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## Legislation

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## I

*(Acts whose publication is obligatory)*

**COUNCIL REGULATION (EC) No 70/97****of 20 December 1996**

**concerning the arrangements applicable to imports into the Community of products originating in the Republics of Bosnia-Herzegovina, Croatia and the former Yugoslav Republic of Macedonia and to imports of wine originating in the Republic of Slovenia**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission,

Whereas Regulations (EC) No 3355/94<sup>(1)</sup>, (EC) No 3356/94<sup>(2)</sup> and (EC) No 3357/94<sup>(3)</sup>, setting out the arrangements applicable to imports into the Community of products originating in the Republics of Bosnia-Herzegovina, Croatia, Slovenia and the Former Yugoslav Republic of Macedonia, expire on 31 December 1996;

Whereas these arrangements will eventually have to be replaced by provisions contained in bilateral agreements to be negotiated with the countries in question;

Whereas account should be taken of the fact that the Europe Agreement between the European Communities and their Member States, of the one part, and the Republic of Slovenia, of the other part, was signed on 10 June 1996 and that the Interim Agreement will be applied on 1 January 1997;

Whereas account should be taken of the fact that the Republic of Slovenia is now covered by the provisions of the aforementioned bilateral agreement and that the autonomous arrangements no longer apply to it;

Whereas, consequently, the trade concessions provided for in respect of the other countries formerly part of Yugoslavia should be adapted in an appropriate manner, taking into account the accession of Austria, Finland and Sweden to the European Union;

Whereas the preferential trade concessions applicable to the countries formerly part of Yugoslavia are based on those set out in the Cooperation Agreement between the European Economic Community and the Socialist Federal Republic of Yugoslavia signed on 2 April 1980 and denounced on 25 November 1991;

Whereas these preferential concessions comprise exemption from duties and the abolition of quantitative restrictions for industrial products, except for certain products subject to tariff ceilings, and special concessions (exemption from duties, reduction of the agricultural components, tariff quotas) for various agricultural products;

Whereas Community monitoring may be achieved by means of an administrative procedure based on charging imports of the products in question against the tariff ceilings at Community level as and when those products are entered with the customs authorities for free circulation; whereas this administrative procedure must make provision for the possibility of reintroducing customs duties as soon as the ceilings are reached at Community level;

Whereas this administrative procedure requires close and particularly rapid cooperation between the Member States and the Commission, which must in particular be able to follow the progress of quantities charged against the ceilings;

Whereas the arrangements applicable to imports of textile products from the Republics of Bosnia-Herzegovina, Croatia and the former Yugoslav Republic of Macedonia are governed by the provisions of Council Regulation (EC) No 517/94<sup>(4)</sup>;

Whereas the agreement on 'wines and spirits' envisaged by the Europe Agreement between the European Community and the Republic of Slovenia has yet to be

<sup>(1)</sup> OJ No L 353, 31.12.1994, p. 1. Regulation as last amended by Regulation (EC) No 3032/95 (OJ No L 316, 30.12.1995, p. 4).

<sup>(2)</sup> OJ No L 353, 31.12.1994, p. 55. Regulation as last amended by Regulation (EC) No 3032/95 (OJ No L 316, 30.12.1995, p. 4).

<sup>(3)</sup> OJ No L 353, 31.12.1994, p. 63. Regulation as last amended by Regulation (EC) No 3032/95 (OJ No L 316, 30.12.1995, p. 4).

<sup>(4)</sup> OJ No L 67, 10.3.1994, p. 1. Regulation as last amended by Commission Regulation (EC) No 1476/96 (OJ No L 188, 27.7.1996, p. 4).

concluded and whereas certain concessions should be granted on an autonomous and transitional basis pending conclusion of the aforementioned agreement;

Whereas it is appropriate, in view of the current difficult market situation, to limit the previous concessions for 'baby beef', without prejudice to future bilateral negotiations with the countries concerned;

Whereas it is necessary, in particular, to ensure for all Community importers equal and uninterrupted access to the said tariff quotas and to ensure uninterrupted application of the rates laid down for the quotas to all imports of the products concerned into all Member States until the quotas have been used up;

Whereas the decision for the opening of tariff quotas should be taken by the Community in the execution of its international obligations; whereas, to ensure the efficiency of a common administration of these quotas, there is no obstacle to authorizing the Member States to draw from the quota-volumes the necessary quantities corresponding to actual imports; whereas, however, this method of administration requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quotas are used up and inform the Member States;

Whereas, for the sake of rationalization and simplification, it is appropriate to provide that the Commission may, having consulted the Customs Code Committee, and without prejudice to the specific procedures provided for in Article 10 of this Regulation, make any necessary changes and technical amendments necessary to this Regulation;

Whereas the import arrangements are renewed on the basis of the conditions established by the Council in relation to the development of the relations between the Community and each of the countries concerned, including the regional approach; whereas it is appropriate, therefore, to limit the duration of these arrangements to one year in order to permit a regular review of compliance, without prejudice to the possibility of modifying the geographical coverage of this Regulation at any other time,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

1. Subject to the special provisions laid down in Articles 2 to 8, products other than those listed in Annex II to the Treaty establishing the European Community and in Annex A to this Regulation originating in the Republics of Bosnia-Herzegovina, Croatia and the former Yugoslav Republic of Macedonia shall be admitted for import into the Community without quantitative restric-

tions or measures having equivalent effect and with exemption from customs duties and charges having equivalent effect.

2. Wine imports originating in the Republic of Slovenia shall benefit from the concession provided for in Article 7.

3. Entitlement to benefit from one of the preferential arrangements introduced by this Regulation shall be subject to respect for the definition of the concept of originating products provided for in Title IV, Chapter 2, section 3 of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code<sup>(1)</sup>.

#### *Article 2*

##### **Processed agricultural products**

The import duties, namely the customs duties and agricultural components, applicable on import into the Community of the products listed in Annex B shall be those indicated for each product in the said Annex.

#### *Article 3*

##### **Textile products**

1. The textile products originating in the countries referred to in Article 1 (1) of this Regulation and indicated in Annex III B to Regulation (EC) No 517/94 shall be admitted for import into the Community within the annual Community quantitative limits fixed in Regulation (EC) No 517/94.

2. Reimportations following an outward-processing operation, in accordance with Regulation (EC) No 3036/94<sup>(2)</sup>, shall be admitted within the limits of the Community annual quantities set in Annex VI to Regulation (EC) No 517/94 for the countries referred to in Article 1 (1) of this Regulation and shall also be exempt from customs duties.

#### *Article 4*

##### **Industrial products — tariff ceilings**

1. From 1 January to 31 December each year, imports into the Community of certain products originating in the countries referred to in Article 1 (1) and listed in Annexes C I, C II, C III, and C IV shall be subject to tariff ceilings and Community surveillance.

<sup>(1)</sup> OJ No L 253, 11.10.1993, p. 1. Regulation as last amended by Commission Regulation (EC) No 12/97 (OJ No L 9, 13.1.1997, p. 1).

<sup>(2)</sup> OJ No L 322, 15.12.1994, p. 1.

The description of the products referred to in the first subparagraph, their combined nomenclature codes and the corresponding ceilings are set out in the said Annexes. The amounts of the ceilings shall be increased annually by 5 %.

2. Quantities shall be charged against the ceilings as and when declarations for release for free circulation are lodged with customs authorities with a movement certificate in accordance with the rules of origin.

Goods may be charged against a ceiling only if the movement certificate is presented before the date on which customs duties are reintroduced.

The extent to which the ceilings are used up shall be determined at Community level on the basis of the imports charged against them in the manner defined above.

Member States shall periodically inform the Commission of imports changed in accordance with the above procedure; such information shall be supplied in the manner laid down in paragraph 4.

3. As soon as the ceilings have been reached, the Commission may adopt a Regulation reintroducing, until the end of the calendar year, the customs duties actually applied in respect of third countries.

4. Member States shall send the Commission not later than the 15th day of each month statements of the quantities charged during the preceding month. If the Commission so requests, Member States shall provide such statements for a period of 10 days and forward them within five clear days of the end of each 10-day period.

#### *Article 5*

##### **Agricultural products**

The products originating in the countries referred to in Article 1 (1) and listed in Annex D may be imported into the Community pursuant to the tariff concessions listed in that Annex.

#### *Article 6*

##### **Sour cherries**

1. Sour cherries originating in the countries referred to in Article 1 (1) may be imported into the Community free of duties of customs within the limits set out in Annex D.

Where those ceilings are exceeded, the issuing of the import certificates provided for in respect of the products concerned may be suspended.

2. Paragraph 1 shall apply to sour cherries falling within CN codes ex 0811 90 19, ex 0811 90 39,

0811 90 75, 0812 10 00 and 2008 60 51, 2008 60 61, 2008 60 71 and 2008 60 91 on condition that the minimum import price set by the Community pursuant to Annex I B to Regulation (EEC) No 426/86<sup>(1)</sup> as amended by Regulation (EC) No 3290/94<sup>(2)</sup>, is applied. Where that minimum price is not applied, a countervailing charge shall be payable.

#### *Article 7*

##### **Agricultural products — tariff quotas**

1. The customs duties applicable to imports into the Community of the following products, originating in the countries referred to in Article 1 (1), shall be suspended during the periods, at the levels and within the limits of the Community tariff quotas for each one.

2. On import, plum spirit and tobaccos of the 'Prilep' type have to be accompanied by authenticity certificates in conformity with the models appearing at Annex E, issued by the competent authority of the countries concerned.

3. The tariff quotas referred to in paragraph 1 shall be administered by the Commission, which may take all appropriate administrative measures in order to ensure efficient management thereof.

4. Where an importer lodges in a Member State a declaration for release for free circulation and applies to take advantage of the preferential arrangements for a product referred to in paragraph 1, accompanied by a certificate of origin, and the declaration is accepted by the customs authorities, the Member State concerned shall, by notifying the Commission, draw an amount corresponding to its requirements from the quota volume.

Requests for drawings, indicating the date of acceptance of the said declarations, must be sent to the Commission without delay.

The drawings shall be granted by the Commission by reference to the date of acceptance of declarations for release for 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 quantities drawn, it shall return them to the corresponding quota volume as soon as possible.

If the quantities requested are greater than the available balance of the quota volume, the balance shall be allocated on a pro rata basis. The Commission shall inform the Member States of the drawings made.

<sup>(1)</sup> OJ No L 49, 27. 2. 1986, p. 1. Regulation as last amended by Regulation (EC) No 2314/95 (OJ No L 233, 30. 9. 1995, p. 69).

<sup>(2)</sup> OJ No L 349, 31. 12. 1994, p. 105.

5. Each Member State shall ensure that importers of the products in question have equal and uninterrupted access to the quotas as long as the available balance so permits.

#### Article 8

1. Paragraphs 2 and 3 shall apply to 'baby beef' products defined in Annex F.

2. Within the limit of an annual tariff quota of 11 725 tonnes expressed in carcase weight, distributed among the countries referred to in Article 1 (1), the rates of customs duty applicable shall be defined in accordance with Annex G.

3. Any request for import within the quota provided for in paragraph 2 has to be accompanied by an authenticity certificate issued by the competent authorities of the exporting country and attesting that the goods are originating goods and from the country concerned and correspond to the definition in Annex F. This certificate shall be drawn up by the Commission according to the procedure provided for in Article 10.

#### Article 9

##### General provisions

The ceilings, reference quantities and quotas provided for in this Regulation shall apply as a whole to all the countries referred to in Article 1 (1), except for the quota provided for in Article 8.

#### Article 10

The detailed rules for implementing the agricultural provisions referred to in this Regulation shall be determined by the Commission according to the procedure provided for in Article 23 of Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals<sup>(1)</sup> in the corresponding provisions of other Regulations on the common organization of markets.

#### Article 11

The provisions necessary for the application of this Regulation, other than those provided for in Article 4 (3), Article 5 (2) and Article 10, notably:

- (a) amendments and technical adjustments necessary following amendments to the combined nomenclature and Taric codes,

- (b) necessary adjustments following the conclusion of other agreements between the Community and the countries referred to in Article 1 (1) of this Regulation

shall be adopted according to the procedure provided for in Article 12 (2) below.

#### Article 12

1. For the purposes of the application of Article 11 of this Regulation, the Commission shall be assisted by the Customs Code Committee set up by Article 247 of Regulation (EEC) No 2913/92<sup>(2)</sup>.

2. The representative of the Commission shall submit to the Committee a draft of the measures to be taken. The Committee shall express its opinion on this draft within a time limit that the Chairman may set according to the urgency of the matter. The opinion shall be delivered by the majority provided for in Article 148 (2) of the Treaty for the adoption of decisions that the Council is called on to take on a proposal from the Commission. During votes within the Committee, the votes of the representatives of the Member States shall be weighted as set out in the Article referred to above. The Chairman shall not take part in the voting.

The Commission shall adopt those measures which are immediately applicable. However, if they are not in conformity with the opinion of the Committee, they shall be communicated at once by the Commission to the Council. In this case:

- the Commission shall defer for three months from the date of this communication the implementation of the measures decided by it,
- the Council, taking a decision by a qualified majority, may take a different decision within the time limit provided for in the first indent.

3. The Committee may consider any matter concerning the application of this Regulation raised by its Chairman either on his initiative or at the request of a Member State.

#### Article 13

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

#### Article 14

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

It shall apply from 1 January to 31 December 1997.

<sup>(1)</sup> OJ No L 181, 1. 7. 1992, p. 21. Regulation as last amended by Regulation (EC) No 923/96 (OJ No L 126, 24. 5. 1996, p. 37).

<sup>(2)</sup> OJ No L 302, 19. 10. 1992, p. 1. Regulation amended by the 1994 Act of Accession.

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

Done at Brussels, 20 December 1996.

*For the Council*

*The President*

S. BARRETT

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## ANNEX A

## Excluded products (Article 1, paragraph 1)

| CN code       | Description                                                                                                                                                                                                                                                                                                                                                                                        |
|---------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 0509 00       | Natural sponges of animal origin:                                                                                                                                                                                                                                                                                                                                                                  |
| 0509 00 90    | – Other than raw                                                                                                                                                                                                                                                                                                                                                                                   |
| 1302          | Vegetable saps and extracts; pectic substances, pectinates and pectates; agar-agar and other mucilages and thickeners, whether or not modified, derived from vegetable products:                                                                                                                                                                                                                   |
|               | – Vegetable saps and extracts:                                                                                                                                                                                                                                                                                                                                                                     |
| 1302 13 00    | – – Of hops                                                                                                                                                                                                                                                                                                                                                                                        |
| 1302 20       | – Pectic substances, pectinates and pectates:                                                                                                                                                                                                                                                                                                                                                      |
| ex 1302 20 10 | – – Dry:                                                                                                                                                                                                                                                                                                                                                                                           |
|               | – Pectic substances and pectinates                                                                                                                                                                                                                                                                                                                                                                 |
| ex 1302 20 90 | – – Other:                                                                                                                                                                                                                                                                                                                                                                                         |
|               | – Pectic substances and pectinates                                                                                                                                                                                                                                                                                                                                                                 |
|               | – Mucilages and thickeners, whether or not modified, derived from vegetable products:                                                                                                                                                                                                                                                                                                              |
| 1302 31 00    | – – Agar-agar                                                                                                                                                                                                                                                                                                                                                                                      |
| 1302 32       | – – Mucilages and thickeners, whether or not modified, derived from locust beans, locust bean seeds or guar seeds:                                                                                                                                                                                                                                                                                 |
| 1302 32 10    | – – – Of locust beans or locust bean seeds:                                                                                                                                                                                                                                                                                                                                                        |
| 1505          | Wool grease and fatty substances derived therefrom (including lanolin)                                                                                                                                                                                                                                                                                                                             |
| 1515          | Other fixed vegetable fats and oils (including jojoba oil) and their fractions, whether or not refined, but not chemically modified:                                                                                                                                                                                                                                                               |
| 1515 60       | – Jojoba oil and its fractions:                                                                                                                                                                                                                                                                                                                                                                    |
| 1515 60 90    | – – Other                                                                                                                                                                                                                                                                                                                                                                                          |
| 1518          | Animal or vegetable fats and oils and their fractions, boiled, oxidized, dehydrated, sulphurized, blown, polymerized by heat in vacuum or in inert gas or otherwise chemically modified, excluding those of heading No 1516; inedible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this chapter, not elsewhere specified or included: |
|               | – Other:                                                                                                                                                                                                                                                                                                                                                                                           |
| 1518 00 91    | – – Animal or vegetable fats and oils and their fractions boiled, oxidized, dehydrated, sulphurized, blown, polymerized by heat in vacuum or in inert gas or otherwise chemically modified, excluding those of heading No 1516                                                                                                                                                                     |
|               | – – Other:                                                                                                                                                                                                                                                                                                                                                                                         |
| 1518 00 95    | – – – Inedible mixtures or preparations of animal or of animal and vegetable fats and oils and their fractions                                                                                                                                                                                                                                                                                     |
| 1518 00 99    | – – – Other                                                                                                                                                                                                                                                                                                                                                                                        |
| 1520 00 00    | Glycerol, crude; glycerol waters and glycerol lyes                                                                                                                                                                                                                                                                                                                                                 |
| 1521          | Vegetable waxes (other than triglycerides), beeswax, other insect waxes and spermaceti, whether or not refined or coloured:                                                                                                                                                                                                                                                                        |
| 1521 10       | – Vegetable waxes:                                                                                                                                                                                                                                                                                                                                                                                 |
| 1521 10 90    | – – Other                                                                                                                                                                                                                                                                                                                                                                                          |
| 1521 90       | – Other:                                                                                                                                                                                                                                                                                                                                                                                           |
|               | – – Beeswax and other insect waxes, whether or not refined or coloured:                                                                                                                                                                                                                                                                                                                            |
| 1521 90 99    | – – – Other than raw                                                                                                                                                                                                                                                                                                                                                                               |
| 1702          | Other sugars, including chemically pure lactose, maltose, glucose and fructose, in solid form; sugar syrups not containing added flavouring or colouring matter; artificial honey, whether or not mixed with natural honey; caramel:                                                                                                                                                               |
|               | – Lactose and lactose syrup:                                                                                                                                                                                                                                                                                                                                                                       |

| CN code              | Description                                                                                                                                                                                                                                                                                                                                                                                                                        |
|----------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1702 11 00           | — — Containing by weight 99 % or more lactose, expressed as anhydrous lactose, calculated on the dry matter                                                                                                                                                                                                                                                                                                                        |
| 1702 30              | — Glucose and glucose syrup, not containing fructose or containing in the dry state less than 20 % by weight of fructose:<br>— — Other:                                                                                                                                                                                                                                                                                            |
| 1702 30 51 and 59    | — — — Containing in the dry state 99 % or more by weight of glucose                                                                                                                                                                                                                                                                                                                                                                |
| 1803                 | Cocoa paste, whether or not defatted                                                                                                                                                                                                                                                                                                                                                                                               |
| 1804 00 00           | Cocoa butter, fat and oil                                                                                                                                                                                                                                                                                                                                                                                                          |
| 1805 00 00           | Cocoa powder, not containing added sugar or other sweetening matter                                                                                                                                                                                                                                                                                                                                                                |
| 1901                 | Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included: |
| ex 1901 10 00        | — Preparations for infant use, put up for retail sale:<br>— — Excluding those containing cocoa and prepared milk in powder form                                                                                                                                                                                                                                                                                                    |
| 1901 20 00           | — Mixes and doughs for the preparation of bakers' wares of heading No 1905                                                                                                                                                                                                                                                                                                                                                         |
| 1901 90              | — Other:                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 1901 90 11 and 19    | — — Malt extract                                                                                                                                                                                                                                                                                                                                                                                                                   |
| ex 1901 90 91 and 99 | — — Other:<br>— — — Excluding those containing cocoa and prepared milk in powder form for dietetic or culinary purposes                                                                                                                                                                                                                                                                                                            |
| 1902                 | Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared:<br>— Uncooked pasta, not stuffed or otherwise prepared:                                                                                                                                                             |
| 1902 11 00           | — — Containing eggs                                                                                                                                                                                                                                                                                                                                                                                                                |
| 1902 19              | — — Other                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 1902 40              | — Couscous:                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 1902 40 10           | — — Unprepared                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 1903 00 00           | Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, pearls, siftings or similar forms                                                                                                                                                                                                                                                                                                            |
| 1905                 | Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products                                                                                                                                                                                                                |
| 2008                 | Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:<br>— Nuts, ground-nuts and other seeds, whether or not mixed together:                                                                                                                                                             |
| 2008 11              | — — Ground-nuts:                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 2008 11 10           | — — — Peanut butter<br>— Other, including mixtures other than those of subheading No 2008 19:                                                                                                                                                                                                                                                                                                                                      |
| 2008 99              | — — Other:                                                                                                                                                                                                                                                                                                                                                                                                                         |
| ex 2008 99 99        | — — — — Other:<br>— — — — — Vine leaves, hop shoots and similar edible parts of plants                                                                                                                                                                                                                                                                                                                                             |

| CN code           | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|-------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2101              | Extracts, essences and concentrates, of coffee, tea or maté and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes and extracts, essences and concentrates thereof: <ul style="list-style-type: none"> <li>– Extracts, essences and concentrates of coffee, and preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:</li> </ul> |
| 2101 11           | – – Extracts, essences and concentrates                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 2101 12           | – – Preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:                                                                                                                                                                                                                                                                                                                                                              |
| 2101 12 92        | – – – Preparations with a basis of these extracts, essences or concentrates of coffee                                                                                                                                                                                                                                                                                                                                                                             |
| 2101 20           | – Extracts, essences and concentrates of tea or maté, and preparations with a basis of these extracts, essences or concentrates, or with a basis of tea or maté:                                                                                                                                                                                                                                                                                                  |
| 2101 20 20        | – – Extracts, essences or concentrates                                                                                                                                                                                                                                                                                                                                                                                                                            |
|                   | – – Preparations:                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 2101 20 92        | – – – With a basis of extracts, essences or concentrates of tea or maté                                                                                                                                                                                                                                                                                                                                                                                           |
| 2101 30           | – Roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof                                                                                                                                                                                                                                                                                                                                                           |
| 2102              | Yeasts (active or inactive); other single-cell micro-organisms, dead (but not including vaccines of heading No 3002); prepared baking powders:                                                                                                                                                                                                                                                                                                                    |
| 2102 20           | – Inactive yeasts; other single-cell micro-organisms, dead:                                                                                                                                                                                                                                                                                                                                                                                                       |
| 2102 20 11 and 19 | – – Inactive yeasts                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 2102 30           | – Prepared baking powders                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 2103              | Sauces and preparations therefor; mixed condiments and mixed seasonings; mustard flour and meal and prepared mustard                                                                                                                                                                                                                                                                                                                                              |
| 2104              | Soups and broths and preparations therefor; homogenized composite food preparations                                                                                                                                                                                                                                                                                                                                                                               |
| 2106              | Food preparations not elsewhere specified or included:                                                                                                                                                                                                                                                                                                                                                                                                            |
| 2106 10           | – Protein concentrates and textured protein substances:                                                                                                                                                                                                                                                                                                                                                                                                           |
| 2106 10 20        | – – Containing no milk fats, sucrose, isoglucose, glucose or starch or containing less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch                                                                                                                                                                                                                                                                                                      |
| 2106 90           | – Other:                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 2106 90 20        | – – Compound alcoholic preparations, other than those based on odoriferous substances, of a kind used for the manufacture of beverages                                                                                                                                                                                                                                                                                                                            |
| 2106 90 30 to 59  | – – Flavoured or coloured sugar syrups                                                                                                                                                                                                                                                                                                                                                                                                                            |
|                   | – – Other:                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| ex 2106 90 92     | – – – Containing no milk fats, sucrose, isoglucose, glucose or starch or containing less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch: <ul style="list-style-type: none"> <li>– Excluding hydrolysates of proteins and autolysates of yeast</li> </ul>                                                                                                                                                                                   |
| 2202              | Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit or vegetable juices of heading No 2009                                                                                                                                                                                                                                                |
| 2203 00           | Beer made from malt                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 2205              | Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances                                                                                                                                                                                                                                                                                                                                                                              |
| 2207              | Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher; ethyl alcohol and other spirits, denatured, of any strength                                                                                                                                                                                                                                                                                                                   |
| 2208              | Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol; spirits; liqueurs and other spirituous beverages                                                                                                                                                                                                                                                                                                                              |
| 2209 00           | Vinegar and substitutes for vinegar obtained from acetic acid                                                                                                                                                                                                                                                                                                                                                                                                     |
| 2402              | Cigars, cheroots, cigarrillos and cigarettes, of tobacco or of tobacco substitutes                                                                                                                                                                                                                                                                                                                                                                                |

| CN code              | Description                                                                                                                                                                                                                                                                                                           |
|----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2403                 | Other manufactured tobacco and manufactured tobacco substitutes; 'homogenized' or 'reconstituted' tobacco; tobacco extracts and essences                                                                                                                                                                              |
| 2905                 | Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives:                                                                                                                                                                                                                              |
|                      | – Other polyhydric alcohols:                                                                                                                                                                                                                                                                                          |
| 2905 43 00           | – – Mannitol                                                                                                                                                                                                                                                                                                          |
| 2905 44              | – – D-Glucitol (sorbitol)                                                                                                                                                                                                                                                                                             |
| 2905 45 00           | – – Glycerol                                                                                                                                                                                                                                                                                                          |
| 3302                 | Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry; other preparations based on odoriferous substances, of a kind used for the manufacture of beverages:                                    |
| 3302 10              | – Of a kind used in the food or drink industries                                                                                                                                                                                                                                                                      |
|                      | – – Of a kind used in drink industries                                                                                                                                                                                                                                                                                |
|                      | – – – Preparations containing all flavouring agents characterizing a beverage:                                                                                                                                                                                                                                        |
| 3302 10 10           | – – – – Of an actual alcoholic strength by volume exceeding 0,5 %                                                                                                                                                                                                                                                     |
| 3501                 | Casein, caseinates and other casein derivatives; casein glues:                                                                                                                                                                                                                                                        |
| 3501 10              | – Casein                                                                                                                                                                                                                                                                                                              |
| 3501 90              | – Other:                                                                                                                                                                                                                                                                                                              |
| 3501 90 90           | – – Other                                                                                                                                                                                                                                                                                                             |
| 3502                 | Albumins (including concentrates of two or more whey proteins, containing by weight more than 80 % whey proteins, calculated on the dry matter), albumates and other albumin derivatives:                                                                                                                             |
| 3502 11 90 and 19 90 | – Egg albumin, other than unfit, for human consumption                                                                                                                                                                                                                                                                |
| 3502 20              | – Milk albumin, including concentrates of two or more whey proteins:                                                                                                                                                                                                                                                  |
| 3502 20 91 and 99    | – – Other, than unfit, or to be rendered unfit, for human consumption                                                                                                                                                                                                                                                 |
| 3505                 | Dextrins and other modified starches (for example, pregelatinized or esterified starches); glues based on starches, or on dextrins or other modified starches:                                                                                                                                                        |
| 3505 10              | – Dextrins and other modified starches:                                                                                                                                                                                                                                                                               |
| 3505 10 10           | – – Dextrins                                                                                                                                                                                                                                                                                                          |
|                      | – – Other modified starches:                                                                                                                                                                                                                                                                                          |
| 3505 10 90           | – – – Other                                                                                                                                                                                                                                                                                                           |
| 3505 20              | – Glues                                                                                                                                                                                                                                                                                                               |
| 3809                 | Finishing agents, dye carriers to accelerate the dyeing or fixing of dyestuffs and other products and preparations (for example, dressings and mordants), of a kind used in the textile, paper, leather or like industries, not elsewhere specified or included:                                                      |
| 3809 10              | – With a basis of amylaceous substances                                                                                                                                                                                                                                                                               |
| 3824                 | Prepared binders for foundry moulds or cores; chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included: |
| 3824 60              | – Sorbitol, other than that of subheading No 2905 44                                                                                                                                                                                                                                                                  |

## ANNEX B

**Tariff arrangements and rules applicable to certain goods resulting from the processing of  
agricultural products referred to in Article 2**

| CN code          | Description                                                                                                                                                                                                                                  | Rate of duty (1) |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 0403             | Buttermilk, curdled milk and cream, yoghurt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter of flavoured or containing added fruit, nuts or cocoa: |                  |
| 0403 10          | – Yoghurt:                                                                                                                                                                                                                                   |                  |
| 0403 10 51 to 99 | – – Flavoured or containing added fruit, nuts or cocoa                                                                                                                                                                                       | EA               |
| 0403 90          | – Other:                                                                                                                                                                                                                                     |                  |
| 0403 90 71 to 99 | – – Flavoured or containing added fruit, nuts or cocoa                                                                                                                                                                                       | EA               |
| 0405             | Butter and other fats and oils derived from milk; dairy spreads:                                                                                                                                                                             |                  |
| 0405 20          | – Dairy spreads:                                                                                                                                                                                                                             |                  |
| 0405 20 10       | – – Of a fat content, by weight, of 39 % or more but less than 60 %                                                                                                                                                                          | EA               |
| 0405 20 30       | – – Of a fat content, by weight, of 60 % or more but less than 75 %                                                                                                                                                                          | EA               |
| 0710             | Vegetables (uncooked or cooked by steaming or boiling in water), frozen:                                                                                                                                                                     |                  |
| 0710 40 00       | – Sweetcorn                                                                                                                                                                                                                                  | EA               |
| 0711             | Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:                                             |                  |
| 0711 90          | – Other vegetables; mixtures of vegetables:                                                                                                                                                                                                  |                  |
|                  | – – Vegetables:                                                                                                                                                                                                                              |                  |
| 0711 90 30       | – – – Sweetcorn                                                                                                                                                                                                                              | EA               |
| 1517             | Margarine; edible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this chapter, other than edible fats or oils or their fractions of heading No 1516:                              |                  |
| 1517 10          | – Margarine, excluding liquid margarine:                                                                                                                                                                                                     |                  |
| 1517 10 10       | – – Containing more than 10 % but not more than 15 % by weight of milk fats                                                                                                                                                                  | EA               |
| 1517 90          | – Other:                                                                                                                                                                                                                                     |                  |
| 1517 90 10       | – – Containing more than 10 % but not more than 15 % by weight of milk fats                                                                                                                                                                  | EA               |
| 1704             | Sugar confectionery (including white chocolate), not containing cocoa:                                                                                                                                                                       |                  |
| 1704 10          | – Chewing gum, whether or not sugar-coated                                                                                                                                                                                                   | EA               |
| 1704 90          | – Other:                                                                                                                                                                                                                                     |                  |
| 1704 90 10       | – – Liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances                                                                                                                               | 9 %              |
| 1704 90 30       | – – White chocolate                                                                                                                                                                                                                          | EA               |
| 1704 90 51 to 99 | – – Other                                                                                                                                                                                                                                    | EA               |
| 1806             | Chocolate and other food preparations containing cocoa:                                                                                                                                                                                      |                  |
| 1806 10          | – Cocoa powder, containing added sugar or other sweetening matter:                                                                                                                                                                           |                  |
| 1806 10 15       | – – Containing no sucrose or containing less than 5 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose                                                                                  | free             |
| 1806 10 20       | – – Containing 5 % or more but less than 65 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose                                                                                          | EA               |

| CN code           | Description                                                                                                                                                                                                                                                                                                                                                                                                                        | Rate of duty (%) |
|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 1806 10 30        | — — Containing 65 % or more but less than 80 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose                                                                                                                                                                                                                                                                               | EA               |
| 1806 10 90        | — — Containing 80 % or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose                                                                                                                                                                                                                                                                                                  | EA               |
| 1806 20           | — Other preparations in blocks, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form in containers or immediate packings, of a content exceeding 2 kg                                                                                                                                                                                                                                    | EA               |
|                   | — Other, in blocks, slabs or bars:                                                                                                                                                                                                                                                                                                                                                                                                 |                  |
| 1806 31 00        | — — Filled                                                                                                                                                                                                                                                                                                                                                                                                                         | EA               |
| 1806 32           | — — Not filled                                                                                                                                                                                                                                                                                                                                                                                                                     | EA               |
| 1806 90           | — Other                                                                                                                                                                                                                                                                                                                                                                                                                            | EA               |
| 1901              | Malt extract; food preparations of flour, meal, starch of malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included: |                  |
| ex 1901 10 00     | — Preparations for infant use, put up for retail sale:                                                                                                                                                                                                                                                                                                                                                                             |                  |
|                   | — Containing cocoa and prepared milk in powder form                                                                                                                                                                                                                                                                                                                                                                                | EA               |
| 1901 90           | — Other:                                                                                                                                                                                                                                                                                                                                                                                                                           |                  |
|                   | — — Other:                                                                                                                                                                                                                                                                                                                                                                                                                         |                  |
| ex 1901 90 91     | — — — Containing no milk fats, sucrose, isoglucose, glucose or starch or containing less than 1,5 % milk fat, 5 % sucrose (including invert sugar) or isoglucose, 5 % glucose or starch, excluding food preparations in powder form of goods of heading Nos 0401 to 0404:                                                                                                                                                          | 12,8 %           |
|                   | — Containing cocoa and prepared milk in powder form for dietetic or culinary purposes                                                                                                                                                                                                                                                                                                                                              |                  |
| ex 1901 90 99     | — — — Other:                                                                                                                                                                                                                                                                                                                                                                                                                       |                  |
|                   | — Containing cocoa and prepared milk in powder form for dietetic or culinary purposes                                                                                                                                                                                                                                                                                                                                              | EA               |
| 1902              | Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared:                                                                                                                                                                                                                     |                  |
| 1902 20           | — Stuffed pasta, whether or not cooked or otherwise prepared:                                                                                                                                                                                                                                                                                                                                                                      |                  |
| 1902 20 91 and 99 | — — Other                                                                                                                                                                                                                                                                                                                                                                                                                          | EA               |
| 1902 30           | — Other pasta                                                                                                                                                                                                                                                                                                                                                                                                                      | EA               |
| 1902 40           | — Couscous:                                                                                                                                                                                                                                                                                                                                                                                                                        |                  |
| 1902 40 90        | — — Other                                                                                                                                                                                                                                                                                                                                                                                                                          | EA               |
| 1904              | Prepared foods obtained by the swelling or roasting of cereals or cereals products (for example, corn flakes); cereals (other than maize (corn)) in grain form or in the form of flakes or other worked grains (except flour and meal), precooked, or otherwise prepared, not elsewhere specified or included                                                                                                                      | EA               |
| 2001              | Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid:                                                                                                                                                                                                                                                                                                                         |                  |
| 2001 90           | — Other:                                                                                                                                                                                                                                                                                                                                                                                                                           |                  |
| 2001 90 30        | — — Sweetcorn ( <i>Zea mays</i> var. <i>saccharata</i> )                                                                                                                                                                                                                                                                                                                                                                           | EA               |
| 2001 90 40        | — — Yams, sweet potatoes and similar edible parts of plants containing 5 % or more by weight of starch                                                                                                                                                                                                                                                                                                                             | EA               |
| 2004              | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading No 2006:                                                                                                                                                                                                                                                                                                   |                  |
| 2004 10           | — Potatoes:                                                                                                                                                                                                                                                                                                                                                                                                                        |                  |
|                   | — — Other:                                                                                                                                                                                                                                                                                                                                                                                                                         |                  |
| 2004 10 91        | — — — In the form of flour, meal or flakes                                                                                                                                                                                                                                                                                                                                                                                         | EA               |
| 2004 90           | — Other vegetables and mixtures of vegetables:                                                                                                                                                                                                                                                                                                                                                                                     |                  |
| 2004 90 10        | — — Sweetcorn ( <i>Zea mays</i> var. <i>saccharata</i> )                                                                                                                                                                                                                                                                                                                                                                           | EA               |

| CN code           | Description                                                                                                                                                                                                                                                | Rate of duty (%) |
|-------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 2005              | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading No 2006:                                                                                                                       |                  |
| 2005 20           | – Potatoes:                                                                                                                                                                                                                                                |                  |
| 2005 20 10        | – – In the form of flour, meal or flakes                                                                                                                                                                                                                   | EA               |
| 2005 80 00        | – Sweetcorn ( <i>Zea mays</i> var. <i>saccharata</i> )                                                                                                                                                                                                     | EA               |
| 2008              | Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:                                                            |                  |
|                   | – Other, including mixtures other than those of subheading No 2008 19:                                                                                                                                                                                     |                  |
| 2008 91 00        | – – Palm hearts                                                                                                                                                                                                                                            | 9 %              |
| 2008 99           | – – Other:                                                                                                                                                                                                                                                 |                  |
|                   | – – – Not containing added spirit:                                                                                                                                                                                                                         |                  |
|                   | – – – – Not containing added sugar:                                                                                                                                                                                                                        |                  |
| 2008 99 85        | – – – – – Maize (corn), other than sweetcorn ( <i>Zea mays</i> var. <i>saccharata</i> )                                                                                                                                                                    | EA               |
| 2008 99 91        | – – – – – Yams, sweet potatoes and similar edible parts of plants, containing 5 % or more by weight of starch                                                                                                                                              | EA               |
| 2101              | Extracts, essences and concentrates, of coffee, tea or maté and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof: |                  |
|                   | – Extracts, essences and concentrates of coffee, and preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:                                                                                                      |                  |
| 2101 12           | – – Preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:                                                                                                                                                       |                  |
| 2101 12 98        | – – – Other                                                                                                                                                                                                                                                | EA               |
| 2101 20           | – Extracts, essences and concentrates, of tea or maté, and preparations with a basis of these extracts, essences or concentrates, or with a basis of tea or maté:                                                                                          |                  |
|                   | – – Preparations:                                                                                                                                                                                                                                          |                  |
| 2101 20 98        | – – – Other                                                                                                                                                                                                                                                | EA               |
| 2102              | Yeasts (active or inactive); other single-cell micro-organisms, dead (but not including vaccines of heading No 3002); prepared baking powders:                                                                                                             |                  |
| 2102 10           | – Active yeasts:                                                                                                                                                                                                                                           |                  |
| 2102 10 10        | – – Culture yeast                                                                                                                                                                                                                                          | 8 %              |
| 2102 10 31 and 39 | – – Baker's yeast                                                                                                                                                                                                                                          | EA               |
| 2102 10 90        | – – Other                                                                                                                                                                                                                                                  | 10 %             |
| 2105 00           | Ice cream and other edible ice, whether or not containing cocoa                                                                                                                                                                                            | EA               |
| 2106              | Food preparations not elsewhere specified or included:                                                                                                                                                                                                     |                  |
| 2106 10           | – Protein concentrates and textured protein substances:                                                                                                                                                                                                    |                  |
| 2106 10 80        | – – Other                                                                                                                                                                                                                                                  | EA               |
| 2106 90           | – Other:                                                                                                                                                                                                                                                   |                  |
| 2106 90 10        | – – Cheese fondues <sup>(2)</sup>                                                                                                                                                                                                                          | EA               |
|                   | – – Other:                                                                                                                                                                                                                                                 |                  |
| ex 2106 90 92     | – – – Containing no milk fats, sucrose, isoglucose, glucose or starch or containing less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch:                                                                                            |                  |
|                   | – – – – Hydrolysates of proteins; autolysates of yeast                                                                                                                                                                                                     | free             |
| 2106 90 98        | – – – Other                                                                                                                                                                                                                                                | EA               |

(<sup>1</sup>) The amounts of the agricultural components (EA) which may be subject to a maximum duty are set out in the Common Customs Tariff (Regulation (EEC) No 2658/87 of 23 July 1987 as amended).

(<sup>2</sup>) Entry under this subheading is subject to conditions laid down in the relevant Community provisions.

## ANNEX C I (a) (b)

| Order No | CN code                                                                                                                                                                                                              | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Ceiling (tonnes) |
|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 01.0010  | 3102<br>3102 10 10                                                                                                                                                                                                   | Mineral or chemical fertilizers, nitrogenous:<br>— — Urea containing more than 45 % by weight of nitrogen on the dry anhydrous product                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 5 483            |
| 01.0020  | 3102 10 90<br><br>3102 21 00<br>3102 29 00<br>3102 30<br>3102 30 10<br>3102 30 90<br>3102 40<br>3102 40 10<br>3102 40 90<br>3102 50<br>3102 50 90<br>3102 60 00<br>3102 70<br>3102 70 90<br>3102 80 00<br>3102 90 00 | — — Other<br>— Ammonium sulphate; double salts and mixtures of ammonium sulphate and ammonium nitrate:<br>— — Ammonium sulphate<br>— — Other<br>— Ammonium nitrate, whether or not in aqueous solution:<br>— — In aqueous solution<br>— — Other<br>— Mixtures of ammonium nitrate with calcium carbonate or other inorganic non-fertilizing substances:<br>— — With nitrogen content not exceeding 28 % by weight<br>— — With a nitrogen content exceeding 28 % by weight<br>— Sodium nitrate:<br>— — Other<br>— Double salts and mixtures of calcium nitrate and ammonium nitrate<br>— Calcium cyanamide:<br>— — Other<br>— Mixtures of urea and ammonium nitrate in aqueous or ammoniacal solution<br>— Other, including mixtures not specified in the foregoing subheadings | 48 148           |
| 01.0030  | 3105                                                                                                                                                                                                                 | Mineral or chemical fertilizers containing two or three of the fertilizing elements nitrogen, phosphorus and potassium; other fertilizers; goods of this chapter in tablets or similar forms or in packages of a gross weight not exceeding 10 kg                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 79 325           |
| 01.0040  | 3915<br>3915 90<br><br>3915 90 91<br>3915 90 99<br>3916<br><br>3916 90<br>ex 3916 90 90<br><br>3917<br><br>3917 10<br>ex 3917 10 90                                                                                  | Waste, parings and scrap, of plastics:<br>— Of other plastics:<br>— — Other:<br>— — — Of epoxide resins<br>— — — Other<br>Monofilament of which any cross-sectional dimension exceeds 1 mm, rods, sticks and profile shapes, whether or not surface-worked but not otherwise worked, of plastics:<br>— Of other plastics:<br>— — Other:<br>— — Of regenerated cellulose<br>Tubes, pipes and hoses, and fittings therefor (for example, joints, elbows, langes), of plastics:<br>— Artificial guts (sausage casings) of hardened protein or of cellulosic materials:<br>— — Of cellulosic materials:<br>— — Of regenerated cellulose<br>— Tubes, pipes and hoses, rigid:                                                                                                        | 1 688            |

| Order No            | CN code       | Description                                                                                                                                                | Ceiling (tonnes)  |
|---------------------|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| 01.0040<br>(cont'd) | 3917 29       | — — Of other plastics:                                                                                                                                     | 1 688<br>(cont'd) |
|                     |               | — — — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked:                   |                   |
|                     | ex 3917 29 19 | — — — — Other:                                                                                                                                             |                   |
|                     |               | — Of regenerated cellulose                                                                                                                                 |                   |
|                     | 3917 32       | — — Other, not reinforced or otherwise combined with materials, without fittings:                                                                          |                   |
|                     |               | — — — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked:                   |                   |
|                     | ex 3917 32 51 | — — — — Other:                                                                                                                                             |                   |
|                     |               | — Of regenerated cellulose                                                                                                                                 |                   |
|                     | 3917 39       | — — Other:                                                                                                                                                 |                   |
|                     |               | — — — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked:                   |                   |
|                     | ex 3917 39 19 | — — — — Other:                                                                                                                                             |                   |
|                     |               | — Of regenerated cellulose                                                                                                                                 |                   |
|                     | 3919          | Self-adhesive plates, sheets, film, foil, tape, strip and other flat shapes, of plastics, whether or not in rolls:                                         |                   |
|                     | 3919 10       | — In rolls of a width not exceeding 20 cm:                                                                                                                 |                   |
|                     |               | — — Other:                                                                                                                                                 |                   |
|                     | ex 3919 10 90 | — — — Other:                                                                                                                                               |                   |
|                     |               | — Of regenerated cellulose                                                                                                                                 |                   |
|                     | 3919 90       | — Other:                                                                                                                                                   |                   |
|                     |               | — — Other:                                                                                                                                                 |                   |
|                     | ex 3919 90 90 | — — — Other:                                                                                                                                               |                   |
|                     |               | — Of regenerated cellulose                                                                                                                                 |                   |
| 01.0050             | 3920          | Other plates, sheets, film, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials: | 1 056             |
|                     |               | — Of cellulose or its chemical derivatives:                                                                                                                |                   |
|                     | 3920 71       | — — Of regenerated cellulose:                                                                                                                              |                   |
|                     |               | — — — Sheets, film or strip, coiled or not, of a thickness of less than 0,75 mm:                                                                           |                   |
|                     | 3920 71 11    | — — — — Not printed                                                                                                                                        |                   |
|                     | 3920 71 19    | — — — — Printed                                                                                                                                            |                   |
|                     | 3920 71 90    | — — — Other                                                                                                                                                |                   |
|                     | 3921          | Other plates, sheets, film, foil and strip, of plastics:                                                                                                   |                   |
|                     |               | — Cellular:                                                                                                                                                |                   |
|                     | 3921 14 00    | — — Of regenerated cellulose                                                                                                                               |                   |
|                     |               |                                                                                                                                                            |                   |
|                     | 3912          | Cellulose and its chemical derivatives, not elsewhere specified or included, in primary forms:                                                             |                   |
|                     | 3912 20       | — Cellulose nitrates (including collodions):                                                                                                               |                   |
|                     |               | — — Non-plasticized:                                                                                                                                       |                   |
|                     | 3912 20 11    | — — — Collodions and celloidin                                                                                                                             |                   |
|                     | 3912 20 19    | — — — Other                                                                                                                                                |                   |
|                     | 3912 20 90    | — — Plasticized                                                                                                                                            |                   |

| Order No            | CN code       | Description                                                                                                                                                              | Ceiling (tonnes)  |
|---------------------|---------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| 01.0050<br>(cont'd) | 3915          | Waste, parings and scrap, of plastics:                                                                                                                                   | 1 056<br>(cont'd) |
|                     | 3915 90       | – Of other plastics:                                                                                                                                                     |                   |
|                     |               | – – Other:                                                                                                                                                               |                   |
|                     | ex 3915 90 93 | – – – Of cellulose and its chemical derivatives                                                                                                                          |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     | 3916          | Monofilament of which any cross-sectional dimensions exceeds 1 mm, rods, sticks and profile shapes, whether or not surface-worked but not otherwise worked, of plastics: |                   |
|                     | 3916 90       | – Of other plastics:                                                                                                                                                     |                   |
|                     | ex 3916 90 90 | – – Other:                                                                                                                                                               |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     | 3917          | Tubes, pipes and hoses, and fittings therefor (for example, joints, elbows, flanges), of plastics:                                                                       |                   |
|                     |               | – Tubes, pipes and hoses, rigid:                                                                                                                                         |                   |
|                     | 3917 29       | – – Of other plastics:                                                                                                                                                   |                   |
|                     |               | – – – Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked:                                 |                   |
|                     | ex 3917 29 19 | – – – – Other:                                                                                                                                                           |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     |               | – Other tubes, pipes and hoses:                                                                                                                                          |                   |
|                     | 3917 32       | – – Other, not reinforced or otherwise combined with other materials, without fittings:                                                                                  |                   |
|                     |               | – – – Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked:                                 |                   |
|                     | ex 3917 32 51 | – – – – Other:                                                                                                                                                           |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     | 3917 39       | – – Other:                                                                                                                                                               |                   |
|                     |               | – – – Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked:                                 |                   |
|                     | ex 3917 39 19 | – – – – Other:                                                                                                                                                           |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     | 3919          | Self-adhesive plates, sheets, film, foil, tape, strip and other flat shapes, of plastics, whether or not in rolls:                                                       |                   |
|                     | 3919 10       | – In rolls of a width not exceeding 20 cm:                                                                                                                               |                   |
|                     |               | – – Other:                                                                                                                                                               |                   |
|                     | ex 3919 10 90 | – – – Other:                                                                                                                                                             |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     | 3919 90       | – Other:                                                                                                                                                                 |                   |
|                     |               | – – Other:                                                                                                                                                               |                   |
|                     | ex 3919 90 90 | – – – Other:                                                                                                                                                             |                   |
|                     |               | – Of cellulose nitrates                                                                                                                                                  |                   |
|                     | 3920          | Other plates, sheets, film, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials:               |                   |
|                     |               | – Of cellulose or its chemical derivatives:                                                                                                                              |                   |

| Order No            | CN code       | Description                                                                                                                 | Ceiling (tonnes)  |
|---------------------|---------------|-----------------------------------------------------------------------------------------------------------------------------|-------------------|
| 01.0050<br>(cont'd) | 3920 72 00    | — — Of vulcanized fibre                                                                                                     | 1 056<br>(cont'd) |
|                     | 3921          | Other plates, sheets, film, foil and strip, of plastics:                                                                    |                   |
|                     |               | — Cellular:                                                                                                                 |                   |
|                     | 3921 19       | — — Of other plastics:                                                                                                      |                   |
|                     | 3921 19 90    | — — — Other                                                                                                                 |                   |
|                     | 3921 90       | — Other:                                                                                                                    |                   |
|                     | 3921 90 90    | — — Other                                                                                                                   |                   |
| 01.0060             | 4011          | New pneumatic tyres, of rubber:                                                                                             | 4 783             |
|                     | 4011 10 00    | — Of a kind used on motor cars (including station wagons and racing cars)                                                   |                   |
|                     | 4011 20       | — Of a kind used on buses or lorries                                                                                        |                   |
|                     | 4011 20 10    | — — With a load index not exceeding 121                                                                                     |                   |
|                     | 4011 20 90    | — — With a load index exceeding 121                                                                                         |                   |
|                     | 4011 30       | — Of a kind used on aircraft:                                                                                               |                   |
|                     | 4011 30 90    | — — Other                                                                                                                   |                   |
|                     |               | — Other:                                                                                                                    |                   |
|                     | 4011 91       | — — Having a 'herring-bone' or similar tread                                                                                |                   |
|                     | 4011 91 10    | — — — Of a kind used on agricultural and forestry vehicles                                                                  |                   |
|                     | 4011 91 30    | — — — Of a kind used on civil engineering vehicles                                                                          |                   |
|                     | 4011 91 90    | — — — Other                                                                                                                 |                   |
|                     | 4011 99       | — — Other:                                                                                                                  |                   |
|                     | 4011 99 10    | — — — Of a kind used on agricultural and forestry vehicles                                                                  |                   |
|                     | 4011 99 30    | — — — Of a kind used on civil engineering vehicles                                                                          |                   |
|                     | 4011 99 90    | — — — Other                                                                                                                 |                   |
|                     | 4012          | Retreaded or used pneumatic tyres of rubber; solid or cushion tyres, interchangeable tyre treads and tyre flaps, of rubber: |                   |
|                     | 4012 10       | — Retreaded tyres:                                                                                                          |                   |
|                     |               | — — Other:                                                                                                                  |                   |
|                     | 4012 10 30    | — — — Of a kind used on motor cars (including station wagons and racing cars)                                               |                   |
|                     | 4012 10 50    | — — — Of a kind used on buses or lorries                                                                                    |                   |
|                     | ex 4012 10 80 | — — — Other:                                                                                                                |                   |
|                     |               | — Other than of the kind used on bicycles or cycles with auxiliary motor, on motor-cycles or motor-scooters                 |                   |
|                     | 4012 20       | — Used pneumatic tyres:                                                                                                     |                   |
|                     | ex 4012 20 90 | — — Other:                                                                                                                  |                   |
|                     |               | — Other than of the kind used on bicycles or cycles with auxiliary motor, on motor-cycles or motor-scooters                 |                   |
|                     | 4013          | Inner tubes, of rubber:                                                                                                     |                   |
|                     | 4013 10       | — Of a kind used on motor cars (including station wagons and racing cars), buses or lorries:                                |                   |
|                     | 4013 10 10    | — — Of the kind used on motor cars (including station wagons and racing cars)                                               |                   |
|                     | 4013 10 90    | — — Of the kind used on buses or lorries                                                                                    |                   |
|                     | 4013 90       | — Other:                                                                                                                    |                   |
|                     | 4013 90 90    | — — Other                                                                                                                   |                   |

| Order No | CN code    | Description                                                                                                                                                                                                        | Ceiling (tonnes)       |
|----------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| 01.0080  | 4203       | Articles of apparel and clothing accessories, of leather or of composition leather:                                                                                                                                | 603                    |
|          | 4203 10 00 | – Articles of apparel                                                                                                                                                                                              |                        |
|          |            | – Gloves, mittens and mitts:                                                                                                                                                                                       |                        |
|          | 4203 21 00 | – – Specially designed for use in sports                                                                                                                                                                           |                        |
|          | 4203 29    | – – Other:                                                                                                                                                                                                         |                        |
|          |            | – – – Other:                                                                                                                                                                                                       |                        |
|          | 4203 29 91 | – – – – Men's and boys'                                                                                                                                                                                            |                        |
|          | 4203 29 99 | – – – – Other                                                                                                                                                                                                      |                        |
| 01.0090  | 4412       | Plywood, veneered panels and similar laminated wood                                                                                                                                                                | 164 115 m <sup>3</sup> |
|          | 4420       | Wood marquetry and inlaid wood; caskets and cases for jewellery or cutlery, and similar articles, of wood; statuettes and other ornaments, of wood; wooden articles of furniture not falling in Chapter 94:        |                        |
|          | 4420 90    | – Other:                                                                                                                                                                                                           |                        |
|          |            | – – Wood marquetry and inlaid wood:                                                                                                                                                                                |                        |
|          | 4420 90 11 | – – – Of tropical wood, as specified in additional note 2 to this chapter                                                                                                                                          |                        |
|          | 4420 90 19 | – – – Of other wood                                                                                                                                                                                                |                        |
| 01.0100  | 4410       | Particle board and similar board of wood or other ligneous material, whether or not agglomerated with resins or other organic binding substances                                                                   | 20 714                 |
| 01.0110  | 6401       | Waterproof footwear with outer soles and uppers of rubber or of plastics, the uppers of which are neither fixed to the sole nor assembled by stitching, riveting, nailing, screwing, plugging or similar processes | 751                    |
|          | 6402       | Other footwear with outer soles and uppers of rubber or plastics                                                                                                                                                   |                        |
| 01.0120  | 6403       | Footwear with outer soles of rubber, plastics, leather or composition leather and uppers of leather                                                                                                                | 890                    |
| 01.0130  | 6404       | Footwear with outer soles of rubber, plastics, leather or composition leather and uppers of textile materials                                                                                                      | 374                    |
|          | 6405       | Other footwear:                                                                                                                                                                                                    |                        |
|          | 6405 90    | – Other:                                                                                                                                                                                                           |                        |
|          | 6405 90 10 | – – With outer soles of rubber, plastics, leather or composition leather                                                                                                                                           |                        |
| 01.0140  | 7004       | Drawn glass and blown glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked:                                                                          | 10 548                 |
|          | 7004 20    | – Glass, coloured throughout the mass (body tinted), opacified, flashed or having an absorbent, reflecting or non-reflecting layer:                                                                                |                        |
|          |            | – – Other:                                                                                                                                                                                                         |                        |
|          | 7004 20 99 | – – – Other                                                                                                                                                                                                        |                        |
|          | 7004 90    | – Other glass:                                                                                                                                                                                                     |                        |
|          | 7004 90 70 | – – Horticultural sheet glass                                                                                                                                                                                      |                        |
|          |            | – – Other, of a thickness:                                                                                                                                                                                         |                        |
|          | 7004 90 92 | – – – Not exceeding 2,5 mm                                                                                                                                                                                         |                        |
|          | 7004 90 98 | – – – Exceeding 2,5 mm                                                                                                                                                                                             |                        |

| Order No | CN code    | Description                                                                                                                                                                                                                                                                        | Ceiling (tonnes) |
|----------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 01.0150  | 9405       | Lamps and lighting fittings including searchlights and spotlights and parts thereof, not elsewhere specified or included; illuminated signs, illuminated name-plates and the like, having a permanently fixed light source, and parts thereof not elsewhere specified or included: | 2 931            |
|          | 9405 91    | — Parts:                                                                                                                                                                                                                                                                           |                  |
|          | 9405 91 19 | — — Of glass:<br>— — — Articles for electrical lighting fittings (excluding searchlights and spotlights):<br>— — — — Other (for example, diffusers, ceiling lights, bowls, cups, lamp-shades, globes, tulip-shaped pieces)                                                         |                  |
| 01.0160  | 7304       | Tubes, pipes and hollow profiles, seamless, of iron (other than cast iron) or steel:                                                                                                                                                                                               | 19 928           |
|          | 7304 10    | — Line pipe of a kind used for oil or gas pipelines:                                                                                                                                                                                                                               |                  |
|          | 7304 10 10 | — — Of an external diameter not exceeding 168,3 mm                                                                                                                                                                                                                                 |                  |
|          | 7304 10 30 | — — Of an external diameter exceeding 168,3 mm, but not exceeding 406,4 mm                                                                                                                                                                                                         |                  |
|          | 7304 10 90 | — — Of an external diameter exceeding 406,4 mm                                                                                                                                                                                                                                     |                  |
|          | 7304 29    | — Casing, tubing and drill pipe, of a kind used in drilling for oil or gas:                                                                                                                                                                                                        |                  |
|          | 7304 29 11 | — — Other:                                                                                                                                                                                                                                                                         |                  |
|          | 7304 29 19 | — — — Of an external diameter not exceeding 406,4 mm                                                                                                                                                                                                                               |                  |
|          | 7304 29 19 | — — — Of an external diameter exceeding 406,4 mm                                                                                                                                                                                                                                   |                  |
|          | 7304 31    | — Other, of circular cross-section, of iron or non-alloy steel:                                                                                                                                                                                                                    |                  |
|          | 7304 31    | — — Cold-drawn or cold-rolled (cold-reduced):                                                                                                                                                                                                                                      |                  |
|          | 7304 31 91 | — — — Other:                                                                                                                                                                                                                                                                       |                  |
|          | 7304 31 91 | — — — — Precision tubes                                                                                                                                                                                                                                                            |                  |
|          | 7304 31 99 | — — — — Other                                                                                                                                                                                                                                                                      |                  |
|          | 7304 39    | — — Other:                                                                                                                                                                                                                                                                         |                  |
|          | 7304 39 10 | — — — Unworked, straight and of uniform wall-thickness, for use solely in the manufacture of tubes and pipes with other cross-sections and wall thicknesses (1)                                                                                                                    |                  |
|          | 7304 39 10 | — — — — Other:                                                                                                                                                                                                                                                                     |                  |
|          | 7304 39 10 | — — — — — Other:                                                                                                                                                                                                                                                                   |                  |
|          | 7304 39 10 | — — — — — Other:                                                                                                                                                                                                                                                                   |                  |
|          | 7304 39 51 | — — — — — Threaded or threadable tubes (gas pipe):                                                                                                                                                                                                                                 |                  |
|          | 7304 39 51 | — — — — — — Plated or coated with zinc                                                                                                                                                                                                                                             |                  |
|          | 7304 39 59 | — — — — — — Other                                                                                                                                                                                                                                                                  |                  |
|          | 7304 39 59 | — — — — — — Other, of an external diameter:                                                                                                                                                                                                                                        |                  |
|          | 7304 39 91 | — — — — — — Not exceeding 168,3 mm                                                                                                                                                                                                                                                 |                  |
|          | 7304 39 93 | — — — — — — Exceeding 168,3 mm, but not exceeding 406,4 mm                                                                                                                                                                                                                         |                  |
|          | 7304 39 99 | — — — — — — Exceeding 406,4 mm                                                                                                                                                                                                                                                     |                  |
|          | 7304 41    | — Other, of circular cross-section, of stainless steel:                                                                                                                                                                                                                            |                  |
|          | 7304 41 90 | — — Cold-drawn or cold-rolled (cold-reduced):                                                                                                                                                                                                                                      |                  |
|          | 7304 41 90 | — — — Other                                                                                                                                                                                                                                                                        |                  |
|          | 7304 49    | — — Other:                                                                                                                                                                                                                                                                         |                  |
|          | 7304 49 10 | — — — Unworked, straight and of uniform wall-thickness, for use solely in the manufacture of tubes and pipes with other cross-sections and wall thicknesses (1)                                                                                                                    |                  |
|          | 7304 49 10 | — — — — Other:                                                                                                                                                                                                                                                                     |                  |
|          | 7304 49 10 | — — — — — Other:                                                                                                                                                                                                                                                                   |                  |
|          | 7304 49 91 | — — — — — Of an external diameter not exceeding 406,4 mm                                                                                                                                                                                                                           |                  |

| Order No            | CN code    | Description                                                                                                                                                                                                                                                             | Ceiling (tonnes)   |
|---------------------|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 01.0160<br>(cont'd) | 7304 49 99 | — — — — — Of an external diameter exceeding 406,4 mm                                                                                                                                                                                                                    | 19 928<br>(cont'd) |
|                     |            | — Other, of circular cross-section, of other alloy steel:                                                                                                                                                                                                               |                    |
|                     | 7304 51    | — — Cold-drawn or cold-rolled (cold-reduced):                                                                                                                                                                                                                           |                    |
|                     |            | — — — Straight and of uniform wall-thickness, of alloy steel containing by weight not less than 0,9 % but not more than 1,15 % of carbon, not less than 0,5 % but not more than 2 % of chromium and, if present, not more than 0,5 % of molybdenum, of a length:        |                    |
|                     | 7304 51 11 | — — — — Not exceeding 4,5 m                                                                                                                                                                                                                                             |                    |
|                     | 7304 51 19 | — — — — Exceeding 4,5 m                                                                                                                                                                                                                                                 |                    |
|                     |            | — — — Other:                                                                                                                                                                                                                                                            |                    |
|                     |            | — — — — Other:                                                                                                                                                                                                                                                          |                    |
|                     | 7304 51 91 | — — — — — Precision tubes                                                                                                                                                                                                                                               |                    |
|                     | 7304 51 99 | — — — — — Other                                                                                                                                                                                                                                                         |                    |
|                     | 7304 59    | — — Other:                                                                                                                                                                                                                                                              |                    |
|                     | 7304 59 10 | — — — Unworked, straight and of uniform wall-thickness, for use solely in the manufacture of tubes and pipes with other cross-sections and wall thicknesses (!)                                                                                                         |                    |
|                     |            | — — — Other, straight and of uniform wall-thickness, of alloy steel containing by weight not less than 0,9 % but not more than 1,15 % of carbon, not less than 0,5 % but not more than 2 % of chromium and, if present, not more than 0,5 % of molybdenum, of a length: |                    |
|                     | 7304 59 31 | — — — — Not exceeding 4,5 m                                                                                                                                                                                                                                             |                    |
|                     | 7304 59 39 | — — — — Exceeding 4,5 m                                                                                                                                                                                                                                                 |                    |
|                     |            | — — — Other:                                                                                                                                                                                                                                                            |                    |
|                     |            | — — — — Other:                                                                                                                                                                                                                                                          |                    |
|                     | 7304 59 91 | — — — — — Of an external diameter not exceeding 168,3 mm                                                                                                                                                                                                                |                    |
|                     | 7304 59 93 | — — — — — Of an external diameter exceeding 168,3 mm, but not exceeding 406,4 mm                                                                                                                                                                                        |                    |
|                     | 7304 59 99 | — — — — — Of an external diameter exceeding 406,4 mm                                                                                                                                                                                                                    |                    |
|                     | 7304 90    | — Other:                                                                                                                                                                                                                                                                |                    |
|                     | 7304 90 90 | — — Other                                                                                                                                                                                                                                                               |                    |
|                     | 7305       | Other tubes and pipes (for example, welded, riveted or similarly closed), having circular cross-sections, the external diameter of which exceeds 406,4 mm, of iron or steel                                                                                             |                    |
|                     | 7306       | Other tubes, pipes and hollow profiles (for example, open seam or welded, riveted or similarly closed), of iron or steel:                                                                                                                                               |                    |
|                     | 7306 10    | — Line pipe of a kind used for oil or gas pipelines:                                                                                                                                                                                                                    |                    |
|                     |            | — — Longitudinally welded, of an external diameter of:                                                                                                                                                                                                                  |                    |
|                     | 7306 10 11 | — — — Not more than 168,3 mm                                                                                                                                                                                                                                            |                    |
|                     | 7306 10 19 | — — — More than 168,3 mm, but not more than 406,4 mm                                                                                                                                                                                                                    |                    |
|                     | 7306 10 90 | — — Spirally welded                                                                                                                                                                                                                                                     |                    |
|                     | 7306 20 00 | — Casing and tubing of a kind used in drilling for oil or gas                                                                                                                                                                                                           |                    |
|                     | 7306 30    | — Other, welded, of circular cross-section, of iron or non-alloy steel:                                                                                                                                                                                                 |                    |
|                     |            | — — Other:                                                                                                                                                                                                                                                              |                    |
|                     |            | — — — Precision tubes, with a wall thickness:                                                                                                                                                                                                                           |                    |
|                     | 7306 30 21 | — — — — Not exceeding 2 mm                                                                                                                                                                                                                                              |                    |
|                     | 7306 30 29 | — — — — Exceeding 2 mm                                                                                                                                                                                                                                                  |                    |

| Order No            | CN code                                                                                                                                                                                                                                                                                | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Ceiling (tonnes)   |
|---------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 01.0160<br>(cont'd) | <p>7306 30 51</p> <p>7306 30 59</p> <p>7306 30 71</p> <p>7306 30 78</p> <p>7306 30 90</p> <p>7306 40</p> <p>7306 40 91</p> <p>7306 40 99</p> <p>7306 50</p> <p>7306 50 91</p> <p>7306 50 99</p> <p>7306 60</p> <p>7306 60 31</p> <p>7306 60 39</p> <p>7306 60 90</p> <p>7306 90 00</p> | <p>— — — Other:</p> <p>— — — — Threaded or threadable tubes (gas pipe):</p> <p>— — — — — Plated or coated with zinc</p> <p>— — — — — Other</p> <p>— — — — — Other, of an external diameter:</p> <p>— — — — — Not exceeding 168,3 mm:</p> <p>— — — — — — Plated or coated with zinc</p> <p>— — — — — — Other</p> <p>— — — — — Exceeding 168,3 mm, but not exceeding 406,4 mm</p> <p>— Other, welded, of circular cross-section, of stainless steel:</p> <p>— — Other:</p> <p>— — — Cold-drawn or cold-rolled (cold-reduced)</p> <p>— — — Other</p> <p>— Other, welded, of circular cross-section, of other alloy steel:</p> <p>— — Other:</p> <p>— — — Precision tubes</p> <p>— — — Other</p> <p>— Other, welded, of non-circular cross-section:</p> <p>— — Other:</p> <p>— — — Of rectangular (including square) cross-section, with a wall thickness:</p> <p>— — — — Not exceeding 2 mm</p> <p>— — — — Exceeding 2 mm</p> <p>— — — Of other sections</p> <p>— Other</p> | 19 928<br>(cont'd) |
| 01.0167             | <p>7407</p> <p>7407 10 00</p> <p>7407 21</p> <p>7407 21 10</p> <p>7407 21 90</p> <p>7407 22</p> <p>7407 22 10</p> <p>7407 22 90</p> <p>7407 29 00</p> <p>7408</p> <p>7411</p>                                                                                                          | <p>Copper bars, rods and profiles:</p> <p>— Of refined copper</p> <p>— Of copper alloys:</p> <p>— — Of copper-zinc base alloys (brass):</p> <p>— — — Bars and rods</p> <p>— — — Profiles</p> <p>— — Of copper-nickel base alloys (cupro-nickel) or copper-nickel-zinc base alloys (nickel silver):</p> <p>— — — Of copper-nickel base alloys (cupro-nickel)</p> <p>— — — Of copper-nickel-zinc base alloys (nickel silver)</p> <p>— — Other</p> <p>Copper wire</p> <p>Copper tubes and pipes</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 6 738              |
| 01.0170             | 7409                                                                                                                                                                                                                                                                                   | Copper plates, sheets and strip, of a thickness exceeding 0,15 mm                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1 659              |
| 01.0190             | <p>ex 7604</p> <p>7605</p>                                                                                                                                                                                                                                                             | <p>Aluminium bars, rods and profiles, excluding code No 7604 21 00</p> <p>Aluminium wire</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 2 077              |
| 01.0200             | 7606                                                                                                                                                                                                                                                                                   | Aluminium plates, sheets and strip, of a thickness exceeding 0,2 mm                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 4 485              |

| Order No | CN code    | Description                                                   | Ceiling (tonnes) |
|----------|------------|---------------------------------------------------------------|------------------|
| 01.0220  | 8501       | Electric motors and generators (excluding generating sets):   | 5 627            |
|          | 8501 10    | – Motors of an output not exceeding 37,5 W:                   |                  |
|          | 8501 10 10 | – – Synchronous motors of an output not exceeding 18 W        |                  |
|          |            | – – Other:                                                    |                  |
|          | 8501 10 91 | – – – Universal AC/DC motors                                  |                  |
|          | 8501 10 93 | – – – AC motors                                               |                  |
|          | 8501 10 99 | – – – DC motors                                               |                  |
|          | 8501 20    | – Universal AC/DC motors of an output exceeding 37,5 W:       |                  |
|          | 8501 20 90 | – – Other                                                     |                  |
|          |            | – Other DC motors; DC generators:                             |                  |
|          | 8501 31    | – – Of an output not exceeding 750 W:                         |                  |
|          | 8501 31 90 | – – – Other:                                                  |                  |
|          | 8501 32    | – – Of an output exceeding 750 W but not exceeding 75 kW:     |                  |
|          |            | – – – Other:                                                  |                  |
|          | 8501 32 91 | – – – – Of an output exceeding 750 W but not exceeding 7,5 kW |                  |
|          | 8501 32 99 | – – – – Of an output exceeding 7,5 kW but not exceeding 75 kW |                  |
|          | 8501 33    | – – Of an output exceeding 75 kW but not exceeding 375 kW:    |                  |
|          | 8501 33 90 | – – – Other                                                   |                  |
|          | 8501 34    | – – Of an output exceeding 375 kW:                            |                  |
|          |            | – – – Other:                                                  |                  |
|          | 8501 34 50 | – – – – Traction motors                                       |                  |
|          |            | – – – – Other, of an output:                                  |                  |
|          | 8501 34 91 | – – – – – Exceeding 375 kW but not exceeding 750 kW           |                  |
|          | 8501 34 99 | – – – – – Exceeding 750 kW                                    |                  |
|          | 8501 40    | – Other AC motors, single phase:                              |                  |
|          |            | – – Other                                                     |                  |
|          | 8501 40 91 | – – – Of an output not exceeding 750 W                        |                  |
|          | 8501 40 99 | – – – Of an output exceeding 750 W                            |                  |
|          |            | – Other AC motors, multiphase:                                |                  |
|          | 8501 51    | – – Of an output not exceeding 750 W:                         |                  |
|          | 8501 51 90 | – – – Other                                                   |                  |
|          | 8501 52    | – – Of an output exceeding 750 W but not exceeding 75 kW:     |                  |
|          |            | – – – Other:                                                  |                  |
|          | 8501 52 91 | – – – – Of an output exceeding 750 W but not exceeding 7,5 kW |                  |
|          | 8501 52 93 | – – – – Of an output exceeding 7,5 kW but not exceeding 37 kW |                  |
|          | 8501 52 99 | – – – – Of an output exceeding 37 kW but not exceeding 75 kW  |                  |
|          | 8501 53    | – – Of an output exceeding 75 kW:                             |                  |
|          |            | – – – Other:                                                  |                  |
|          | 8501 53 50 | – – – – Traction motors                                       |                  |
|          |            | – – – – Other, of an output:                                  |                  |
|          | 8501 53 92 | – – – – – Exceeding 75 kW but not exceeding 375 kW            |                  |
|          | 8501 53 94 | – – – – – Exceeding 375 kW but not exceeding 750 kW           |                  |
|          | 8501 53 99 | – – – – – Exceeding 750 kW                                    |                  |
|          |            | – AC generators (alternators):                                |                  |
|          | 8501 61    | – – Of an output not exceeding 75 kVA:                        |                  |
|          |            | – – – Other:                                                  |                  |
|          | 8501 61 91 | – – – – Of an output exceeding 7,5 kVA                        |                  |

| Order No            | CN code    | Description                                                                                                                                                                                                                                                                                                                                                            | Ceiling (tonnes)  |
|---------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| 01.0220<br>(cont'd) | 8501 61 99 | — — — — Of an output exceeding 7,5 kVA but not exceeding 75 kVA                                                                                                                                                                                                                                                                                                        | 5 627<br>(cont'd) |
|                     | 8501 62    | — — Of an output exceeding 75 kVA but not exceeding 375 kVA:                                                                                                                                                                                                                                                                                                           |                   |
|                     | 8501 62 90 | — — — Other                                                                                                                                                                                                                                                                                                                                                            |                   |
|                     | 8501 63    | — — Of an output exceeding 375 kVA but not exceeding 750 kVA:                                                                                                                                                                                                                                                                                                          |                   |
|                     | 8501 63 90 | — — — Other                                                                                                                                                                                                                                                                                                                                                            |                   |
|                     | 8501 64 00 | — — Of an output exceeding 750 kVA                                                                                                                                                                                                                                                                                                                                     |                   |
|                     | 8502       | Electric generating sets and rotary converters:                                                                                                                                                                                                                                                                                                                        |                   |
|                     |            | — Generating sets with compression-ignition internal combustion piston engines (diesel or semi-diesel engines):                                                                                                                                                                                                                                                        |                   |
|                     | 8502 11    | — — Of an output not exceeding 75 kVA:                                                                                                                                                                                                                                                                                                                                 |                   |
|                     |            | — — — Other:                                                                                                                                                                                                                                                                                                                                                           |                   |
|                     | 8502 11 91 | — — — — Of an output not exceeding 7,5 kVA                                                                                                                                                                                                                                                                                                                             |                   |
|                     | 8502 11 99 | — — — — Of an output exceeding 7,5 kVA but not exceeding 75 kVA                                                                                                                                                                                                                                                                                                        |                   |
|                     | 8502 12    | — — Of an output exceeding 75 kVA but not exceeding 375 kVA:                                                                                                                                                                                                                                                                                                           |                   |
|                     | 8502 12 90 | — — — Other                                                                                                                                                                                                                                                                                                                                                            |                   |
|                     | 8502 13    | — — Of an output exceeding 375 kVA:                                                                                                                                                                                                                                                                                                                                    |                   |
|                     |            | — — — Other:                                                                                                                                                                                                                                                                                                                                                           |                   |
|                     | 8502 13 91 | — — — — Of an output exceeding 375 kVA but not exceeding 750 kVA                                                                                                                                                                                                                                                                                                       |                   |
|                     | 8502 13 99 | — — — — Of an output exceeding 750 kVA                                                                                                                                                                                                                                                                                                                                 |                   |
|                     | 8502 20    | — Generating sets with spark-ignition internal combustion piston engines                                                                                                                                                                                                                                                                                               |                   |
|                     |            | — — Other:                                                                                                                                                                                                                                                                                                                                                             |                   |
|                     | 8502 20 91 | — — — Of an output not exceeding 7,5 kVA                                                                                                                                                                                                                                                                                                                               |                   |
|                     | 8502 20 99 | — — — Of an output exceeding 7,5 kVA                                                                                                                                                                                                                                                                                                                                   |                   |
|                     |            | — Other generating sets:                                                                                                                                                                                                                                                                                                                                               |                   |
|                     | 8502 31 00 | — — Wind-powered                                                                                                                                                                                                                                                                                                                                                       |                   |
|                     | 8502 39    | — — Other:                                                                                                                                                                                                                                                                                                                                                             |                   |
|                     |            | — — — Other:                                                                                                                                                                                                                                                                                                                                                           |                   |
|                     | 8502 39 91 | — — — — Turbo-generators                                                                                                                                                                                                                                                                                                                                               |                   |
|                     | 8502 39 99 | — — — — Other                                                                                                                                                                                                                                                                                                                                                          |                   |
|                     | 8502 40    | — Electric rotary converters:                                                                                                                                                                                                                                                                                                                                          |                   |
|                     | 8502 40 90 | — — Other                                                                                                                                                                                                                                                                                                                                                              |                   |
| 01.0230             | 8503 00    | Parts suitable for use solely or principally with the machines of heading No 8501 or 8502                                                                                                                                                                                                                                                                              | 2 974             |
|                     | 8504       | Electrical transformers, static converters (for example, rectifiers) and inductors:                                                                                                                                                                                                                                                                                    |                   |
|                     | 8504 90    | — Parts:                                                                                                                                                                                                                                                                                                                                                               |                   |
|                     |            | — — Of transformers and inductors:                                                                                                                                                                                                                                                                                                                                     |                   |
|                     | 8504 90 11 | — — — Ferrite cores                                                                                                                                                                                                                                                                                                                                                    |                   |
|                     | 8504 90 19 | — — — Other                                                                                                                                                                                                                                                                                                                                                            |                   |
|                     | 8504 90 90 | — — Of static converters                                                                                                                                                                                                                                                                                                                                               |                   |
| 01.0240             | ex 8544    | Insulated (including enamelled or anodized) wire, cable (including coaxial cable) and other insulated electric conductors, whether or not fitted with connectors; optical fibre cables, made up of individually sheathed fibres, whether or not assembled with electric conductors or fitted with connectors, excluding products of CN codes 8544 30 10 and 8544 70 00 | 3 784             |
| 01.0250             | 8546       | Electrical insulators of any material                                                                                                                                                                                                                                                                                                                                  | 652               |

| Order No | CN code    | Description                                                                                           | Ceiling (tonnes) |
|----------|------------|-------------------------------------------------------------------------------------------------------|------------------|
| 01.0270  | 8716       | Trailers and semi-trailers; other vehicles, not mechanically propelled; parts thereof:                | 2 203            |
|          | 8716 10    | – Trailers and semi-trailers of the caravan type, for housing or camping:                             |                  |
|          | 8716 10 10 | – – Folding caravans                                                                                  |                  |
|          |            | – – Other, of a weight:                                                                               |                  |
|          | 8716 10 91 | – – – Not exceeding 750 kg                                                                            |                  |
|          | 8716 10 94 | – – – Exceeding 750 kg but not exceeding 1 600 kg                                                     |                  |
|          | 8716 10 96 | – – – Exceeding 1 600 kg but not exceeding 3 500 kg                                                   |                  |
|          | 8716 10 99 | – – – Exceeding 3 500 kg                                                                              |                  |
|          | 8716 20    | – Self-loading or self-unloading trailers and semi-trailers for agricultural purposes:                |                  |
|          | 8716 20 10 | – – Manure-spreaders                                                                                  |                  |
|          | 8716 20 90 | – – Other                                                                                             |                  |
|          |            | – Other trailers and semi-trailers for the transport of goods:                                        |                  |
|          | 8716 31 00 | – – Tanker-trailers and tanker semi-trailers                                                          |                  |
|          | 8716 39    | – – Other:                                                                                            |                  |
|          |            | – – – Other:                                                                                          |                  |
|          |            | – – – – New:                                                                                          |                  |
|          | 8716 39 30 | – – – – – Semi-trailers                                                                               |                  |
|          |            | – – – – – Other:                                                                                      |                  |
|          | 8716 39 51 | – – – – – With a single axle                                                                          |                  |
|          | 8716 39 59 | – – – – – Other                                                                                       |                  |
|          | 8716 39 80 | – – – – Used                                                                                          |                  |
|          | 8716 40 00 | – Other trailers and semi-trailers                                                                    |                  |
| 01.0280  | 9401       | Seats (other than those of heading No 9402), whether or not convertible into beds, and parts thereof: | 9 123            |
|          | 9401 30    | – Swivel seats with variable height adjustment:                                                       |                  |
|          | 9401 30 10 | – – Upholstered, with backrest and fitted with castors or glides                                      |                  |
|          | 9401 30 90 | – – Other                                                                                             |                  |
|          | 9401 40 00 | – Seats other than garden seats or camping equipment, convertible into beds                           |                  |
|          | 9401 50 00 | – Seats of cane, osier, bamboo or similar materials                                                   |                  |
|          |            | – Other seats, with wooden frames:                                                                    |                  |
|          | 9401 61 00 | – – Upholstered                                                                                       |                  |
|          | 9401 69 00 | – – Other                                                                                             |                  |
|          |            | – Other seats, with metal frames:                                                                     |                  |
|          | 9401 71 00 | – – Upholstered                                                                                       |                  |
|          | 9401 79 00 | – – Other                                                                                             |                  |
|          | 9401 80 00 | – Other seats                                                                                         |                  |
|          | 9401 90    | – Parts:                                                                                              |                  |
|          |            | – – Other:                                                                                            |                  |
|          | 9401 90 30 | – – – Of wood                                                                                         |                  |
|          | 9401 90 80 | – – – Other                                                                                           |                  |

| Order No | CN code    | Description                                                                          | Ceiling (tonnes) |
|----------|------------|--------------------------------------------------------------------------------------|------------------|
| 01.0290  | 9403       | Other furniture and parts thereof:                                                   | 8 129            |
|          | 9403 10    | — Metal furniture of a kind used in offices:                                         |                  |
|          | 9403 10 10 | — — Drawing tables (other than those of heading No 9017)                             |                  |
|          |            | — — Other:                                                                           |                  |
|          |            | — — — Not exceeding 80 cm in height:                                                 |                  |
|          | 9403 10 51 | — — — — Desks                                                                        |                  |
|          | 9403 10 59 | — — — — Other                                                                        |                  |
|          |            | — — — Exceeding 80 cm in height:                                                     |                  |
|          | 9403 10 91 | — — — — Cupboards with doors, shutters or flaps                                      |                  |
|          | 9403 10 93 | — — — — Filing, card-index and other cabinets                                        |                  |
|          | 9403 10 99 | — — — — Other                                                                        |                  |
|          | 9403 20    | — Other metal furniture:                                                             |                  |
|          |            | — — Other:                                                                           |                  |
|          | 9403 20 91 | — — — Beds                                                                           |                  |
|          | 9403 20 99 | — — — Other                                                                          |                  |
|          | 9403 30    | — Wooden furniture of a kind used in offices:                                        |                  |
|          |            | — — Not exceeding 80 cm in height:                                                   |                  |
|          | 9403 30 11 | — — — Desks                                                                          |                  |
|          | 9403 30 19 | — — — Other                                                                          |                  |
|          |            | — — Exceeding 80 cm in height:                                                       |                  |
|          | 9403 30 91 | — — — Cupboards with doors, shutters or flaps; filing, card-index and other cabinets |                  |
|          | 9403 30 99 | — — — Other                                                                          |                  |
|          | 9403 40    | — Wooden furniture of a kind used in the kitchen:                                    |                  |
|          | 9403 40 10 | — — Fitted kitchen units                                                             |                  |
|          | 9403 40 90 | — — Other                                                                            |                  |
|          | 9403 50 00 | — Wooden furniture of a kind used in the bedroom                                     |                  |
|          | 9403 60    | — Other wooden furniture:                                                            |                  |
|          | 9403 60 10 | — — Wooden furniture of a kind used in the dining room and the living room           |                  |
|          | 9403 60 30 | — — Wooden furniture of a kind used in shops                                         |                  |
|          | 9403 60 90 | — — Other wooden furniture                                                           |                  |
|          | 9403 70    | — Furniture of plastics:                                                             |                  |
|          | 9403 70 90 | — — Other                                                                            |                  |
|          | 9403 80 00 | — Furniture of other materials, including cane, osier, bamboo or similar materials   |                  |
|          | 9403 90    | — Parts:                                                                             |                  |
|          | 9403 90 10 | — — Of metal                                                                         |                  |
|          | 9403 90 30 | — — Of wood                                                                          |                  |
|          | 9403 90 90 | — — Of other materials                                                               |                  |

(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.

(b) See Taric subdivisions in Annex C V.

(<sup>1</sup>) Entry under this code is subject to conditions laid down in the relevant Community provisions. See also Section II, paragraph B, of the preliminary provisions (combined nomenclature).

## ANNEX C II

| Order No | CN code    | Description                                                                                                                                                                                                                                                                                   | Ceiling (tonnes) |
|----------|------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 03.0010  | 2710 00    | Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing by weight 70 % or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations: | 1 050 000        |
|          |            | – Light oils:                                                                                                                                                                                                                                                                                 |                  |
|          |            | – – For other purposes:                                                                                                                                                                                                                                                                       |                  |
|          |            | – – – Special spirits:                                                                                                                                                                                                                                                                        |                  |
|          | 2710 00 21 | – – – – White spirit                                                                                                                                                                                                                                                                          |                  |
|          | 2710 00 25 | – – – – Other                                                                                                                                                                                                                                                                                 |                  |
|          |            | – – – Other:                                                                                                                                                                                                                                                                                  |                  |
|          |            | – – – – Motor spirit:                                                                                                                                                                                                                                                                         |                  |
|          | 2710 00 26 | – – – – Aviation spirit                                                                                                                                                                                                                                                                       |                  |
|          |            | – – – – – Other, with a lead content:                                                                                                                                                                                                                                                         |                  |
|          |            | – – – – – – Not exceeding 0,013g per litre:                                                                                                                                                                                                                                                   |                  |
|          | 2710 00 27 | – – – – – – With an octane number of less than 95                                                                                                                                                                                                                                             |                  |
|          | 2710 00 29 | – – – – – – With an octane number of 95 or more but less than 98                                                                                                                                                                                                                              |                  |
|          | 2710 00 32 | – – – – – – With an octane number of 98 or more                                                                                                                                                                                                                                               |                  |
|          |            | – – – – – – Exceeding 0,013g per litre:                                                                                                                                                                                                                                                       |                  |
|          | 2710 00 34 | – – – – – – With an octane number of less than 98                                                                                                                                                                                                                                             |                  |
|          | 2710 00 36 | – – – – – – With an octane number of 98 or more                                                                                                                                                                                                                                               |                  |
|          | 2710 00 37 | – – – – Spirit-type jet fuel                                                                                                                                                                                                                                                                  |                  |
|          | 2710 00 39 | – – – – Other light oils                                                                                                                                                                                                                                                                      |                  |
|          |            | – Medium oils:                                                                                                                                                                                                                                                                                |                  |
|          |            | – – For other purposes:                                                                                                                                                                                                                                                                       |                  |
|          |            | – – – Kerosene                                                                                                                                                                                                                                                                                |                  |
|          | 2710 00 51 | – – – – Jet fuel                                                                                                                                                                                                                                                                              |                  |
|          | 2710 00 55 | – – – – Other                                                                                                                                                                                                                                                                                 |                  |
|          | 2710 00 59 | – – – – Other                                                                                                                                                                                                                                                                                 |                  |
|          |            | – Heavy oils:                                                                                                                                                                                                                                                                                 |                  |
|          |            | – – Gas oil:                                                                                                                                                                                                                                                                                  |                  |
|          |            | – – – For other purposes:                                                                                                                                                                                                                                                                     |                  |
|          | 2710 00 66 | – – – – With a sulphur content not exceeding 0,05 % by weight                                                                                                                                                                                                                                 |                  |
|          | 2710 00 67 | – – – – With a sulphur content exceeding 0,05 % by weight but not exceeding 0,2 % by weight                                                                                                                                                                                                   |                  |
|          | 2710 00 68 | – – – – With a sulphur content exceeding 0,2 % by weight                                                                                                                                                                                                                                      |                  |
|          |            | – – Fuel oils:                                                                                                                                                                                                                                                                                |                  |
|          |            | – – – For other purposes                                                                                                                                                                                                                                                                      |                  |
|          | 2710 00 74 | – – – – With a sulphur content not exceeding 1 % weight                                                                                                                                                                                                                                       |                  |
|          | 2710 00 76 | – – – – With a sulphur content exceeding 1 % by weight but not exceeding 2 % by weight                                                                                                                                                                                                        |                  |
|          | 2710 00 77 | – – – – With a sulphur content exceeding 2 % by weight but not exceeding 2,8 % by weight                                                                                                                                                                                                      |                  |
|          | 2710 00 78 | – – – – With a sulphur content exceeding 2,8 % by weight                                                                                                                                                                                                                                      |                  |
|          |            | – – Lubricating oils; other oils:                                                                                                                                                                                                                                                             |                  |
|          | 2710 00 85 | – – – To be mixed in accordance with the terms of additional note 6 to this chapter (!)                                                                                                                                                                                                       |                  |

| Order No            | CN code | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Ceiling (tonnes)      |
|---------------------|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------|
| 03.0010<br>(cont'd) |         | <ul style="list-style-type: none"> <li>— — — For other purposes:</li> <li>— — — — Motor oils, compressor lube oils, turbine lube oils</li> <li>— — — — Liquids for hydraulic purposes</li> <li>— — — — White oils, liquid paraffin</li> <li>— — — — Gear oils and reductor oils</li> <li>— — — — Metal-working compounds, mould release oils, anti-corrosions oils</li> <li>— — — — Electrical insulating oils</li> <li>— — — — Other lubricating oils and other oils</li> <li>2711 Petroleum gases and other gaseous hydrocarbons: <ul style="list-style-type: none"> <li>— Liquefied:</li> <li>— — Propane: <ul style="list-style-type: none"> <li>— — — Propane of a purity not less than 99 %:</li> </ul> </li> <li>— — — — For use as a power or heating fuel</li> <li>— — — Other:</li> <li>— — — — For other purposes:</li> </ul> </li> <li>2711 12 94 — — — — — Of a purity exceeding 90 % but less than 99 %</li> <li>2711 12 97 — — — — — Other</li> <li>2711 13 — — Butanes: <ul style="list-style-type: none"> <li>— — — For other purposes:</li> </ul> </li> <li>2711 13 91 — — — — Of a purity exceeding 90 % but less than 95 %</li> <li>2711 13 97 — — — — Other</li> <li>2712 Petroleum jelly; paraffin wax, microcrystalline petroleum wax, slack wax, ozokerite, lignite wax, peat wax, other mineral waxes, and similar products obtained by synthesis or by other processes, whether or not coloured: <ul style="list-style-type: none"> <li>— Petroleum jelly:</li> <li>— — Other</li> <li>— Paraffin wax containing by weight less than 0,75 % of oil</li> <li>— Other: <ul style="list-style-type: none"> <li>— — Other:</li> <li>— — — Crude:</li> </ul> </li> <li>— — — — For other purposes</li> <li>— — — Other:</li> <li>— — — — Blend of 1-alkenes containing by weight 80 % or more of 1-alkenes of a chain-length of 24 carbon atoms or more but not exceeding 28 carbon atoms</li> <li>— — — — Other</li> </ul> </li> <li>2713 Petroleum coke, petroleum bitumen and other residues of petroleum oils or of oils obtained from bituminous minerals: <ul style="list-style-type: none"> <li>— Other residues of petroleum oils or of oils obtained from bituminous minerals:</li> <li>— — Other</li> </ul> </li> </ul> | 1 050 000<br>(cont'd) |

(<sup>1</sup>) Entry under this subheading is subject to conditions laid down in the relevant Community provisions.

## ANNEX C III (a)

| Order No | CN code    | Description                                                                   | Ceiling (tonnes) |
|----------|------------|-------------------------------------------------------------------------------|------------------|
| 04.0030  | 7202       | Ferro-alloys:                                                                 | 9 922            |
|          |            | – Ferro-silicon:                                                              |                  |
|          | 7202 21    | – – Containing by weight more than 55 % of silicon:                           |                  |
|          | 7202 21 10 | – – – Containing by weight more than 55 % but not more than 80 % of silicon   |                  |
|          | 7202 21 90 | – – – Containing by weight more than 80 % of silicon                          |                  |
|          | 7202 29    | – – Other:                                                                    |                  |
|          | 7202 29 10 | – – – Containing by weight 4 % or more but not more than 10 % of magnesium    |                  |
|          | 7202 29 90 | – – – Other                                                                   |                  |
| 04.0040  | 7202 30 00 | – Ferro-silico-manganese                                                      | 2 048            |
| 04.0050  |            | – Ferro-chromium:                                                             | 2 478            |
|          | 7202 41    | – – Containing by weight more than 4 % of carbon:                             |                  |
|          | 7202 41 10 | – – – Containing by weight more than 4 % but not more than 6 % of carbon      |                  |
|          |            | – – – Containing by weight more than 6 % of carbon:                           |                  |
|          | 7202 41 91 | – – – – Containing by weight not more than 60 % of chromium                   |                  |
|          | 7202 41 99 | – – – – Containing by weight more than 60 % of chromium                       |                  |
|          | 7202 49    | – – Other:                                                                    |                  |
|          | 7202 49 10 | – – – Containing by weight not more than 0,05 % of carbon                     |                  |
|          | 7202 49 50 | – – – Containing by weight more than 0,05 % but not more than 0,5 % of carbon |                  |
|          | 7202 49 90 | – – – Containing by weight more than 0,5 % but not more than 4 % of carbon    |                  |
| 04.0090  | 7901       | Unwrought zinc:                                                               | 3 842            |
|          |            | – Zinc, not alloyed:                                                          |                  |
|          | 7901 11 00 | – – Containing by weight 99,99 % or more of zinc                              |                  |
|          | 7901 12    | – – Containing by weight less than 99,99 % of zinc:                           |                  |
|          | 7901 12 10 | – – – Containing by weight 99,95 % or more but less than 99,99 % of zinc      |                  |
|          | 7901 12 30 | – – – Containing by weight 98,5 % or more but less than 99,95 % of zinc       |                  |
|          | 7901 12 90 | – – – Containing by weight 97,5 % or more but less than 98,5 % of zinc        |                  |
|          | 7901 20 00 | – Zinc alloys                                                                 |                  |

(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 CN code and corresponding description taken together.

## ANNEX C IV (a)

| Order No | CN code (*)   | Description                                                                                                                                                                                                             | Ceiling (tonnes) |
|----------|---------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 06.0010  | 7201          | Pig-iron and spiegeleisen in pigs, blocks or other primary forms:                                                                                                                                                       | 37 665           |
|          | 7201 10       | – Non-alloy pig iron containing by weight 0,5 % or less of phosphorus:                                                                                                                                                  |                  |
|          |               | – – Containing by weight not less than 0,4 % of manganese:                                                                                                                                                              |                  |
|          | 7201 10 11    | – – – Containing by weight 1 % or less of silicon                                                                                                                                                                       |                  |
|          | 7201 10 19    | – – – Containing by weight more than 1 % of silicon                                                                                                                                                                     |                  |
|          | 7201 10 30    | – – Containing by weight not less than 0,1 % but less than 0,4 % of manganese                                                                                                                                           |                  |
|          | 7201 10 90    | – – Containing by weight less than 0,1 % of manganese                                                                                                                                                                   |                  |
|          | 7201 20 00    | – Non-alloy pig pig-iron containing by weight more than 0,5 % of phosphorus                                                                                                                                             |                  |
|          | 7201 50       | – Alloy pig-iron; spiegeleisen:                                                                                                                                                                                         |                  |
|          | 7201 50 90    | – – Other                                                                                                                                                                                                               |                  |
|          | 7202          | Ferro-alloys:                                                                                                                                                                                                           |                  |
|          |               | – Other:                                                                                                                                                                                                                |                  |
|          | 7202 99       | – – Other:                                                                                                                                                                                                              |                  |
|          |               | – – – Ferro-phosphorus:                                                                                                                                                                                                 |                  |
|          | 7202 99 11    | – – – – Containing by weight more than 3 % but less than 15 % of phosphorus                                                                                                                                             |                  |
| 06.0020  | 7203          | Ferrous products obtained by direct reduction of iron ore and other spongy ferrous products, in lumps, pellets or similar forms; iron having a minimum purity by weight of 99,94 %, in lumps, pellets or similar forms: | 45 336           |
|          | 7203 90 00    | – Other                                                                                                                                                                                                                 |                  |
|          | 7208          | Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, hot-rolled, not clad, plated or coated:                                                                                                  |                  |
|          | 7208 10 00    | – In coils, not further worked than hot-rolled, with patterns in relief                                                                                                                                                 |                  |
|          |               | – Other, in coils, not further worked than hot-rolled, pickled:                                                                                                                                                         |                  |
|          | 7208 25 00    | – – Of a thickness of 4,75 mm or more                                                                                                                                                                                   |                  |
|          | 7208 26 00    | – – Of a thickness of 3 mm or more but less than 4,75 mm                                                                                                                                                                |                  |
|          | 7208 27 00    | – – Of a thickness of less than 3 mm                                                                                                                                                                                    |                  |
|          |               | – Other, in coils, no further worked than hot-rolled:                                                                                                                                                                   |                  |
|          | 7208 36 00    | – – Of a thickness exceeding 10 mm                                                                                                                                                                                      |                  |
|          | 7208 37       | – – Of a thickness of 4,75 mm or more but not exceeding 10 mm:                                                                                                                                                          |                  |
|          | 7208 37 10    | – – – Intended for re-rolling (1)                                                                                                                                                                                       |                  |
|          | 7208 37 90    | – – – Other                                                                                                                                                                                                             |                  |
|          | 7208 38       | – – Of a thickness of 3 mm or more but less than 4,75 mm:                                                                                                                                                               |                  |
|          | 7208 38 10    | – – – Intended for re-rolling (1)                                                                                                                                                                                       |                  |
|          | 7208 38 90    | – – – Other                                                                                                                                                                                                             |                  |
|          | 7208 39       | – – Of a thickness of less than 3 mm:                                                                                                                                                                                   |                  |
|          | 7208 39 10    | – – – Intended for re-rolling (1)                                                                                                                                                                                       |                  |
|          | 7208 39 90    | – – – Other                                                                                                                                                                                                             |                  |
|          | 7211          | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, not clad, plated or coated:                                                                                                            |                  |
|          |               | – Not further worked than hot-rolled:                                                                                                                                                                                   |                  |
|          | 7211 14       | – – Other, of a thickness of 4,75 mm or more:                                                                                                                                                                           |                  |
|          | ex 7211 14 10 | – – – Of a width exceeding 500 mm:                                                                                                                                                                                      |                  |
|          |               | – (2)                                                                                                                                                                                                                   |                  |
|          | 7211 19       | – – Other:                                                                                                                                                                                                              |                  |
|          | ex 7211 19 20 | – – – Of a width exceeding 500 mm:                                                                                                                                                                                      |                  |
|          |               | – (2)                                                                                                                                                                                                                   |                  |

| Order No | CN code (*) | Description                                                                                                                                                     | Ceiling (tonnes) |
|----------|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 06.0030  | 7207        | Semi-finished products of iron or non-alloy steel:                                                                                                              | 36 030           |
|          |             | – Containing by weight less than 0,25 % of carbon:                                                                                                              |                  |
|          | 7207 19     | – – Other:                                                                                                                                                      |                  |
|          |             | – – – Of circular or polygonal cross-section:                                                                                                                   |                  |
|          |             | – – – – Rolled or obtained by continuous casting:                                                                                                               |                  |
|          |             | – – – – – Other:                                                                                                                                                |                  |
|          | 7207 19 14  | – – – – – Obtained by continuous casting                                                                                                                        |                  |
|          | 7207 19 16  | – – – – – Other                                                                                                                                                 |                  |
|          | 7207 20     | – Containing by weight 0,25 % or more of carbon:                                                                                                                |                  |
|          |             | – – Of circular or polygonal cross-section:                                                                                                                     |                  |
|          |             | – – – Rolled or obtained by continuous casting:                                                                                                                 |                  |
|          |             | – – – – Other:                                                                                                                                                  |                  |
|          | 7207 20 55  | – – – – – Containing by weight 0,25 % or more but less than 0,6 % of carbon                                                                                     |                  |
|          | 7213        | Bars and rods, hot-rolled, in irregularly wound coils, of iron or non-alloy steel:                                                                              |                  |
|          | 7213 10 00  | – Containing indentations, ribs, grooves or other deformations produced during the rolling process                                                              |                  |
|          |             | – Other:                                                                                                                                                        |                  |
|          | 7213 91     | – – Of circular cross-section measuring less than 14 mm in diameter:                                                                                            |                  |
|          | 7213 91 10  | – – – Of a type used for concrete reinforcement                                                                                                                 |                  |
|          | 7213 91 20  | – – – Of a type used for tyre cord                                                                                                                              |                  |
|          |             | – – Other:                                                                                                                                                      |                  |
|          | 7213 91 41  | – – – Containing by weight 0,06 % or less of carbon                                                                                                             |                  |
|          | 7213 91 49  | – – – Containing by weight more than 0,06 % but less than 0,25 % of carbon                                                                                      |                  |
| ex       | 7213 91 70  | – – – Containing by weight 0,25 % or more but not more than 0,75 % of carbon:                                                                                   |                  |
|          |             | – – – – Containing by weight less than 0,6 % of carbon                                                                                                          |                  |
|          | 7213 99     | – – Other:                                                                                                                                                      |                  |
|          | 7213 99 10  | – – – Containing by weight less than 0,25 % of carbon                                                                                                           |                  |
| ex       | 7213 99 90  | – – – Containing by weight 0,25 % or more of carbon:                                                                                                            |                  |
|          |             | – – – – Containing by weight less than 0,6 % of carbon                                                                                                          |                  |
|          | 7214        | Other bars and rods of iron or non-alloy steel, not further worked than forged hot-rolled, hot-drawn or hot-extruded but including those twisted after rolling: |                  |
|          | 7214 20 00  | – Containing indentations, ribs, grooves, or other deformations produced during the rolling process or twisted after rolling:                                   |                  |
|          |             | – Other:                                                                                                                                                        |                  |
|          | 7214 91     | – – Of rectangular (other than square) cross-section:                                                                                                           |                  |
|          | 7214 91 10  | – – – Containing by weight less than 0,25 % of carbon                                                                                                           |                  |
| ex       | 7214 91 90  | – – – Containing by weight 0,25 % or more of carbon                                                                                                             |                  |
|          |             | – – – – Containing by weight less than 0,6 % of carbon                                                                                                          |                  |
|          | 7214 99     | – – Other:                                                                                                                                                      |                  |
|          |             | – – – Containing by weight less than 0,25 % of carbon:                                                                                                          |                  |
|          | 7214 99 10  | – – – – Of a type used for concrete reinforcement                                                                                                               |                  |
|          |             | – – – – Other, of circular cross-section measuring in diameter:                                                                                                 |                  |
|          | 7214 99 31  | – – – – – 80 mm or more                                                                                                                                         |                  |
|          | 7214 99 39  | – – – – – Less than 80 mm                                                                                                                                       |                  |

| Order No            | CN code (*)   | Description                                                                                                                                                                                                           | Ceiling (tonnes)   |
|---------------------|---------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0030<br>(cont'd) | 7214 99 50    | <ul style="list-style-type: none"> <li>— — — — Other</li> <li>— — — — Containing by weight 0,25 % or more but less than 0,6 % of carbon:</li> <li>— — — — Of circular cross-section measuring in diameter:</li> </ul> | 36 030<br>(cont'd) |
|                     | 7214 99 61    | — — — — — 80 mm or more                                                                                                                                                                                               |                    |
|                     | 7214 99 69    | — — — — — Less than 80 mm                                                                                                                                                                                             |                    |
|                     | 7214 99 80    | — — — — Other                                                                                                                                                                                                         |                    |
|                     | 7215          | Other bars and rods of iron or non-alloy steel:                                                                                                                                                                       |                    |
|                     | 7215 90       | — Other:                                                                                                                                                                                                              |                    |
|                     | 7215 90 10    | — — Hot-rolled, hot-drawn or extruded not further worked than clad                                                                                                                                                    |                    |
|                     | 7228          | Other bars and rods of other alloy steel; angles, shapes and sections of other alloy steel; hollow drill bars and rods, of alloy or non-alloy steel:                                                                  |                    |
|                     | 7228 80       | — Hollow drill bars and rods:                                                                                                                                                                                         |                    |
|                     | 7228 80 90    | — — Of non-alloy steel                                                                                                                                                                                                |                    |
| 06.0040             | 7207          | Semi-finished products of iron or non-alloy steel:                                                                                                                                                                    | 5 137              |
|                     |               | — Containing by weight less than 0,25 % of carbon:                                                                                                                                                                    |                    |
|                     | 7207 19       | — — Other:                                                                                                                                                                                                            |                    |
|                     |               | — — — Blanks for angles, shapes and sections:                                                                                                                                                                         |                    |
|                     | 7207 19 31    | — — — Rolled or obtained by continuous casting                                                                                                                                                                        |                    |
|                     | 7207 20       | — Containing by weight 0,25 % or more of carbon:                                                                                                                                                                      |                    |
|                     |               | — — Blanks for angles, shapes and sections:                                                                                                                                                                           |                    |
|                     | 7207 20 71    | — — — Rolled or obtained by continuous casting                                                                                                                                                                        |                    |
|                     | 7216          | Angles, shapes and sections of iron or non-alloy steel:                                                                                                                                                               |                    |
|                     | 7216 10 00    | — U-, I- or H-sections, not further worked than hot-rolled, hot-drawn or extruded, of a height of less than 80 mm                                                                                                     |                    |
|                     | 7216 21 00    | — L- or T-sections, not further worked than hot-rolled, hot-drawn or extruded of a height of less than 80 mm                                                                                                          |                    |
|                     | 7216 22 00    | — U-, I- or H-sections, not further worked than hot-rolled, hot-drawn or extruded of a height of 80 mm or more:                                                                                                       |                    |
|                     | 7216 31       | — — U-sections                                                                                                                                                                                                        |                    |
|                     |               | — — — Of a height of 80 mm or more but not exceeding 220 mm:                                                                                                                                                          |                    |
|                     | ex 7216 31 11 | — — — — With parallel flange faces:                                                                                                                                                                                   |                    |
|                     |               | — (3)                                                                                                                                                                                                                 |                    |
|                     | ex 7216 31 19 | — — — — Other:                                                                                                                                                                                                        |                    |
|                     |               | — (3)                                                                                                                                                                                                                 |                    |
|                     |               | — — — Of a height exceeding 220 mm:                                                                                                                                                                                   |                    |
|                     | ex 7216 31 91 | — — — — With parallel flange faces:                                                                                                                                                                                   |                    |
|                     |               | — (3)                                                                                                                                                                                                                 |                    |
|                     | ex 7216 31 99 | — — — — Other:                                                                                                                                                                                                        |                    |
|                     |               | — (3)                                                                                                                                                                                                                 |                    |
|                     | 7216 32       | — — I-sections:                                                                                                                                                                                                       |                    |
|                     |               | — — — Of a height of 80 mm or more but not exceeding 220 mm:                                                                                                                                                          |                    |
|                     | ex 7216 32 11 | — — — — With parallel flange faces:                                                                                                                                                                                   |                    |
|                     |               | — (3)                                                                                                                                                                                                                 |                    |

| Order No            | CN code (*)                                                                                                                                           | Description                                                                                                  | Ceiling (tonnes)  |
|---------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|-------------------|
| 06.0040<br>(cont'd) | ex 7216 32 19                                                                                                                                         | — — — — Other:<br>— <sup>(3)</sup>                                                                           | 5 137<br>(cont'd) |
|                     |                                                                                                                                                       | — — — — Of a height exceeding 220 mm:                                                                        |                   |
|                     | ex 7216 32 91                                                                                                                                         | — — — — With parallel flange faces:<br>— <sup>(3)</sup>                                                      |                   |
|                     | ex 7216 32 99                                                                                                                                         | — — — — Other:<br>— <sup>(3)</sup>                                                                           |                   |
|                     | 7216 33                                                                                                                                               | — — H-sections:                                                                                              |                   |
|                     | ex 7216 33 10                                                                                                                                         | — — — — Of a height of 80 mm or more but not exceeding 180 mm:<br>— <sup>(3)</sup>                           |                   |
|                     | ex 7216 33 90                                                                                                                                         | — — — — Of a height exceeding 180 mm:<br>— <sup>(3)</sup>                                                    |                   |
|                     | 7216 40 10                                                                                                                                            | — L- or T-sections, not further worked than hot-rolled, hot-drawn or extruded, of a height of 80 mm or more  |                   |
|                     | 7216 40 90                                                                                                                                            |                                                                                                              |                   |
|                     | 7216 50                                                                                                                                               | — Other angles, shapes and sections, not further worked than hot-rolled, hot-drawn or extruded:              |                   |
|                     |                                                                                                                                                       | — — Other:                                                                                                   |                   |
|                     | 7216 50 91                                                                                                                                            | — — — Bulb flats                                                                                             |                   |
|                     | 7216 50 99                                                                                                                                            | — — — Other                                                                                                  |                   |
|                     |                                                                                                                                                       | — Other:                                                                                                     |                   |
|                     | 7216 99                                                                                                                                               | — — Other                                                                                                    |                   |
| 7216 99 10          | — — Hot-rolled, hot-drawn or extruded, not further worked than clad                                                                                   |                                                                                                              |                   |
| 7301                | Sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements; welded angles, shapes and sections, of iron or steel: |                                                                                                              |                   |
| 7301 10 00          | — Sheet piling                                                                                                                                        |                                                                                                              |                   |
| 06.0050             | 7211                                                                                                                                                  | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, not clad, plated or coated: | 8 818             |
|                     |                                                                                                                                                       | — Not further worked than hot-rolled:                                                                        |                   |
|                     | 7211 14                                                                                                                                               | — — Other, of a thickness of 4,75 mm or more:                                                                |                   |
|                     | ex 7211 14 90                                                                                                                                         | — — — — Of a width not exceeding 500 mm:<br>— <sup>(3)</sup>                                                 |                   |
|                     | 7211 19                                                                                                                                               | — — Other:                                                                                                   |                   |
|                     | ex 7211 19 90                                                                                                                                         | — — — — Of a width not exceeding 500 mm:<br>— <sup>(3)</sup>                                                 |                   |
|                     |                                                                                                                                                       | — Not further worked than cold-rolled (cold-reduced):                                                        |                   |
|                     | 7211 23                                                                                                                                               | — — Containing by weight less than 0,25 % of carbon:                                                         |                   |
|                     |                                                                                                                                                       | — — — — Of a width not exceeding 500 mm:                                                                     |                   |
|                     | 7211 23 51                                                                                                                                            | — — — — In coils intended for the manufacture of tinplate                                                    |                   |
|                     | 7212                                                                                                                                                  | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, clad, plated or coated:     |                   |
|                     | 7212 60                                                                                                                                               | — Clad:                                                                                                      |                   |
|                     |                                                                                                                                                       | — — Of a width not exceeding 500 mm:                                                                         |                   |
|                     |                                                                                                                                                       | — — — Not further worked than surface-treated:                                                               |                   |
|                     | ex 7212 60 91                                                                                                                                         | — — — — Hot-rolled, not further worked than clad:<br>— <sup>(3)</sup>                                        |                   |

| Order No | CN code (*) | Description                                                                                                                           | Ceiling (tonnes) |
|----------|-------------|---------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 06.0060  | 7208        | Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, hot-rolled, not clad, plated, or coated:               | 54 700           |
|          | 7208 40     | – Not in coils, not further worked than hot-rolled, with patterns in relief:                                                          |                  |
|          | 7208 40 10  | – – Of a thickness of 2 mm or more                                                                                                    |                  |
|          | 7208 40 90  | – – Of a thickness of less than 2 mm                                                                                                  |                  |
|          |             | – Other, not in coils, not further worked than hot-rolled:                                                                            |                  |
|          | 7208 51     | – – Of a thickness exceeding 10 mm:                                                                                                   |                  |
|          |             | – – – Other, of a thickness:                                                                                                          |                  |
|          | 7208 51 30  | – – – – Exceeding 20 mm                                                                                                               |                  |
|          | 7208 51 50  | – – – – Exceeding 15 mm but not exceeding 20 mm                                                                                       |                  |
|          |             | – – – – Exceeding 10 mm but not exceeding 15 mm, of a width of:                                                                       |                  |
|          | 7208 51 91  | – – – – – 2 050 mm or more                                                                                                            |                  |
|          | 7208 51 99  | – – – – – Less than 2 050 mm                                                                                                          |                  |
|          | 7208 52     | – – Of a thickness of 4,75 mm or more but not exceeding 10 mm:                                                                        |                  |
|          |             | – – – Other, of a width of:                                                                                                           |                  |
|          | 7208 52 91  | – – – – 2 050 mm or more                                                                                                              |                  |
|          | 7208 52 99  | – – – – Less than 2 050 mm                                                                                                            |                  |
|          | 7208 53     | – – Of a thickness of 3 mm or more but less than 4,75 mm:                                                                             |                  |
|          | 7208 53 90  | – – – Other                                                                                                                           |                  |
|          | 7208 54     | – – Of a thickness of less than 3 mm:                                                                                                 |                  |
|          | 7208 54 10  | – – – Of a thickness of 2 mm or more                                                                                                  |                  |
|          | 7208 54 90  | – – – Of a thickness of less than 2 mm                                                                                                |                  |
|          | 7208 90     | – Other:                                                                                                                              |                  |
|          | 7208 90 10  | – – Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                       |                  |
|          | 7209        | Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, cold-rolled (cold-reduced) not clad, plated or coated: |                  |
|          |             | – In coils, not further worked than cold-rolled (cold-reduced):                                                                       |                  |
|          | 7209 16     | – – Of a thickness exceeding 1 mm but less than 3 mm:                                                                                 |                  |
|          | 7209 16 10  | – – – ‘Electrical’                                                                                                                    |                  |
|          | 7209 16 90  | – – – Other                                                                                                                           |                  |
|          | 7209 17     | – – Of a thickness of 0,5 mm or more but not exceeding 1 mm:                                                                          |                  |
|          | 7209 17 10  | – – – ‘Electrical’                                                                                                                    |                  |
|          | 7209 17 90  | – – – Other                                                                                                                           |                  |
|          | 7209 18     | – – Of a thickness of less than 0,5 mm:                                                                                               |                  |
|          | 7209 18 10  | – – – ‘Electrical’                                                                                                                    |                  |
|          |             | – – – Other:                                                                                                                          |                  |
|          | 7209 18 91  | – – – – Of a thickness of 0,35 mm or more but less than 0,5 mm                                                                        |                  |
|          | 7209 18 99  | – – – – Of a thickness of less than 0,35 mm                                                                                           |                  |
|          |             | – Not in coils, not further worked than cold-rolled (cold-reduced):                                                                   |                  |
|          | 7209 26     | – – Of a thickness exceeding 1 mm but less than 3 mm:                                                                                 |                  |
|          | 7209 26 10  | – – – ‘Electrical’                                                                                                                    |                  |
|          | 7209 26 90  | – – – Other                                                                                                                           |                  |
|          | 7209 27     | – – Of a thickness of 0,5 mm or more but not exceeding 1 mm:                                                                          |                  |
|          | 7209 27 10  | – – – ‘Electrical’                                                                                                                    |                  |

| Order No            | CN code (*) | Description                                                                                                                            | Ceiling (tonnes)   |
|---------------------|-------------|----------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0060<br>(cont'd) | 7209 27 90  | — — — Other                                                                                                                            | 54 700<br>(cont'd) |
|                     | 7209 28     | — — Of a thickness of less than 0,5 mm:                                                                                                |                    |
|                     | 7209 28 10  | — — — 'Electrical'                                                                                                                     |                    |
|                     | 7209 28 90  | — — — Other                                                                                                                            |                    |
|                     | 7209 90     | — Other:                                                                                                                               |                    |
|                     | 7209 90 10  | — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                        |                    |
|                     | 7210        | Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, clad, plated or coated:                                 |                    |
|                     |             | — Plated or coated with tin:                                                                                                           |                    |
|                     | 7210 11     | — — Of a thickness of 0,5 mm or more:                                                                                                  |                    |
|                     | 7210 11 10  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 12     | — — Of a thickness of less than 0,5 mm:                                                                                                |                    |
|                     | 7210 12 11  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 12 19  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 20     | — Plated or coated with lead, including terne-plate:                                                                                   |                    |
|                     | 7210 20 10  | — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                        |                    |
|                     | 7210 30     | — Electrolytically plated or coated with zinc:                                                                                         |                    |
|                     | 7210 30 10  | — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                        |                    |
|                     |             | — Otherwise plated or coated with zinc:                                                                                                |                    |
|                     | 7210 41     | — — Corrugated:                                                                                                                        |                    |
|                     | 7210 41 10  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 49     | — — Other:                                                                                                                             |                    |
|                     | 7210 49 10  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 50     | — Plated or coated with chromium oxides or with chromium and chromium oxides:                                                          |                    |
|                     | 7210 50 10  | — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                        |                    |
|                     |             | — Plated or coated with aluminium:                                                                                                     |                    |
|                     | 7210 61     | — — Plated or coated with aluminium-zinc alloys:                                                                                       |                    |
|                     | 7210 61 10  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 69     | — — Other:                                                                                                                             |                    |
|                     | 7210 69 10  | — — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7210 70     | — Painted, varnished or coated with plastics:                                                                                          |                    |
|                     | 7210 70 31  |                                                                                                                                        |                    |
|                     | 7210 70 39  | — — Not further worked than surface-treated or simply cut into shapes other than rectangular (including square)                        |                    |
|                     | 7210 90     | — Other:                                                                                                                               |                    |
|                     |             | — — Other:                                                                                                                             |                    |
|                     | 7210 90 31  | — — — Not further worked than surface-treated, including cladding, or simply cut into shapes other than rectangular (including square) |                    |
|                     | 7210 90 33  |                                                                                                                                        |                    |
|                     | 7210 90 38  |                                                                                                                                        |                    |

| Order No            | CN code (*) | Description                                                                                                  | Ceiling (tonnes)   |
|---------------------|-------------|--------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0060<br>(cont'd) | 7211        | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, not clad, plated or coated: | 54 700<br>(cont'd) |
|                     |             | – Not further worked than hot-rolled:                                                                        |                    |
|                     | 7211 14     | – – Other, of a thickness of 4,75 mm or more:                                                                |                    |
| ex                  | 7211 14 10  | – – – Of a width exceeding 500 mm:                                                                           |                    |
|                     |             | – (*)                                                                                                        |                    |
|                     | 7211 19     | – – Other:                                                                                                   |                    |
|                     | 7211 19 20  | – – – Of a width exceeding 500 mm:                                                                           |                    |
|                     |             | – (*)                                                                                                        |                    |
|                     |             | – Not further worked than cold-rolled (cold-reduced):                                                        |                    |
|                     | 7211 23     | – – Containing by weight less than 0,25 % of carbon:                                                         |                    |
| ex                  | 7211 23 10  | – – – Of a width exceeding 500 mm                                                                            |                    |
|                     | 7211 29     | – – Other:                                                                                                   |                    |
|                     | 7211 29 20  | – – – Of a width exceeding 500 mm                                                                            |                    |
|                     | 7211 90     | – Other:                                                                                                     |                    |
|                     |             | – – Of a width exceeding 500 mm:                                                                             |                    |
|                     | 7211 90 11  | – – – Not further worked than surface-treated                                                                |                    |
|                     | 7212        | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, clad, plated or coated:     |                    |
|                     | 7212 10     | – Plated or coated with tin:                                                                                 |                    |
|                     | 7212 10 10  | – – Tin plate, not further worked than surface-treated                                                       |                    |
|                     |             | – – Other:                                                                                                   |                    |
|                     |             | – – – Of a width exceeding 500 mm:                                                                           |                    |
| ex                  | 7212 10 91  | – – – – Not further worked than surface-treated:                                                             |                    |
|                     |             | – (*)                                                                                                        |                    |
|                     | 7212 20     | – Electrolytically plated or coated with zinc:                                                               |                    |
|                     |             | – – Of a width exceeding 500 mm:                                                                             |                    |
|                     | 7212 20 11  | – – – Not further worked than surface-treated                                                                |                    |
|                     | 7212 30     | – Otherwise plated or coated with zinc:                                                                      |                    |
|                     |             | – – Of a width exceeding 500 mm:                                                                             |                    |
|                     | 7212 30 11  | – – – Not further worked than surface-treated                                                                |                    |
|                     | 7212 40     | – Painted, varnished or coated with plastics:                                                                |                    |
|                     | 7212 40 10  | – – Tin plate, not further worked than varnished                                                             |                    |
|                     |             | – – Other:                                                                                                   |                    |
|                     |             | – – – Of a width exceeding 500 mm:                                                                           |                    |
|                     | 7212 40 91  | – – – – Not further worked than surface-treated                                                              |                    |
|                     | 7212 50     | – Otherwise plated or coated:                                                                                |                    |
|                     |             | – – Of a width exceeding 500 mm:                                                                             |                    |
|                     |             | – – – Other:                                                                                                 |                    |
|                     |             | – – – – Not further worked than surface-treated:                                                             |                    |
|                     | 7212 50 31  | – – – – – Lead coated                                                                                        |                    |
|                     | 7212 50 51  | – – – – – Other                                                                                              |                    |
|                     | 7212 60     | – Clad:                                                                                                      |                    |
|                     |             | – – Of a width exceeding 500 mm:                                                                             |                    |
|                     | 7212 60 11  | – – – Not further worked than surface-treated                                                                |                    |

| Order No | CN code (*)   | Description                                                                                                                                                      | Ceiling (tonnes) |
|----------|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 06.0070  | 7206          | Iron and non-alloy steel in ingots or other primary forms (excluding iron of heading No 7203):                                                                   | 35 899           |
|          | 7206 10 00    | — Ingots                                                                                                                                                         |                  |
|          | 7207          | Semi-finished products of iron or non-alloy steel:                                                                                                               |                  |
|          |               | — Containing by weight less than 0,25 % of carbon:                                                                                                               |                  |
|          | 7207 11       | — — Of rectangular (including square) cross-section, the width measuring less than twice the thickness:                                                          |                  |
|          |               | — — — Rolled or obtained by continuous casting:                                                                                                                  |                  |
|          | 7207 11 11    | — — — — Of free-cutting steel                                                                                                                                    |                  |
|          | 7207 19       | — — Other:                                                                                                                                                       |                  |
|          |               | — — — Of circular or polygonal cross-section:                                                                                                                    |                  |
|          |               | — — — — Rolled or obtained by continuous casting:                                                                                                                |                  |
|          | 7207 19 11    | — — — — — Of free-cutting steel                                                                                                                                  |                  |
|          | 7207 20       | — Containing by weight 0,25 % or more of carbon:                                                                                                                 |                  |
|          |               | — — Of rectangular (including square) cross-section, the width measuring less than twice the thickness:                                                          |                  |
|          |               | — — — Rolled or obtained by continuous casting:                                                                                                                  |                  |
|          | 7207 20 11    | — — — — Of free-cutting steel                                                                                                                                    |                  |
|          |               | — — — — Other, containing the weight:                                                                                                                            |                  |
|          | 7207 20 17    | — — — — — 0,6 % or more of carbon                                                                                                                                |                  |
|          |               | — — Other of rectangular (other than square) cross-section:                                                                                                      |                  |
|          | ex 7207 20 32 | — — — Rolled or obtained by continuous casting:                                                                                                                  |                  |
|          |               | — (°)                                                                                                                                                            |                  |
|          |               | — — Of circular or polygonal cross section:                                                                                                                      |                  |
|          |               | — — — Rolled or obtained by continuous casting:                                                                                                                  |                  |
|          | 7207 20 51    | — — — — Of free-cutting steel                                                                                                                                    |                  |
|          |               | — — — — Other:                                                                                                                                                   |                  |
|          | 7207 20 57    | — — — — — Containing by weight 0,6 % or more of carbon                                                                                                           |                  |
|          | 7208          | Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, hot-rolled, not clad, plated nor coated:                                          |                  |
|          |               | — Other, not in coils, not further worked than hot-rolled:                                                                                                       |                  |
|          | 7208 51       | — — Of a thickness exceeding 10 mm:                                                                                                                              |                  |
|          | ex 7208 51 10 | — — — Rolled on four faces or in a closed box pass, of a width not exceeding 1 250 mm:                                                                           |                  |
|          |               | — (°)                                                                                                                                                            |                  |
|          | 7208 52       | — — Of a thickness of 4,75 mm or more but not exceeding 10 mm:                                                                                                   |                  |
|          | ex 7208 52 10 | — — — Rolled on four faces or in a closed box pass, of a width not exceeding 1 250 mm:                                                                           |                  |
|          |               | — (°)                                                                                                                                                            |                  |
|          | 7208 53       | — — Of a thickness of 3 mm or more but less than 4,75 mm:                                                                                                        |                  |
|          | ex 7208 53 10 | — — — Rolled on four faces or in a closed box pass, of a width not exceeding 1 250 mm and of a thickness of 4 mm or more:                                        |                  |
|          |               | — (°)                                                                                                                                                            |                  |
|          | 7211          | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, not clad, plated or coated:                                                     |                  |
|          |               | — Not further worked than hot-rolled:                                                                                                                            |                  |
|          | ex 7211 13 00 | — — Rolled on four faces or in a closed box pass, of a width exceeding 150 mm and a thickness of not less than 4 mm, not in coils and without patterns in relief |                  |
|          |               | — (°)                                                                                                                                                            |                  |

| Order No            | CN code (*)   | Description                                                                                                                                                               | Ceiling (tonnes)   |
|---------------------|---------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0070<br>(cont'd) | 7211 14       | — — Other, of a thickness of 4,75 mm or more:                                                                                                                             | 35 899<br>(cont'd) |
|                     | ex 7211 14 90 | — — — Of a width not exceeding 500 mm:<br>— (3)                                                                                                                           |                    |
|                     | 7211 19       | — — Other:                                                                                                                                                                |                    |
|                     | ex 7211 19 90 | — — — Of a width not exceeding 500 mm:<br>— (3)                                                                                                                           |                    |
|                     | 7212          | Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, clad, plated or coated:                                                                  |                    |
|                     | 7212 60       | — Clad:<br>— — Of a width not exceeding 500 mm:<br>— — — Not further worked than surface-treated:                                                                         |                    |
|                     | ex 7212 60 91 | — — — — Hot-rolled, not further worked than clad:<br>— (3)                                                                                                                |                    |
|                     | 7213          | Bars and rods, hot-rolled, in irregularly wound coils of iron or non-alloy steel:                                                                                         |                    |
|                     | 7213 20 00    | — Other, of free-cutting steel<br>— Other:                                                                                                                                |                    |
|                     | 7213 91       | — — Of circular cross-section measuring less than 14 mm in diameter:                                                                                                      |                    |
|                     | ex 7213 91 20 | — — — Of a type used for tyre cord:<br>— (3)                                                                                                                              |                    |
|                     |               | — — — Other:                                                                                                                                                              |                    |
|                     | ex 7213 91 70 | — — — — Containing by weight 0,25 % or more but not more than 0,75 % of carbon:<br>— (3)                                                                                  |                    |
|                     | ex 7213 91 90 | — — — — Containing by weight more than 0,75 % of carbon:<br>— (3)                                                                                                         |                    |
|                     | 7213 99       | — — Other:                                                                                                                                                                |                    |
|                     | ex 7213 99 90 | — — — Containing by weight 0,25 % or more of carbon:<br>— (3)                                                                                                             |                    |
|                     | 7214          | Other bars and rods of iron or non-alloy steel, not further worked than forged, hot-rolled, hot-drawn or hot-extruded, but including those twisted after rolling:         |                    |
|                     | 7214 30 00    | — Other, of free-cutting steel<br>— Other:                                                                                                                                |                    |
|                     | 7214 91       | — — Of rectangular (other than square) cross-section:                                                                                                                     |                    |
|                     | ex 7214 91 90 | — — — Containing by weight 0,25 % or more of carbon:<br>— Containing by weight 0,6 % or more of carbon                                                                    |                    |
|                     | 7214 99       | — — Other:                                                                                                                                                                |                    |
|                     | 7214 99 90    | — — — Other, containing by weight 0,6 % or more of carbon                                                                                                                 |                    |
|                     | 7216          | Angles, shapes and sections of iron or non-alloy steel:<br>— U, I or H-sections, not further worked than hot-rolled, hot-drawn or extruded, of a height of 80 mm or more: |                    |
|                     | 7216 31       | — — U-sections:<br>— — — Of a height of 80 mm or more but not exceeding 220 mm:                                                                                           |                    |

| Order No            | CN Code (*)   | Description                                                                                             | Ceiling (tonnes)   |
|---------------------|---------------|---------------------------------------------------------------------------------------------------------|--------------------|
| 06.0070<br>(cont'd) | ex 7216 31 11 | — — — — With parallel flange faces:<br>— (*)                                                            | 35 899<br>(cont'd) |
|                     | ex 7216 31 19 | — — — — Other:<br>— (*)<br>— — — Of a height exceeding 220 mm:                                          |                    |
|                     | ex 7216 31 91 | — — — — With parallel flange faces:<br>— (*)                                                            |                    |
|                     | ex 7216 31 99 | — — — — Other:<br>— (*)                                                                                 |                    |
|                     | 7216 32       | — — I-sections:<br>— — — Of a height of 80 mm or more but not exceeding 220 mm:                         |                    |
|                     | ex 7216 32 11 | — — — — With parallel flange faces:<br>— (*)                                                            |                    |
|                     | ex 7216 32 19 | — — — — Other:<br>— (*)<br>— — — Of a height exceeding 220 mm:                                          |                    |
|                     | ex 7216 32 91 | — — — — With parallel flange faces:<br>— (*)                                                            |                    |
|                     | ex 7216 32 99 | — — — — Other:<br>— (*)                                                                                 |                    |
|                     | 7216 33       | — — H-sections:<br>— — — Of a height of 80 mm or more but not exceeding 180 mm:                         |                    |
|                     | ex 7216 33 10 | — — — — Of a height of 80 mm or more but not exceeding 180 mm:<br>— (*)                                 |                    |
|                     | ex 7216 33 90 | — — — Of a height exceeding 180 mm:<br>— (*)                                                            |                    |
|                     | 7218          | Stainless steel in ingots or other primary forms; semi-finished products of stainless steel:            |                    |
|                     | 7218 10 00    | — Ingots and other primary forms<br>— Other:                                                            |                    |
|                     | 7218 91       | — — Of rectangular (including square) cross-section:<br>— — — Rolled or obtained by continuous casting: |                    |
|                     | 7218 91 11    | — — — — Containing by weight 2,5 % or more of nickel                                                    |                    |
|                     | 7218 91 19    | — — — — Containing by weight less than 2,5 % of nickel                                                  |                    |
|                     | 7218 99       | — — Other:<br>— — — Of square cross-section:                                                            |                    |
|                     | 7218 99 11    | — — — — Rolled or obtained by continuous casting<br>— — — Other:                                        |                    |
|                     | 7218 99 20    | — — — — Rolled or obtained by continuous casting                                                        |                    |

| Order No            | CN Code (*) | Description                                                                                                                                                                                                                                                                                                       | Ceiling (tonnes)   |
|---------------------|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0070<br>(cont'd) | 7219        | Flat-rolled products of stainless steel, of a width of 600 mm or more:                                                                                                                                                                                                                                            | 35 899<br>(cont'd) |
|                     | 7219 11 00  | — Not further worked than hot-rolled, in coils                                                                                                                                                                                                                                                                    |                    |
|                     | 7219 12 10  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 12 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 13 10  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 13 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 14 10  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 14 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 21 10  | — Not further worked than hot-rolled, not in coils                                                                                                                                                                                                                                                                |                    |
|                     | 7219 21 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 22 10  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 22 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 23 00  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 24 00  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     |             | — Not further worked than cold-rolled (cold-reduced)                                                                                                                                                                                                                                                              |                    |
|                     | 7219 33 10  | — — Of a thickness exceeding 1 mm but less than 3 mm                                                                                                                                                                                                                                                              |                    |
|                     | 7219 33 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 34 10  | — — Of a thickness of 0,5 mm or more but not exceeding 1 mm                                                                                                                                                                                                                                                       |                    |
|                     | 7219 34 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 35 10  | — Of a thickness of less than 0,5 mm                                                                                                                                                                                                                                                                              |                    |
|                     | 7219 35 90  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7219 90     | — Other:                                                                                                                                                                                                                                                                                                          |                    |
|                     | 7219 90 10  | — — Not further worked than surface-treated, including cladding, or simply cut into shapes other than rectangular (including square)                                                                                                                                                                              |                    |
|                     | 7220        | Flat-rolled products of stainless steel, of a width of less than 600 mm:                                                                                                                                                                                                                                          |                    |
|                     | 7220 11 00  | — Not further worked than hot-rolled                                                                                                                                                                                                                                                                              |                    |
|                     | 7220 12 00  |                                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7221 00     | Bars and rods, hot-rolled, in irregularly wound coils, of stainless steel:                                                                                                                                                                                                                                        |                    |
|                     | 7221 00 10  | — Containing by weight 2,5 % or more of nickel                                                                                                                                                                                                                                                                    |                    |
|                     | 7221 00 90  | — Containing by weight less than 2,5 % of nickel                                                                                                                                                                                                                                                                  |                    |
|                     | 7224        | Other alloy steel in ingots or other primary forms; semi-finished products of other alloy steel:                                                                                                                                                                                                                  |                    |
|                     | 7224 90     | — Other:                                                                                                                                                                                                                                                                                                          |                    |
|                     |             | — — Of rectangular (including square) cross-section:                                                                                                                                                                                                                                                              |                    |
|                     |             | — — — Hot-rolled or obtained by continuous casting:                                                                                                                                                                                                                                                               |                    |
|                     |             | — — — — The width measuring less than twice the thickness:                                                                                                                                                                                                                                                        |                    |
|                     | 7224 90 01  | — — — — — Of high-speed steel                                                                                                                                                                                                                                                                                     |                    |
|                     | 7224 90 05  | — — — — — Containing by weight not more than 0,7 % of carbon and 0,5 % or more but no more than 1,2 % of manganese and 0,6 % or more but no more than 2,3 % of silicon; containing by weight 0,0008 % or more borium with any other element less than the minimum content specified in note 1 (f) to this chapter |                    |
|                     | 7224 90 08  | — — — — — Other                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7224 90 15  | — — — — — Other                                                                                                                                                                                                                                                                                                   |                    |
|                     | 7225        | Flat-rolled products of other alloy steel, of a width of 600 mm or more:                                                                                                                                                                                                                                          |                    |
| ex                  | 7225 50 00  | — — Other, not further worked than cold-rolled (cold-reduced):                                                                                                                                                                                                                                                    |                    |
|                     |             | — (*)                                                                                                                                                                                                                                                                                                             |                    |

| Order No            | CN Code (*) | Description                                                                                                                                          | Ceiling (tonnes)   |
|---------------------|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0070<br>(cont'd) | 7227        | Bars and rods, hot-rolled, in irregularly wound coils, of other alloy steel                                                                          | 35 899<br>(cont'd) |
|                     | 7228        | Other bars and rods of other alloy steel; angles, shapes and sections of other alloy steel; hollow drill bars and rods, of alloy or non-alloy steel: |                    |
|                     | 7228 10     | — Bars and rods, of high-speed steel:                                                                                                                |                    |
|                     | 7228 10 10  | — — Not further worked than hot-rolled, hot-drawn or extruded                                                                                        |                    |
|                     |             | — — Other:                                                                                                                                           |                    |
|                     | 7228 10 30  | — — — Hot-rolled, hot-drawn or extruded not further worked than clad                                                                                 |                    |
|                     | 7228 20     | — Bars and rods, of silico-manganese steel:                                                                                                          |                    |
|                     | 7228 20 11  | — — Not further worked than hot-rolled, hot-drawn or extruded                                                                                        |                    |
|                     | 7228 20 19  |                                                                                                                                                      |                    |
|                     |             | — — Other:                                                                                                                                           |                    |
|                     | 7228 20 30  | — — — Hot-rolled, hot-drawn or extruded not further worked than clad                                                                                 |                    |
|                     | 7228 30     | — Other bars and rods, not further worked than hot-rolled, hot-drawn or extruded:                                                                    |                    |
|                     | 7228 30 20  | — — Of tool steel                                                                                                                                    |                    |
|                     | 7228 30 41  | — — Containing by weight 0,9 % or more but not more than 1,15 % carbon,                                                                              |                    |
|                     | 7228 30 49  | 0,5 % or more but not more than 2 % of chromium and, if present, not more than 0,5 % of molybdenum                                                   |                    |
|                     |             | — — Other:                                                                                                                                           |                    |
|                     |             | — — — Of circular cross-section, of a diameter of:                                                                                                   |                    |
|                     | 7228 30 61  | — — — — 80 mm or more                                                                                                                                |                    |
|                     | 7228 30 69  | — — — — Less than 80 mm                                                                                                                              |                    |
|                     | 7228 30 70  | — — — Of rectangular (other than square) cross-section, rolled on four faces                                                                         |                    |
|                     | 7228 30 89  | — — — Other                                                                                                                                          |                    |
|                     | 7228 60     | — Other bars and rods                                                                                                                                |                    |
|                     | 7228 60 10  | — — Hot-rolled, hot-drawn or extruded, not further worked than clad                                                                                  |                    |
|                     | 7228 70     | — Angles, shapes and sections:                                                                                                                       |                    |
|                     | 7228 70 10  | — — Not further worked than hot-rolled, hot-drawn or extruded                                                                                        |                    |
|                     | 7220        | Flat-rolled products of stainless steel, of a width of less than 600 mm:                                                                             |                    |
|                     | 7220 20     | — Not further worked than cold-rolled (cold-reduced):                                                                                                |                    |
|                     | 7220 20 10  | — — Of a width exceeding 500 mm                                                                                                                      |                    |
|                     | 7220 90     | — Other:                                                                                                                                             |                    |
|                     |             | — — Of a width exceeding 500 mm:                                                                                                                     |                    |
|                     | 7220 90 11  | — — — Not further worked, than surface-treated, including cladding                                                                                   |                    |
|                     |             | — — — Of a width not exceeding 500 mm:                                                                                                               |                    |
|                     |             | — — — — Not further worked than surface-treated, including cladding:                                                                                 |                    |
|                     | 7220 90 31  | — — — — Hot-rolled, not further worked than clad                                                                                                     |                    |
|                     | 7222        | Other bars and rods of stainless steel; angles, shapes and sections of stainless steel:                                                              |                    |
|                     | 7222 11 11  | — Bars and rods, not further worked than hot-rolled, hot-drawn or extruded                                                                           |                    |
|                     | 7222 11 19  |                                                                                                                                                      |                    |
|                     | 7222 11 21  |                                                                                                                                                      |                    |
|                     | 7222 11 29  |                                                                                                                                                      |                    |
|                     | 7222 11 91  |                                                                                                                                                      |                    |
|                     | 7222 11 99  |                                                                                                                                                      |                    |
|                     | 7222 19 10  |                                                                                                                                                      |                    |
|                     | 7222 19 90  |                                                                                                                                                      |                    |
|                     | 7222 30     | — Others bars and rods:                                                                                                                              |                    |
|                     | 7222 30 10  | — — Hot-rolled, hot-drawn or extruded, not further worked than clad                                                                                  |                    |

| Order No            | CN Code (*) | Description                                                                                                                                                                                   | Ceiling (tonnes)   |
|---------------------|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0070<br>(cont'd) | 7222 40     | — Angles, shapes and sections:                                                                                                                                                                | 35 899<br>(cont'd) |
|                     | 7222 40 10  | — — Not further worked than hot-rolled hot-drawn or extruded                                                                                                                                  |                    |
|                     |             | — — Other:                                                                                                                                                                                    |                    |
|                     | 7222 40 30  | — — — Hot-rolled, hot-drawn or extruded not further worked than clad                                                                                                                          |                    |
|                     | 7224        | Other alloy steel in ingots or other primary forms, semi-finished products of other alloy steel:                                                                                              |                    |
|                     | 7224 10 00  | — Ingots and other primary forms                                                                                                                                                              |                    |
|                     | 7224 90     | — Other:                                                                                                                                                                                      |                    |
|                     |             | — — Other:                                                                                                                                                                                    |                    |
|                     |             | — — — Hot-rolled or obtained by continuous casting:                                                                                                                                           |                    |
|                     | 7224 90 31  | — — — — Containing by weight not less than 0,9 % but not more than 1,15 % of carbon, not less than 0,5 % but not more than 2 % of chromium and, if present, not more than 0,5 % of molybdenum |                    |
|                     | 7224 90 39  | — — — — Other                                                                                                                                                                                 |                    |
|                     | 7225        | Flat-rolled products of other alloy steel, of width of 600 mm or more:                                                                                                                        |                    |
|                     | 7225 11 00  | — Of silicon-electrical steel                                                                                                                                                                 |                    |
|                     | 7225 19 10  |                                                                                                                                                                                               |                    |
|                     | 7225 19 90  |                                                                                                                                                                                               |                    |
|                     | 7225 20     | — Of high speed steel:                                                                                                                                                                        |                    |
|                     | 7225 20 20  | — — Not further worked than hot-rolled; not further worked, than surface-treated, including cladding or simply cut into shapes other than rectangular (including square)                      |                    |
|                     | 7225 30 00  | — Other, not further worked than hot-rolled, in coils                                                                                                                                         |                    |
|                     | 7225 40 20  | — Other, not further worked than hot-rolled, not in coils                                                                                                                                     |                    |
|                     | 7225 40 50  |                                                                                                                                                                                               |                    |
|                     | 7225 40 80  |                                                                                                                                                                                               |                    |
|                     |             | — Other:                                                                                                                                                                                      |                    |
|                     | 7225 91     | — — Electrolytically plated or coated with zinc:                                                                                                                                              |                    |
|                     | 7225 91 10  | — — Not further worked than surface-treated, including cladding or simply cut into shapes other than rectangular (including square)                                                           |                    |
|                     | 7225 92     | — — Otherwise plated or coated with zinc:                                                                                                                                                     |                    |
|                     | 7225 92 10  | — — — Not further worked than surface-treated, including cladding or simply cut into shapes other than rectangular (including square)                                                         |                    |
|                     | 7225 99     | — — Other:                                                                                                                                                                                    |                    |
|                     | 7225 99 10  | — — — Not further worked than surface-treated, including cladding or simply cut into shapes other than rectangular (including square)                                                         |                    |
|                     | 7226        | Flat-rolled products of other alloy steel, of a width of less than 600 mm:                                                                                                                    |                    |
|                     |             | — Of silicon-electrical steel:                                                                                                                                                                |                    |
|                     | 7226 11     | — — Grain-oriented:                                                                                                                                                                           |                    |
|                     | 7226 11 10  | — — — Of a width exceeding 500 mm                                                                                                                                                             |                    |
|                     | 7226 19     | — — Other:                                                                                                                                                                                    |                    |
|                     | 7226 19 10  | — — — Not further worked than hot-rolled                                                                                                                                                      |                    |
|                     |             | — — — Other:                                                                                                                                                                                  |                    |
|                     | 7226 19 30  | — — — — Of a width exceeding 500 mm                                                                                                                                                           |                    |

| Order No            | CN Code (*) | Description                                                                                                                                                                                                                                                       | Ceiling (tonnes)   |
|---------------------|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| 06.0070<br>(cont'd) | 7226 20     | — Of high-speed steel:                                                                                                                                                                                                                                            | 35 899<br>(cont'd) |
|                     | 7226 20 20  | — — Not further worked than hot-rolled; of a width not exceeding 500 mm, hot-rolled, not further worked than clad; of a width exceeding 500 mm, not further worked than cold-rolled (cold-reduced) or not further worked than surface treated, including cladding |                    |
|                     |             | — Other:                                                                                                                                                                                                                                                          |                    |
|                     | 7226 91     | — — Not further worked than hot-rolled:                                                                                                                                                                                                                           |                    |
|                     | 7226 91 10  | — — — Of a thickness of 4,75 mm or more                                                                                                                                                                                                                           |                    |
|                     | 7226 91 90  | — — — Of a thickness of less than 4,75 mm                                                                                                                                                                                                                         |                    |
|                     | 7226 92     | — — Not further worked than cold-rolled (cold-reduced):                                                                                                                                                                                                           |                    |
|                     | 7226 92 10  | — — — Of a width exceeding 500 mm                                                                                                                                                                                                                                 |                    |
|                     | 7226 93     | — — Electrolytically plated or coated with zinc:                                                                                                                                                                                                                  |                    |
|                     | 7226 93 20  | — — — Of a width not exceeding 500 mm, hot-rolled, not further worked than clad; of a width exceeding 500 mm, not further worked than surface-treated, including cladding                                                                                         |                    |
|                     | 7226 94     | — — Otherwise plated or coated with zinc:                                                                                                                                                                                                                         |                    |
|                     | 7226 94 20  | — — — Of a width not exceeding 500 mm, hot-rolled, not further worked than clad; of a width exceeding 500 mm, not further worked than surface-treated, including cladding                                                                                         |                    |
|                     | 7226 99     | — — Other:                                                                                                                                                                                                                                                        |                    |
|                     | 7226 99 20  | — — — Of a width not exceeding 500 mm, hot-rolled, not further worked than clad; of a width exceeding 500 mm, not further worked than surface-treated, including cladding                                                                                         |                    |
|                     | 7228        | Other bars and rods of other alloy steel; angles, shapes and sections of other alloy steel; hollow drill bars and rods, of alloy or non-alloy steel:                                                                                                              |                    |
|                     | 7228 70     | — Angles, shapes and sections:                                                                                                                                                                                                                                    |                    |
|                     |             | — — Other:                                                                                                                                                                                                                                                        |                    |
|                     | 7228 70 31  | — — — Hot-rolled, hot-drawn or extruded not further worked than clad                                                                                                                                                                                              |                    |
|                     | 7228 80     | — Hollow drill bars and rods:                                                                                                                                                                                                                                     |                    |
|                     | 7228 80 10  | — — Of alloy steel                                                                                                                                                                                                                                                |                    |

(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 CN codes. 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.

(\*) See Taric subdivisions in Annex C V.

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

(2) Flat-rolled products of a weight of 500 kg or more.

(3) Other than products containing, by weight, not less than 0,60 % of carbon and having a content, by weight, less than 0,04 % of phosphorus and sulphur taken separately and less than 0,07 % of these elements taken together.

(4) Not including flat-rolled products of a weight of 500 kg or more.

(5) Containing, by weight, not less than 0,6 % of carbon and having a content, by weight, less than 0,04 % of phosphorus and sulphur taken separately and less than 0,07 % of these elements taken together.

(6) With a thickness of less than 3 mm.

## ANNEX C V

## Taric subdivisions

| Order No | CN code       | Taric subdivision |
|----------|---------------|-------------------|
| 01.0040  | ex 3916 90 90 | 10                |
|          | ex 3917 10 90 | 10                |
|          | ex 3917 29 19 | 10                |
|          | ex 3917 32 51 | 10                |
|          | ex 3917 39 19 | 10                |
|          | ex 3919 10 90 | 10                |
|          | ex 3919 90 90 | 10                |
| 01.0050  | ex 3915 90 93 | 20                |
|          | ex 3916 90 90 | 20                |
|          | ex 3917 29 19 | 20                |
|          | ex 3917 32 51 | 20                |
|          | ex 3917 39 19 | 20                |
|          | ex 3919 10 90 | 20                |
|          | ex 3919 90 90 | 20                |
| 01.0060  | ex 4012 10 80 | 90                |
|          | ex 4012 20 90 | 90                |
| 06.0020  | ex 7211 14 10 | 12<br>91          |
|          | ex 7211 19 20 | 12<br>14<br>91    |
| 06.0040  | ex 7216 31 11 | 10<br>99          |
|          | ex 7216 31 19 | 10<br>99          |
|          | ex 7216 31 91 | 10<br>99          |
|          | ex 7216 31 99 | 10<br>99          |
|          | ex 7216 32 11 | 10<br>99          |
|          | ex 7216 32 19 | 10<br>99          |
|          | ex 7216 32 91 | 10<br>99          |
|          | ex 7216 32 99 | 10<br>99          |
|          |               |                   |
|          |               |                   |
|          |               |                   |

| Order No | CN code       | Taric subdivision          |
|----------|---------------|----------------------------|
|          | ex 7216 33 10 | 90                         |
|          | ex 7216 33 90 | 90                         |
| 06.0050  | ex 7211 14 90 | 90                         |
|          | ex 7211 19 90 | 90                         |
|          | ex 7212 60 91 | 90                         |
| 06.0060  | ex 7211 14 10 | 18<br>19<br>99             |
|          | ex 7211 19 20 | 13<br>15<br>17<br>18<br>99 |
|          | ex 7212 10 91 | 10                         |
| 06.0070  | ex 7207 20 32 | 10                         |
|          | ex 7208 51 10 | 10                         |
|          | ex 7208 52 10 | 10                         |
|          | ex 7208 53 10 | 10                         |
|          | ex 7211 13 00 | 10                         |
|          | ex 7211 14 90 | 10                         |
|          | ex 7211 19 90 | 10                         |
|          | ex 7212 60 91 | 10                         |
|          | ex 7213 91 20 | 10                         |
|          | ex 7213 91 70 | 11<br>19                   |
|          | ex 7216 31 11 | 91                         |
|          | ex 7216 31 19 | 91                         |
|          | ex 7216 31 91 | 91                         |
|          | ex 7216 31 99 | 91                         |
|          | ex 7216 32 11 | 91                         |
|          | ex 7216 32 19 | 91                         |
|          | ex 7216 32 91 | 91                         |
|          | ex 7216 32 99 | 91                         |
|          | ex 7216 33 10 | 10                         |
|          | ex 7216 33 90 | 10                         |
|          | ex 7225 50 00 | 10                         |

## ANNEX D

## Agricultural products referred to in Articles 5 and 6

| CN code                                                                                        | Description                                                                                                                                                                                      | Preferential rate of duty | Croatia, Bosnia-Herzegovina, and FYROM (tonnes)      |
|------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------|------------------------------------------------------|
| 0101 19 10                                                                                     | Live horses, other than pure-bred breeding animals, for slaughter <sup>(1)</sup>                                                                                                                 | Free                      | Unlimited                                            |
| 0709 51                                                                                        | Mushrooms, fresh or chilled:                                                                                                                                                                     |                           |                                                      |
| 0709 51 30                                                                                     | Chanterelles                                                                                                                                                                                     | Free                      | Unlimited                                            |
| 0709 51 50                                                                                     | Flap mushrooms                                                                                                                                                                                   | Free                      | Unlimited                                            |
| 0709 51 90                                                                                     | Other                                                                                                                                                                                            | Free                      | Unlimited                                            |
| 0711                                                                                           | Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption: |                           |                                                      |
| ex 0711 90 60                                                                                  | Other mushrooms, excluding cultivated mushrooms                                                                                                                                                  | Free                      | Unlimited                                            |
| 0712                                                                                           | Dried vegetables, whole, cut, sliced, broken or in powder, but not further prepared:                                                                                                             |                           |                                                      |
| 0712 20 00                                                                                     | — Onions                                                                                                                                                                                         | Free                      | Unlimited                                            |
| ex 0712 30 00                                                                                  | — Mushrooms and truffles, excluding cultivated mushrooms                                                                                                                                         | Free                      | Unlimited                                            |
| 0713                                                                                           | Dried leguminous vegetables, shelled, whether or not skinned or split:                                                                                                                           |                           |                                                      |
| ex 0713 32 00                                                                                  | Small red ( <i>Adzuki</i> ) beans ( <i>Phaseolus</i> or <i>Vigna angularis</i> ), other than for sowing                                                                                          | Free                      | Unlimited                                            |
| 0713 33 90                                                                                     | Kidney beans, including white pea beans ( <i>Phaseolus vulgaris</i> ), other than for sowing                                                                                                     | Free                      | Unlimited                                            |
| ex 0713 39 00                                                                                  | Other beans, other than for sowing                                                                                                                                                               | Free                      | Unlimited                                            |
| 0809 20 11<br>0809 20 21<br>0809 20 31<br>0809 20 41<br>0809 20 51<br>0809 20 61<br>0809 20 71 | Sour cherries ( <i>Prunus cerasus</i> ), fresh                                                                                                                                                   | Free<br><sup>(2)</sup>    | 3 000<br>(ceiling)<br><sup>(3)</sup>                 |
| 0810 20                                                                                        | Raspberries, blackberries, mulberries and loganberries, fresh:                                                                                                                                   |                           |                                                      |
| ex 0810 20 10                                                                                  | Raspberries, from 15 May to 15 June                                                                                                                                                              | Free                      | Unlimited                                            |
| ex 0810 20 90                                                                                  | Other, from 15 May to 15 June                                                                                                                                                                    | Free                      | Unlimited                                            |
| 0811                                                                                           | Fruit and nuts, uncooked or cooked by steaming or boiling in water, frozen, whether or not containing added sugar or other sweetening matter:                                                    |                           |                                                      |
| 0811 90                                                                                        | — Other:                                                                                                                                                                                         |                           |                                                      |
|                                                                                                | — — Containing added sugar or other sweetening matter:                                                                                                                                           |                           |                                                      |
|                                                                                                | — — — With a sugar content exceeding 13 % by weight:                                                                                                                                             |                           |                                                      |
| ex 0811 90 19                                                                                  | — — — — Sour cherries ( <i>Prunus cerasus</i> ) <sup>(4)</sup>                                                                                                                                   | Free                      | 19 800<br>(ceiling)<br><sup>(3)</sup> <sup>(5)</sup> |
|                                                                                                | — — — — Other:                                                                                                                                                                                   |                           |                                                      |
| ex 0811 90 39                                                                                  | — — — — ( <i>Prunus cerasus</i> ) <sup>(4)</sup>                                                                                                                                                 | Free                      |                                                      |
|                                                                                                | — — — — Other:                                                                                                                                                                                   |                           |                                                      |
|                                                                                                | — — — — Cherries:                                                                                                                                                                                |                           |                                                      |
| 0811 90 75                                                                                     | — — — — Sour cherries ( <i>Prunus cerasus</i> ) <sup>(4)</sup>                                                                                                                                   | Free                      |                                                      |

| CN code                                                   | Description                                                                                                                                                                                                                                                                                                                                                                                                                                               | Preferential rate of duty                | Croatia, Bosnia-Herzegovina, and FYROM (tonnes)                |
|-----------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------|----------------------------------------------------------------|
| 0812<br>ex 0812 10 00                                     | Fruit and nuts, provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:<br><br>Sour cherries ( <i>Prunus cerasus</i> ) <sup>(4)</sup>                                                                                                                                                                                       | Free                                     | 19 800<br>(ceiling)<br><sup>(3)</sup> <sup>(3)</sup>           |
| 0813<br>ex 0813 40 95                                     | Fruit, dried, other than that of heading Nos 0801 to 0806; mixtures of nuts or dried fruits of this chapter:<br><br>Sour cherries ( <i>Prunus cerasus</i> )                                                                                                                                                                                                                                                                                               | Free                                     | Unlimited                                                      |
| 0904<br>0904 12 00<br>0904 20<br>0904 20 10<br>0904 20 90 | Pepper of the genus <i>Piper</i> ; dried or crushed or ground fruits of the genus <i>Capsicum</i> or of the genus <i>Pimenta</i> :<br><br>— Pepper, crushed or ground<br><br>Fruits of the genus <i>Capsicum</i> or of the genus <i>Pimenta</i> , dried or crushed or ground:<br><br>— — Sweet peppers, neither crushed nor ground<br><br>— — Crushed or ground                                                                                           | Free<br><br>Free<br><br>Free<br><br>Free | Unlimited<br><br>Unlimited<br><br>Unlimited<br><br>Unlimited   |
| 0909                                                      | Seeds of anise, badian, fennel, coriander, cumin or caraway; juniper berries                                                                                                                                                                                                                                                                                                                                                                              | Free                                     | Unlimited                                                      |
| 1209                                                      | Seeds, fruit and spores, of a kind used for sowing                                                                                                                                                                                                                                                                                                                                                                                                        | Free                                     | Unlimited                                                      |
| 2001<br>ex 2001 10 00<br><br>2001 90 70                   | Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid:<br><br>Cucumbers<br><br><br>Sweet peppers                                                                                                                                                                                                                                                                                                      | Free<br><br><br>Free                     | 3 000<br>(reference quantity)<br><br>Unlimited                 |
| 2004<br>ex 2004 90 30<br><br>ex 2004 90 98                | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading No 2006:<br><br>Sauerkraut<br><br><br>Other, including mixtures:<br><br>Other, the product known as 'Ajvar', obtained from sweet peppers, to which spices, extracts of spices or distillates of natural spices, and sometimes aubergines and tomatoes, are added, containing at least 9 % of dry extracts, used mainly as a salad | Free<br><br><br>Free                     | 100<br>(reference quantity)<br><sup>(6)</sup><br><br>Unlimited |
| 2005<br>ex 2005 90 70<br><br>2005 90 75                   | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading No 2006:<br><br>Mixtures of vegetables, the product known as 'Ajvar', obtained from sweet peppers, to which spices, extracts of spices or distillates of natural spices, and sometimes aubergines and tomatoes, are added, containing at least 9 % of dry extracts, used mainly as a salad<br><br>Sauerkraut                  | Free<br><br>Free                         | Unlimited<br><br>100<br>(reference quantity)<br><sup>(6)</sup> |

| CN code    | Description                                                                                                                                                                                                                     | Preferential rate of duty | Croatia, Bosnia-Herzegovina, and FYROM (tonnes) |
|------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------|-------------------------------------------------|
| 2008       | Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:<br>Not containing added spirit: |                           |                                                 |
| 2008 60 51 | Sour cherries ( <i>Prunus cerasus</i> ), containing added sugar, in immediate packings of a net content exceeding 1 kg <sup>(1)</sup>                                                                                           | Free                      | } 19 800 (ceiling) <sup>(3) (5)</sup>           |
| 2008 60 61 | Sour cherries ( <i>Prunus cerasus</i> ), containing added sugar, in immediate packings of a net content not exceeding 1 kg <sup>(1)</sup>                                                                                       | Free                      |                                                 |
| 2008 60 71 | Sour cherries ( <i>Prunus cerasus</i> ), not containing added sugar, in immediate packings of a net content of 4,5 kg or more <sup>(1)</sup>                                                                                    | Free                      |                                                 |
| 2008 60 91 | Sour cherries ( <i>Prunus cerasus</i> ), not containing added sugar, in immediate packings of a net content of less than 4,5 kg <sup>(1)</sup>                                                                                  | Free                      |                                                 |

<sup>(1)</sup> Entry under this subheading is subject to the conditions laid down in the relevant Community provisions.

<sup>(2)</sup> Duty exemption applies only to the *ad valorem* part of the duty.

<sup>(3)</sup> This ceiling is managed by means of import certificates.

<sup>(4)</sup> Subject to a minimum import price set annually by the Commission.

<sup>(5)</sup> Global ceiling for products falling within CN codes ex 0811 90 19, ex 0811 90 39, 0811 90 75, ex 0812 10 00, 2008 60 51, 2008 60 61, 2008 60 71 and 2008 60 91.

<sup>(6)</sup> Global quantity for products falling within CN codes ex 2004 90 30 and 2005 90 75.

## ANNEX E

## Agricultural products referred to in Article 7

| Order No | CN code                                                                                                                                     | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Volume of tariff quota                    | Rate of duty                                                                                    |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------|-------------------------------------------------------------------------------------------------|
| 09.1507  | ex 0703 20 00                                                                                                                               | Garlic, from 1 February to 31 May                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 300 tonnes                                | Free                                                                                            |
| 09.1509  | 0709 60 10                                                                                                                                  | Sweet peppers, from 1 January to 31 December                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1 200 tonnes                              | Free                                                                                            |
| 09.1511  | 0710 21 00                                                                                                                                  | Peas ( <i>Pisum sativum</i> ), from 1 January to 31 December                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1 300 tonnes                              | Free                                                                                            |
| 09.1517  | ex 2008 60 39                                                                                                                               | Sweet cherries, clear-fleshed of a diameter not exceeding 18,9 mm, stoned, intended for the manufacture of chocolate products from 1 January to 31 December <sup>(1)</sup>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 2 600 tonnes                              | Free                                                                                            |
| 09.1515  | 2204<br>2204 21<br>2204 21 79<br>ex 2204 21 80<br>2204 21 83<br>ex 2204 21 84<br>2204 29 65<br>ex 2204 29 75<br>2204 29 83<br>ex 2204 29 84 | <p>Wine of fresh grapes, including fortified wines; grape must other than that of code No 2009:</p> <p>– Other wine; grape must with fermentation prevented or arrested by the addition of alcohol:</p> <p>– – In containers holding two litres or less:</p> <p>– – – Other:</p> <p>– – – – Of an actual alcoholic strength by volume not exceeding 13 % vol:</p> <p>– – – – – Other:</p> <p>– – – – – White</p> <p>– – – – – Other wines</p> <p>– – – – – Of an actual alcoholic strength by volume exceeding 13 % vol but not exceeding 15 % vol:</p> <p>– – – – – Other:</p> <p>– – – – – White</p> <p>– – – – – Other wines</p> <p>– – Other:</p> <p>– – – Other:</p> <p>– – – – Of an actual alcoholic strength by volume not exceeding 13 % vol:</p> <p>– – – – – Other:</p> <p>– – – – – White</p> <p>– – – – – Other wines</p> <p>from 1 January to 31 December</p> | <p>545 000 hl<br/>(Slovenia included)</p> | <p>Free</p> <p>Free</p> <p>Free</p> <p>Free</p> <p>Free</p> <p>Free</p> <p>Free</p> <p>Free</p> |
| 09.1503  | ex 2208 90 33                                                                                                                               | Plum spirit marketed under the name of 'Šljivovica', in containers holding two litres or less, from 1 January to 31 December                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 5 420 hl                                  | Free                                                                                            |
| 09.1505  | ex 2401 10 60<br>ex 2401 20 60                                                                                                              | Tobacco of the sun-cured oriental type, from 1 January to 31 December                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1 500 tonnes                              | Free                                                                                            |

<sup>(1)</sup> Entry under this subheading is subject to conditions laid down in the relevant Community provisions.

*TARIC SUBDIVISIONS*

| Order No | CN code       | Taric subdivision |
|----------|---------------|-------------------|
| 09.1507  | ex 0703 20 00 | 40                |
| 09.1517  | ex 2008 60 39 | 11                |
| 09.1515  | ex 2204 21 80 | 79<br>80          |
|          | ex 2204 21 84 | 10<br>79<br>80    |
|          | ex 2204 29 75 | 10                |
|          | ex 2204 29 84 | 10<br>30          |
|          |               |                   |
| 09.1503  | ex 2208 90 33 | 10                |
| 09.1505  | ex 2401 10 60 | 10                |
|          | ex 2401 20 60 | 10                |



|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                     |                                                 |                     |               |              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|---------------------|---------------|--------------|
| 1 Exporter (name, full address, country)<br>Exportateur (nom, adresse complète, pays)                                                                                                                                                                                                                                                                                                                                                                                                                  | 2 No                                                                                                                                                                                                                                | <b>ORIGINAL</b>                                 |                     |               |              |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 3 Quota year<br>Année contingentaire                                                                                                                                                                                                | 4 Country of destination<br>Pays de destination |                     |               |              |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 6 Issuing authority<br>Organisme émetteur                                                                                                                                                                                           |                                                 |                     |               |              |
| 5 Consignee (name, full address, country)<br>Destinataire (nom, adresse complète, pays)                                                                                                                                                                                                                                                                                                                                                                                                                | <b>7</b><br><br><b>CERTIFICATE OF AUTHENTICITY</b><br><b>CERTIFICAT D'AUTHENTICITÉ</b><br><br><b>Plum spirit 'Šljivovica'</b><br><b>Eau-de-vie de prunes «Šljivovica»</b><br><br>(CN Code ex 2208 90 33)<br>(Code NC ex 2208 90 33) |                                                 |                     |               |              |
| 8 Place and date of shipment — Means of transport<br>Lieu et date d'embarquement — Moyen de transport                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                     |                                                 |                     |               |              |
| 9 Marks and numbers — Number and kind of packages<br>Marques et numéros — Nombre et nature des colis                                                                                                                                                                                                                                                                                                                                                                                                   | 10 % vol of alcohol<br>% vol d'alcool                                                                                                                                                                                               |                                                 | 11 Litres<br>Litres |               |              |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 12 % vol of alcohol and litres (in words)<br>% vol d'alcool et litres (en lettres)                                                                                                                                                  |                                                 |                     |               |              |
| 13 <b>CERTIFICATE BY THE ISSUING AUTHORITY — VISA DE L'ORGANISME ÉMETTEUR</b><br><br>I hereby certify that the plum spirit 'Šljivovica' described in this certificate corresponds with the definition given on the reverse.<br>Je certifie que l'eau-de-vie de prunes «Šljivovica» décrite dans ce certificat correspond à la définition figurant au verso.<br><br><table><tr><td>Place<br/>Lieu</td><td>Date<br/>Date</td></tr></table><br><div>(Stamp and signature)<br/>(Cachet et signature)</div> |                                                                                                                                                                                                                                     |                                                 |                     | Place<br>Lieu | Date<br>Date |
| Place<br>Lieu                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Date<br>Date                                                                                                                                                                                                                        |                                                 |                     |               |              |

#### DEFINITION

Plum spirit with an alcoholic strength of 40 % vol or more, marketed under the name ŠLJIVOVICA, corresponding to the specifications laid down in the Regulation relating to the quality of spirituous beverages, in force in the Republics and territory referred to in this Regulation.

#### DÉFINITION

Eau-de-vie de prunes ayant un titre alcoométrique égal ou supérieur à 40 % vol, commercialisée sous la dénomination ŠLJIVOVICA correspondant à la spécification reprise dans la réglementation relative à la qualité des boissons alcooliques en vigueur dans les républiques et territoire visés par le présent règlement.

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                           |                                                 |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|
| 1 Exporter (name, full address, country)<br>Exportateur (nom, adresse complète, pays)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 2 No                                                                                                                                                                                                                      | <b>ORIGINAL</b>                                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 3 Quota year<br>Année contingentaire                                                                                                                                                                                      | 4 Country of destination<br>Pays de destination |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 6 Issuing authority<br>Organisme émetteur                                                                                                                                                                                 |                                                 |
| 5 Consignee (name, full address, country)<br>Destinataire (nom, adresse complète, pays)                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 7<br><b>CERTIFICATE OF AUTHENTICITY</b><br><b>CERTIFICAT D'AUTHENTICITÉ</b><br><br><b>Tobacco — Tabac</b><br><b>'Prilep'</b><br><br>(CN Code ex 2401 10 60 and ex 2401 20 60)<br>(Code NC ex 2401 10 60 et ex 2401 20 60) |                                                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                                                                                                                                                                           |                                                 |
| 9 Marks and numbers — Number and kind of packages<br>Marques et numéros — Nombre et nature des colis                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                                                                                                                                                                           | 10 Net weight<br>(kg)<br>Poids net<br>(kg)      |
| 11 Net weight (in words)<br>Poids net (en lettres)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                           |                                                 |
| 12 CERTIFICATE BY THE ISSUING AUTHORITY — VISA DE L'ORGANISME ÉMETTEUR<br><br>I hereby certify that the tobacco described in this certificate is 'Prilep' tobacco within the meaning of Regulation (EEC) No 547/92.<br>Je certifie que le tabac décrit dans ce certificat est le tabac « Prilep » au sens du règlement (CEE) n° 547/92.<br><br><div style="display: flex; justify-content: space-between;"> <div> Place<br/> Lieu </div> <div> Date<br/> Date </div> <div style="text-align: right;"> (Stamp and signature)<br/> (Cachet et signature) </div> </div> |                                                                                                                                                                                                                           |                                                 |



## ANNEX F

## Definition of 'baby beef' products referred to in Article 8

| CN code       | Description                                                                                                                                                                                                                                                                                                                                                                                                              |
|---------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 0102          | Live bovine animals:                                                                                                                                                                                                                                                                                                                                                                                                     |
| 0102 90       | – Other:                                                                                                                                                                                                                                                                                                                                                                                                                 |
|               | – – Domestic species:                                                                                                                                                                                                                                                                                                                                                                                                    |
|               | – – – Of a weight exceeding 300 kg:                                                                                                                                                                                                                                                                                                                                                                                      |
|               | – – – – Heifers (female bovines that have never calved):                                                                                                                                                                                                                                                                                                                                                                 |
| ex 0102 90 51 | – – – – – For slaughter:                                                                                                                                                                                                                                                                                                                                                                                                 |
|               | – Not yet having any permanent teeth, of a weight of not less than 320 kg but not more than 470 kg (a)                                                                                                                                                                                                                                                                                                                   |
| ex 0102 90 59 | – – – – – Other:                                                                                                                                                                                                                                                                                                                                                                                                         |
|               | – Not yet having any permanent teeth, of a weight of not less than 320 kg but not more than 470 kg (a)                                                                                                                                                                                                                                                                                                                   |
|               | – – – – – Other:                                                                                                                                                                                                                                                                                                                                                                                                         |
| ex 0102 90 71 | – – – – – For slaughter:                                                                                                                                                                                                                                                                                                                                                                                                 |
|               | – Bulls and steers not yet having permanent teeth, of a weight of not less than 350 kg but not more than 500 kg (a)                                                                                                                                                                                                                                                                                                      |
| ex 0102 90 79 | – – – – – Other:                                                                                                                                                                                                                                                                                                                                                                                                         |
|               | – Bulls and steers not yet having permanent teeth, of a weight of not less than 350 kg but not more than 500 kg (a)                                                                                                                                                                                                                                                                                                      |
| 0201          | Meat of bovine animals, fresh or chilled:                                                                                                                                                                                                                                                                                                                                                                                |
| ex 0201 10 00 | – Carcasses and half-carcasses:                                                                                                                                                                                                                                                                                                                                                                                          |
|               | – Carcasses of a weight of not less than 180 kg but not more than 300 kg, and half-carcasses of a weight of not less than 90 kg but not more than 150 kg, with a low degree of ossification of the cartilages (in particular those of the symphysis pubis and the vertebral apophyses), the meat of which is a light pink colour and the fat of which, of extremely fine texture, is white to light yellow in colour (a) |
| 0201 20       | – Other cuts with bone in:                                                                                                                                                                                                                                                                                                                                                                                               |
| ex 0201 20 20 | – – 'Compensated' quarters:                                                                                                                                                                                                                                                                                                                                                                                              |
|               | – 'Compensated' quarters of a weight of not less than 90 kg but not more than 150 kg, with a low degree of ossification of the cartilages (in particular those of the symphysis pubis and the vertebral apophyses), the meat of which is a light pink colour and the fat of which, of extremely fine texture, is white to light yellow in colour (a)                                                                     |
| ex 0201 20 30 | – – Unseparated or separated forequarters:                                                                                                                                                                                                                                                                                                                                                                               |
|               | – Separated forequarters, of a weight of not less than 45 kg but not more than 75 kg, with a low degree of ossification of the cartilages (in particular those of the vertebral apophyses), the meat of which is a light pink colour and the fat of which, of extremely fine texture, is white to light yellow in colour (a)                                                                                             |
| ex 0201 20 50 | – – Unseparated or separated hindquarters:                                                                                                                                                                                                                                                                                                                                                                               |
|               | – Separated hindquarters of a weight of not less than 45 kg but not more than 75 kg (but not less than 38 kg and not more than 68 kg in the case of 'Pistola' cuts), with a low degree of ossification of the cartilages (in particular those of the vertebral apophyses), the meat of which is a light pink colour and the fat of which, of extremely fine texture, is white to light yellow in colour (a)              |

(a) Entry under this subheading is subject to conditions laid down in the relevant Community provisions.

## ANNEX G

## Concerning 'baby-beef' tariff quotas referred to in Article 8 (2)

|                                       | Applicable duty:<br>20 % of the applicable CCT duty (*) |
|---------------------------------------|---------------------------------------------------------|
| Croatia                               | 9 400 tonnes (carcass weight)                           |
| Bosnia-Herzegovina                    | 1 500 tonnes (carcass weight)                           |
| Former Yugoslav Republic of Macedonia | 825 tonnes (carcass weight)                             |

(\*) CCT: Common Customs Tariff.

## COUNCIL REGULATION (EC) No 71/97

of 10 January 1997

extending the definitive anti-dumping duty imposed by Regulation (EEC) No 2474/93 on bicycles originating in the People's Republic of China to imports of certain bicycle parts from the People's Republic of China, and levying the extended duty on such imports registered under Regulation (EC) No 703/96

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community<sup>(1)</sup>, and in particular Articles 13 and 14 thereof,

Having regard to the proposal submitted by the Commission after consulting the Advisory Committee,

Whereas:

## A. PROCEDURE

(1) By Regulation (EC) No 703/96<sup>(2)</sup> the Commission initiated an investigation into the circumvention of the anti-dumping duties imposed by Council Regulation (EEC) No 2474/93<sup>(3)</sup> on imports of bicycles originating in the People's Republic of China by imports of parts originating in that country which are used in the assembly of bicycles in the Community, and directed customs authorities, pursuant to Article 14 (5) of Regulation (EC) No 384/96 (hereafter referred to as the 'Basic Regulation'), to register imports of bicycle frames, forks, rims and hubs, which constitute the principal components of a bicycle.

(2) The products concerned in this investigation are bicycle parts and accessories from the People's Republic of China which are used in the assembly of bicycles in the Community. These products are currently classifiable within the CN codes ranging from 8714 91 10 to 8714 99 90.

(3) The Commission officially advised the representatives of the People's Republic of China of the initiation of the investigation and sent questionnaires to the Community companies concerned mentioned in the complaint and to other Community companies which made themselves known to the

Commission or were named by the complainant at a later stage.

(4) The investigation covered the period 1 April 1995 to 31 March 1996.

(5) Of the companies mentioned in the complaint, or subsequently named by the complainant, and those which made themselves known within the 40 days set by Regulation (EC) No 703/96, the Commission received complete replies from the following:

- Helmig, Overath, Germany,
- Moore Large & Co., Derby, United Kingdom,
- One + One, Oostvoorne, The Netherlands,
- Promiles, Villeneuve d'Ascq, France,
- Reece, Birmingham, United Kingdom,
- Splendor, Naninne, Belgium,
- Starway, Luynes, France,
- Tandem, Brigg, United Kingdom.

The Commission sought and verified all information it deemed to be necessary and carried out investigations at the premises of the above companies. Of these companies, Tandem and Promiles were found to be genuine Community producers and Helmig was found to be an importer.

(6) Companies which requested to be heard within the time limit set by Regulation (EC) No 703/96 were granted a hearing.

(7) The following Community producers requested a certificate of non-circumvention pursuant to Article 13 (4) of the Basic Regulation:

- Batavus, The Netherlands,
- BH, Spain,
- Cycleurope, France,
- Dawes, United Kingdom,
- Hercules, Germany,
- Mercier, France,
- MICMO, France,
- Promiles, France,
- Raleigh, United Kingdom,
- Tandem, United Kingdom.

(8) The following companies came forward outside the 40 days set by Regulation (EC) No 703/96 and also requested a certificate of non-circumvention:

<sup>(1)</sup> OJ No L 56, 6. 3. 1996, p. 1.

<sup>(2)</sup> OJ No L 98, 19. 4. 1996, p. 3.

<sup>(3)</sup> OJ No L 228, 9. 9. 1993, p. 1.

- Büchel, Germany,
- Horlacher, Germany,
- Monark Crescent, Sweden,
- Pantherwerke, Germany,
- Quantum, France,
- PRO-FIT Sportartikel GmbH, Germany,
- Tekno Cycles, France,
- TNT, Spain.

## B. SCOPE OF THE INVESTIGATION

- (9) As regards parts used in circumvention operations, Article 13 (1) and (2) of the Basic Regulation provide for anti-dumping duties in force to be extended to imports of parts from the country subject to the measures, i.e. they can either originate in or be consigned from that country. Interested parties importing the concerned parts from China were therefore offered, for those parts consigned from China, the opportunity to prove an eventual non-Chinese origin.

The scope of the investigation covered bicycle parts imported into the European Community from China which are assembled into finished bicycles for sale in the European Community under conditions which, according to the complainant's allegations, fulfil the criteria set out in Article 13 (1) and (2) (a), (b) and (c) of the Basic Regulation.

## C. RESULTS OF THE INVESTIGATION

### 1. Nature of the circumvention practice

- (10) The investigation has established that of the eight companies identified in recital 5 above four assemblers ordered almost complete bicycles in a disassembled form from the producers in China during the investigation period. For the corresponding shipments to Europe the suppliers ensured that parts destined for the same assembler were spread across different containers, sent on different dates and sometimes unloaded at different ports. By this practice, which is rather costly and implies important additional logistical constraints, the assemblers avoided classification of the imported parts, in accordance with Rule 2 (a) of the general rules for the interpretation of the nomenclature of the common customs tariff (hereafter CCT), as finished bicycles which would have been subject to the anti-dumping duty.

One of the companies mentioned in recital 5 applied the above described *modus operandi* for about 75 % of its total assembly of bicycles during the investigation period. However, during that period it changed its sourcing pattern and towards the end of that period it started to assemble these bicycles by using more than 40 % of non-Chinese parts, which it purchased either directly from manufacturers located in the countries of origin or from subsidiaries of these manufacturers located in the Community (see recital 17).

In order to ensure that certain imported sub-assemblies of bicycle parts would not be classified in accordance with Rule 3 (b) of the general rules for the interpretation of the nomenclature of the CCT as finished bicycles, some assemblers have asked for and received from national customs authorities binding tariff information classifying these assemblies as parts and thus obtaining official assurance that the anti-dumping duty would not be applied to these sub-assemblies.

### 2. Conditions of Article 13

#### (i) *Change in the pattern of trade*

- (11) Between 1992 and the investigation period, imports of bicycles (in units) from China into the Community decreased by more than 98 %, which represents a decrease of 1,5 million units, whereas, for example, imports of finished bicycle frames, the main bicycle part imported by assembly operations, increased by more than 139 % (in units) in the same period, which represents an increase of about 450 000 units. This substitution effect is corroborated by the data gathered during the on-the-spot investigation: the output of bicycles assembled from sets from the People's Republic of China by the five investigated companies — based on the practice described above at recital 10 — increased by 80 %, which represents for these assemblers alone an increase of about 110 000 units between 1992 and the investigation period.

#### (ii) *Insufficient due cause or economic justification*

- (12) Two of the investigated companies argued that they started assembling bicycles in the Community due to the suspension of the preferential rates for import duties for bicycles originating in China under the General System of Preferences (GSP) for developing countries in 1991 and 1992 and not because of the imposition of anti-dumping duties. This argument is not convincing in view of the fact that the GSP for bicycles from China was only temporarily suspended in these two years and the shipping arrangements as described in recital 10

were costly and implied important additional logistical constraints. It is however reasonable to conclude that in view of the high dumping margins established in the original investigation, the timing of the set-up, the volume of output, the purchasing arrangements and the small degree of value added, the practices of these two companies as well as those of the three others, had, within the meaning of Article 13 of the Basic Regulation, insufficient due cause or economic justification other than the imposition of an anti-dumping duty.

(iii) *Start or substantial increase of operations*

- (13) For all 5 companies concerned, their assembly operations, or their imports of bicycle parts from China with a view to bicycle assembly, started in or substantially increased after 1992-1993, when the original investigation took place.

(iv) *60 % of the total value of the parts constituting the assembled product*

- (14) It has been established for the five assemblers which ordered almost complete bicycle sets in the People's Republic of China, that all the parts for these sets were consigned from China. Three of these companies admitted this as they had made customs declarations that all parts imported from China were of Chinese origin.

The two other assemblers alleged that more than 40 % of the parts used in the assembly of bicycles based on these sets originated in other countries. It has however been established that the sets of parts ordered by these two companies were consigned from China and that parts of Community origin were only used to a very limited extent in the assembly of bicycles out of these sets of parts.

- (15) For some of the parts consigned from China, these two assemblers presented Chinese certificates of origin (Form A) to the customs in order to benefit from preferential treatment for the Chinese goods falling under the GSP while the rest of the goods consigned from China were declared as being of non-Chinese origin and were thus subject to the normal third country duty. As regards the parts claimed to be of non-Chinese origin — but which were consigned from China — it should be noted that the assemblers were unable to prove to the Commission the non-Chinese origin of these parts. Although these two companies were given extended deadlines for retrieving appropriate docu-

mentation such as certificates of origin, invoices of producers and transport documents, they were unable to provide sufficient evidence during the on-the-spot verifications to prove the origin of the allegedly non-Chinese parts, as declared by the suppliers on their invoices and to customs on the importation of these parts. Verification on the premises of these two companies revealed that they had imported complete wheels which were assembled in the People's Republic of China. These wheels, however, appeared on the suppliers invoice as tyres, tubes, rims, hubs, freewheel, etc. with different origins and were accordingly declared to Customs at importation as individual parts with a specific origin for each part.

The Commission services could only conclude therefore that in the absence of evidence to the contrary, all parts which were consigned from China were of Chinese origin and that, under these circumstances, 60 % or more of the total value of the parts used in the assembly of bicycles out of these parts were of Chinese origin.

- (16) Furthermore, it was established during the on-the-spot verification that the value of identical parts of sets consigned from China to these two companies varied from one shipment to another for no apparent reason. This 'erratic pricing' has prevented the exact determination of the value of the parts concerned.

- (17) One assembler, which used sets ordered in China during the investigation period for about 75 % of its output of bicycles, could show that it used for the assembly of the remaining 25 % of its output more than 40 % of parts originating in countries other than China. By the end of the investigation period (March 1996) this company started to assemble bicycles, which were previously ordered as sets from China, using parts of non-Chinese origin which were directly purchased from the manufacturers or their Community subsidiaries (see recital 10). For these bicycles the assembler was finally able to demonstrate during the on-the-spot verification that the models assembled in this way between March and October 1996 contained more than 40 % of parts originating in countries other than the People's Republic of China. The Commission services, therefore, established that, even though 75 % of this assembler's output during the investigation period contained more than 60 % of parts originating in the People's Republic of China, it had since March 1996 reduced its share of Chinese parts below 60 % of the total value of parts of the assembled product.

(v) *25 % rule on the added value to the parts brought in*

non-dumped export prices in the original investigation period.

- (18) For all 5 companies concerned, the value added in the European Community on a per mode basis to the parts brought in was found to vary between only 10 % and 16 % of the manufacturing cost of a complete bicycle, and was therefore clearly below the 25 % threshold set by Article 13 (2) (b) of the Basic Regulation.

- (21) Overall, the comparison showed that the sales prices of assembled bicycles have undercut the non-dumped export prices of Chinese bicycles in the original investigation period by on average 14,5 %.

- (22) The existence of undermining in terms of sales quantities flows from the finding that the import volume of Chinese bicycles in the original investigation period has to a substantial extent been replaced, in terms of quantities, by the imports of finished bicycle frames of Chinese origin, as determined in recital 11.

### 3. Undermining of the remedial effects of the duty and evidence of dumping

#### (i) *Undermining*

- (19) In order to determine whether the remedial effects of the anti-dumping duty had been undermined in terms of sales prices, a comparison was made of the sales prices of bicycles assembled in the Community from Chinese parts, and sold in the Community in the investigation period by the co-operating assemblers ('assembled bicycles'), with the 'non-dumped' export prices of Chinese bicycles in the original investigation period (i.e. actual export prices, duty paid, plus anti-dumping duty).
- (20) Following exactly the method applied in the original investigation, a comparison was made between identical or comparable groups of bicycles. Weighted average prices were determined for each group and adjustments to these prices were made in order to ensure that the comparison was made at the same level of trade, on the same net price basis, and with comparable delivery terms. Subsequently, whether the sales prices of assembled bicycles have undercut the non-dumped export prices of Chinese bicycles in the original investigation period was determined for each group. In order to determine an average margin, the sum of the undermining margins for those groups for which undermining was established was expressed as a percentage of the total non-dumped import value (cif Community border) of Chinese bicycles, as established in the original investigation, for all groups which were included in the comparison.

In this context, it should be noted that, due to the considerable level of non-cooperation from the assemblers (see recital 25), there was no direct information available concerning the total sales quantity of bicycles assembled in the Community. However, the Commission found that the volume of bicycles sold by the small number of co-operating assemblers alone in the investigation period actually amounted to 24 % of the sales of comparable Chinese bicycles in the original investigation period, whereas these cooperating assemblers accounted for 25 % of the total imports of finished frames of Chinese origin in the investigation period of the circumvention investigation. Thus the figures available from the cooperating assemblers fully support the conclusion that the sales of bicycles assembled in the Community from Chinese parts have to a substantial extent replaced imports of finished Chinese bicycles.

- (23) In the light of the foregoing, it has been determined that the sales of bicycles assembled in the Community from parts originating in or consigned from China have undermined the remedial effects of the anti-dumping measures in question, both in terms of sales prices and quantities.

#### (ii) *Evidence of Dumping*

- (24) Dumping was calculated on the basis of most popular modes of assembled bicycles for each company, which represented from 50 % to 100 % of their turnover<sup>(1)</sup>. These models were compared to the normal values previously established (Taiwan

With respect to the groups of bicycles used in the comparison, 77 % of the total sales volume of the assemblers concerned was found to consist of models equivalent to those of the original investigation period, and was consequently used for the comparison. More than 90 % of the sales used for the comparison were found to have undercut the

<sup>(1)</sup> For one of the companies, the comparison was based on the turnover of assembled models sold to unrelated companies only since this company did not succeed in giving the Commission sufficiently accurate information to link related transactions to final sales in a reliable manner.

being the reference country in the original investigation), using the same eight criteria (i.e. category of the bicycle, material of the frame, number of gears, derailleurs, crank-gear, gear levers, brake sets and hubs) in a manner as reasonable as possible.

In view of the fact that normal values had been established at fob Taiwan level for the exporters concerned, resale prices in the Community had to be made comparison to this level. The actual comparison was thus made fob China/fob Taiwan.

Dumping was found to range from 16 % to 53 % for the companies concerned.

#### 4. Non-cooperating assembly operations

- (25) In view of the significant change in the pattern of trade described in recital 11 above and in the absence of cooperation by many undertakings, there is no reason to believe that non-cooperating companies have been circumventing the anti-dumping duties in force to any lesser extent than the cooperating companies.

The anti-dumping duty should therefore not only be extended to cooperators but also to non-cooperators. Any other treatment would actually give a premium to non-cooperators, a paradox even more unacceptable in the field of circumvention than in a conventional dumping case. However, the measures taken will have to be designed in such a way as to affect only imports of parts used in assembly operations by circumventing assemblers.

#### D. PROPOSED MEASURES

##### 1. Nature of the measures: Extension of the duty

- (26) In view of the findings made, the anti-dumping duty in force on complete bicycles (30,6 %) should be extended to certain bicycle parts originating in or consigned from China with the exception of those parts of proven non-Chinese origin.

The investigation has shown that the imports of pre-assembled, pre-treated or pre-painted parts is typical of assembly operations. Community producers do, by and large, treat or paint the parts they import and do not import bicycle sub-assemblies. A case in point is the example of complete wheels, as opposed to the imports of rims and hubs: Community producers import the latter rather than the former.

- (27) Therefore, in order to minimize the risk of affecting imports which do not constitute circumvention, in particular imports of non-essential parts, the extension of the duty should be limited to essential parts (see column I of the table below), i.e.

- painted or anodized or polished and/or lacquered frames (including when brakes and gears are attached),
- painted or anodized or polished and/or lacquered front forks (including when brakes are attached),
- complete wheels (with or without tubes, tyres and sprocket),
- handlebars (when they are presented with a stem, brake and/or gear lever attached),
- gears (i.e. derailleur gears, crank-gear and free-wheel sprocket-wheels),
- brakes (i.e. other brakes and brake levers).

| Product     | CN Code                                            | Extension of measures<br>I | Initial Registration<br>II | Subsequent Collection<br>III |
|-------------|----------------------------------------------------|----------------------------|----------------------------|------------------------------|
| Frames      | 8714 91 10                                         |                            | ×                          |                              |
|             | — painted or anodized or polished and/or lacquered | ×                          |                            | ×                            |
|             | — other                                            |                            |                            |                              |
| Front Forks | 8714 91 30                                         |                            | ×                          |                              |
|             | — painted or anodized or polished and/or lacquered | ×                          |                            | ×                            |
|             | — other                                            |                            |                            |                              |

| Product                    | CN Code       | Extension of measures<br>I | Initial Registration<br>II | Subsequent Collection<br>III |
|----------------------------|---------------|----------------------------|----------------------------|------------------------------|
| Rims                       | 8714 92 10    |                            | ×                          |                              |
| Hubs                       | 8714 93 10    |                            | ×                          |                              |
| Deraillleur Gears          | 8714 99 50    | ×                          |                            |                              |
| Crank-gear                 | 8714 96 30    |                            |                            |                              |
| Free-wheel sprocket-wheels | 8714 93 90    |                            |                            |                              |
| Other brakes               | 8714 94 30    | ×                          |                            |                              |
| Brake levers               | ex 8714 94 90 |                            |                            |                              |
| Complete wheels            | ex 8714 99 90 | ×                          |                            |                              |
| Handlebars                 | 8714 99 10    | ×                          |                            |                              |

## 2. Collection of the duty on imports entered under registration

- (28) The duty on imports registered pursuant to Regulation (EC) No 703/96 should only be collected on those parts which are described in recital 27 above.
- (29) Companies which are exempted from the extended anti-dumping duty as indicated in recital 32 below should also be exempted from the collection of the duty on imports under registration.

## E. EXEMPTION FROM THE EXTENSION OF THE DUTY

- (30) Article 13 (4) of the Basic Regulation provides that products shall be exempted from the measure where they are accompanied by a certificate of non-circumvention. Where an authorization was granted during the circumvention investigation the duty on imports which have been registered in accordance with Article 2 of Regulation (EC) No 703/96 should not be collected.
- (31) The issue of certificates requires prior authorization by the Commission, or by the Council if granted when extending the measure. An authorization can only be granted following a thorough appraisal of the facts.
- (32) The Commission received applications for such certificates from the companies mentioned in recital 7 which contacted the Commission following the initiation of the investigation. These applications were received before the deadline set in Regulation 703/96 for parties to make themselves known. Most of these applicants are

Community producers which were part of the Community industry in the previous investigations. The others which had not participated in the original proceeding could be identified as Community producers on the basis of their replies to the questionnaire, which were verified on the spot. The anti-dumping duty on bicycles from China should, therefore, not be extended to imports of essential bicycle parts used in the operations of these companies.

In addition, it was also found appropriate not to extend the anti-dumping duty on bicycles from China to the parts used in the operations of the company which since March 1996 has reduced its share of Chinese parts below 60 % (see recitals 10, 17) since this company could not be considered to be circumventing the anti-dumping duty in force from this time on.

- (33) Further applications were made by the parties mentioned in recital 8, which approached the Commission after the deadline set in Regulation 703/96 for parties to make themselves known. It should be noted that no deadline is set by Article 13 (4) of the Basic Regulation for applications for certificates of non-circumvention.

The Commission sent questionnaires to these companies immediately upon receipt of their applications. The Commission has however not yet been able to verify whether these parties are assemblers or importers, and whether the operations in which the imported goods are used fall within Article 13 (2) of the Basic Regulation. Furthermore, it cannot be excluded that, in the present case, more companies may apply for a certificate of non-circumvention once the measure has been extended.

- (34) In order to ensure therefore that, notwithstanding late application by the companies concerned, parties not circumventing the duty exempted from the extension of the duty to imports of parts, the adoption of this Regulation should not prevent the Commission from investigating pending or future requests with a view to authorizing the exemption of imports from the extended duty. Where a company applied for a certificate of non-circumvention during the investigation, an eventual exemption should take effect as from the date of initiation of the present circumvention investigation. Where a company applies for a certificate after the extension of the duty an eventual exemption should only take effect from the date of the request. On the other hand, it must be ensured that where, after examination of an operation, circumvention is found to take place, the extended duties due can be effectively collected (see recital 43).
- (35) The operation of the system for granting an authorization and for the subsequent issue of certificates is not fully set out in Article 13 (4) of the Basic Regulation. In this respect the following should be noted:
- (36) The granting of an authorization depends on the goods not being used in an assembly operation which constitutes circumvention, as laid down in Article 13 (2) of the Basic Regulation. Therefore, where assemblers do not import directly, a procedure must be devised whereby it may be ascertained whether or not imports of essential bicycle parts are being used for circumvention purposes.
- (37) To this end, it is appropriate to use the existing mechanism of end-use control according to customs law, i.e. Article 82 of Council Regulation (EEC) No 2913/92<sup>(1)</sup> (Community Customs Code) and Articles 291 et seq. of Commission Regulation (EEC) No 2454/93<sup>(2)</sup> (Implementing provisions) and to apply it *mutatis mutandis* within the framework of the anti-circumvention legislation to the issue of authorizations for certificates of non-circumvention in accordance with Article 13 (4) of the Basic Regulation.
- (38) The end use by reason of which imports should benefit from an exemption from the anti-dumping duty shall be defined by reference, (i) to assembly operations found not to be circumventing, and (ii) to the use of essential bicycle parts in small quantities by small scale operators, notably for replacement purposes, which should be presumed not to constitute circumvention. In the latter case, imports of essential bicycle parts will be of limited economic significance, and will be unlikely to undermine the effect of the existing duty in terms of the quantities of bicycles that might be produced from such imported parts within the meaning of Article 13 (2) (c) of the Basic Regulation.
- In order to allow intermediaries, who do not import essential bicycle parts directly, to purchase these parts from importers and to resell them to non-circumventing assembly operations, such transactions should also be monitored under the end use control system.
- (39) Finally, the system should also allow the exemption of direct imports by non-circumventing assembly operations from the extended duty.
- (40) In order to achieve the flexibility necessary to adjust the exemption system where needed, it is appropriate that the detailed rules on the implementation of the exemption system should be adopted by a Commission regulation after consulting the Advisory Committee.
- (41) In this respect, and with a view to pending or future applications, the Commission should be charged with establishing within such a system lists of companies whose exemption from the extended duty is authorized.
- (42) In order to create an incentive to abstain from circumventing practices, the management of the exemption system has to provide for the possibility of reviewing the situation of those companies which have been found circumventing, but which have changed their operation to the extent that the conditions of circumvention are no longer fulfilled. Similarly, it must be possible to revoke exemptions which are no longer justified. Finally, any new operation should also be able to request an investigation by the Commission with a view to an exemption from the duty. For these reasons all authorizations for exemptions, including those for the companies identified at recital 32, should be granted under the Commission regulation.
- (43) Provision should be made for the possibility, where appropriate, for imports to be conditionally exempted from the extended duty while the operations in which they are to be used are under examination. However, in order to ensure that the extended duty can effectively be collected where an operation is found circumventing, Customs authorities shall be authorized to require the provision of a security if necessary.

<sup>(1)</sup> OJ No L 302, 19. 10. 1992, p. 1.

<sup>(2)</sup> OJ No L 253, 11. 10. 1993, p. 1.

- (44) Since this is the first case in which anti-dumping measures are being extended and where exemptions are being granted pursuant to Article 13 (4) of the Basic Regulation, the Commission will keep the exemption system constantly under review in order that it may be adapted where necessary to take account of experience gained with the operation of that system.

#### F. PROCEDURE

- (45) Interested parties were informed of the essential facts and considerations on the basis of which the Commission intended to propose the extension of the definitive anti-dumping duty in force to the parts concerned and have been given the opportunity to comment.

Interested parties have also been informed about the main features of the exemption system which will be established (see recital 37),

HAS ADOPTED THIS REGULATION:

#### *Article 1*

'Essential bicycle parts' within the meaning of this Regulation are:

- Painted or anodized or polished and/or lacquered bicycle frames currently classifiable under CN code ex 8714 91 10,
- Painted or anodized or polished and/or lacquered bicycle front forks currently classifiable under CN code ex 8714 91 30,
  - derailleur gears (CN code 8714 99 50),
  - crank-gear (CN code 8714 96 30), and
  - free-wheel sprocket-wheels (CN code 8714 93 90), whether or not presented in sets,
  - other brakes (CN code 8714 94 30), and
- brake levers (CN code ex 8714 94 90), whether or not presented in sets,
- Complete wheels with or without tubes, tyres and sprockets currently classifiable under CN code ex 8714 99 90, and
- Handlebars currently classifiable under CN code 8714 99 10, whether or not presented with a stem, brake and/or gear levers attached.

#### *Article 2*

1. The definitive anti-dumping duty imposed by Regulation (EC) No 2474/93 on imports of bicycles falling

within CN code 8712 00 and originating in the People's Republic of China is hereby extended to imports of essential bicycle parts originating in the People's Republic of China.

2. Essential bicycle parts which are consigned from the People's Republic of China shall be deemed to originate in that country unless it can be proven by production of an origin certificate issued in accordance with the origin provisions in force in the Community that the parts in question originate in another specific country.

Where essential bicycle parts are consigned from a country other than the People's Republic of China, customs authorities may require production of an origin certificate issued in accordance with the origin provisions in force in the Community certifying that the parts in question originate in a country other than the People's Republic of China.

3. The duty extended by paragraph 1 shall be collected on imports of essential bicycle parts originating in the People's Republic of China registered in accordance with Article 2 of Regulation (EC) No 703/96 and Article 14 (5) of Regulation (EC) No 384/96.

4. Unless otherwise specified, the provisions in force concerning customs duties shall apply.

#### *Article 3*

1. The Commission shall, after consulting the Advisory Committee, adopt by regulation the necessary measures to authorize the exemption of imports of essential bicycle parts which do not circumvent the anti-dumping duty imposed by Regulation (EEC) No 2474/93 from the duty extended by Article 2.

2. The Commission regulation shall, in particular, provide for:

- authorization of the exemption and control of imports of essential bicycle parts used by companies whose assembly operations are not circumventing,
- authorization of the exemption and control of imports of essential bicycle parts, in particular by intermediaries or with regard to their use in small quantities by small-scale operators,
- rules governing the functioning of such exemptions in accordance with the relevant customs provisions, and
- exchanges of information between customs authorities and the Commission concerning the operation of such exemptions.

3. The Commission regulation shall also provide for:

- (a) the examination of whether the conditions of non-circumvention are fulfilled, in particular in case of requests by:

- parties, carrying out assembly operations, who made themselves known during the investigation but after the time-limit set out in Article 3 of Regulation (EC) No 703/96,
  - parties whose assembly operations started using essential bicycle parts for the production or assembly of bicycles only after the investigation period ending on 31 March 1996,
  - parties whose assembly operations were found to be circumventing during the investigation,
  - other parties whose assembly operations use essential bicycle parts for the production or assembly of bicycles, and which had not made themselves known by the end of the investigation, and
- (b) the necessary procedural provisions for such examination, and in particular the conditions under which future requests for an examination will be accepted. To this end, where essential bicycle parts are declared for free circulation by an assembly operation in respect of which an examination by the Commission is pending, the Commission regulation shall also make provision that:
- the payment of the customs debt incurred for the anti-dumping duty extended or to be collected pursuant to Article 2 be suspended pending the outcome of the examination by the Commission,
  - where upon examination the operation is found to be non-circumventing, the customs debt arising pursuant to Article 2 be extinguished, and
  - in other cases, the suspension of the customs debt be lifted.

The Commission regulation may also provide that Customs authorities may require the provision of a security when necessary to guarantee the payment of the customs debt in the event the suspension is lifted.

4. Following an examination under paragraph 3, the Commission may, where justified and after consulting the Advisory Committee, decide to authorize the exemption of the operation concerned from the extension of the measures provided for by Article 2.

5. Authorization for exemptions granted pursuant to the Commission Regulation shall have retroactive effect to the date of initiation of the present circumvention investigation, provided the party concerned made itself known during that investigation. It shall have retroactive effect to the date of the request for an authorization in other cases.

6. The Commission regulation shall also provide for the revocation of authorizations for exemption, where justified and after consulting the Advisory Committee.

#### *Article 4*

Customs authorities are hereby directed to discontinue registration pursuant to Article 2 of Regulation (EC) No 703/96 and Article 14 (5) of Regulation (EC) No 384/96 of bicycle frames, forks, rims and hubs falling within CN codes 8714 91 10, 8714 91 30, 8714 92 10 and 8714 93 10 respectively.

#### *Article 5*

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

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

Done at Brussels, 10 January 1997.

*For the Council*

*The President*

J. VAN AARTSEN

## COMMISSION REGULATION (EC) No 72/97

of 17 January 1997

**determining the extent to which applications lodged in January 1997 for import licences for certain milk products and products covered by the arrangements provided for in the Europe Agreements concluded by the Community with the Republic of Poland, the Republic of Hungary, the Czech Republic and the Slovak Republic can be accepted**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EEC) No 584/92 of 6 March 1992 laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Europe Agreements between the Community and the Republic of Poland, the Republic of Hungary, the Czech Republic and the Slovak Republic <sup>(1)</sup>, as last amended by Regulation (EC) No 2500/96 <sup>(2)</sup> and in particular Article 4 (5) thereof,

Whereas applications for import licences lodged for the products referred to in Regulation (EEC) No 584/92 concern quantities greater than those available for certain products; whereas, therefore, reduction percentages should be fixed for certain of the quantities applied for the period 1 January to 31 March 1997,

*Article 1*

Applications for import licences for products falling within the CN codes listed in the Annex hereto, lodged pursuant to Regulation (EEC) No 584/92 for the period 1 January to 31 March 1997, shall be accepted, per country of origin, up to the percentages indicated.

*Article 2*

This Regulation shall enter into force on 18 January 1997.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 62, 7. 3. 1992, p. 34.

<sup>(2)</sup> OJ No L 338, 28. 12. 1996, p. 61.

ANNEX

| (tonnes)            |                                        |                                    |                |                                        |                                    |                                                                            |                                        |                                    |                                                                            |
|---------------------|----------------------------------------|------------------------------------|----------------|----------------------------------------|------------------------------------|----------------------------------------------------------------------------|----------------------------------------|------------------------------------|----------------------------------------------------------------------------|
| Country             | Poland                                 |                                    |                | Czech Republic                         |                                    |                                                                            | Slovak Republic                        |                                    |                                                                            |
| CN code and product | 0402 10 19<br>0402 21 19<br>0402 21 99 | 0405 10 11<br>0405 10 19<br>butter | 0406<br>cheese | 0402 10 19<br>0402 21 19<br>0402 21 91 | 0405 10 11<br>0405 10 19<br>butter | ex 0406 40 90<br>0406 90 29<br>ex 0406 90<br>Moravsky block <sup>(1)</sup> | 0402 10 19<br>0402 21 19<br>0402 21 91 | 0405 10 11<br>0405 10 19<br>butter | ex 0406 40 90<br>0406 90 29<br>ex 0406 90<br>Moravsky block <sup>(1)</sup> |
| in %                | 1,1                                    | 1,7                                | 8,—            | 1,2                                    | 1,3                                | 9,1                                                                        | 1,7                                    | 2,1                                | 6,4                                                                        |
|                     |                                        |                                    |                |                                        |                                    |                                                                            |                                        |                                    | 100,—                                                                      |

<sup>(1)</sup> Primator, Olava, Javor, Uzeny block, Kashkaval, Akawi, Istambul, Jadel Hermelin, Ostepek, Koliba, Inovec.  
<sup>(2)</sup> Cream-white, Hajdu, Marvary, Ovari, Pannonia, Trappista, Bakony, Baeskai, Ban, Delicacy cheese 'Moson', Delicacy cheese 'Pelso', Goya, Ham-shaped, Karavan, Lajta, Parenyica, Sed, Tihany.

## COMMISSION REGULATION (EC) No 73/97

of 17 January 1997

determining the extent to which applications lodged in January 1997 for certain milk and milk products covered by the arrangements provided for in the free-trade Agreements concluded by the Community with the Republic of Estonia, the Republic of Latvia and the Republic of Lithuania can be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1713/95 of 13 July 1995 laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Association Agreements between the Community and the Baltic States<sup>(1)</sup>, as last amended by Regulation (EC) No 2389/96<sup>(2)</sup>, and in particular Article 4 (4) thereof,

Whereas the applications for import licences lodged for the products referred to in Regulation (EC) No 1713/95 concern quantities greater than those available for certain products; whereas, therefore, reduction percentages should be fixed for certain of the quantities applied for the period 1 January to 31 March 1997,

*Article 1*

Applications for import licences for products falling within the CN codes listed in the Annex hereto, lodged under Regulation (EC) No 1713/95 for the period 1 January to 31 March 1997 shall be accepted, per country of origin, up to the percentages indicated.

*Article 2*

This Regulation shall enter into force on 18 January 1997.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 163, 14. 7. 1995, p. 5.

<sup>(2)</sup> OJ No L 326, 17. 12. 1996, p. 24.

## ANNEX

| Country  | Republic of Estonia      |                                    |                 |                          | Republic of Latvia |      |            |                          | Republic of Lithuania              |      |            |  |
|----------|--------------------------|------------------------------------|-----------------|--------------------------|--------------------|------|------------|--------------------------|------------------------------------|------|------------|--|
| CN codes | 0402 10 19<br>0402 21 19 | 0405 10 11<br>0405 10 19<br>Butter | 0406<br>Cheeses | 0402 10 19<br>0402 21 19 | 0405 10<br>Butter  | 0406 | ex 0402 29 | 0402 10 19<br>0402 21 19 | 0405 10 11<br>0405 10 19<br>Butter | 0406 | 0402 99 11 |  |
| in %     | 1,3                      | 2,—                                | 100,—           | 5,6                      | 4,1                | 80,— | —          | 1,9                      | 2,7                                | 42,4 | —          |  |

**COMMISSION REGULATION (EC) No 74/97**  
**of 17 January 1997**  
**on the supply of milk products as food aid**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,  
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1292/96 of 27 June 1996 on food-aid policy and food-aid management and special operations in support of food security<sup>(1)</sup>, and in particular Article 24 (1) (b) thereof,

Whereas the abovementioned Regulation lays down the list of countries and organizations eligible for food-aid operations and specifies the general criteria on the transport of food aid beyond the fob stage;

Whereas, following the taking of a number of decisions on the allocation of food aid, the Commission has allocated milk powder to certain beneficiaries;

Whereas it is necessary to make these supplies in accordance with the rules laid down by Commission Regulation (EEC) No 2200/87 of 8 July 1987 laying down general rules for the mobilization in the Community of products to be supplied as Community food aid<sup>(2)</sup>, as amended by Regulation (EEC) No 790/91<sup>(3)</sup>; whereas it is necessary to specify the time limits and conditions of

supply and the procedure to be followed to determine the resultant costs,

HAS ADOPTED THIS REGULATION:

*Article 1*

Milk products shall be mobilized in the Community, as Community food aid for supply to the recipient listed in the Annex, in accordance with Regulation (EEC) No 2200/87 and under the conditions set out in the Annex. Supplies shall be awarded by the tendering procedure.

The successful tenderer is deemed to have noted and accepted all the general and specific conditions applicable. Any other condition or reservation included in his tender is deemed unwritten.

*Article 2*

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

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 166, 5. 7. 1996, p. 1.

<sup>(2)</sup> OJ No L 204, 25. 7. 1987, p. 1.

<sup>(3)</sup> OJ No L 81, 28. 3. 1991, p. 108.

## ANNEX

## LOT A

1. **Operation No** <sup>(1)</sup>: 1113/95
2. **Programme**: 1995
3. **Recipient** <sup>(2)</sup>: UNHCR (for the attention of Mme Seinet), case postale 2500, CH-1211 Genève 2 dépôt (tel. (41-22) 739 81 37; telefax: 739 85 63)
4. **Representative of the recipient**: UNHCR Branch Office, Khartoum, tel.: (871) 175 42 72; fax: 175 42 73; telex: 22431 HCR SD
5. **Place or country of destination** <sup>(3)</sup>: Sudan
6. **Product to be mobilized**: vitaminized skimmed-milk powder
7. **Characteristics and quality of the goods** <sup>(3)</sup> <sup>(4)</sup>: see OJ No C 114, 29. 4. 1991, p. 1 (I.B.(1))
8. **Total quantity (tonnes)**: 110
9. **Number of lots**: 1
10. **Packaging and marking** <sup>(7)</sup>: see OJ No C 267, 13. 9. 1996, p. 1 (6.3 A and B.1)  
see OJ No C 114, 29. 4. 1991, p. 1 (I.B.(3))  
Language to be used for the marking: English  
supplementary markings: 'Expiry date ...'
11. **Method of mobilization**: the Community market  
The manufacture of the skimmed-milk powder, and the incorporation of vitamins, must be carried out after the award of the tender
12. **Stage of supply**: free at port of landing — landed
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: Port Sudan
16. **Address of the warehouse and, if appropriate, port of landing**: —
17. **Period for making the goods available at the port of shipment where the supply is awarded at the port of shipment stage**: 10 to 23. 3. 1997
18. **Deadline for the supply**: 27. 4. 1997
19. **Procedure for determining the costs of supply**: invitation to tender
20. **Date of expiry of the period allowed for submission of tenders**: 3. 2. 1997 (12 noon (Brussels time))
21. **In the case of a second invitation to tender**:
  - (a) deadline for the submission of tenders: (12 noon (Brussels time)) 17. 2. 1997
  - (b) period for making the goods available at the port of shipment where the supply is awarded at the port of shipment stage: 24. 3 to 6. 4. 1997
  - (c) deadline for the supply: 11. 5. 1997
22. **Amount of tendering security**: ECU 20 per tonne
23. **Amount of delivery security**: 10 % of the amount of the tender in ecus
24. **Address for submission of tenders and tendering securities** <sup>(1)</sup>: Bureau de l'aide alimentaire, Attn. Mr T. Vestergaard, Bâtiment Loi 130, bureau 7/46, Rue de la Loi/Wetstraat 200, B-1049 Brussels, telex: 25670 AGREC B; fax (32-2) 296 70 03 / 296 70 04 (exclusively)
25. **Refund payable on application by the successful tenderer** <sup>(4)</sup>: refund applicable on 13. 1. 1997, fixed by Commission Regulation (EC) No 2504/96 (OJ No L 338, 28. 12. 1996, p. 77)

## LOT B

1. **Operation No** <sup>(1)</sup>: 1237/95 (B1); 1238/95 (B2)
2. **Programme**: 1995
3. **Recipient** <sup>(2)</sup>: Euronaid, Postbus 12, NL-2501, CA Den Haag, Nederland (tel.: (31 70) 33 05 757; fax: 36 41 701; telex: 30960 EURON NL)
4. **Representative of the recipient** <sup>(3)</sup>: to be designated by the recipient
5. **Place or country of destination**: Cuba
6. **Product to be mobilized**: whole milk powder
7. **Characteristics and quality of the goods** <sup>(3)</sup> <sup>(6)</sup>: see OJ No C 114, 29. 4. 1991, p. 1 (under I.C. (1))
8. **Total quantity**: 195 tonnes
9. **Number of lots**: 1 in 2 parts (B1: 90 tonnes; B2: 105 tonnes)
10. **Packaging and marking** <sup>(7)</sup> <sup>(8)</sup>: see OJ No C 267, 13. 9. 1996, p. 1 (6.3 A and B.2)  
see OJ No C 114, 29. 4. 1991, p. 1 (I.C. (3))  
Language to be used for the marking: Spanish
11. **Method of mobilization**: the Community market  
The whole milk powder must be manufactured after the award of the tender
12. **Stage of supply**: free at port of shipment
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: —
16. **Address of the warehouse and, if appropriate, port of landing**: —
17. **Period for making the goods available at the port of shipment**: 24. 2 — 16. 3. 1997
18. **Deadline for the supply**: —
19. **Procedure for determining the costs of supply**: invitation to tender
20. **Date of expiry of the period allowed for submission of tenders**: 12 noon (Brussels time) on 3. 2. 1997
21. **In the case of a second invitation to tender**:
  - (a) deadline for the submission of tenders: 12 noon (Brussels time) on 17. 2. 1997
  - (b) period for making the goods available at the port of shipment: 10 to 30. 3. 1997
  - (c) deadline for the supply: —
22. **Amount of tendering security**: ECU 20 per tonne
23. **Amount of delivery security**: 10 % of the amount of the tender in ecus
24. **Address for submission of tenders and tendering securities** <sup>(1)</sup>: Bureau de l'aide alimentaire, à l'attention de Monsieur T. Vestergaard, Bâtiment Loi 130, bureau 7/46, Rue de la Loi/Wetstraat 200, B-1049 Brussels Telex: 25670 AGREC B; fax: (32 2) 296 70 03 / 296 70 04 (exclusively)
25. **Refund payable on application by the successful tenderer** <sup>(4)</sup>: refund applicable on 13. 1. 1997, fixed by Commission Regulation (EC) No 2504/96 (OJ No L 338, 28. 12. 1996, p. 77)

*Notes:*

- (<sup>1</sup>) The operation number should be mentioned in all correspondence.
- (<sup>2</sup>) The successful tenderer shall contact the recipient as soon as possible to establish which consignment documents are required.
- (<sup>3</sup>) The successful tenderer shall deliver to the beneficiary a certificate from an official entity certifying that for the product to be delivered the standards applicable, relative to nuclear radiation, in the Member State concerned, have not been exceeded. The radioactivity certificate must indicate the caesium-134 and -137 and iodine-131 levels.
- (<sup>4</sup>) Commission Regulation (EEC) No 2330/87 (OJ No L 210, 1. 8. 1987, p. 56), as last amended by Regulation (EEC) No 2226/89 (OJ No L 214, 25. 7. 1989, p. 10), is applicable as regards the export refund. The date referred to in Article 2 of the said Regulation is that referred to in point 25 of this Annex.
- The amount of the refund shall be converted into national currency by applying the agricultural conversion rate applicable on the day of completion of the customs export formalities. The provisions of Articles 13 to 17 of Commission Regulation (EEC) No 1068/93 (OJ No L 108, 1. 5. 1993, p. 106), as last amended by Regulation (EC) No 1482/96 (OJ No L 188, 27. 7. 1996, p. 22), shall not apply to this amount.
- (<sup>5</sup>) Commission delegation to be contacted by the successful tenderer: OJ No C 114, 29. 4. 1991, p. 33.
- (<sup>6</sup>) The successful tenderer shall supply to the beneficiary or its representative, on delivery, the following documents:
- health certificate,
  - lot B: veterinary certificate issued by an official entity stating that the product was processed with pasteurized milk, coming from healthy animals, processed under excellent sanitary conditions which are supervised by qualified technical personnel and that the area of production of raw milk had not registered foot-and-mouth disease nor any other notifiable infectious/contagious disease during the 12 months prior to the processing.
- The veterinary certificate must state the temperature and duration of the pasteurization, the temperature and duration in the spray-drying tower and the expiry date for consumption.
- (<sup>7</sup>) Notwithstanding OJ No C 114, point I. B.3 (c) or I.C.3 (c) is replaced by the following: 'the words "European Community"'.
- (<sup>8</sup>) Shipment to take place in 20-foot containers, condition FCL/FCL each containing 15 tonnes net. The supplier shall be responsible for the cost of making the containers available in the stack position at the container terminal at the port of shipment. The recipient shall be responsible for all subsequent loading costs, including the cost of moving the containers from the container terminal.
- The provisions of Article 13 (2), second paragraph, of Regulation (EEC) No 2200/87 shall not apply.
- The successful tenderer has to submit to the recipient's agent a complete packing list of each container, specifying the number of bags belonging to each shipping number as specified in the invitation to tender.
- The successful tenderer has to seal each container with a numbered locktainer (Sysko locktainer 180 seal), number of which to be provided to the beneficiary's forwarder.
- (<sup>9</sup>) The supplier should send a duplicate of the original invoice to: Willis Corroon Scheuer, Postbus 1315, NL-1000 BH Amsterdam.
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## COMMISSION REGULATION (EC) No 75/97

of 17 January 1997

amending Regulation (EC) No 1487/95 establishing the supply balance for the Canary Islands for products from the pigmeat sector and fixing the aid for products coming from the Community

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 introducing specific measures for the Canary islands concerning certain agricultural products <sup>(1)</sup>, as last amended by Council Regulation (EC) No 2348/96 <sup>(2)</sup>, and in particular Article 4 (4) thereof,

Whereas the supply balance and the amounts of aid for the supply of pigmeat products to the Canary Islands have been laid down in Commission Regulation (EC) No 1487/95 establishing the supply balance for the Canary Islands for products from the pigmeat sector and fixing the aid for products coming from the Community <sup>(3)</sup>, as last amended by Regulation (EC) No 1156/96 <sup>(4)</sup>;

Whereas Council Regulation (EC) No 2348/96, amending Regulations (EEC) No 1600/92 and 1601/92 respectively concerning specific measures for the Azores and Madeira and the Canary Islands relating to certain agricultural products, extends on a temporary basis for one year application of the scheme to supply pigmeat products falling

within CN codes 1601 and 1602; whereas the products falling within CN codes 1601 and 1602 must therefore be reintroduced into the forecast supply balance and the aid amounts applying from 1 January 1997 for the products from the Community must be fixed; whereas Regulation (EC) No 1487/95 should be amended as a result;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annexes I and II to Regulation (EC) No 1487/95 are replaced by the Annex to this Regulation.

*Article 2*

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

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 173, 27. 6. 1992, p. 13.

<sup>(2)</sup> OJ No L 320, 11. 12. 1996, p. 1.

<sup>(3)</sup> OJ No L 145, 29. 6. 1995, p. 63.

<sup>(4)</sup> OJ No L 153, 27. 6. 1996, p. 17.

## ANNEX

## ANNEX I

**Forecast supply balance for the Canary Islands regarding products from the pigmeat sector for the period from 1 July 1996 to 30 June 1997**

| CN code    | Description of goods                                                                                   | Number or quantity (tonnes) |
|------------|--------------------------------------------------------------------------------------------------------|-----------------------------|
| ex 0203    | Meat of domestic swine, fresh or chilled                                                               | — <sup>(1)</sup>            |
| ex 0203    | Meat of domestic swine, frozen                                                                         | 19 000 <sup>(2)</sup>       |
| 1601 00    | Sausages and similar products, of meat, meat offal or blood; food preparations based on these products | 6 000 <sup>(1)</sup>        |
| 1602 20 90 | Prepared or preserved livers of all animals other than geese or ducks                                  | 300 <sup>(1)</sup>          |
|            | Other preparations or conserves containing meat or meat offal of domestic swine:                       |                             |
| 1602 41 10 | Hams and cuts thereof                                                                                  | 2 000 <sup>(1)</sup>        |
| 1602 42 10 | Shoulders and cuts thereof                                                                             | 1 500 <sup>(1)</sup>        |
| 1602 49    | Others, including mixtures                                                                             | 2 000 <sup>(1)</sup>        |

<sup>(1)</sup> For these products, the quantities are established for the first semester of 1997.

<sup>(2)</sup> Of which 5 000 tonnes for processing and/or packaging.

## ANNEX II

**Amounts of aid granted for products coming from the Community market**

| (ECU/100 kg net weight) |               |
|-------------------------|---------------|
| Product code            | Amount of aid |
| 0203 21 10 9000         | 7,1           |
| 0203 22 11 9100         | 10,7          |
| 0203 22 19 9100         | 7,1           |
| 0203 29 11 9100         | 7,1           |
| 0203 29 13 9100         | 10,7          |
| 0203 29 15 9100         | 7,1           |
| 0203 29 55 9110         | 12,1          |
| 1601 00 91 9100         | 10,7          |
| 1601 00 99 9100         | 7,1           |
| 1602 20 90 9100         | 3,6           |
| 1602 41 10 9210         | 12,1          |
| 1602 42 10 9210         | 8,6           |
| 1602 49 11 9190         | —             |
| 1602 49 13 9190         | —             |
| 1602 49 19 9190         | 7,1           |

NB: The product codes as well as the footnotes are defined in Regulation (EEC) No 3846/87.

## COMMISSION REGULATION (EC) No 76/97

of 17 January 1997

on certain exceptional support measures for the market in pigmeat in Germany

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat <sup>(1)</sup>, as last amended by Regulation (EC) No 3290/94 <sup>(2)</sup>, and in particular Article 20 thereof,

Whereas, because of the outbreak of classical swine fever in certain production regions in Germany, veterinary measures for that country were adopted by Commission Decision 93/566/EC, of 4 November 1993, concerning protection measures relating to classical swine fever in Germany and replacing Decision 93/539/EEC <sup>(3)</sup>; whereas exceptional support measures for the market in pigmeat were adopted for Germany by Commission Regulation (EC) No 3088/93 <sup>(4)</sup>, as repealed by Regulation (EC) No 2066/94 <sup>(5)</sup>;

Whereas the exceptional support measures applied from 29 October 1993 until 18 August 1994 included the purchase of live pigs by the German authorities from the protection zone and their processing in particular into products intended for uses other than human consumption;

Whereas between December 1993 and March 1994 the German veterinary authorities purchased live pigs from the protection zone in the Damme region, where there is a large pig population; whereas the pigs in question were covered by the restrictions on the free movement of pigs resulting from application of the measures to prevent the spread of classical swine fever; whereas their buying-in helped to prevent a serious disturbance on the pigmeat market in Germany; whereas these pigs were processed in the same way as those covered by Regulation (EC) No 3088/93;

Whereas the presence of classical swine fever in the production areas of Lower Saxony and the measures to combat the disease heavily engaged the administration's resources for a long time; whereas it was not therefore possible to determine rapidly the exact nature of the purchases in the Damme region and to decide whether they constituted veterinary measures or exceptional market support measures; whereas, this delay made it impossible to include the purchase among the support measures introduced by Regulation (EC) No 3088/93 as that Regulation had been repealed in the meantime;

Whereas the purchases have had the same beneficial effect on the market as those carried out under Regulation (EC) No 3088/93; whereas it is accordingly justified to consider them exceptional market support measures similar to those adopted by Regulation (EC) No 3088/93 and to apply the financing arrangements provided for by that Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. The purchase of 90 106 live pigs between December 1993 and March 1994 by the German veterinary authorities in the Damme region is hereby deemed an exceptional market support measure.
2. The purchase of 63 074 live pigs shall be borne by the Community budget.
3. The purchase of 27 032 live pigs shall be borne by the national budget.

*Article 2*

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

<sup>(1)</sup> OJ No L 282, 1. 11. 1975, p. 1.

<sup>(2)</sup> OJ No L 349, 31. 12. 1994, p. 105.

<sup>(3)</sup> OJ No L 273, 5. 11. 1993, p. 30.

<sup>(4)</sup> OJ No L 277, 10. 11. 1993, p. 30.

<sup>(5)</sup> OJ No L 213, 18. 8. 1994, p. 8.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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## COMMISSION REGULATION (EC) No 77/97

of 17 January 1997

determining the extent to which applications lodged in January 1997 for import certificates for certain cheeses covered by the arrangements provided for in the Europe Agreements concluded by the Community with Bulgaria and Romania can be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,  
Having regard to the Treaty establishing the European Community,

HAS ADOPTED THIS REGULATION:

Having regard to Commission Regulation (EC) No 1588/94 of 30 June 1994 laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Interim Agreements between the Community of the one part, and Bulgaria and Romania of the other part<sup>(1)</sup>, as last amended by Regulation (EC) No 2499/96<sup>(2)</sup>, and in particular Article 4 (4) thereof,

Whereas applications for import licences lodged for the products referred to in Regulation (EC) No 1588/94 concern quantities greater than those available for certain products; whereas, therefore, reduction percentages should be fixed for certain of the quantities applied for the period 1 January to 31 March 1997,

*Article 1*

Applications for import licences for products falling within CN codes listed in the Annex hereto, lodged pursuant to Regulation (EC) No 1588/94 for the period 1 January to 31 March 1997, shall be accepted, per country of origin, up to the percentages indicated.

*Article 2*

This Regulation shall enter into force on 18 January 1997.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 167, 1. 7. 1994, p. 8.

<sup>(2)</sup> OJ No L 338, 28. 12. 1996, p. 58.

## ANNEX

## B.1. Reduction in the rate of customs duty: 80 %

| Country  | CN codes and products                                                                                                        | %   |
|----------|------------------------------------------------------------------------------------------------------------------------------|-----|
| Romania  | ex 0406 90 29 <sup>(1)</sup><br>ex 0406 90 86 <sup>(1)</sup><br>ex 0406 90 87 <sup>(1)</sup><br>ex 0406 90 88 <sup>(1)</sup> | 100 |
| Bulgaria | ex 0406 90 86 <sup>(2)</sup><br>ex 0406 90 87 <sup>(2)</sup><br>ex 0406 90 88 <sup>(2)</sup><br>ex 0406 90 29 <sup>(3)</sup> | 100 |

<sup>(1)</sup> Manufactured from cows' milk.

<sup>(2)</sup> White brined cheese of cows' milk.

<sup>(3)</sup> Kashkaval Vitosha, made from cows' milk.

## B.2. Free of customs duties

| Country  | CN codes and products                                                                                                                                        | %    |
|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|------|
| Bulgaria | ex 0406 90 31 <sup>(1)</sup><br>ex 0406 90 50 <sup>(1)</sup><br>ex 0406 90 86 <sup>(1)</sup><br>ex 0406 90 87 <sup>(1)</sup><br>ex 0406 90 88 <sup>(1)</sup> | 30,3 |

<sup>(1)</sup> Cheese other cheese of cows' milk.

## COMMISSION REGULATION (EC) No 78/97

of 17 January 1997

**fixing the maximum buying-in price and the quantities of beef to be bought in under the 174th partial invitation to tender as a general intervention measure pursuant to Regulation (EEC) No 1627/89**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal<sup>(1)</sup>, as last amended by Regulation (EC) No 2222/96<sup>(2)</sup>, and in particular Article 6 (7) thereof,

Whereas, pursuant to Commission Regulation (EEC) No 2456/93 of 1 September 1993 laying down detailed rules for the application of Council Regulation (EEC) No 805/68 as regards the general and special intervention measures for beef<sup>(3)</sup>, as last amended by Regulation (EC) No 34/97<sup>(4)</sup>, an invitation to tender was opened pursuant to Article 1 (1) of Commission Regulation (EEC) No 1627/89 of 9 June 1989 on the buying in of beef by invitation to tender<sup>(5)</sup>, as last amended by Regulation (EC) No 36/97<sup>(6)</sup>;

Whereas, in accordance with Article 13 (1) of Regulation (EEC) No 2456/93, a maximum buying-in price is to be fixed for quality R3, where appropriate, under each partial invitation to tender in the light of tenders received; whereas, in accordance with Article 14 of that Regulation, only tenders quoting prices not exceeding the maximum buying-in price and not exceeding the average national or regional market price, plus the amount referred to in paragraph 1 of that Article, are to be accepted;

Whereas, once tenders submitted in respect of the 174th partial invitation to tender have been considered and taking account, pursuant to Article 6 (1) of Regulation (EEC) No 805/68, of the requirements for reasonable support of the market and the seasonal trend in slaughtering, the maximum buying-in price and the quantities which may be bought in should be fixed;

Whereas, following the buying in of forequarters, the price of such products should be defined on the basis of carcass prices;

Whereas the quantities offered at present exceed the quantities which may be bought in; whereas a reducing

coefficient or, where appropriate, depending on the differences in prices and the quantities tendered for, several reducing coefficients should accordingly be applied to the quantities which may be bought in in accordance with Article 13 (3) of Regulation (EEC) No 2456/93;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

*Article 1*

Under the 174th partial invitation to tender opened pursuant to Regulation (EEC) No 1627/89:

(a) for category A:

- the maximum buying-in price shall be ECU 273 per 100 kg carcasses or half-carcasses of quality R3,
- the price of forequarters shall be derived from the carcass price using the coefficient 0,80 for the straight cut,
- the maximum quantity of carcasses, half-carcasses or forequarters accepted shall be 1 645 tonnes,
- the quantities offered at a price greater than ECU 259,14 shall be multiplied by a coefficient of 25 %, in accordance with Article 13 (3) of Regulation (EEC) No 2456/93;

(b) for category C:

- the maximum buying-in price shall be ECU 273 per 100 kg carcasses or half-carcasses of quality R3,
- the price of forequarters shall be derived from the carcass price using the coefficient 0,80 for the straight cut,
- the maximum quantity of carcasses, half-carcasses or forequarters accepted shall be 8 676 tonnes;
- the quantities offered at a price greater than ECU 253,01 shall be multiplied by a coefficient of 25 % in accordance with Article 13 (3) of Regulation (EEC) No 2456/93.

*Article 2*

This Regulation shall enter into force on 20 January 1997.

<sup>(1)</sup> OJ No L 148, 28. 6. 1968, p. 24.

<sup>(2)</sup> OJ No L 296, 21. 11. 1996, p. 50.

<sup>(3)</sup> OJ No L 225, 4. 9. 1993, p. 4.

<sup>(4)</sup> OJ No L 8, 11. 1. 1997, p. 1.

<sup>(5)</sup> OJ No L 159, 10. 6. 1989, p. 36.

<sup>(6)</sup> OJ No L 8, 11. 1. 1997, p. 5.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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## COMMISSION REGULATION (EC) No 79/97

of 17 January 1997

on the issuing of export licences for products processed from fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1429/95 of 23 June 1995 on implementing rules for export refunds on products processed from fruit and vegetables other than those granted for added sugars <sup>(1)</sup>, as amended by Regulation (EC) No 341/96 <sup>(2)</sup>, and in particular Article 4 (1) thereof,

Whereas Commission Regulation (EC) No 2031/96 <sup>(3)</sup>, as amended by Regulation (EC) No 2327/96 <sup>(4)</sup>, specifies the quantities which may be covered by applications submitted for export licences with advance fixing of the refund other than those applied for in connection with food aid;

Whereas Article 4 of Regulation (EC) No 1429/95 lays down the conditions under which special measures may be taken by the Commission to prevent an overrun in the quantities for which export licence applications may be submitted;

Whereas, in view of the information available to the Commission as of today, the quantity of 3 102,477 tonnes of provisionally preserved cherries in the Annex to Regulation (EC) No 2031/96, reduced or increased by the quantities referred to in Article 4 (1) of Regulation (EC) No 1429/95, would be exceeded if licences were issued

with advanced fixing of refunds without restriction in response to applications submitted since 13 January 1997; whereas a reducing factor should accordingly be applied to the quantities applied for on 13 January 1997, and applications for export licences with advance fixing of refunds submitted subsequently with a view to such licences being issued during the current period should be rejected,

HAS ADOPTED THIS REGULATION:

*Article 1*

Export licences with advance fixing of the refund for provisionally preserved cherries, for which applications have been submitted on 13 January 1997 under Article 1 of Regulation (EC) No 2031/96 shall be issued for 22,07 % of the quantities applied for.

Applications for export licences with advance fixing of refunds for the above product submitted after 13 January 1997 and before 24 February 1997 shall be rejected.

*Article 2*

This Regulation shall enter into force on 18 January 1997.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 141, 24. 6. 1995, p. 28.

<sup>(2)</sup> OJ No L 48, 27. 2. 1996, p. 8.

<sup>(3)</sup> OJ No L 271, 24. 10. 1996, p. 25.

<sup>(4)</sup> OJ No L 316, 4. 12. 1996, p. 15.

**COMMISSION REGULATION (EC) No 80/97**  
**of 17 January 1997**  
**re-establishing the preferential customs duty on imports of small-flowered roses**  
**originating in Israel**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan and Morocco<sup>(1)</sup>, as last amended by Regulation (EC) No 539/96<sup>(2)</sup>, and in particular Article 5 (2) (b) thereof,

Whereas Regulation (EEC) No 4088/87 fixes conditions for the application of a preferential customs duty on large-flowered roses, small-flowered roses, uniflorous (bloom) carnations and multiflorous (spray) carnations within the limit of tariff quotas opened annually for imports of fresh cut flowers into the Community;

Whereas Council Regulation (EC) No 1981/94<sup>(3)</sup>, as last amended by Commission Regulation (EC) No 2397/96<sup>(4)</sup>, opens and provides for the administration of Community tariff quotas for cut flowers and flower buds, fresh, originating in Cyprus, Jordan, Morocco and Israel;

Whereas Article 2 (3) of Regulation (EEC) No 4088/87 stipulates that the preferential customs duty shall be reintroduced for a given product of a given origin if the prices of the imported product (full rate customs duty not deducted) are, for at least 70 % of the quantities for which prices are available on representative Community import markets, not less than 85 % of the Community producer price for a period, calculated from the actual date of suspension of the actual preferential customs duty,

- of two successive market days, after suspension under Article 2 (2) (a) of that Regulation,
- of three successive market days, after suspension under Article 2 (2) (b) of that Regulation;

Whereas Commission Regulation (EC) No 1985/96<sup>(5)</sup> fixed Community producer prices for carnations and roses for application of the arrangements for importation from the countries in question;

Whereas Commission Regulation (EEC) No 700/88<sup>(6)</sup>, as last amended by Regulation (EEC) No 2917/93<sup>(7)</sup>, laid

down detailed rules for the application of these arrangements;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92<sup>(8)</sup>, as last amended by Regulation (EC) No 150/95<sup>(9)</sup>, are used to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93<sup>(10)</sup>, as last amended by Regulation (EC) No 1482/96<sup>(11)</sup>;

Whereas the preferential customs duty fixed for small-flowered roses originating in Israel by Regulation (EC) No 1981/94 was suspended by Commission Regulation (EC) No 2188/96<sup>(12)</sup>;

Whereas on the basis of price recordings made as specified in Regulations (EEC) No 4088/87 and (EEC) No 700/88 it must be concluded that the requirement for reintroduction of the preferential customs duty laid down in the last indent of Article 2 (3) of Regulation (EEC) No 4088/87 is met for small-flowered roses originating in Israel; whereas the preferential customs duty should be reintroduced,

HAS ADOPTED THIS REGULATION:

*Article 1*

For imports of small-flowered roses (CN codes ex 0603 10 11 and ex 0603 10 51) originating in Israel the preferential customs duty set by amended Regulation (EC) No 1981/94 is reintroduced.

*Article 2*

This Regulation shall enter into force on 18 January 1997.

<sup>(1)</sup> OJ No L 382, 31. 12. 1987, p. 22.

<sup>(2)</sup> OJ No L 79, 29. 3. 1996, p. 6.

<sup>(3)</sup> OJ No L 199, 2. 8. 1994, p. 1.

<sup>(4)</sup> OJ No L 327, 18. 12. 1996, p. 1.

<sup>(5)</sup> OJ No L 264, 17. 10. 1996, p. 14.

<sup>(6)</sup> OJ No L 72, 18. 3. 1988, p. 16.

<sup>(7)</sup> OJ No L 264, 23. 10. 1993, p. 33.

<sup>(8)</sup> OJ No L 387, 31. 12. 1992, p. 1.

<sup>(9)</sup> OJ No L 22, 31. 1. 1995, p. 1.

<sup>(10)</sup> OJ No L 108, 1. 5. 1993, p. 106.

<sup>(11)</sup> OJ No L 188, 27. 7. 1996, p. 22.

<sup>(12)</sup> OJ No L 292, 15. 11. 1996, p. 9.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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## COMMISSION REGULATION (EC) No 81/97

of 17 January 1997

establishing the standard import values for determining the entry price of  
certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,  
Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables<sup>(1)</sup>, as last amended by Regulation (EC) No 2375/96<sup>(2)</sup>, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy<sup>(3)</sup>, as last amended by Regulation (EC) No 150/95<sup>(4)</sup>, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third

countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

*Article 1*

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 18 January 1997.

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

Done at Brussels, 17 January 1997.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ No L 337, 24. 12. 1994, p. 66.

<sup>(2)</sup> OJ No L 325, 14. 12. 1996, p. 5.

<sup>(3)</sup> OJ No L 387, 31. 12. 1992, p. 1.

<sup>(4)</sup> OJ No L 22, 31. 1. 1995, p. 1.

## ANNEX

to the Commission Regulation of 17 January 1997 establishing the standard import values for determining the entry price of certain fruit and vegetables

| (ECU/100 kg)                                   |                                   |                       |
|------------------------------------------------|-----------------------------------|-----------------------|
| CN code                                        | Third country code <sup>(1)</sup> | Standard import value |
| 0702 00 15                                     | 052                               | 41,9                  |
|                                                | 204                               | 52,0                  |
|                                                | 212                               | 113,8                 |
|                                                | 404                               | 37,5                  |
|                                                | 624                               | 198,7                 |
|                                                | 999                               | 88,8                  |
| 0707 00 10                                     | 053                               | 198,8                 |
|                                                | 624                               | 130,5                 |
|                                                | 999                               | 164,7                 |
| 0709 10 10                                     | 220                               | 174,4                 |
|                                                | 999                               | 174,4                 |
| 0709 90 71                                     | 052                               | 129,5                 |
|                                                | 053                               | 197,1                 |
|                                                | 204                               | 146,3                 |
|                                                | 999                               | 157,6                 |
| 0805 10 01, 0805 10 05, 0805 10 09             | 052                               | 40,1                  |
|                                                | 204                               | 42,6                  |
|                                                | 212                               | 53,0                  |
|                                                | 220                               | 35,1                  |
|                                                | 448                               | 39,0                  |
|                                                | 600                               | 64,3                  |
|                                                | 624                               | 69,9                  |
|                                                | 999                               | 49,1                  |
| 0805 20 11                                     | 052                               | 57,4                  |
|                                                | 204                               | 63,9                  |
|                                                | 999                               | 60,7                  |
| 0805 20 13, 0805 20 15, 0805 20 17, 0805 20 19 | 052                               | 67,6                  |
|                                                | 464                               | 89,9                  |
|                                                | 624                               | 58,9                  |
|                                                | 662                               | 48,8                  |
|                                                | 999                               | 66,3                  |
|                                                | 999                               | 66,3                  |
| 0805 30 20                                     | 052                               | 73,9                  |
|                                                | 528                               | 70,6                  |
|                                                | 600                               | 69,7                  |
|                                                | 999                               | 71,4                  |
| 0808 10 51, 0808 10 53, 0808 10 59             | 052                               | 79,7                  |
|                                                | 060                               | 46,6                  |
|                                                | 064                               | 56,0                  |
|                                                | 400                               | 90,5                  |
|                                                | 404                               | 68,4                  |
|                                                | 720                               | 78,1                  |
|                                                | 728                               | 103,6                 |
|                                                | 999                               | 74,7                  |
|                                                | 999                               | 74,7                  |
| 0808 20 31                                     | 052                               | 132,8                 |
|                                                | 064                               | 67,0                  |
|                                                | 400                               | 109,6                 |
|                                                | 624                               | 73,5                  |
|                                                | 999                               | 95,7                  |

<sup>(1)</sup> Country nomenclature as fixed by Commission Regulation (EC) No 68/96 (OJ No L 14, 19. 1. 1996, p. 6). Code '999' stands for 'of other origin'.

## 20th COMMISSION DIRECTIVE 97/1/EC

of 10 January 1997

adapting to technical progress Annexes II, III, VI and VII of Council Directive 76/768/EEC on the approximation of the laws of the Member States relating to cosmetic products

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 76/768/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to cosmetic products<sup>(1)</sup>, as last amended by Commission Directive 96/41/EC<sup>(2)</sup>, and in particular Article 12,

After consultation of the Scientific Committee on Cosmetology,

Whereas the French Government has informed the Commission, pursuant to Article 12 of Directive 76/768/EEC, that it has suspended for a period of one year the placing on the market, whether free of charge or for consideration, of cosmetic products and personal hygiene products containing extracts from the encephalon, the spinal cord or the eyeballs of bovine animals aged over six months and of ovine or caprine animals aged over 12 months;

Whereas Commission Decision 96/362/EC<sup>(3)</sup> amending Commission Decision 96/239/EC<sup>(4)</sup> on emergency measures to protect against bovine spongiform encephalopathy stipulates that the United Kingdom shall not export from its territory to the other Member States or third countries products obtained from bovine animals slaughtered in the United Kingdom destined, *inter alia*, for use in cosmetic products, with the exception of those listed in the Annex to this Decision, and that the United Kingdom shall authorize the production of products mentioned therein only in establishments under official veterinary control which have been shown to be operating in accordance with the conditions set out in the Annex;

Whereas the bovine spongiform encephalopathy (BSE) epizootic has developed in the United Kingdom; whereas, however, its geographic distribution is not fully known at present;

Whereas it is not currently possible to detect the disease during the incubation period;

Whereas scientific knowledge on spongiform encephalopathies is constantly developing; whereas various scientific publications and reports from recognised international bodies such as the World Health Organization may provide new information;

Whereas the emergence of a variant of the Creutzfeldt-Jakob disease (CJD-V) suggests the possible transmissibility of BSE to humans; whereas, however, the causal link between CJD-V and population exposure to the BSE contaminating agent has not yet been demonstrated;

Whereas, according to currently available data, it has been possible to detect infectivity in the encephalon, the spinal cord and the eyes of bovine animals with BSE;

Whereas it is recognised that the recommended inactivation methods cannot be used in the cosmetics sector for brain, spinal cord and eye extracts;

Whereas the cosmetics industry has for several years been implementing the recommendations of governmental and international agencies concerning BSE; whereas on 22 April 1996 the European Federation of the Perfume, Cosmetics and Toiletries Industries (COLIPA) advised its members against using bovine tissues or extracts of bovine tissues derived from the encephalon, the spinal cord and the eyes; whereas ovine and caprine tissues and fluids from the encephalon, spinal cord and the eyes and ingredients derived therefrom are practically not used in cosmetic products;

Whereas on 21 October 1994, 29 March, 11 April and 18 July 1996 the Scientific Committee on Cosmetology delivered opinions on the risk of using products of bovine origin liable to transmit the BSE contaminating agent;

Whereas on 2 October 1996 the Scientific Committee on Cosmetology delivered an opinion to the effect that risks linked to the utilization in cosmetic products of bovine, ovine or caprine tissues and fluids from the encephalon, spinal cord or eyes and ingredients derived therefrom cannot be excluded;

Whereas experience has shown that sheep scrapie does not present a hazard for humans; whereas, however, recent data have shown that the BSE agent can be transmitted to sheep; whereas it is therefore necessary to take into account the fact that the transmissibility spectrum of the BSE agent is greater than that of sheep scrapie;

<sup>(1)</sup> OJ No L 262, 27. 9. 1976, p. 169.

<sup>(2)</sup> OJ No L 198, 8. 8. 1996, p. 36.

<sup>(3)</sup> OJ No L 139, 12. 6. 1996, p. 17.

<sup>(4)</sup> OJ No L 78, 28. 3. 1996, p. 47.

Whereas it is necessary to take measures to ensure the health and safety of consumers without awaiting irrefutable scientific proof of the causal link between BSE and CJD or its variant;

Whereas, therefore, it is prudent to ban provisionally the marketing of certain ingredients of bovine, ovine and caprine origin in cosmetic products;

Whereas this Directive must be reviewed when all the above-mentioned elements have been examined, at the latest two years after implementation of the measures listed in the Annex;

Whereas the measures provided for in this Directive are in conformity with the opinion of the Committee on the Adaptation to Technical Progress of the Directives on the removal of technical barriers to trade in the cosmetic products sector,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Directive 76/786/EEC is hereby amended as shown in the Annex hereto.

*Article 2*

Member States shall take all the necessary measures to ensure that as from 30 June 1997 cosmetic products containing the substances set out in the Annex shall not be placed on the market.

*Article 3*

At the latest two years after the date of entry into force of the Directive the Commission shall propose a possible amendment to this Directive in the light of the development of scientific knowledge.

*Article 4*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive no later than 30 June 1997. They shall forthwith inform the Commission thereof.

When Member States adopt these provisions, these shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such references shall be adopted by Member States.

2. Member States shall communicate to the Commission the provisions of national law which they adopt in the field covered by this Directive.

*Article 5*

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

*Article 6*

This Directive is addressed to the Member States.

Done at Brussels, 10 January 1997.

*For the Commission*

Emma BONINO

*Member of the Commission*

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*ANNEX*

The following number is added to Annex II to Directive 76/768/EEC:

'419. Bovine, ovine and caprine tissues and fluids from the encephalon, the spinal cord and the eyes, and ingredients derived therefrom.'

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## II

*(Acts whose publication is not obligatory)*

## COMMISSION

## COMMISSION DECISION

of 18 December 1996

relating to a proceeding under Article 85 of the EC Treaty and Article 53 of the EEA Agreement

(Case IV/35.518 — Iridium)

(Only the English text is authentic)

(Text with EEA relevance)

(97/39/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Agreement on the European Economic Area,

Having regard to Council Regulation No 17 of 6 February 1962, First Regulation implementing Articles 85 and 86 of the Treaty<sup>(1)</sup>, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Article 2 thereof,

Having regard to the application for negative clearance and the notification for exemption submitted pursuant to Articles 2 and 4 of Regulation No 17, on 11 August 1995,

Having regard to the summary of the application and notification published pursuant to Article 19 (3) of Regulation No 17 and to Article 3 of Protocol 21 of the EEA Agreement<sup>(2)</sup>,

After consultation with the Advisory Committee for Restrictive Practices and Dominant Positions,

Whereas:

## I. THE FACTS

## A. Introduction

- (1) The Iridium system was conceived by the United States company Motorola Inc. in 1987 to provide global digital wireless communications services using a constellation of low earth orbit (LEO) satellites. Services will include voice telephony, paging and basic data services (such as facsimile) and will be provided via portable hand-held (dual mode or single mode) telephones, vehicle mounted telephones, pagers and other subscriber equipment.

Iridium expects to be the first operational provider of global satellite personal-communications services (S-PCS). The system is expected to become commercially operational by 1 October 1998. For that purpose, 66 satellites will have to be launched and placed in orbit during the next 24 months.

## B. Parties

- (2) Motorola Inc., is a US provider of wireless communications and electronic equipment, systems, components and services for worldwide markets. Motorola is the originator of the Iridium concept and is the primary contractor to Iridium for the procurement of the space segment and a major supplier for other components of the Iridium system.

<sup>(1)</sup> OJ No 13, 21. 2. 1962, p. 204/62.

<sup>(2)</sup> OJ No C 255, 3. 9. 1996, p. 2.

Motorola's investment percentage in Iridium is 20,1 %. It has reserved for itself the Mexican/Central American gateway<sup>(1)</sup>, has an interest in the South American gateway and shares the North American gateway with Iridium Canada and Sprint.

Under the Space System Contract Motorola has agreed not to produce for itself or others any similar satellite-based system without Iridium's prior written approval until 31 July 2003 or the termination of the Space System Contract, whichever is earlier.

- (3) Apart from Motorola, Iridium is owned by 16 strategic investors, including a number of telecommunication services providers and equipment manufacturers from around the world. Each of them (with the exceptions of Lockheed Martin and Raytheon) is expected to own and operate a gateway (individually or jointly) and may also act as service provider (or nominate others to do so) within its allocated exclusive gateway services territory.

Investors are the following: Iridium China (Hong Kong) Ltd (belonging to the corporate group China Great Wall Industry Corporation: investment percentage 4,4 %), Iridium Africa Co., (formed by the Saudi group Mawarid Overseas Company: 2,5 %), Iridium Canada, Inc., (owned by a Motorola subsidiary: 33 %; and by two subsidiaries of the Canadian company BCE, Inc.: 4,4 %), Iridium India Telecom Private Ltd. (India: 3,9 %), Iridium Middle East Co. (owned by two Saudi groups: 5 %), Khrunichev State Research and Production Space Center (Russia: 4,4 %), Iridium Sudamérica (owned by a Motorola subsidiary, a Venezuelan consortium and a Brazilian group: 8,8 %), Korea Mobile Telecommunications (controlled by the South Korean conglomerate Sunkyoung Business Group: 4,4 %), Lockheed Martin (USA: 1,3 %), Nippon Iridium Co., (a consortium formed by two Japanese groups, DDI Co., and Kyocena Co., and a number of other Japanese investors: 13,2 %), Pacific Electric Wire & Cable Co., (Taiwan: 4,4 %), Raytheon Co., (USA: 0,7 %), Sprint (USA: 4,4 %) and Thai Satellite Telecommunications Co., Ltd (Thailand: 4,4 %).

Two European companies are also strategic investors; Stet (Italy: 3,8 %) and Vebacom (Germany: 10 %). Each of the two has its own gateway service territory covering different parts of Europe and the

associated exclusive right to construct and operate a gateway within its respective territory. However, they have concluded an agreement to jointly install and operate their gateways. In order to do so, they will create a joint venture. The first gateway will be that in Italy.

Most of the above investors do not operate yet; they have been created for the purpose of investing in Iridium. In the building-up phase of the system, many of the investors will provide some services to Iridium, basically as subcontractors to Motorola. Thus, China Great Wall and Khrunichev will provide launching services, Lockheed Martin is a principal subcontractor in the construction of the Iridium satellites, Raytheon is primarily responsible for providing the satellite antennas and Stet, through its subsidiary Telespazio, will build and operate the backup system control facility.

- (4) Iridium LLC, a US-incorporated company with limited liability, has been formed to establish and commercialize the Iridium communications system. It will own the space-related portion of the system including the satellites and the related ground infrastructure for the delivery of Iridium services.
- (5) As regards distribution of Iridium services, it will have a central role, issuing guidelines for the appointment of service providers by gateway operators and establishing commercial and pricing policies. In addition it will provide some business support functions required by gateway operators and service providers, including a clearinghouse to calculate the amounts due to and from Iridium and each gateway operator.
- (6) Iridium will be managed by a Board of Directors made up of 24 members. Of these, 23 will be elected by the investors and the Chairman will be elected by the other 23. The Board of Directors will delegate certain executive authority to the management team of the company, which will include a Chief Executive Officer and a President. The Chairman of the Board of Directors will also be the Chief Executive Officer. The Chief Executive Officer will be in the general and active charge of the entire business and affairs of the corporation. The President shall have general charge of the business, affairs and property of the corporation under the supervision of the Board of Directors and the Chief Executive Officer. The management will be responsible for carrying out the directions of the Board of Directors and for informing it of progress in the company's development and business.

<sup>(1)</sup> For a description of a gateway, see recital 12.

- (7) Decisions by the Board of Directors will be adopted by simple majority.

### C. The Iridium system

#### 1. The network

- (8) The system <sup>(1)</sup> will consist of the space segment, the gateways and the user handheld terminals. Iridium will own the space segment, while gateway operator investors will own and operate the gateways and subscribers will purchase or lease the subscriber terminal equipment from service providers and other retailers.
- (9) The space segment includes the satellites <sup>(2)</sup> and the system control segment (SCS) necessary to monitor, manage and control the satellites and the provision of services.
- (10) Iridium intends to operate a constellation of 66 <sup>(3)</sup> satellites to be deployed in low earth orbit (780 km. above the earth's surface). The satellites will be arranged in six planes of 11 satellites each, in near polar orbit. Each satellite will circle the earth every 100 minutes and will cover a circular area with a diameter of approximately 4 700 km.

Satellites are equipped to communicate with subscriber terminals and to send traffic direct from one satellite to another. As regards the latter, each Iridium satellite will have four cross-link antennas to allow it to communicate and route traffic to the two satellites that are fore and aft of it in the same orbital plane as well as neighbouring satellites in the adjacent co-rotating orbital planes. Inter-satellite networking provides access to the Iridium system irrespective of gateway location by routing a call from satellite to satellite until it is connected to the gateway which is most appropriate to the destination of the particular call. In that respect, the system allows any user in any country that has authorized the Iridium service to receive a call originating from any gateway.

<sup>(1)</sup> The total system's implementation costs are estimated at nearly USD 4.7 billion (not including handsets).

<sup>(2)</sup> The system will use a frequency in the range of 1616-1626,5 Mhz for user links (as reserved for S-PCS systems during WRC-92), 19,4-19,6 Ghz and 29,1-29,3 Ghz for feeder and gateway links (space to earth and earth to space) and 23,18-23,38 Ghz for the inter-satellite links.

<sup>(3)</sup> The system also includes a number of spare satellites in orbit, intended to replace failed ones.

- (11) The SCS includes a master control facility <sup>(4)</sup> (located in the USA), a back-up control facility (to be located in Italy) and two tracking, telemetry and control stations (TT&C) <sup>(5)</sup> located in Canada and Hawaii.

- (12) Gateways are switches which communicate with subscribers' units and other satellites via the SCS and the constellation. They will serve as the interface between the satellite constellation and the public switched telephone networks (PSTN). As was stated above, they will be owned by investors. There will be 13 gateways in operation.

The concrete functions of a gateway will be to support the subscriber billing function, to process calls, to keep track of each user location and to communicate with PSTN to which it will be inter-connected (in case of calls to fixed users).

- (13) Finally, handsets will be produced by major manufacturers of equipment. Motorola has agreed to license to other suppliers the right to use its proprietary information to manufacture and sell Iridium-compatible subscriber equipment subject to reasonable terms and conditions acceptable to both parties. Most handsets will be capable of dual-mode operation with both satellite and terrestrial cellular (including GSM) systems, so that they will be able to select, either automatically or under user control, satellite or terrestrial modes of operation.

#### 2. Distribution of the services

- (14) Distribution of Iridium services will involve different participants in the notified agreements:

— Iridium will have responsibility for central functions, such as the space segment and certain business support systems including the clearing-house,

— gateway operators will be responsible for the gateway,

and

— service providers will provide services to customers and will sell and/or lease subscriber equipment.

<sup>(4)</sup> The master control facility will control the performance and status of satellites and manage the network. The back-up control facility will replace the master control facility in case of failure and will control spare satellites in orbit.

<sup>(5)</sup> TT&C stations will track the movements of the satellites and adjust their orbits to maintain the constellation.

## (a) Gateway operators

- (15) Under the stock purchase agreements, each investor in Iridium designated as a gateway operator will have exclusive rights to provide Iridium services within the geographic territory provided in the contract. Iridium will not authorize any other person to provide gateway services or construct gateways in the investor territory.
- (16) In addition, gateway operators will have exclusive rights to act and/or designate others to act as service providers within their designated gateway territory. It is the intention of Iridium that every gateway operator shall create a network of service providers within its allocated territory.
- (17) Finally, under each gateway authorization agreement, Iridium will provide the gateway operator, and its designated service providers, with continuous access to the Iridium space system. Such right is subject to continued compliance with the applicable mandatory provisions of the Iridium System Practices<sup>(1)</sup>.
- (18) In exchange, gateway operators have to:
- apply for, obtain and maintain all governmental authorizations and frequency allocations necessary to construct and operate the gateway and to provide services in each of the countries included in the gateway services territory,
  - construct, operate and maintain the gateway,
  - establish and maintain appropriate interconnection, access and settlement arrangements through and with every PSTN operating within the gateway services territory,
- and
- provide gateway services to its designated services providers in each of the countries included within its allocated service territory.

## (b) Service providers

- (19) Service providers will be responsible for marketing and retail sale of the services and terminals and will have primary contact with end users within their

<sup>(1)</sup> Iridium Systems Practices (ISP) is the set of guidelines, recommendations, rules, plans and other instructions related to technical and operational matters associated with the operation of the Iridium system. Some technical and operational portions of these practices are intended to be mandatory in order to secure a high degree of network integrity. The ISP has not yet been completed even in draft form.

territories. They will also be responsible for all aspects of account management and customer care including customer credit, billing, accounting and customer credit risk. In addition, they have to support gateway operators' efforts to obtain regulatory authorizations and frequency allocation within their territories

- (20) Appointment of the service provider will in principle be non-exclusive in order to allow access to the largest customer base and to ensure adequate availability of subscriber equipment and customer service within the gateway service territory. Such would be the case in wireless markets open to competition. However, exclusive service provider agreements could also be possible in other markets. It is expected that most will also be local cellular service providers. In this respect, S-PCS services will, in general, be offered by wireless terrestrial networks as a premium service in order to extend coverage to areas outside terrestrial coverage or where terrestrial roaming is not possible.

It is contemplated that a single company could act as a service provider for more than one gateway operator investor. In addition, service providers can operate in more than one country within a gateway service territory.

- (21) Service providers will be appointed by gateway operators in accordance with guidelines provided by Iridium. According to the notification, an initial screening of the service provider will assess financial standing, reputation, concern for customers and resources. The major determinants for selection will be the existence of a substantial subscriber base of wireless mobile users and the degree of performance of the potential service provider for customer care and billing services which are essential for an adequate provision of the service.

## (c) Pricing

- (22) Price to subscribers will be made up of four charges:
1. a payment by the gateway operator to Iridium for use of the space segment to be established by the Iridium Board of Directors;
  2. a payment to the gateway operator for use of the gateway link at a price to be set by the gateway

operator, albeit following Iridium's guidelines and recommendations to the extent permitted by applicable law and regulation;

3. a payment to the service provider,

and

4. tail charges, if any, for the origination or completion of calls over the PSTN.

- (23) Service providers will be the collection point for charges paid by subscribers. Revenues will be distributed by the clearinghouse operated by Iridium.

The clearinghouse will hence act as a central point for collection of call detail record and will calculate and execute the net settlement position among Iridium and all gateways.

- (24) End customers for voice services are expected to pay, on global average terms, a monthly fee of around USD 50 and a tariff per voice minute traffic of around USD 3 (<sup>1</sup>), plus any applicable PSTN tail charges.

#### D. Relevant Market

##### 1. Product market

- (25) The term S-PCS system denotes a network used to provide satellite personal communications services, usually on a worldwide basis. A S-PCS system encompasses a constellation of LEO (low earth orbit), MEO (medium earth orbit) or GEO (geostationary earth orbit) satellites (<sup>2</sup>), their control earth stations and a number of gateway earth stations through which access will be provided to terrestrial fixed or mobile networks. Such a configuration will support full user mobility and identification by a single number anywhere in the world, using 'intelligent' features, similar to those of digital terrestrial cellular systems (such as GSM), that will be located

either in earth stations or, as in the current case, in the satellites themselves.

- (26) It is expected that voice service will be the primary application for these systems, but other significant segments will involve so-called mobile personal digital assistants, data transmission and paging.

- (27) LEO and MEO systems (to be used by most of the currently announced S-PCS systems) do not present a high degree of substitutability with existing or planned GEO systems. Geostationary satellites are more complex and expensive than other satellites. They require more cooperation from the end-user to establish an unobstructed, clear line of sight to one of the satellites. In addition, power losses over such great distances from earth make hand-held portability currently impossible (<sup>3</sup>). Sheer distances from earth also cause echo and time delays (of a magnitude of around half a second that compares very badly with the 20-151 milliseconds of a LEO system like Iridium) that seriously degrade and confuse normal voice communications. In addition, GEO subscribers located at high latitudes (that is, near the Poles) experience a shadowing effect that makes the successful establishment of calls difficult.

- (28) S-PCS systems are expected to act as a complement to both GSM and digital cordless telephony within fixed radius (DECT) wireless terrestrial mobile technologies. This will be particularly the case in areas where the cellular network has failed to penetrate (namely rural parts of the developed world and both urban and rural parts of lower income countries) or where terrestrial roaming is not available because of incompatible technologies. In this respect, they will be offered by GSM network operators as an additional feature priced at a premium rate.

However, S-PCS are not intended to compete with terrestrial cellular and paging systems in urban or other densely populated areas because of the advantages such cellular and paging systems have in terms of cost, voice quality and signal strength. In that respect, the performance of S-PCS systems will deteriorate in urban areas, given the existence of a large number of very densely spaced obstacles (such as buildings). That deterioration will be exacerbated in moving automobiles without external antennas and, in particular, inside buildings.

(<sup>1</sup>) Iridium will keep a part of the access fee and of the usage fee. In addition, Iridium expects to keep an additional amount as compensation for the clearinghouse function. The remaining will be used to compensate gateway operators, service providers and other parties.

(<sup>2</sup>) LEO satellites are located around 900 km over the earth. Full coverage of the earth's surface would require a minimum of 66 LEO satellites. This is the kind of orbit chosen by Iridium. MEO satellites are located around 10 000 km over the earth. Full coverage of the earth's surface would require a minimum of 10 MEO satellites. GEO satellites are located at 36 000 km over the earth. Full coverage of the earth's surface would require only 3 GEO satellites.

(<sup>3</sup>) The smallest GEO receiver is as big as a small briefcase.

(29) In addition, S-PCS systems are expected to act as a complement and even a substitute for the public switched fixed telephone network, enhancing service coverage in remote areas of low population density and/or where the terrestrial infrastructure is very poor.

(30) Major users of S-PCS will be international business travellers using their dual terminals<sup>(1)</sup> in the terrestrial mode within a given network and switching to satellite in areas outside terrestrial coverage or with incompatible networks. Other important categories of user will be rural communities, Government communications and aeronautical users.

## 2. Geographical market

(31) When fully operational, the Iridium system will be able, from a technical point of view, to provide a global coverage. However, the exact scope of the geographical market is difficult to ascertain. In addition, the conclusions of the Commission in this case will not be affected by whether the market is finally worldwide or smaller than that. For that reason, the precise dimension of the geographical market can be left open.

## 3. Competition in the future S-PCS market

(32) S-PCS systems represent a market which is expected to result in revenues of ECU 10 000 million to 20 000 million during the next decade. Competition is expected to be very intense and to come not only from other S-PCS systems, but also from terrestrial networks.

(33) A number of alternative projects are known to be trying to offer hand-held telecommunication services through satellite, some of them (the so-called 'little LEOs') having a more limited product and/or geographical coverage, whilst others (the so-called 'big LEOs') are aiming at the same relevant market as Iridium. Most planned S-PCS systems are US-led initiatives. However, European industry is already substantially involved in the announced S-PCSs. The most important competitors of Iridium will be:

— Inmarsat-P/ICO<sup>(2)</sup>

(34) ICO is a S-PCS system sponsored by Inmarsat and a substantial number of its signatories. Unlike Iridium it will use 10 satellites in ICO (intermediate circular orbit, an orbit which is included among MEO orbits) to provide global mobile and other ancillary telecommunications services. The system is expected to be operational by the end of the year 2000. The cost of the system approaches USD 3 billion.

— Globalstar

(35) Globalstar intends to set up a S-PCS system using 48 LEO satellites. The Globalstar consortium is led and sponsored by the Loral Corporation, a leading US defence electronics and space company. Partners/contractors include the European aerospace companies Alcatel (France), Aerospatiale (France), Alenia (Italy), Deutsche Aerospace (Germany) and Tesam, a joint venture created by Alcatel and France Télécom. The total cost of the system is estimated at USD 2 000 million.

Globalstar expects to begin launching satellites in the second half of 1997 and to commence initial commercial operations via a 24-satellite constellation in 1998. Full global coverage, via the 48-satellite constellation, is expected to be established in the first half of 1999.

— Odyssey

(36) The Odyssey S-PCS system is supported by the US aerospace company TRW and the Canadian telecommunications operator Teleglobe Inc. Odyssey will consist of 12 MEO satellites and is expected to be operational by 1999.

## E. The notified agreements

(37) The notified agreements are the following:

- the 'terrestrial network development contract' between Iridium and Motorola,
- the 'stock purchase agreements', including those signed with Stet and Vebacom,
- the 'space system contract' between Iridium and Motorola,

<sup>(1)</sup> It is expected that the price differential between dual-mode (satellite and GSM) and single-mode terminals (GSM only) will be as low as 10 %.

<sup>(2)</sup> For details of the Inmarsat-P system see Article 19 (3) Notice: OJ No C 304, 15. 11. 1995, p. 6.

— the 'Iridium communications system operations and maintenance contract' between Iridium and Motorola, and

— the 'gateway authorization agreements' concluded between Iridium and Stet and Vebacom.

- (38) In a subsequent submission, the parties provided a standard (non-binding) MoU to be used by gateway operators for the appointment of service providers and the 'service provider appointment guide for Iridium gateway operators'.

#### F. Third party observations

- (39) Following the publication pursuant to Article 19 (3) of Regulation 17 and Article 3 of Protocol 21 of the EEA Agreement, comments were received from three interested parties. These comments were fully assessed by the Commission but proved not to be such as to cause the Commission to modify its original favourable position.

### II. LEGAL ASSESSMENT

#### A. Application of Article 85 (1) of the EC Treaty and Article 53 (1) of the EEA Agreement to the creation of Iridium

- (40) On the basis of arguments developed below, the partners of Iridium are not to be considered to be actual or potential competitors in the S-PCS market:

— the S-PCS concept is yet untried. By its nature, S-PCS network implementation is a complex programme involving considerable risk, and will not prove itself until deployed in the operational configuration and loaded with a significant volume of traffic, something which will not happen until the early years of the next century,

— no investor in Iridium could reasonably be expected to make the necessary financial investment to set up and operate a worldwide S-PCS system. As indicated above, the investment required for the setting-up of the Iridium system approaches USD 5 000 million. Such an amount is furthermore comparable to that of competing S-PCS world-wide systems,

— in addition, no investor in Iridium is in a position to assume the substantial risk of technical failure inherent in space operations. Launching

failures<sup>(1)</sup>, satellites which are unable to reach their final position from their transit orbit, and satellites which do not work properly or which go out of control once in their final position are still quite common hazards in space operations, and if one of these happens, it usually entails the total loss of the satellite (it is already possible to recover or repair a satellite in orbit, but doing so is prohibitively expensive).

To that risk has to be added the possibility of commercial failure inherent in the fact that S-PCS systems are a completely novel and even revolutionary concept which, in the developed part of the world, are expected to encounter tough competition from cellular terrestrial mobile services and from competing S-PCS systems,

— furthermore, given the global reach of the system, no investor in Iridium holds the necessary authorizations and licences to provide international telecommunication services on a worldwide basis through satellite. In order to set up and operate a S-PCS system, such as Iridium, the following regulatory approvals are required:

(a) the international allocation by a World Radiocommunication Conference (WRC) of the International Telecommunications Union (ITU) of the spectrum required for the system user, gateway and inter-satellite links. WRC-92 and 95 dealt with the spectrum allocation issues,

(b) a licence by the relevant regulatory authority for the construction, launch and operation of the satellite constellation (as regards Iridium, the Federal Communications Commission of the US granted the required licenses in January 1995. Four other US-based S-PCS systems, including Globalstar and Odyssey, were also granted licences),

(c) in each country in which a gateway or a system control terminal will be located, an authorization to construct and operate those facilities,

(d) in each country in which subscriber equipment will operate, authority to operate that

<sup>(1)</sup> The level of launch concentration in Iridium (66 satellites to be launched — launching several satellites at a time — in just 24 months) has not previously been undertaken on a commercial basis.

equipment with the system, including the necessary user link spectrum<sup>(1)</sup>,

- (e) international coordination of the system with other entities using or proposing to use the spectrum required for the system in order to ensure the avoidance of harmful interference,

and

- (f) consultation with Intelsat and Inmarsat to ensure technical compatibility and to avoid significant economic harm to them,

— finally, the array of technologies required for a S-PCS system is outside the individual capabilities of investors in Iridium. Even if Motorola has title to many of the technologies required for the Iridium system, a number of the investors have a crucial role in developing important elements of the system that are outside the capabilities of Motorola. That is the case of Lockheed Martin for the satellites themselves, of Raytheon for the antennas, of China Great Wall and Khrunichev for the launchers, and so on.

- (41) In conclusion, in view of the above, the creation of Iridium means the introduction of a viable competitor in a completely new mobile telecommunications field and, as such, falls outside the scope of both Article 85 (1) of the EC Treaty and Article 53 (1) of the EEA Agreement.

**B. Application of Article 85 (1) of the EC Treaty and Article 53 (1) of the EEA Agreement to the pricing policies of Iridium and to the distribution of Iridium services: ancillary restraints**

- (42) According to paragraph 3 (1) of each gateway authorization agreement, the Iridium BOD will establish the charge for accessing the space segment (owned by Iridium). In addition, it may suggest pricing policies as guidelines. Under the guidelines, which take into account Iridium's charge for access to the space segment, gateway operators are free to set their own prices within a certain range. The guidelines refer also to rules for the repartition of charges between gateways in calls

that use multiple gateways, currency requirements and exchange rates. Each gateway operator is expected to comply with these guidelines to the extent permitted by applicable law and regulation.

The guidelines are aimed at maintaining the coherence and the integrality of the world-wide service that Iridium will provide. Such coherence is particularly important for potential users of the system. They will most of the time be moving in different areas of the world but they will nevertheless want to receive a single bill in a single currency. On that basis, as was recognized in the IPSP Decision<sup>(2)</sup>, the principle of uniform prices and other conditions in different territories, together with the implementation of marketing practices in a decentralized manner, seems appropriate to fulfil customers' needs.

- (43) The distribution of Iridium services will be organised around on the one hand the gateway operators — the strategic investors in Iridium — which have exclusive rights over their respective territories and on the other hand the service providers which are nominated by gateway operators, in general on a non-exclusive basis. Iridium, as 'producer' of the services will keep some central functions to ensure the coherence of the system.

- (44) According to paragraph 3 of every Stock Purchase Agreement, investors in the Iridium system (that is, the gateway operators) will get exclusive rights for the territory provided for in that agreement. The exclusive rights basically mean that no other company will acquire rights from Iridium (i) to build and operate a gateway within that territory and (ii) to provide the Iridium services inside the territory. In exchange, gateway operators must build, maintain and operate the gateway and perform several other tasks, such as obtaining the necessary regulatory approvals for the Iridium system in the countries included in their respective territories, which can be costly and cumbersome. In this respect, and taking into account the very high risks entailed by the Iridium system and the need to attract gateway operators covering all parts of the world, such exclusivity can be seen as an incentive to investors to assume these risks.

- (45) In addition, any possible restrictive effect resulting from the exclusivity is reduced by the following facts:

1. neither gateway operators nor service providers are prevented from dealing with competing systems. As regards services providers, it is indeed expected that some of them (usually terrestrial cellular operators) will be service

<sup>(1)</sup> In the Community, although exclusive and special rights in respect of the use of terminal equipment and of the provision of telecommunication services (excluding voice telephony until 1998) have been recently abolished (Commission Directive 94/46/EC of 13 October 1994; OJ No L 268, 19. 10. 1995, p. 15), a common approach to frequency-licensing has not been developed yet.

<sup>(2)</sup> OJ No L 354, 31. 12. 1994, p. 75 (paragraph 55).

providers for as many S-PCS systems as possible in order to increase the attractiveness of their own cellular offerings to customers (S-PCS systems will be a premium, complementary service to cellular terrestrial offerings).

In this respect, as regards STET, which is the only partner still having exclusive rights for the provision of telecommunications services and infrastructures, the parties have confirmed that the Iridium agreements will not affect the ability of any other company or person to gain access to the telecommunications infrastructure of STET other than those STET facilities specifically developed for the Iridium system;

2. the agreements do not prohibit service providers from selling the Iridium service to customers which are not located in the same area or country as the gateway operator investor;
  3. the intelligence on board the satellites allows any user to be reached from any gateway. In this respect, it is planned that subscribers (customers) of a given gateway that move to another area will keep their former contract and will not be obliged to sign a new contract with a service provider of the gateway operator with exclusive rights over the new country to which they have moved;
  4. given the global nature of the services, a single call will usually involve several gateways;
  5. the intense competition for Iridium services expected from other S-PCS systems and other terrestrial cellular systems;
- and
6. all capacity provided for by the Iridium system satellites will be used by Iridium, its gateway operators investors and designated service providers for their telecommunication services. There will be no spare capacity available for third parties.
- (46) Finally, exclusivity is also a result of the configuration of the satellites: each satellite has antennas to link at any one time with only three gateways within its footprint (a fourth antenna is kept as reserve in case of failure). This feature requires a limited number of gateways.
- (47) As for the guidelines for the appointment of service providers, it appears to the Commission that selection criteria described above are objective and qualitative.
- (48) On the basis of the particular circumstances of the present case, it can be concluded that the pricing policies as guidelines, the exclusivity granted to gateway operators and the guidelines for service

provider selection are directly related and necessary to the successful implementation and operation of the Iridium system. Hence they have to be regarded as ancillary restraints to the Iridium system under the competition rules of the EC Treaty and the EEA Agreement.

However, the above conclusion regarding the ancillary nature of the exclusive rights granted to gateway operator investors could be revisited should the particular circumstances of the case change in a substantial manner. Such would be in particular the case should Iridium acquire a dominant position in respect of the actual provision of S-PCS services.

- (49) Ancillary restraints are to be assessed together with the creation of the company. In this respect, as Iridium has been found not to fall within the scope of both Article 85 (1) of the EC Treaty and Article 53 (1) of the EEA Agreement, then neither do provisions detailed above,

HAS ADOPTED THIS DECISION:

#### *Article 1*

On the basis of the facts in its possession, the Commission has no grounds for action under Article 85 (1) of the EC Treaty and Article 53 (1) of the EEA Agreement in respect of the notified agreements relating to the creation of Iridium.

#### *Article 2*

On the basis of the facts in its possession, the Commission has no grounds for action under Article 85 (1) of the EC Treaty and Article 53 (1) of the EEA Agreement in respect of the pricing policies to be established by Iridium as guidelines under Paragraph 3.1 of each Gateway Authorization Agreement, in respect of the exclusive distribution rights granted to gateway investor operators under Paragraph 3 of every Stock Purchase Agreement and in respect of the guidelines for service provider selection as notified.

#### *Article 3*

This Decision is addressed to:

Iridium LLC,  
1401 H. Street, NW,  
Washington, DC 20005,  
USA.

Done at Brussels, 18 December 1996.

*For the Commission*

Karel VAN MIERT

*Member of the Commission*

## COMMISSION DECISION

of 19 December 1996

on import licences in respect of beef and veal products originating in Botswana,  
Kenya, Madagascar, Swaziland, Zimbabwe and Namibia

(97/40/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 715/90 of 5 March 1990 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States (ACP) or in the overseas countries and territories (OCT)<sup>(1)</sup>, as last amended by Regulation (EC) No 619/96<sup>(2)</sup>, and in particular Article 27 thereof,

Having regard to Commission Regulation (EC) No 589/96 of 2 April 1996 laying down detailed rules for the application in the beef and veal sector of Council Regulation (EEC) No 715/90 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States or in the overseas countries and territories<sup>(3)</sup>, in particular Article 4 thereof,

Whereas Article 1 of Regulation (EC) No 589/96 provides for the possibility of issuing import licences for beef and veal products; whereas, however, imports must take place within the limits of the quantities specified for each of these exporting non-member countries;

Whereas the applications for import licences submitted between 1 and 10 December 1996, expressed in terms of boned meat, in accordance with Regulation (EC) No 589/96, do not exceed, in respect of products originating in Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia the quantities available from these States; whereas it is therefore possible to issue import licences in respect of the quantities requested;

Whereas the quantities in respect of which licences may be applied for from 1 January 1997, should be fixed within the scope of the total quantity of 52 100 tonnes;

Whereas it seems expedient to recall that this Decision is without prejudice to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems on importation of bovine, ovine and caprine animals and swine, fresh meat or meat products from third countries<sup>(4)</sup>, as last amended by the Act of Accession of Austria, Finland and Sweden,

HAS ADOPTED THIS DECISION:

*Article 1*

The following Member States shall issue on 21 December 1996 import licences for beef and veal products, expressed as boned meat, originating in certain African, Caribbean and Pacific States, in respect of the following quantities and countries of origin:

*Germany:*

— 170,000 tonnes originating in Botswana;

*United Kingdom:*

— 21,000 tonnes originating in Botswana,  
— 24,200 tonnes originating in Swaziland,  
— 1 720,000 tonnes originating in Zimbabwe,  
— 1 082,000 tonnes originating in Namibia.

*Article 2*

Licence applications may be submitted, pursuant to Article 3 (3) of Regulation (EC) No 589/96 during the first 10 days of January 1997 for the following quantities of boned beef and veal:

— Botswana: 18 916,000 tonnes,  
— Kenya: 142,000 tonnes,  
— Madagascar: 7 579,000 tonnes,  
— Swaziland: 3 363,000 tonnes,  
— Zimbabwe: 9 100,000 tonnes,  
— Namibia: 13 000,000 tonnes.

<sup>(1)</sup> OJ No L 84, 30. 3. 1990, p. 85.

<sup>(2)</sup> OJ No L 89, 10. 4. 1996, p. 1.

<sup>(3)</sup> OJ No L 84, 3. 4. 1996, p. 22.

<sup>(4)</sup> OJ No L 302, 31. 12. 1972, p. 28.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 19 December 1996.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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**CORRIGENDA****Corrigendum to Council Directive 90/435/EEC of 23 July 1990 on the common system of taxation applicable in the case of parent companies and subsidiaries of different Member States**

*(Official Journal of the European Communities No L 225 of 20 August 1990)*

On page 9 in Annex, point (k):

*for:* '(k) commercial companies or civil law companies having a commercial form cooperatives and public undertakings incorporated in accordance with Portuguese law;'

*read:* '(k) commercial companies or civil law companies having a commercial form and co-operatives and public undertakings incorporated in accordance with Portuguese law;'.  

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