-bellied bonitos (<i>Euthynnus (Katsuwonus) pelamis</i>) mentioned in code 0303 43:		
0303 79 31	— — — — Other		
	— — — — Redfish (<i>Sebastes</i> spp.):		

1	2	3	4
0303 79 35	— — — — — Of the species <i>Sebaste marinus</i>		
0303 79 37	— — — — — Other		
0303 79 41	— — — — — Fish of the species <i>Boreogadus saida</i>		
0303 79 45	— — — — — Whiting (<i>Merlangus merlangus</i>)		
0303 79 51	— — — — — Ling (<i>Molva</i> spp.)		
0303 79 55	— — — — — Alaska pollack (<i>Theragra chalcogramma</i>) and pollack (<i>Pollachius pollachius</i>)		
	— — — — — Fish of the species <i>Orcynopsis unicolor</i> :		
0303 79 63	— — — — — From 16 June to 14 February		
0303 79 65	— — — — — Anchovies (<i>Engraulis</i> spp.)		
0303 79 71	— — — — — Sea bream (<i>Dentex dentex</i> and <i>Pagellus</i> spp.)		
0303 79 73	— — — — — Megrim (<i>Lepidorhombus</i> spp.)		
0303 79 75	— — — — — Ray's bream (<i>Brama</i> spp.)		
0303 79 81	— — — — — Monkfish (<i>Lophius</i> spp.)		
0303 79 83	— — — — — Blue whiting (<i>Micromesistius pontassou</i> or <i>Gadus pontassou</i>)		
0303 79 99	— — — — — Other		
0303 80 00	— Livers and roes		
0304	Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen:		
0304 10	— Fresh or chilled:		
	— — Fillets:		
	— — — Or freshwater fish:		
0304 10 11	— — — — — Of trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gilae</i>)		
0304 10 13	— — — — — Of Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
ex 0304 10 19	— — — — — Of eels and carps		
	— — — — — Other:	17 596 (cont'd)	free
0304 10 31	— — — — — Of cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>) and of fish of the species <i>Boreogadus saida</i>		
0304 10 39	— — — — — Other		
	— — Other fish meat (whether or not minced):		
0304 10 91	— — — Meat of freshwater fish		
0304 10 99	— — — Other:		
	— — — — Flaps of herring:		
ex 0304 10 93	— — — — — From 16 June to 14 February		
ex 0304 10 98	— — — — — Other		
0304 20	— Frozen fillets:		
	— — Of freshwater fish:		
0304 20 11	— — — — — Of trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gilae</i>)		
0304 20 13	— — — — — Of Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
ex 0304 20 19	— — — — — Of eels and carps		
	— — — — — Of cod (<i>Gadus morhua</i> , <i>Gadus macrocephalus</i> , <i>Gadus ogac</i>) and of fish of the species <i>Boreogadus saida</i> :		
0304 20 21	— — — — — Of cod of the species <i>Gadus macrocephalus</i>		
0304 20 29	— — — — — Other		
0304 20 31	— — — — — Of coalfish (<i>Pollachius virens</i>)		
0304 20 33	— — — — — Of haddock (<i>Melanogrammus aeglefinus</i>)		
	— — — — — Of redfish (<i>Sebastes</i> spp.):		
0304 20 35	— — — — — Of the species <i>Sebastes marinus</i>		
0304 20 37	— — — — — Other		
0304 20 41	— — — — — Of whiting (<i>Merlangus merlangus</i>)		
0304 20 43	— — — — — Of ling (<i>Molva</i> spp.)		

1	2	3	4
0304 20 45	— — Of tuna (of the genus <i>Thunnus</i>) and of fish of the genus <i>Euthynnus</i>		
	— — Of mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>) and of fish of the species <i>Orcynopsis unicolor</i> :		
0304 20 51	— — — Of mackerel of the species <i>Scomber australasicus</i>		
0304 20 53	— — — Other		
	— — Of hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.):		
0304 20 57	— — — Of hake of the genus <i>Merluccius</i>		
0304 20 59	— — — Of hake of the genus <i>Urophycis</i>		
	— — Of dogfish and other sharks:		
0304 20 61	— — — Of dogfish (<i>Squalus acanthias</i> and <i>Scyliorhinus</i> spp.)		
0304 20 69	— — — Of other sharks		
0304 20 71	— — Of plaice (<i>Pleuronectes platessa</i>)		
0304 20 73	— — Of flounder (<i>Platichthys flesus</i>)		
0304 20 75	— — Of herring (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)		
0304 20 79	— — Of megrim (<i>Lepidorhombus</i> spp.)		
0304 20 81	— — Of Ray's beam (<i>Brama</i> spp.)		
0304 20 83	— — Of monkfish (<i>Lophius</i> spp.)		
0304 20 85	— — Of Alaska pollack (<i>Theragra chalcogramma</i>)		
0304 20 98	— — Other		
0304 90	— Other:		
ex 0304 90 10	— Meat of freshwater fish	17 596 (cont'd)	free
	— — — — Other		
	— — — Of herring (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)		
0304 90 25	— — — — From 16 June to 14 February		
ex 0304 90 31	— — — Of redfish (<i>Sebastes</i> spp.)		
	— — — Of cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>) and of fish of the species <i>Boreogadus saida</i> :		
0304 90 35	— — — — Of cod of the species <i>Gadus macrocephalus</i>		
0304 90 38	— — — — Of cod of the species <i>Gadus morhua</i>		
	— — — — Other		
0304 90 41	— — — Of coalfish (<i>Pollachius virens</i>)		
0304 90 45	— — — Of haddock (<i>Melanogrammus aeglefinus</i>)		
	— — — Of hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.):		
0304 90 47	— — — — Of hake of the genus <i>Merluccius</i>		
0304 90 49	— — — — Of hake of the genus <i>Urophycis</i>		
0304 90 51	— — — Of megrim (<i>Lepidorhombus</i> spp.)		
0304 90 55	— — — Of Ray's bream (<i>Brama</i> spp.)		
0304 90 57	— — — Of monkfish (<i>Lophius</i> spp.)		
0304 90 59	— — — Of blue whiting (<i>Micromesistius poutassou</i> or <i>Gadus poutassou</i>)		
0304 90 61	— — — Of Alaska pollack (<i>Theragra chalcogramma</i>)		
0304 90 98	— — — Other		
0305	Fish, dried, salted or in brine; smoked fish, whether or not cooked before or during the smoking process; fish meal fit for human consumption:		
0305 10 00	— Fish meal fit for human consumption		
0305 20 00	— Livers and roes, dried, smoked, salted or in brine		
0305 30	— Fish fillets, dried, salted or in brine, but not smoked:		
	— — Of cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>) and of fish of the species <i>Boreogadus saida</i> :		
0305 30 11	— — — Of cod of species <i>Gadus macrocephalus</i>		

1	2	3	4
0305 30 19	— — — Other		
0305 30 30	— — Of Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>), salted or in brine		
0305 30 50	— — Of lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>), salted or in brine		
0305 30 90	— — Other		
	— Smoked fish, including fillets:		
0305 41 00	— — Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
0305 42 00	— — Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)		
0305 49	— — Other:		
0305 49 10	— — — Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>)		
0305 49 20	— — — Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		
0305 49 30	— — — Mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>)		
0305 49 40	— — — Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gila</i>)		
0305 49 50	— — — Eels (<i>Anguilla</i> spp.)		
0305 49 90	— — — Other		
	— Dried fish, whether or not salted but not smoked:		
0305 51	— — Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>):		
0305 51 10	— — — Dried, unsalted		
0305 51 90	— — — Dried, salted	596	free
0305 59	— — Other:		
	— — — Fish of the species <i>Boreogadus saida</i> :		
0305 59 11	— — — — Dried, unsalted		
0305 59 19	— — — — Dried, salted		
0305 59 30	— — — Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)		
0305 59 50	— — — Anchovies (<i>Engraulis</i> spp.)		
0305 59 60	— — — Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>) and Pacific halibut (<i>Hippoglossus stenolepis</i>)		
0305 59 70	— — — Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		
0305 59 90	— — Other		
	— Fish, salted but not dried or smoked and fish in brine:		
0305 61 00	— — Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)		
0305 62 00	— — Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>)		
0305 63 00	— — Anchovies (<i>Engraulis</i> spp.)		
0305 69	— — Other:		
0305 69 10	— — — Fish of the species <i>Boreogadus saida</i>		
0305 69 20	— — — Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>) and Pacific halibut (<i>Hippoglossus stenolepis</i>)		
0305 69 30	— — — Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		
0305 69 50	— — — Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		
0305 69 90	— — — Other		
0306	Crustaceans, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; crustaceans, in shell, cooked by steaming or by boiling in water, whether or not chilled, frozen, dried, salted or in brine:		
	— Frozen:		
0306 11 00	— — Rock lobster and other sea crawfish (<i>Palinurus</i> spp., <i>Panulirus</i> spp., <i>Jasus</i> spp.)		
0306 12	— — Lobsters (<i>Homarus</i> spp.):		
0306 12 10	— — — Whole		

1	2	3	4
0306 12 90	-- -- Other		
0306 13	-- -- Shrimps and prawns:		
0306 13 10	-- -- Of the family <i>Pandalidae</i>		
0306 13 30	-- -- Shrimps of the genus <i>Crangon</i>		
0306 13 90	-- -- Other		
0306 14	-- -- Crabs:		
0306 14 10	-- -- Crabs of the species <i>Paralithodes camchaticus</i> , <i>Chionoecetes</i> spp. and <i>Callinectes sapidus</i>		
0306 14 30	-- -- Crabs of the species <i>Cancer pagurus</i>		
0306 14 90	-- -- Other		
0306 19	-- -- Other:		
0306 19 10	-- -- Freshwater crayfish		
0306 19 30	-- -- Norway lobsters (<i>Nephrops norvegicus</i>)		
ex 0306 19 90	-- -- Other		
	-- Not frozen:		
0306 21 00	-- -- Rock lobster and other sea crawfish (<i>Palinurus</i> spp., <i>Panulirus</i> spp., <i>Jasus</i> spp.)		
0306 22	-- -- Lobsters (<i>Homarus</i> spp.):		
0306 22 10	-- -- Live		
	-- -- Other:		
0306 22 91	-- -- Whole		
0306 22 99	-- -- Other		
0306 23	-- -- Shrimps and prawns:		
0306 23 10	-- -- Of the family <i>Pandalidae</i>		
	-- -- Shrimps of the genus <i>Crangon</i> :		
0306 23 31	-- -- Fresh, chilled or cooked by steaming or by boiling in water		
0306 23 39	-- -- Other	21 387	free
0306 23 90	-- -- Other		
0306 24	-- -- Crabs:		
0306 24 10	-- -- Crabs of the species <i>Paralithodes camchaticus</i> , <i>Chionoecetes</i> spp. and <i>Callinectes sapidus</i>		
0306 24 30	-- -- Crabs of the species <i>Cancer pagurus</i>		
0306 24 90	-- -- Other		
0306 29	-- -- Other:		
0306 29 10	-- -- Freshwater crayfish		
0306 29 30	-- -- Norway lobsters (<i>Nephrops norvegicus</i>)		
0306 29 90	-- -- Other		
0307	Molluscs, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; aquatic invertebrates other than crustaceans and molluscs, live, fresh, chilled, frozen, dried, salted or in brine:		
0307 10	-- Oysters:		
0307 10 90	-- Other		
	-- Scallops, including queen scallops, of the genera <i>Pecten</i> , <i>Chlamys</i> or <i>Placopecten</i> :		
0307 21 00	-- Live, fresh or chilled		
0307 29	-- Other:		
0307 29 10	-- Coquilles St. Jacques (<i>Pecten maximus</i>), frozen		
0307 29 90	-- Other		
	-- Mussels (<i>Mytilus</i> spp., <i>Perna</i> spp.):		
0307 31	-- Live, fresh or chilled:		
0307 31 10	-- <i>Mytilus</i> spp.		
0307 31 90	-- <i>Perna</i> spp.		

1	2	3	4
0307 39	— — Other:		
0307 39 10	— — — <i>Mytilus</i> spp.		
0307 39 90	— — — <i>Perna</i> spp.		
	— Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiola</i> spp.) and squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
0307 41	— — Live, fresh or chilled:		
0307 41 10	— — — Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiola</i> spp.)		
	— — — Squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
0307 41 91	— — — — <i>Loligo</i> spp., <i>Ommastrephes sagittatus</i>		
0307 41 99	— — — — Other		
0307 49	— — Other:		
	— — — Frozen:		
	— — — — Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiola</i> spp.):		
0307 49 11	— — — — — Of the genus <i>Sepiola</i> other than <i>Sepiola rondeleti</i>		
0307 49 19	— — — — — Other		
	— — — — Squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
	— — — — — <i>Loligo</i> spp.:		
0307 49 31	— — — — — — <i>Loligo vulgaris</i>		
0307 49 33	— — — — — — <i>Loligo pealei</i>		
0307 49 35	— — — — — — <i>Loligo patagorica</i>		
0307 49 38	— — — — — Other	21 387 (cont'd)	free
0307 49 51	— — — — — <i>Ommastrephes sagittatus</i>		
0307 49 59	— — — — — Other		
	— — — Other:		
0307 49 71	— — — — Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiola</i> spp.)		
	— — — — Squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
0307 49 91	— — — — — <i>Loligo</i> spp., <i>Ommastrephes sagittatus</i>		
0307 49 99	— — — — — Other		
	— Octopus (<i>Octopus</i> spp.):		
0307 51 00	— — Live, fresh or chilled		
0307 59	— — Other:		
0307 59 10	— — — Frozen		
0307 59 90	— — — Other		
	— Other:		
ex 0307 91 00	— — Live, fresh or chilled		
0307 99	— — Other:		
	— — — Frozen:		
0307 99 11	— — — — <i>Illex</i> spp.		
0307 99 13	— — — — Striped venus and other species of the family <i>Veneridae</i>		
0307 99 19	— — — — Other aquatic invertebrates		
0307 99 90	— — — — Other		
1604	Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs:		
	— Fish, whole or in pieces, but not minced:		
1604 11 00	— — Salmon		
1604 12	— — Herrings:		
1604 12 10	— — — Fillets, raw, coated with batter or breadcrumbs, deep frozen		

1	2	3	4
1604 12 90	- - - Other		
1604 13	- - Sardines, sardinella and brisling or sprats:		
1604 13 10	- - - Sardines		
1604 13 90	- - - Other		
1604 14	- - Tunas, skipjack and Atlantic bonito (<i>Sarda</i> spp.):		
1604 14 10	- - - Tunas and skipjack		
1604 14 90	- - - Atlantic bonito (<i>Sarda</i> spp.)		
1604 15	- - Mackerel:		
1604 15 10	- - - Of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i>		
1604 15 90	- - - Of the species <i>Scomber australasicus</i>		
1604 16 00	- - Anchovies		
1604 19	- - Other:		
1604 19 10	- - - Salmonidae, other than salmon		
1604 19 30	- - - Fish of the genus <i>Euthynnus</i> , other than skipjack (<i>Euthynnus (Katsuwonus) pelamis</i>)		
1604 19 50	- - - Fish of the species <i>Orcynopsis unicolor</i>	10 007	free
	- - - Other:		
1604 19 91	- - - - Fillets, raw, coated with batter or breadcrumbs, deep frozen		
1604 19 99	- - - - Other		
1604 20	- Other prepared or preserved fish:		
1604 20 10	- - Of salmon		
1604 20 30	- - Of salmonidae, other than salmon		
1604 20 40	- - Of anchovies		
1604 20 50	- - Of sardines, bonito, mackerel of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i> , fish of the species <i>Orcynopsis unicolor</i>		
1604 20 70	- - Of tunas, skipjack or other fish of the genus <i>Euthynnus</i>		
1604 20 90	- - Of other fish		
1604 30	- Caviar and caviar substitutes:		
1604 30 10	- - Caviar (sturgeon roe)		
1604 30 90	- - Caviar substitutes		
2301 20 00	Flours, meals and pellets, or fish or of crustaceans, molluscs or other aquatic invertebrates	27 483	free

COUNCIL REGULATION (EEC) No 3703/89

of 23 November 1989

opening and providing for the administration of Community tariff quotas for certain fisheries products originating in the Canary Islands (1990)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession of Spain and Portugal, and in particular Article 3 of Protocol 2 thereto,

Having regard to the proposal from the Commission,

Whereas Article 3 of Protocol 2 and Article 10 of Protocol 3 to the Act of Accession provide that, within the limits of annual Community tariff quotas, fisheries products listed in the Annex and originating in the Canary Islands or Ceuta and Melilla are to qualify for reductions in duties when imported into the customs territory of the Community with the exception of Spain; whereas this tariff preference applies only to products which have been imported during 1982, 1983 or 1984; whereas there is no trade in the said products originating in Ceuta and Melilla and thus no need to open quotas for these products originating in those territories; whereas, calculated on the basis of the abovementioned Article 3, the quota volumes for these products originating in the Canary Islands are as follows:

- 604 tonnes of certain products falling within CN codes ex 0301, ex 0302, ex 0303 or ex 0304,
- 3 429 tonnes of certain products falling within CN codes ex 0306 or ex 0307,
- 539 tonnes of certain products falling within CN codes 1604 11 00 to 1604 30 90, and
- 227 tonnes of products falling within CN code 2301 20 00;

Whereas there are no imports of the other products;

Whereas the products imported under these quotas are to qualify for the progressive reduction in customs duties according to the same timetable and under the same conditions as provided for in Article 173 of the Act of Accession, provided the reference prices are observed; whereas by virtue of Regulation (EEC) No 3482/88 ⁽¹⁾, the customs duty applicable to the import into the Community of Ten, of prepared or preserved sardines of the species *Sardina pilchardus*, coming from Spain, shall be subject to a flat-rate reduction of five points; whereas however, where the products concerned are imported into Portugal, the duties applicable are to be calculated in accordance with the relevant provisions of the Act of Accession;

Whereas, by Regulations (EEC) No 839/88 ⁽²⁾ and (EEC) No 1673/89 ⁽³⁾, collection of customs duties applicable in the Community of Ten pursuant to the Act of Accession of Spain and Portugal to fishery products, imported from Spain and Portugal, shall be totally suspended;

Whereas, however, by virtue of the provisions of Regulation (EEC) No 1673/89, this tariff suspension is not applicable to certain fishery products listed in the Annex to that Regulation;

Whereas it is possible that for certain products indicated in the Annex to this Regulation the Community adopts a more favourable tariff regime to that currently applicable, in the framework of tariff quotas or tariff suspensions; whereas it is appropriate, in the context, to grant to products originating in the Canary Islands treatment as favourable as that given to the same products from that part of Spain included in the customs territory of the Community, as is provided for in Article 3 of Protocol 2 of the Act of Accession;

Whereas equal and continuous access to the said quotas should be ensured for all Community importers and the rates laid down for the quotas should be applied consistently to all imports of the products in question into all Member States until the quotas are exhausted;

Whereas the necessary measures should be taken to ensure that these tariff quotas are administered efficiently and on a Community basis, so that Member States have the option of drawing the necessary quantities corresponding to actual imports recorded, from the quota volume; whereas this method of administration calls for close cooperation between the Member States and the Commission;

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 operation concerning the administration of the quotas may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1990 the customs duties applicable to imports into the Community with the exception of Spain of the products originating in the Canary

⁽¹⁾ OJ No L 306, 11. 11. 1988, p. 1.

⁽²⁾ OJ No L 87, 31. 3. 1988, p. 1.

⁽³⁾ OJ No L 164, 16. 6. 1989, p. 1.

Islands listed in the Annex shall be suspended at the levels indicated and within the limits of the Community tariff quotas shown.

Within the limits of these tariff quotas the Portuguese Republic shall apply customs duties calculated in accordance with the relevant provisions of the Act of Accession.

2. In order to qualify for these tariff quotas the products concerned must observe the reference prices which apply to them.

3. In whatever state the fisheries products referred to in this Article are presented, they shall not qualify for the tariff quotas unless, when they are presented to the authorities responsible for the import formalities with a view to their entry for free circulation in the customs territory of the Community, they are presented in packagings which bear in a clearly visible and perfectly legible form:

- the words 'Origin: Canary Islands' or the equivalent thereof in another official Community language printed in Roman type at least 20 millimetres high, and
- the net weight in kilograms of the fish contained in the packagings.

In addition, the immediate packings of pre-packaged foodstuffs falling within CN codes 1604 11 00 to 1604 30 90 must bear the words 'Made in the Canary Islands' or the equivalent thereof in another official Community language in a clearly visible, perfectly legible and indelible form.

However, flours, meals and pellets, of fish or of crustaceans or molluscs, falling within CN code 2301 20 00 and originating in the Canary Islands, shall be identified by means of the documents to be supplied by the importer to the abovementioned authorities.

This paragraph shall apply without prejudice to the specific rules contained in Council Regulation (EEC) No 103/76 of 19 January 1976 laying down common marketing standards for certain fresh or chilled fish ⁽¹⁾, as last amended by Regulation (EEC) No 33/89 ⁽²⁾, and Council Regulation (EEC) No 104/76 of 19 January 1976 laying down common marketing standards for shrimps (*Crangon crangon*), edible crabs (*Cancer pagurus*) and Norway lobsters (*Nephrops norvegicus*) ⁽³⁾, as last amended by Regulation (EEC) No 4213/88 ⁽⁴⁾,

4. In case of modification or full or partial suspension of the customs duties applicable to the third countries for one of the products indicated in the Annex to this Regulation, the

duties applicable to this product originating in the Canary Islands must automatically be equal to those applicable to the same product coming from that part of Spain included in the customs territory of the Community.

Article 2

The tariff quotas referred to in Article 1 shall be managed by the Commission, which may take all appropriate administrative measures in order to ensure effective administration thereof.

Article 3

If an importer presents, in a Member State, a declaration of entry into free circulation, including a request for preferential benefit for a product covered by this Regulation and if this declaration is accepted by the customs authorities, the Member State concerned shall inform the Commission and draw an amount corresponding to its requirements from the corresponding quota amount.

The drawing requests, with indication of the date of acceptance of the said declarations, must be transmitted to the Commission without delay.

The drawings are granted by the Commission by reference to the date of acceptance of the declarations of entry into free circulation by the customs authorities of the Member State concerned to the extent that the available balance so permits.

If a Member State does not use the quantities drawn, it shall return them as soon as possible to the corresponding quota amount.

If the quantities requested are greater than the available balance of the quota amount, allocation shall be made on a pro rata basis with respect to the requests. Member States shall be so informed by the Commission.

Article 4

Each Member State shall guarantee importers of the products in question equal and continuous access to the quotas as long as the balance of the corresponding quota volume allows.

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 1990.

⁽¹⁾ OJ No L 20, 28. 1. 1976, p. 29.

⁽²⁾ OJ No L 5, 7. 1. 1989, p. 18.

⁽³⁾ OJ No L 20, 28. 1. 1976, p. 35.

⁽⁴⁾ OJ No L 370, 31. 12. 1988, p. 33.

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

Done at Brussels, 23 November 1989.

For the Council
The President
E. CRESSON

ANNEX

Order No	CN code (¹)	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
1	2	3	4	5
09.0405	0301	Live fish:	604	
		— Other live fish:		
	0301 91 00	— — Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gilae</i>)		0
	0301 92 00	— — Eels (<i>Anguilla</i> spp.)		0
	0301 93 00	— — Carp		0
	0301 99	— — Other:		
		— — — Freshwater fish:		
	0301 99 11	— — — — Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		0
	0302	Fish, fresh or chilled, excluding fish fillets and other fish meat of code 0304:		
		— Salmonidae, excluding livers and roes:		
	0302 11 00	— — Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gilae</i>)		0
	0302 12 00	— — Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		0
		— Flat fish (Pleuronectidae, Bothidae, Cynoglossidae, Soleidae, Scophthalmidae and Citharidae), excluding livers and roes:		
	0302 21	— — Halibut (<i>Reinhardtius hippoglossoides</i> , <i>Hippoglossus hippoglossus</i> , <i>Hippoglossus stenolepis</i>):		
	0302 21 10	— — — Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>)		0
	0302 21 30	— — — Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		0
	0302 21 90	— — — Pacific halibut (<i>Hippoglossus stenolepis</i>)		0
	0302 22 00	— — Plaice (<i>Pleuronectes platessa</i>)		0
	0302 23 00	— — Sole (<i>Solea</i> spp.)		0
	0302 29	— — Other		0
	0302 29 10	— — — Megrin (<i>Lepidorhombus</i> spp.)		0
	0302 29 90	— — — Other		0
		— Tunas (of the genus <i>Thunnus</i>), skipjack or stripe-bellied bonito (<i>Euthynnus (Katsuwonus) pelamis</i>), excluding livers and roes:		
	0302 31	— — Albacore or longfinned tunas (<i>Thunnus alalunga</i>):		
	0302 31 90	— — — Other		8,2
	0302 32	— — Yellowfin tunas (<i>Thunnus albacares</i>):		
	0302 32 90	— — — Other		0
	0302 33	— — Skipjack or stripe-bellied bonito:		
	0302 33 90	— — — Other		0
	0302 39	— — Other:		
	0302 39 90	— — — Other		0
	0302 40	— Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>), excluding livers and roes:		
	0302 40 90	— — From 16 June to 14 February		0
	0302 50	— Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>), excluding livers and roes:		
	0302 50 10	— — Of the species <i>Gadus morhua</i>		0
	0302 50 90	— — Other cod		0
		— Other fish, excluding livers and roes:		

(¹) Taric codes: see last page of this Annex.

1	2	3	4	5
09.0405 (cont'd)	0302 61	-- Sardines (<i>Sardina pilchardus</i> , <i>Sardinops</i> spp.), sardinella (<i>Sardinella</i> spp.), brisling or sprats (<i>Sprattus sprattus</i>):		
	0302 61 10	-- -- Sardines of the species <i>Sardina pilchardus</i>		8,6
	0302 61 30	-- -- Sardines of the genus <i>Sardinops</i> ; sardinella (<i>Sardinella</i> spp.)		0
		-- -- Brisling or sprats (<i>Sprattus sprattus</i>):		
	0302 61 99	-- -- -- From 16 June to 14 February		0
	0302 62 00	-- Haddock (<i>Melanogrammus aeglefinus</i>)		0
	0302 63 00	-- Coalfish (<i>Pollachius virens</i>)		0
	0302 64	-- Mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>):		
	0302 64 90	-- -- From 16 June to 14 February		0
	0302 65	-- Dogfish and other sharks:		
	0302 65 20	-- -- Dogfish (<i>Squalus acanthias</i>)		0
	0302 65 50	-- -- Dogfish (<i>Scyliorhinus</i> spp.)		0
	0302 65 90	-- -- Other		0
	0302 66 00	-- Eels (<i>Anguilla</i> spp.)		0
	0302 69	-- Other:		
		-- -- Freshwater fish:		
	0302 69 11	-- -- -- Carp		0
		-- -- Saltwater fish:		
		-- -- -- Fish of the genus <i>Euthynnus</i> , other than the skipjack or stripe-bellied bonitos (<i>Euthynnus (Katsuwonus) pelamis</i>) mentioned in code 0302 33:		
	0302 69 25	-- -- -- Other		0
		-- -- -- Redfish (<i>Sebastes</i> spp.):		
	0302 69 31	-- -- -- Of the species <i>Sebastes marinus</i>	604	0
	0302 69 33	-- -- -- Other	(cont'd)	0
	0302 69 35	-- -- -- Fish of the species <i>Boreogadus saida</i>		0
	0302 69 41	-- -- -- Whiting (<i>Merlangus merlangus</i>)		0
	0302 69 45	-- -- -- Ling (<i>Molva</i> spp.)		0
	0302 69 51	-- -- -- Alaska pollack (<i>Theragra chalcogramma</i>) and pollack (<i>Pollachius pollachius</i>)		0
	0302 69 55	-- -- -- Anchovies (<i>Engraulis</i> spp.)		0
	0302 69 61	-- -- -- Sea bream (<i>Dentex dentex</i> and <i>Pagellus</i> spp.)		0
	0302 69 65	-- -- -- Hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.)		0
	0302 69 75	-- -- -- Ray's bream (<i>Brama</i> spp.)		0
	0302 69 81	-- -- -- Monkfish (<i>Lophius</i> spp.)		0
	0302 69 85	-- -- -- Blue whiting (<i>Micromesistius poutassaou</i> or <i>Gadus poutassou</i>)		0
	0302 69 95	-- -- -- Other		0
	0302 70 00	-- Livers and roes		0
	0303	Fish, frozen, excluding fish fillets and other fish meat of code 0304:		
	0303 10 00	-- Pacific salmon (<i>Oncorhynchus</i> spp.), excluding livers and roes and salmon, frozen and headless, for the processing industry for manufacture into pastes or spreads		0
		-- Other Salmonidae, excluding livers and roes:		
	0303 21 00	-- -- Trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo aguabonita</i> , <i>Salmo gilae</i>)		0
	0303 22 00	-- -- Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		0
		-- Flat fish (Pleuronectidae, Bothidae, Cynoglossidae, Soleidae, Scophthalmidae and Citharidae), excluding livers and roes:		
	0303 31	-- -- Halibut (<i>Reinhardtius hippoglossoides</i> , <i>Hippoglossus hippoglossus</i> , <i>Hippoglossus stenolepis</i>):		
	0303 31 10	-- -- -- Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>)		0

1	2	3	4	5
09.0405 (cont'd)	0303 31 30	— — — Atlantic halibut (<i>Hippoglossus hippoglossus</i>)		0
	0303 31 90	— — — Pacific halibut (<i>Hippoglossus stenolepis</i>)		0
	0303 32 00	— — Plaice (<i>Pleuronectes platessa</i>)		0
	0303 33 00	— — Sole (<i>Solea</i> spp.)		0
	0303 39	— — Other:		
	0303 39 10	— — — Flounder (<i>Platichthys flesus</i>)		0
	0303 39 20	— — — Megrim (<i>Lepidorhombus</i> spp.)		0
	0303 39 90	— — — Other		0
		— Tunas (of the genus <i>Thunnus</i>), skipjack or stripe-bellied bonito (<i>Euthynnus</i> (<i>Katsuwonus</i>) <i>pelamis</i>), excluding livers and roes:		
	0303 41	— — Albacore or longfinned tunas (<i>Thunnus alalunga</i>):		
	0303 41 90	— — — Other		8,2
	0303 42	— — Yellowfin tunas (<i>Thunnus albacares</i>):		
	0303 42 90	— — — Other		0
	0303 43	— — Skipjack or stripe-bellied bonito:		
	0303 43 90	— — — Other		0
	0303 49	— — Other:		
	0303 49 90	— — — Other		0
	0303 50	— Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>), excluding livers and roes:		
	0303 50 90	— — From 16 June to 14 February		0
	0303 60	— Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>), excluding livers and roes:		
	0303 60 11	— — Of the species <i>Gadus morhua</i>		0
	0303 60 19	— — Of the species <i>Gadus ogac</i>		0
	0303 60 90	— — Of the species <i>Gadus macrocephalus</i>		0
		— Other fish, excluding livers and roes:		
	0303 71	— Sardines (<i>Sardina pilchardus</i> , <i>Sardinops</i> spp.), sardinella (<i>Sardinella</i> spp.), brisling or sprats (<i>Sprattus sprattus</i>):	604 (cont'd)	
	0303 71 10	— — — Sardines of the species <i>Sardina pilchardus</i>		8,6
	0303 71 30	— — — Sardines of the genus <i>Sardinops</i> ; sardinella (<i>Sardinella</i> spp.)		0
		— — — Brisling or sprats (<i>Sprattus sprattus</i>):		
	0303 71 99	— — — — From 16 June to 14 February		0
	0303 72 00	— — Haddock (<i>Melanogrammus aeglefinus</i>)		0
	0303 73 00	— — Coalfish (<i>Pollachius virens</i>)		0
	0303 74	— Mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>):		
		— — Of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i> :		
	0303 74 19	— — — — From 16 June to 14 February		0
	0303 74 90	— — — Of the species <i>Scomber australasicus</i>		0
	0303 75	— — Dogfish and other sharks:		
	0303 75 20	— — — Dogfish (<i>Squalus acanthias</i>)		0
	0303 75 50	— — — Dogfish (<i>Scyliorhinus</i> spp.)		0
	0303 75 90	— — — Other		0
	0303 76 00	— — Eels (<i>Anguilla</i> spp.)		0
	0303 77 00	— — Sea bass (<i>Dicentrarchus labrax</i> , <i>Dicentrarchus punctatus</i>)		0
	0303 78	— — Hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.):		
	0303 78 10	— — — Hake of the genus <i>Merluccius</i>		0
	0303 78 90	— — — Hake of the genus <i>Urophycis</i>		0
	0303 79	— — Other:		
		— — — Freshwater fish:		

1	2	3	4	5
09.0405 (cont'd)	0303 79 11	— — — — Carp		0
		— — — — Saltwater fish:		
		— — — — Fish of the genus <i>Euthynnus</i> , other than the skipjack or stripe-bellied bonitos (<i>Euthynnus (Katsuwonus) pelamis</i>) mentioned in code 0303 43:		
	0303 79 31	— — — — Other		0
		— — — — Redfish (<i>Sebastes</i> spp.):		
	0303 79 35	— — — — Of the species <i>Sebastes marinus</i>		0
	0303 79 37	— — — — Other		0
	0303 79 41	— — — — Fish of the species <i>Boreogadus saida</i>		0
	0303 79 45	— — — — Whiting (<i>Merlangus merlangus</i>)		0
	0303 79 51	— — — — Ling (<i>Molva</i> spp.)		0
	0303 79 55	— — — — Alaska pollack (<i>Theragra chalcogramma</i>) and pollack (<i>Pollachius pollachius</i>)		0
		— — — — Fish of the species <i>Orcynopsis unicolor</i> :		
	0303 79 63	— — — — From 16 June to 14 February		0
	0303 79 65	— — — — Anchovies (<i>Engraulis</i> spp.)		0
	0303 79 71	— — — — Sea bream (<i>Dentex dentex</i> and <i>Pagellus</i> spp.)		0
	0303 79 75	— — — — Ray's bream (<i>Brama</i> spp.)		0
	0303 79 81	— — — — Monkfish (<i>Lophius</i> spp.)		0
	0303 79 83	— — — — Blue whiting (<i>Micromesistius punctatus</i> or <i>Gadus punctatus</i>)		0
	0303 79 99	— — — — Other		0
	0303 80 00	— Livers and roes		0
	0304	Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen:		
	0304 10	— Fresh or chilled:		
		— — Fillets:		
		— — — Of freshwater fish:		
	0304 10 11	— — — Of trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo gairdneri</i> , <i>Salmo gairdneri</i>)	604 (cont'd)	0
	0304 10 13	— — — Of Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		0
ex	0304 10 19	— — — Fillets of eels and carps		0
		— — — Other:		
	0304 10 31	— — — Of cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>) and of fish of the species <i>Boreogadus saida</i>		0
ex	0304 10 39	— — — Albacore or longfinned tunas (<i>Thunnus alalunga</i>)		6,7
ex	0304 10 39	— — — Other		0
		— — Other fish meat (whether or not minced):		
	0304 10 91	— — — Meat of freshwater fish		0
		— — — Other		
		— — — Flaps of herring:		
	0304 10 93	— — — From 16 June to 14 February		0
	0304 10 98	— — — Others		0
	0304 20	— Frozen fillets:		
		— — Of freshwater fish:		
	0304 20 11	— — — Of trout (<i>Salmo trutta</i> , <i>Salmo gairdneri</i> , <i>Salmo clarki</i> , <i>Salmo gairdneri</i> , <i>Salmo gairdneri</i>)		0
	0304 20 13	— — — Of Pacific salmon (<i>Oncorhynchus</i> spp.), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)		0
ex	0304 20 19	— — — Of eels and carps		0
		— — Of cod (<i>Gadus morhua</i> , <i>Gadus macrocephalus</i> , <i>Gadus ogac</i>) and of fish of the species <i>Boreogadus saida</i> :		
	0304 20 21	— — — Of cod of the species <i>Gadus macrocephalus</i>		0
	0304 20 29	— — — Other		0

1	2	3	4	5
09.0405 (cont'd)	0304 20 31	-- Of coalfish (<i>Pollachius virens</i>)		0
	0304 20 33	-- Of haddock (<i>Melanogrammus aeglefinus</i>)		0
		-- Of redfish (<i>Sebastes</i> spp.):		
	0304 20 35	-- Of the species <i>Sebastes marinus</i>		0
	0304 20 37	-- Other		0
	0304 20 41	-- Of whiting (<i>Merlangus merlangus</i>)		0
	0304 20 43	-- Of ling (<i>Molva</i> spp.)		0
	ex 0304 20 45	-- Albacore or longfinned tunas (<i>Thunnus alalunga</i>)		6,7
	ex 0304 20 45	-- Of tuna (of the genus <i>Thunnus</i>) and of fish of the genus <i>Euthynnus</i>		0
		-- Of mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>) and of fish of the species <i>Orcynopsis unicolor</i> :		
	0304 20 51	-- Of mackerel of the species <i>Scomber australasicus</i>		0
	0304 20 53	-- Other		0
		-- Of hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.):		
	0304 20 57	-- Of hake of the genus <i>Merluccius</i>		0
	0304 20 59	-- Of hake of the genus <i>Urophycis</i>		0
		-- Of dogfish and other sharks:		
	0304 20 61	-- Of dogfish (<i>Squalus acanthias</i> and <i>Scyliorhinus</i> spp.)		0
	0304 20 69	-- Of other sharks		0
	0304 20 71	-- Of plaice (<i>Pleuronectes platessa</i>)		0
	0304 20 73	-- Of flounder (<i>Platichthys flesus</i>)		0
	0304 20 75	-- Of herring (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)		0
	0304 20 79	-- Of megrim (<i>Lepidorhombus</i> spp.)		0
	0304 20 81	-- Of Ray's beam (<i>Brama</i> spp.)		0
	0304 20 83	-- Of monkfish (<i>Lophius</i> spp.)		0
	0304 20 85	-- Of Alaska pollack (<i>Theragra chalcogramma</i>)		0
	0304 20 98	-- Other		0
	0304 90	-- Other:		
	0304 90 10	-- Meat of freshwater fish		0
		-- Other:		
		-- Of herring (<i>Clupea harengus</i> , <i>Clupea pallasii</i>):		
	0304 90 25	-- From 16 June to 14 February		0
	ex 0304 90 31	-- Of redfish (<i>Sebastes</i> spp.)		0
		-- Of cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>) and of fish of the species <i>Boreogadus saida</i> :		
	0304 90 35	-- Of cod of the species <i>Gadus macrocephalus</i>		0
	0304 90 38	-- Of cod of the species <i>Gadus morhua</i>		0
	0304 90 39	-- Other		0
	0304 90 41	-- Of coalfish (<i>Pollachius virens</i>)		0
	0304 90 45	-- Of haddock (<i>Melanogrammus aeglefinus</i>)		0
		-- Of hake (<i>Merluccius</i> spp., <i>Urophycis</i> spp.):		
	0304 90 47	-- Of hake of the genus <i>Merluccius</i>		0
	0304 90 49	-- Of hake of the genus <i>Urophycis</i>		0
	0304 90 51	-- Of megrim (<i>Lepidorhombus</i> spp.)		0
	0304 90 55	-- Of Ray's bream (<i>Brama</i> spp.)		0
	0304 90 57	-- Of monkfish (<i>Lophius</i> spp.)		0
	0304 90 59	-- Of blue whiting (<i>Micromesistius poutassou</i> or <i>Gadus poutassou</i>)		0
	0304 90 61	-- Of Alaska pollack (<i>Theragra chalcogramma</i>)		0
	ex 0304 90 98	-- Other		0

604
(cont'd)

1	2	3	4	5
09.0407	0306	Crustaceans, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; crustaceans, in shell, cooked by steaming or by boiling in water, whether or not chilled, frozen, dried, salted or in brine: — Frozen:		
	0306 11 00	— — Rock lobster and other sea crawfish (<i>Palinurus</i> spp., <i>Panulirus</i> spp., <i>Jasus</i> spp.)		0
	0306 12	— — Lobsters (<i>Homarus</i> spp.):		
	0306 12 10	— — — Whole		0
	0306 12 90	— — — Other		0
	0306 13	— — Shrimps and prawns:		
	0306 13 10	— — — Of the family Pandalidae		0
	0306 13 30	— — — Shrimps of the genus <i>Crangon</i>		0
	0306 13 90	— — — Other		0
	0306 14	— — Crabs:		
	0306 14 10	— — — Crabs of the species <i>Paralithodes camchaticus</i> , <i>Chionoecetes</i> spp. and <i>Callinectes sapidus</i>		0
	0306 14 30	— — — Crabs of the species <i>Cancer pagurus</i>		0
	0306 14 90	— — — Other		0
	0306 19	— — Other:		
	0306 19 10	— — — Freshwater crayfish		0
	0306 19 30	— — — Norway lobsters (<i>Nephrops norvegicus</i>)		0
	0306 19 90	— — — Other		6
		— Not frozen:		
	0306 21 00	— — Rock lobster and other sea crawfish (<i>Palinurus</i> spp., <i>Panulirus</i> spp., <i>Jasus</i> spp.)		0
	0306 22	— — Lobsters (<i>Homarus</i> spp.):		
	0306 22 10	— — — Live		0
		— — — Other:		
	0306 22 91	— — — — Whole	3 429	0
	0306 22 99	— — — — Other		0
	0306 23	— — Shrimps and prawns:		
	0306 23 10	— — — Of the family Pandalidae		0
		— — — Shrimps of the genus <i>Crangon</i> :		
	0306 23 31	— — — — Fresh, chilled or cooked by steaming or by boiling in water		0
	0306 23 39	— — — — Other		0
	0306 23 90	— — — Other		0
	0306 24	— — Crabs:		
	0306 24 10	— — — Crabs of the species <i>Paralithodes camchaticus</i> , <i>Chionoecetes</i> spp. and <i>Callinectes sapidus</i>		0
	0306 24 30	— — — Crabs of the species <i>Cancer pagurus</i>		0
	0306 24 90	— — — Other		0
	0306 29	— — Other:		
	0306 29 10	— — — Freshwater crayfish		0
	0306 29 30	— — — Norway lobsters (<i>Nephrops norvegicus</i>)		0
	0306 29 90	— — — Other		0
	0307	Molluscs, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; aquatic invertebrates other than crustaceans and molluscs, live, fresh, chilled, frozen, dried, salted or in brine:		
	0307 10	— Oysters:		
	0307 10 90	— — Other		0
		— Scallops, including queen scallops, of the genera <i>Pecten</i> , <i>Chlamys</i> or <i>Placopecten</i> :		
	0307 21 00	— — Live, fresh or chilled		0

1	2	3	4	5
09.0407 (cont'd)	0307 29	-- Other:		
	0307 29 10	-- -- Coquilles St. Jacques (<i>Pecten maximus</i>), frozen		0
	0307 29 90	-- -- Other		0
		-- Mussels (<i>Mytilus</i> spp., <i>Perna</i> spp.):		
	0307 31	-- -- Live, fresh or chilled:		
	0307 31 10	-- -- -- <i>Mytilus</i> spp.		0
	0307 31 90	-- -- -- <i>Perna</i> spp.		0
	0307 39	-- -- Other:		
	0307 39 10	-- -- -- <i>Mytilus</i> spp.		0
	0307 39 90	-- -- -- <i>Perna</i> spp.		0
		-- Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiolo</i> spp.) and squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
	0307 41	-- -- Live, fresh or chilled:		
	0307 41 10	-- -- -- Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiolo</i> spp.)		0
		-- -- -- Squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
	0307 41 91	-- -- -- -- <i>Loligo</i> spp., <i>Ommastrephes sagittatus</i>		0
	0307 41 99	-- -- -- -- Other		0
	0307 49	-- -- Other:		
		-- -- -- Frozen:		
		-- -- -- -- Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiolo</i> spp.):		
	0307 49 11	-- -- -- -- Of the genus <i>Sepiolo</i> other than <i>Sepiolo rondeleti</i>		0
	0307 49 19	-- -- -- -- Other		0
		-- -- -- -- Squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
		-- -- -- -- -- <i>Loligo</i> spp.:	3 429 (cont'd)	
	0307 49 31	-- -- -- -- -- <i>Loligo vulgaris</i>		0
	0307 49 33	-- -- -- -- -- <i>Loligo pealei</i>		0
	0307 49 35	-- -- -- -- -- <i>Loligo patagonica</i>		0
	0307 49 38	-- -- -- -- -- Other		0
	0307 49 51	-- -- -- -- -- <i>Ommastrephes sagittatus</i>		0
	0307 49 59	-- -- -- -- -- Other		0
		-- -- -- Other:		
	0307 49 71	-- -- -- -- Cuttlefish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiolo</i> spp.)		0
		-- -- -- -- Squid (<i>Ommastrephes</i> spp., <i>Loligo</i> spp., <i>Nototodarus</i> spp., <i>Sepioteuthis</i> spp.):		
	0307 49 91	-- -- -- -- -- <i>Loligo</i> spp., <i>Ommastrephes sagittatus</i>		0
	0307 49 99	-- -- -- -- -- Other		0
		-- Octopus (<i>Octopus</i> spp.):		
	0307 51 00	-- -- Live, fresh or chilled		0
	0307 59	-- -- Other:		
	0307 59 10	-- -- -- Frozen		0
	0307 59 90	-- -- -- Other		0
		-- Other:		
	ex 0307 91 00	-- -- Molluscs, live, fresh or chilled		0
	0307 99	-- -- Other:		
		-- -- -- Frozen:		
	0307 99 11	-- -- -- -- <i>Illex</i> spp.		0
	0307 99 13	-- -- -- -- Striped venus and other species of the family Veneridae		0
	ex 0307 99 19	-- -- -- -- Other aquatic invertebrates		0
	ex 0307 99 90	-- -- -- Other		0

1	2	3	4	5
09.0409	1604	Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs:		
		– Fish, whole or in pieces, but not minced:		
	1604 11 00	– – Salmon		0
	1604 12	– – Herrings:		
	1604 12 10	– – – Fillets, raw, coated with batter or breadcrumbs, deep frozen		0
	1604 12 90	– – – Other		0
	1604 13	– – Sardines, sardinella and brisling or sprats:		
ex	1604 13 10	– – – Sardines, of the species <i>Sardina pilchardus</i>		8,6
ex	1604 13 10	– – – Other sardines		4,3
	1604 13 90	– – – Other		0
	1604 14	– – Tunas, skipjack and Atlantic bonito (<i>Sarda</i> spp.):		
ex	1604 14 10	– – – Skipjack		0
ex	1604 14 10	– – – Tunas		9
	1604 14 90	– – – Atlantic bonito (<i>Sarda</i> spp.)		0
	1604 15	– – Mackerel:		
	1604 15 10	– – – Of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i>		0
	1604 15 90	– – – Of the species <i>Scomber australasicus</i>		0
	1604 16 00	– – Anchovies		0
	1604 19	– – Other:		
	1604 19 10	– – – Salmonidae, other than salmon	539	0
	1604 19 30	– – – Fish of the genus <i>Euthynnus</i> , other than skipjack (<i>Euthynnus</i> (<i>Katsuwonus</i>) <i>pelamis</i>)		0
	1604 19 50	– – – Fish of the species <i>Orcynopsis unicolor</i>		0
		– – – Other:		
	1604 19 91	– – – – Fillets, raw, coated with batter or breadcrumbs, deep frozen		0
	1604 19 99	– – – – Other		0
	1604 20	– Other prepared or preserved fish:		
	1604 20 10	– – Of salmon		0
	1604 20 30	– – Of Salmonidae, other than salmon		0
	1604 20 40	– – Of anchovies		0
ex	1604 20 50	– – Of sardines of the species <i>Sardina pilchardus</i>		8,6
ex	1604 20 50	– – Other sardines		4,3
ex	1604 20 50	– – Of bonito, mackerel of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i> , fish of the species <i>Orcynopsis unicolor</i>		0
ex	1604 20 70	– – Of skipjack or other fish of the genus <i>Euthynnus</i>		0
ex	1604 20 70	– – Of tunas		9
	1604 20 90	– – Of other fish		0
	1604 30	– Caviar and caviar substitutes:		
	1604 30 10	– – Caviar (sturgeon roe)		0
	1604 30 90	– – Caviar substitutes		0
09.0411	2301 20 00	Flours, meals and pellets, of fish or of crustaceans, molluscs or other aquatic invertebrates	227	free

Taric codes

Order No	CN code	Taric code
09.0405	ex 0304 10 19	0304 10 10 * 10
09.0405	ex 0304 10 39 (6,7 %)	0304 10 39 * 10
09.0405	ex 0304 10 39 (0,0 %)	0304 10 39 * 90
09.0405	ex 0304 20 19	0304 20 19 * 10
09.0405	ex 0304 20 45 (6,7 %)	0304 20 45 * 10
09.0405	ex 0304 20 45 (0,0 %)	0304 20 45 * 90
09.0409	ex 1604 13 10 (8,6 %)	1604 13 10 * 10
09.0409	ex 1604 13 10 (4,3 %)	1604 13 10 * 90
09.0409	ex 1604 14 10 (9,0 %)	1604 14 10 * 10
09.0409	ex 1604 14 10 (0,0 %)	1604 14 10 * 90
09.0409	ex 1604 20 50 (8,6 %)	1604 20 50 * 11
09.0409	ex 1604 20 50 (4,3 %)	1604 20 50 * 19
09.0409	ex 1604 20 50 (0,0 %)	1604 20 50 * 20
		1604 20 50 * 30
		1604 20 50 * 90
09.0409	ex 1604 20 70 (9,0 %)	1604 20 70 * 10
09.0409	ex 1604 20 70 (0,0 %)	1604 20 70 * 90

COUNCIL REGULATION (EEC) No 3704/89

of 27 November 1989

totally or partially suspending the duties applicable to certain products falling within
Chapters 1 to 24 of the combined nomenclature and originating in Malta (1990)

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 Council Regulation (EEC) No 3033/80 of 11 November 1980 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, and in particular Article 12 thereof,

Having regard to the proposal from the Commission,

Whereas, pursuant to Annex I to the Agreement establishing an Association between the European Economic Community and Malta ⁽²⁾, the Community must partially suspend the Common Customs Tariff duties applicable to certain products; whereas it would also be appropriate provisionally to adjust or supplement certain of the tariff benefits provided for in the said Annex; whereas, in respect of products listed in the Annex to this Regulation and originating in Malta, the Community should accordingly suspend the fixed component of the charge applicable to goods covered by Regulation (EEC) No 3033/80 and the customs duty applicable to other goods at the levels indicated for each product from 1 January to 31 December 1990;

Whereas in the context of the said tariff suspensions, the Kingdom of Spain and the Portuguese Republic will apply customs duties calculated in accordance with the said Protocol to the Agreement establishing an Association between the European Economic Community and Malta consequent on the accession of the Kingdom of Spain and the Portuguese Republic to the Community ⁽³⁾; whereas, however, the products relating to Regulation (EEC) No 1035/72 ⁽³⁾ (order Nos 16.0027, 16.0029 and 16.0039) the Portuguese Republic will defer application of the preferential system until 31 December 1990.

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1990 products listed in the Annex and originating in Malta shall be imported into the Community at the rates of duty indicated in the Annex for each product.

⁽¹⁾ OJ No L 323, 29. 11. 1980, p. 1.

⁽²⁾ OJ No L 61, 14. 3. 1971, p. 3.

⁽³⁾ OJ No L 81, 23. 3. 1989, p. 11.

⁽⁴⁾ OJ No L 118, 20. 5. 1972, p. 1.

Within the context of these tariff suspensions the Kingdom of Spain and the Portuguese Republic shall apply customs duties calculated in accordance with the relevant provisions of the Protocol to the Association Agreement between the European Economic Community and Malta consequent on the accession of Spain and Portugal.

However, the Portuguese Republic will defer application of the preferential system until 31 December 1990 for the products covered by Regulation (EEC) No 1035/72 (order Nos 16.0027, 16.0029 and 16.0039).

2. For the purposes of applying this Regulation, the rules of origin shall be those in force at the time for the implementation of the Agreement establishing an Association between the European Economic Community and Malta.

Article 2

Where products benefiting from the arrangements, provided for in Article 1 are imported into the Community in such quantities or at such prices that they cause or threaten to cause material injury to Community producers of like or directly competing products, the duties applicable may be partially or totally reimposed on the products concerned. Such measures may be taken also in the event of material injury or threat of material injury limited to one region of the Community.

Article 3

1. In order to implement Article 2 the Commission may adopt a Regulation reimposing customs duties for a given period.

2. Where a Member State asks the Commission to adopt such a Regulation, the Commission shall reach its decision within a maximum of 10 working days from the day on which it receives the request and shall inform the Member States of the action taken.

3. Any Member State may refer the measure taken by the Commission to the Council within 10 working days of notification. The fact that the matter is referred to the Council shall not cause the measure to be suspended. The Council shall meet immediately. It may, acting on a qualified majority, amend or rescind the measure in question.

Article 4

This Regulation shall enter into force on the 1 January 1990.

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

Done at Brussels, 27 November 1989.

For the Council
The President
R. DUMAS

ANNEX (a)

Order No	CN code ⁽¹⁾	Description	Rate of duty
16.0003	0208 90 10	Other meat and edible meat offal, fresh, chilled or frozen: — — Of domestic pigeons	5 %
16.0005	0208 10 90 ex 0208 90 30	— — Of furred game	free
16.0007	0208 20 00	— Frogs' legs	free
16.0009	0208 90 90	— Other	free
16.0011	0409	Natural honey	25 %
16.0023	ex 0603 90 00	Other cut flowers, not further prepared than dried	7 %
16.0025	ex 0603 90 00	Cut flowers, dyed, bleached, impregnated or otherwise prepared	15 %
16.0027	0706 90 30	Horse-radish (<i>Cochlearia armoracia</i>)	13 %
16.0029	ex 0709 90 90	Okra	free
16.0031	ex 0710 80 90	Okra	13 %
16.0033	ex 0711 90 70	Okra	free
16.0035	ex 0712 90 90	Horse-radish (<i>Cochlearia armoracia</i>)	free
16.0037	ex 0712 90 90	Okra	7 %
16.0039	0810 20 90 0810 30 90 0810 40 90 ex 0810 90 80	Other berries	5 %
16.0041	1519 13 00 1519 19 00 1519 20 00	Tall oil fatty acids Other Acid oils from refining	} free
16.0043	1602 20 10	Other prepared or preserved meat, meat offal or blood: — Goose or duck liver	
16.0045	ex 1602 90 31	Game	
16.0047	ex 1602 90 31	Rabbit	14 %
16.0049	ex 1602 50 90	Prepared or preserved bovine tongue	17 %
16.0051	ex 1602 90 71 ex 1602 90 79	Other, of sheep	18 %
16.0053	ex 1602 90 71 ex 1602 90 79	Other, of goats	16 %

(a) Notwithstanding the rules for the interpretation of the combined nomenclature, the wording for the designation of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of this Annex, by the application of the CN code. Where ex CN code positions are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

(¹) The Taric codes appear on pages 4 and 5 of this Annex.

Order No	CN code	Description	Rate of duty
16.0055	1602 90 99	Other	16 %
16.0056	1605 90 90	Other	16 %
16.0057	2003 20 00	Truffles	14 %
16.0059	ex 2004 90 99 2005 60 00	Asparagus	20 %
16.0061	ex 2004 90 30 2005 30 00	Sauerkraut	15 %
16.0063	ex 2004 90 30 2005 90 30	Capers	12 %
16.0065	ex 2004 90 99 ex 2005 90 90	Other: – <i>Moringa oleifera</i> (drumsticks)	free
16.0067	ex 2009 80 39	Date juice	free
16.0069	ex 2009 80 39	Fruit falling within codes 0801, 0803, 0804 (except dates and figs), 0807 20 00, 0810 40 10, 0810 40 50, 0810 30 90, 0810 20 90, 0810 40 90, 0810 90 10 and 0810 90 90	8 %
16.0071	ex 2009 80 32 ex 2009 80 34 ex 2009 90 21	Other fruit falling within codes 0801, 0803, 0804 (excluding figs and pineapples), 0807 20 00, 0810 30 90, 0810 20 90, 0810 40 10, 0810 40 50, 0810 40 90, 0810 90 10 and 0810 90 90 Mixtures of juices of a value not exceeding ECU 30 per 100 kg net weight: – Fruit falling within codes 0801, 0803, 0804 (excluding figs and pineapples), 0807 20 00, 0810 20 90, 0810 30 90, 0810 40 10, 0810 40 50, 0810 40 90, 0810 90 10 and 0810 90 90	8 % + AGR
16.0073	2009 20 91 2009 20 99	Grapefruit juice	7 %
16.0075	ex 2009 30 31	Citrus fruit juices (excluding lemon juices) containing added sugar	13 %
16.0077	ex 2009 30 39	Citrus fruit juices (excluding lemon juices) not containing added sugar	13 %
16.0079	ex 2009 80 80	Fruit falling within codes 0801, 0803, 0804 (excluding figs), 0807 20 00, 0810 20 90, 0810 30 90, 0810 40 10, 0810 40 50, 0810 40 90, 0810 90 10 and 0810 90 90	8 %
16.0081	ex 2009 80 80	Other fruit and vegetable juices, containing added sugar, excluding apricot and peach juices	17 %
16.0083	ex 2009 80 95 ex 2009 80 99	Juice of fruit of the species <i>Vaccinium macrocarpon</i> Of fruit falling within codes 0801, 0803, 0804 (excluding figs) 0807 20 00, 0810 20 90, 0810 30 90, 0810 40 10, 0810 40 50, 0810 40 90, 0810 90 10 and 0810 90 90	8 %
16.0085	ex 2009 80 99	Other, excluding apricot and peach juices	18 %
16.0087	ex 2009 90 51	Mixtures of juices of a value exceeding ECU 30 per 100 kg net weight, excluding mixtures containing, either separately or together, over 25 % of grape citrus fruit, pineapple, apple, pear apple, pear, tomato, apricot or peach juice containing added sugar	17 %

Order No	CN code	Description	Rate of duty
16.0089	ex 2009 90 59	Other	18 %
16.0095	2009 30 91	Juice of any other single citrus fruit: – With an added sugar content exceeding 30 % by weight	14 %
16.0097	2009 30 95	– With an added sugar content not exceeding 30 % by weight	14 %
16.0099	ex 2009 30 99	Other, not containing added sugar	15 %
16.0101	ex 2009 80 91 ex 2009 80 85	Other fruit and vegetable juices with an added sugar content exceeding 30 % by weight: – Fruit falling within codes 0801, 0803, 0804 (excluding figs), 0807 20 00, 0810 20 90, 0810 30 90, 0810 40 10, 0810 40 50, 0810 40 90, 0810 90 10 and 0810 90 90	8 % + AGR
16.0103	ex 2009 80 85	Other, excluding apricot and peach juices	17 % + AGR
16.0105	ex 2009 80 93	Other fruit and vegetable juices with an added sugar content of 30 % or less, by weight: – Fruit falling within codes 0801, 0803, 0804 (excluding figs), 0807 20 00, 0810 20 90, 0810 30 90, 0810 40 10, 0810 40 50, 0810 40 90, 0810 90 10 and 0810 90 90	8 %
16.0107	ex 2009 80 93	Other, excluding apricot and peach juices	17 %
16.0113	ex 2009 90 91	Mixtures of juices: – Of a value not exceeding ECU 30 per 100 kg net weight, excluding mixtures containing, either separately or together, over 25 % of grape, citrus fruit, pineapple, apple, pear, tomato, apricot or peach juice with an added content exceeding 30 % by weight	17 % + AGR
16.0115	ex 2009 90 93	With an added sugar content not exceeding 30 % by weight	17 %
16.0117	ex 2009 90 99	Not containing added sugar	18 %
16.0119	2102 10 31 2102 10 39	Bakers' yeast	4 % + MOB
16.0123	2301 20 00	– Flours, meals and pellets, of fish or of crustaceans, molluscs or other aquatic invertebrates	free

Abbreviations:

AGR: Levy

MOB: Variable component

Taric codes

Order No	CN code	Taric code	Order No	CN code	Taric code
16.0005	ex 0208 90 30	0208 90 30 * 10	16.0071	ex 2009 80 32	2009 80 32 * 00
16.0023	ex 0603 90 00	0603 90 00 * 10		ex 2009 80 34	2009 80 34 * 20 * 90
16.0025	ex 0603 90 00	0603 90 00 * 20	16.0075	ex 2009 30 31	2009 30 31 * 90
16.0029	ex 0709 90 90	0709 90 90 * 21 * 22	16.0077	ex 2009 30 39	2009 30 39 * 90
16.0031	ex 0710 80 90	0710 80 90 * 10	16.0079	ex 2009 80 80	2009 80 80 * 10
16.0033	ex 0711 90 70	0711 90 70 * 10	16.0081	ex 2009 80 80	2009 80 80 * 30 * 90
16.0035	ex 0712 90 90	0712 90 90 * 40	16.0083	ex 2009 80 99	2009 80 99 * 10
16.0037	ex 0712 90 90	0712 90 90 * 30	16.0085	ex 2009 80 99	2009 80 99 * 30 * 90
16.0039	ex 0810 90 80	0810 90 80 * 70	16.0087	ex 2009 90 51	2009 90 51 * 90
16.0045	ex 1602 90 31	1602 90 31 * 10	16.0089	ex 2009 90 59	2009 90 59 * 90
16.0047	ex 1602 90 31	1602 90 31 * 20	16.0099	ex 2009 30 99	2009 30 99 * 10 * 90
16.0049	ex 1602 50 90	1602 50 90 * 10	16.0101	ex 2009 80 83	2009 80 83 * 00
16.0051	ex 1602 90 71 ex 1602 90 79	1602 90 71 * 10 1602 90 79 * 10		ex 2009 80 85	2009 80 85 * 30
16.0053	ex 1602 90 71 ex 1602 90 79	1602 90 71 * 20 1602 90 79 * 20	16.0103	ex 2009 80 85	2009 80 85 * 20 * 90
16.0059	ex 2004 90 99	2004 90 99 * 30	16.0105	ex 2009 80 93	2009 80 93 * 10
16.0061	ex 2004 90 30	2004 90 30 * 10	16.0107	ex 2009 80 93	2009 80 93 * 30 * 90
16.0063	ex 2004 90 30	2004 90 30 * 20	16.0113	ex 2009 90 91	2009 90 91 * 91 * 99
16.0065	ex 2004 90 99 ex 2005 90 90	2004 90 99 * 40 2005 90 90 * 30	16.0115	ex 2009 90 93	2009 90 93 * 90
16.0067	ex 2009 80 39	2009 80 39 * 20	16.0117	ex 2009 90 99	2009 90 99 * 90
16.0069	ex 2009 80 39	2009 80 39 * 10			

COUNCIL REGULATION (EEC) No 3705/89

of 27 November 1989

suspending wholly or in part the Common Customs Tariff duties on certain agricultural products originating in Turkey (1990)

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 Council Regulation (EEC) No 3033/80 of 11 November 1980 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, and in particular Article 12 thereof,

Having regard to the proposal from the Commission,

Whereas under Annex 6 to the Additional Protocol laying down the conditions, procedures and timetables for implementing the transitional phase referred to in Article 4 of the Agreement establishing an Association between the European Economic Community and Turkey ⁽²⁾ and under Article 9 of the Supplementary Protocol to the Association Agreement between the European Economic Community and Turkey consequent on the accession of new Member States to the Community ⁽³⁾, which was signed in Ankara on 30 June 1973 and entered into force on 1 March 1986 ⁽⁴⁾, the Community must wholly or in part suspend the Common Customs Tariff duties applicable to certain products; whereas it also appears necessary, on a provisional basis, to adjust or supplement some of the advantages provided for in the abovementioned Annex 6; whereas the Community should, therefore, with regard to the products originating in Turkey contained in the list annexed to this Regulation, suspend until 31 December 1990 either the fixed component of the charge applicable to the goods falling within the scope of Regulation (EEC) No 3033/80 or the customs duty applicable to the other products, at the levels indicated for each of them;

Whereas the Council adopted Regulation (EEC) No 1059/88 of 28 March 1988 laying down the arrangements applicable to Greece's trade with Turkey ⁽⁵⁾; whereas the Council also adopted Regulation (EEC) No 2573/87 of 11 August 1987 laying down the arrangements for trade between Spain and Portugal, on the one hand, and Algeria, Egypt, Jordan, Lebanon, Tunisia and Turkey, on the other ⁽⁶⁾; whereas, however, the products relating to Regulation (EEC) No 1035/72 ⁽⁷⁾ (order Nos 15.0001,

15.0003 and 15.0005) the Portuguese Republic will defer application of the preferential system until 31 December 1990;

Whereas this Regulation applies therefore to the Community, with the exception of Portugal, or to the Community as currently constituted, as appropriate.

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1990 the customs duties on imports into the Member States of the products originating in Turkey listed in the Annex shall be those indicated for each of them in the said Annex.

Where this Regulation is applicable in Spain and in Portugal, these Member States shall apply duties calculated in accordance with the relevant provisions set out in Regulation (EEC) No 2573/87.

However, the Portuguese Republic will defer application of the preferential system until 31 December 1990 for the products covered by Regulation (EEC) No 1035/72 (order Nos 15.0001, 15.0003 and 15.0005).

2. For the purposes of application of this Regulation, 'originating products' shall mean those products which fulfil the conditions laid down in Association Council Decision No 4/72 attached to Regulation (EEC) No 428/73 ⁽⁸⁾, as amended by Decision No 1/75 attached to Regulation (EEC) No 1431/75 ⁽⁹⁾.

The methods of administrative cooperation for ensuring that the products listed in the Annexes benefit from the total or partial suspension shall be those laid down in Association Council Decision No 5/72 attached to Regulation (EEC) No 428/73, as last amended by Decision No 1/83, attached to Regulation (EEC) No 993/83 ⁽¹⁰⁾.

Article 2

When imports of products qualifying for the arrangements provided for in Article 1 come into the Community in quantities or at prices which cause or threaten to cause serious injury to the Community producers of similar products or directly competitive products, the Common Customs Tariff duties may be partially or wholly re-established for the products in question. These measures

⁽¹⁾ OJ No L 323, 29. 11. 1980, p. 1.

⁽²⁾ OJ No 217, 29. 12. 1964, p. 3687/64.

⁽³⁾ OJ No L 361, 31. 12. 1977, p. 2.

⁽⁴⁾ OJ No L 48, 26. 2. 1986, p. 36.

⁽⁵⁾ OJ No L 104, 23. 4. 1988, p. 4.

⁽⁶⁾ OJ No L 250, 1. 9. 1987, p. 1.

⁽⁷⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽⁸⁾ OJ No L 59, 5. 3. 1973, p. 73

⁽⁹⁾ OJ No L 142, 4. 6. 1975, p. 1.

⁽¹⁰⁾ OJ No L 112, 8. 4. 1983, p. 1.

may also be taken in the event of serious injury or the threat of serious injury limited to a single region of the Community.

Article 3

1. In order to ensure the application of Article 2, the Commission may decide by means of a Regulation to re-establish Common Customs Tariff duties for a limited period.

2. Where the Commission has been requested by a Member State to take action it shall take a decision within a maximum period of 10 working days from receipt of the

request and shall inform the Member States of the action taken.

3. Any Member State may refer the Commission's action to the Council, within 10 working days of its notification.

Referring the matter to the Council shall not have a suspensory effect. The Council shall meet without delay. It may by a qualified majority amend or annul the measure taken.

Article 4

This Regulation shall enter into force on 1 January 1990.

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

Done at Brussels, 27 November 1989.

For the Council

The President

R. DUMAS

ANNEX

List of products falling within Chapters 1 to 24 originating in Turkey for which there are grounds for total or partial suspension of the Common Customs Tariff

Order No	CN code (*)	Description	Rate of duty	Applicable
15.0001	ex 0709 30 00	Vegetables, fresh or chilled: — Aubergines, from 1 to 14 January	9 %	in the Community with the exception of Portugal
15.0003	ex 0714 20 10	Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and other similar roots and tubers with high starch or inulin content, fresh or dried, whole or sliced; sago pith: — Sweet potatoes intended for human consumption ⁽¹⁾	Free	
15.0005	ex 0807 10 10	Melons (including watermelons) and papaws (papayas), fresh: — Watermelons, from 1 November to 31 March	6,5 %	
15.0007	ex 1806 10 10 ex 1806 10 30 ex 1806 10 90	Chocolate and other food preparations containing cocoa: — Cocoa powder, not otherwise sweetened than by the addition of sucrose	3 % + MOB	in the Community as currently constituted
15.0009	1806 20 10 1806 20 30 1806 20 50 1806 20 90 1806 31 00 1806 32 10 1806 32 90 1806 90 11 1806 90 19 1806 90 31 1806 90 39 1806 90 50	Chocolate and chocolate goods, whether or not filled, sugar confectionery and substitutes therefor made from sugar substitution products, containing cocoa	9 % + MOB with a max. of 27 % + AD S/Z	
15.0011	ex 1901 90 90	— Preparation based on flour of leguminous vegetables in the form of sun-dried discs of dough, known as 'papad'	Free	
15.0013	ex 1903 00 00	Tapioca, other than tapioca prepared from potato starch	2 % + MOB	
15.0015	0710 40 00 0711 90 30 2001 90 30 2004 90 10 2005 80 00	Preparations: — — Sweet corn	3 % + MOB	
15.0017	1904 90 10	— — Of rice	3 % + MOB	
15.0019	1904 90 90	— — Of other cereals	2 % + MOB	

Abbreviations:

MOB = variable component.

AD S/Z = additional duty on sugar.

(*) The Taric codes are to be found on page 2 of this Annex.

⁽¹⁾ Entry under this CN code is subject to conditions laid down in the relevant Community provisions.

Taric codes

Order No	CN code	Taric code
15.0001	ex 0709 30 00	0709 30 00 * 10
15.0005	ex 0807 10 10	0807 10 10 * 10
15.0007	ex 1806 10 10	1806 10 10 * 11
		1806 10 10 * 91
	ex 1806 10 30	1806 10 30 * 10
	ex 1806 10 90	1806 10 90 * 10
15.0011	ex 1901 90 90	1901 90 90 * 11
		19
15.0013	ex 1903 00 00	1903 00 00 * 90

COUNCIL REGULATION (EEC) No 3706/89

of 27 November 1989

opening and providing for the administration of Community tariff quotas for certain agricultural and fishery products originating in certain EFTA countries

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, in agreements concluded between the Community and certain EFTA countries and approved by Decisions 86/555/EEC, 86/557/EEC, 86/558/EEC and 86/559/EEC⁽¹⁾, the Community undertook to open each year, subject to certain conditions, Community tariff quotas at a reduced or zero rate of duty for a number of agricultural and fishery products originating in those countries; whereas these tariff quotas should be opened for 1990, and, where necessary, the conditions of eligibility laid down should be specified;

Whereas all Community importers should be ensured equal and continuous access to the said quotas and the duty rates laid down for the quota should be applied consistently to all imports of the product in question into all Member States until the quotas are exhausted; whereas the necessary measures should be taken to ensure

that these tariff quotas are administered efficiently and on a Community basis, so that the Member States can draw the necessary quantities, corresponding to actual imports recorded, from the quota volumes; whereas this method of administration calls for close cooperation between the Member States and the Commission;

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 operation concerning the administration of these quotas may be carried out by any one of its members,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1990 the customs duties applicable to imports of the products listed below shall be suspended at the levels indicated below and within the limits of the Community tariff quotas as shown below:

(a) The following products, originating in Sweden:

Order No	CN code (*)	Description	Quota volume (tonnes)	Rate of duty (%)
09.0601	0302	Fish, fresh or chilled, excluding fish fillets and other fish meat falling within CN code 0304:	3 500	0
		— Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>), excluding livers and roes:		
	0302 50 10	— — Of the species <i>Gadus morhua</i>		
	0302 62 00	— — Other fish, excluding livers roes:		
09.0603	0302 63 00	— — Haddock (<i>Melanogrammus aeglefinus</i>)	1 500	0
		— — Coalfish (<i>Pollachius virens</i>)		
	0304	Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen:		
	0304 10	— Fresh or chilled:		
		— — Fillets:		
		— — — Other:		
	ex 0304 10 31	— — — — Of cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>) and of fish of the species <i>Boreogadus saida</i> :		
		— — — — Of the species <i>Gadus morhua</i>		

(*) See Taric codes in the Annex.

(¹) OJ No L 328, 22. 11. 1986, pp. 58, 77, 90 and 99.

Order No	CN code (*)	Description	Quota volume (tonnes)	Rate of duty (%)
09.065	1604	Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs:	250	0
	1604 12	— Fish, whole or in pieces, but not minced:		
	1604 12 90	— — Herrings:		
09.0607	1604 13	— — Sardines, sardinella and brisling or sprats:	200	0
	1604 13 90	— — — Other		
	1604 19	— — Other:		
	1604 19 99	— — — Other:		
	1604 20	— Other prepared or preserved fish:		
	1604 20 90	— — Of other fish		
09.0609	1604 30	— Caviar and caviar substitutes:	60	0
	1604 30 90	— — Caviar substitutes		
09.0611	1605	Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved:	120	7,5
	ex 1605 20 00	— Shrimps and prawns:		
		— — Shelled, whether or not frozen, excluding shrimps and prawns of the Crangon variety		

(*) See Taric codes in the Annex.

(b) The following products, originating in Norway:

Order No	CN code (*)	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
09.0701	ex 1504 20 10 ex 1504 30 19 ex 1516 10 90	Oils and fats of marine animals, other than whale oil and sperm oil, in packings of a net capacity of more than 1 kg originating in Norway	1 000	8,5
09.0709	0305 30 19	Fillets of cod of the species <i>Gadus morhua</i> and <i>Gadus ogac</i> , and fish fillets of the species <i>Boreogadus saida</i> , dried, salted or in brine, originating in Norway	3 000	0
09.0711	ex 1604 13 90	Prepared or preserved fish, including caviar and caviar substitutes prepared from fish eggs: Other:	400	10
		— Sardinella, brisling or sprats, not including fillets, raw, merely coated with batter or breadcrumbs, whether or not pre-fried in oil, deep-frozen		
	ex 1604 19 99 ex 1604 20 90	Other, not including smoked saithe Fish other than herring and smoked saithe		

(*) See Taric codes in the Annex.

(c) The following products, originating in Austria:

Order No	CN code	Description	Amount of tariff quota (in hl)	Rate of duty (in %)
09.0801	2009 80 11 2009 80 19	Concentrated pear juice, originating in Austria	2 000	30 + AGR possibly applicable

(d) The following products, originating in Switzerland:

Order No	CN code (*)	Description	Amount of tariff quota (tonnes)	Rate of duty (%)
09.0901	0809 20 10 0809 20 90	Table cherries excluding Morello cherries, originating in Switzerland	1 000	0

(*) See Taric codes in the Annex.

2. Within the limits of the quotas referred to in paragraph 1 under order Nos 09.0701, 09.0801 and 09.0901, the Kingdom of Spain and the Portuguese Republic shall apply customs duties calculated in accordance with the relevant provisions of the 1985 Act of Accession.

For the other quotas, the Kingdom of Spain and the Portuguese Republic shall apply the duties set out below:

Order No	Spain (%)	Portugal (%)
09.0601	0	0
09.0603	0	0
09.0605	5,2	11,3
09.0607	5,2	11,3
09.0609	5,2	11,3
09.0611	7	16
09.0709	2,6	0
09.0711	11,4	17,5

3. Imports of the products listed in paragraph 1 which already qualify for a lower or the same rate of customs duty under other preferential tariff arrangements may not be charged against the corresponding tariff quota.

4. Imports of the products referred to in paragraph 1 under order Nos 09.0601 to 09.0611, 09.0709 and 09.0711 shall not qualify for the quota unless the free-at-frontier price, which is determined by the Member States in accordance with Article 21 of Council Regulation (EEC) No 3796/81 of 21 December 1981 on the common organization of the market in fishery products ⁽¹⁾, as last amended by Regulation (EEC) No 1495/89 ⁽²⁾, shall be at least equal to the reference price, if such a price has been fixed by the Community, for the products or categories of products in question.

5. The protocols on the definition of the concept of originating products and on methods of administrative cooperation, annexed to the Agreement between the European Economic Community on the one hand and the Kingdom of Sweden, the Kingdom of Norway, the Republic of Austria and the Swiss Confederation on the other, shall be applicable.

⁽¹⁾ OJ No L 379, 31. 12. 1981, p. 1.

⁽²⁾ OJ No L 148, 1. 6. 1989, p. 1.

Article 2

The tariff quotas referred to in Article 1 shall be administered by the Commission, which may take any appropriate administrative measure in order to ensure efficient administration.

Article 3

If an importer presents in a Member State a declaration of entry into free circulation including a request for preferential benefit for a product covered by this Regulation, and if this declaration is accepted by the customs authorities, the Member State concerned shall draw, from the quota volume by means of notification to the Commission, a quantity corresponding to those needs.

The requests for drawing, with the indication of the date of acceptance of the said declarations, must be communicated to the Commission without delay.

The drawings are granted by the Commission on the basis of the date of acceptance of the declaration of entry into free circulation by the customs authorities of the Member State concerned, to the extent that the available balance so permits.

If a Member State does not use the quantities drawn, it shall return them as soon as possible to the corresponding quota volume.

If the quantities requested are greater than the available balance of the quota volume, allocation shall be made on a *pro rata* basis with respect to the requests. Member States shall be informed thereof by the Commission.

Article 4

Each Member State shall guarantee importers of the products in question equal and continuous access to the quotas as long as the balance of the corresponding quota volume allows.

Article 5

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

Article 6

This Regulation shall enter into force on 1 January 1990.

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

Done at Brussels, 27 November 1989.

For the Council
The President
R. DUMAS

ANNEX

Taric codes

Order No	CN code	Taric code
09.0603	ex 0304 10 31	0304 10 31 * 10
09.0611	ex 1605 20 00	1605 20 00 * 91 1605 20 00 * 92
09.0701	ex 1504 20 10 ex 1504 30 19 ex 1516 10 90	1504 20 10 * 90 1504 30 19 * 90 1516 10 90 * 11
09.0711	ex 1604 13 90 ex 1604 19 99 ex 1604 20 90	1604 13 90 * 91 1604 13 90 * 99 1604 19 99 * 90 1604 20 90 * 30 1604 20 90 * 90
09.0901	ex 0809 20 10 ex 0809 20 90	0809 20 10 * 91 0809 20 90 * 12 0809 20 90 * 25 0809 20 90 * 85