

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(78) 162 final.

Brussels, 19 April 1978.

COMMUNICATION FROM THE COMMISSION TO THE COUNCIL

on the negotiations between the European
Economic Community and the Republic of
Cyprus for the conclusion of a Supplementary
Protocol to the Association Agreement and a
Protocol laying down certain provisions relating
to trade in agricultural products

COM(78) 162 final.

COMMISSION COMMUNICATION TO THE COUNCIL

on the negotiations between the European Economic Community and the Republic of Cyprus for the conclusion of a Supplementary Protocol to the Association Agreement and a Protocol laying down certain provisions relating to trade in agricultural products

1. Negotiations between the Community and Cyprus for the conclusion of two Protocols took place on 22 December 1977 and on 24 January and 14 - 15 March 1978. The texts of the two Protocols, of a declaration and of one exchange of letters to be annexed to the Final Act were the subject on 7.4.78 of the attached exchange of letters between the Heads of Delegation, who indicated their agreement on the contents ad referendum.
2. During the negotiations the Cypriot Delegation laid stress on the unsatisfactory nature of the concessions made by the Community, given the importance of the sector in question for the Cypriot economy and the treatment formerly accorded to the Cypriot agricultural products on certain community markets. In the Cypriot Delegation's view the concessions were inadequate notably as regard potatoes and fresh grapes, and particularly for 1979.

The texts of the Protocols represent the results of the negotiations conducted by the Commission on the basis of the Council's directives of December 1977 and the supplementary directives of March 1978.

However, since the volumes of the tariff quotas for carrots and fresh grapes provided for in the Protocol laying down certain provisions relating to trade in agricultural products were made slightly bigger than those indicated in the directives.

3. The Delegations agreed to include in the minutes of the negotiations certain clarifications made by both sides (see annex).

4. The Commission recommends that the Council approve the results of the negotiations and initiate the procedures for the signature and conclusion of the Protocols with Cyprus.

To that end the Commission transmits to the Council herewith a recommendation for a Regulation concluding the Protocols and adopting the texts thereof and provisions for their implementation.

Directorate-General for
External Relations

Sir,

I have the honour to confirm the agreement ad referendum of the Community delegation on the following texts which are the result of the negotiations concluded the 15th March 1978 :

Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus ;

Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus ;

Joint declaration of contracting parties concerning Articles 2 of the Supplementary Protocol and 3 of the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus ;

Exchange of letters concerning the imports of the Community of preserved fruit salad originating in Cyprus.

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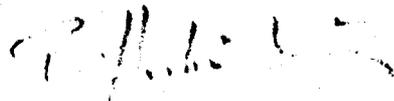
His Excellency
Mr. Titos PHANOS
Ambassador

Permanent Delegate of the
Republic of Cyprus to the
European Economic Community

I have the honour to transmit to you herewith the English versions of these documents.

I should be grateful if you would confirm ad referendum the results of the negotiations.

Please accept, Sir, the assurance of my highest consideration.



Pierre DUCHATEAU

Director

Head of the delegation
of the Community



PERMANENT DELEGATION
OF THE REPUBLIC OF CYPRUS
TO THE EUROPEAN ECONOMIC COMMUNITY

1040 BRUSSELS
Rue de la Loi, 83
Tel. 230.12.95

7th April, 1978.

Sir,

I have the honour to acknowledge receipt of your letter of to-day worded as follows :

" I have the honour to confirm the agreement ad referendum of the Community delegation on the following texts which are the result of the negotiations concluded on the 15th March 1978 :

Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus ;

Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus ;

Joint declaration of contracting parties concerning Articles 2 of the Supplementary Protocol and 3 of the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus ;

Mr. Pierre DUCHATEAU
Director
Head of the Delegation
of the Community,

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Exchange of letters concerning the imports
of the Community of preserved fruit salad
originating in Cyprus ;

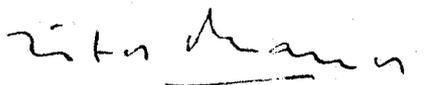
I have the honour to transmit to you herewith the
English versions of these documents.

I should be grateful if you would confirm ad
referendum the results of the negotiations. "

I have the honour to confirm the agreement ad
referendum on the results of the negotiations.

However, I should like to put on record the
understanding of the Cyprus Delegation that the Community will
grant to Cyprus on new potatoes the full concessions provided
in Article 2 of the Protocol laying down certain provisions
relating to trade in agricultural products between the
Republic of Cyprus and the European Economic Community i.e.
for 1978 a reduction of duty of 65% from 1st January to 30th
June within the limits of a Community tariff quota of 75.000
tons from 16th May to 30th June ; and for 1979, a reduction
of duty of 60% from 1st January to 15th May, and 55% within
the limits of a Community tariff quota of 60.000 tons from
16th May to 30th June.

Please accept, Sir, the assurance of my highest
consideration.



Titos Phanos
Ambassador

Permanent Delegate of the Republic of Cyprus
to the European Economic Community

Sir,

In the course of the negotiations between the European Economic Community and the Republic of Cyprus regarding the conclusions of a Supplementary Protocol to the Association Agreement and of a Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and Cyprus, it was agreed to record in the minutes of the negotiations the following precisions given by the two sides.

1. With reference to Article 6 of the Supplementary Protocol to the Agreement establishing an Association between the Republic of Cyprus and the European Economic Community, the Cyprus Delegation made the following statement :

(i) It is the clear understanding of the Cyprus Delegation that no countervailing charges will be levied on liqueur wines, including Cyprus Sherry, originating in Cyprus and imported into the Community until such time as the Community adopts a new regime regarding reference prices for such wines.

(ii) In the formulation of such a new regime Cyprus expects that due regard should be had to the current price structure of Cyprus liqueur wines and particularly Cyprus Sherry, in order to avert disruption of the marketing of these products in their traditional outlets.

His Excellency
Mr. Titos PHANOS
Ambassador

Permanent Delegate of the
Republic of Cyprus to the
European Economic Community

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(iii) In view of the fact that the Supplementary Protocol will not be entering into force from the beginning of the calendar year it is understood that arrangements will be made that would allow the utilization of the whole quota of 250.000 hls of liqueur wines allotted for each calendar year irrespective of the date of entry into force of the Supplementary Protocol.

The Community Delegation indicated that the EEC is concerned to avoid an alteration of the traditional conditions of competition between the various liqueur wines. With regard to the volume of the annual Community tariff quota for liqueur wines, it was indicated that the Community was prepared to take the appropriate measures to ensure that any surplus from the current regime could be carried forward.

2. With regard to paragraph 2 of Article 2 of the Protocol laying down certain provisions relating to trade in agricultural products between the Republic of Cyprus and the European Economic Community, the Cyprus Delegation made the following clarification :

In case the above Protocol does not come into force at the beginning of the calendar year or calendar period, the quotas referred to in Article 2 of the Protocol shall be applied in such a way as to allow the utilization of the tariff quotas in their entirety within the calendar year or calendar period, after taking into account the quantities which will have been imported into the Community by the date of entry into force of the Protocol.

The Community Delegation indicated that it is aware of the seasonal character of certain agricultural exports.

3. With reference to the Protocol laying down certain provisions relating to trade in agricultural products between the Republic of Cyprus and the European Economic Community, the Cyprus Delegation made the following statement :

The concessions provided for in the above Protocol constitute an integral part of the first stage of the Association Agreement between the Republic of Cyprus and the European Economic Community and are part of the reciprocal concessions between the two parties. The negotiations envisaged in Article 1 paragraph 2 of the Additional Protocol to the Association Agreement should therefore aim at improving the above concessions in pursuance of the provisions of Article 2 of the Association Agreement which states that "the aim of the Agreement is progressively to eliminate obstacles as regards the main body of trade between the European Economic Community and Cyprus".

With regard to the Protocol laying down certain provisions in agricultural trade, the Community Delegation indicated that the concessions contained in this Protocol take account of the special situation of Cyprus and that it has been concluded on an exceptional and transitional basis.

I should be grateful if you would confirm the agreement of your Delegation with the content of this letter.

Please accept, Sir, the assurance of my highest consideration.


Pierre DUCHATEAU

Director

Head of the Delegation
of the Community



PERMANENT DELEGATION
OF THE REPUBLIC OF CYPRUS
TO THE EUROPEAN ECONOMIC COMMUNITY

1040 BRUSSELS
Rue de la Loi, 83
Tel. 230.12.95

7th April, 1978.

Sir,

I have the honour to acknowledge receipt of your letter of to-day worded as follows :

" In the course of the negotiations between the European Economic Community and the Republic of Cyprus regarding the conclusion of a Supplementary Protocol to the Association Agreement and of a Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and Cyprus, it was agreed to record in the minutes of the negotiations the following precisions given by the two sides.

1. With reference to Article 6 of the Supplementary Protocol to the Agreement establishing an Association between the Republic of Cyprus and the European Economic Community, the Cyprus Delegation made the following statement:

(i) It is the clear understanding of the Cyprus Delegation that no countervailing charges will be levied on liqueur wines, including Cyprus Sherry, originating in Cyprus and imported into the Community until such time as the Community adopts a new regime regarding reference prices for such wines.

Mr. Pierre DUCHATEAU
Director
Head of the Delegation
of the Community

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(ii) In the formulation of such a new regime Cyprus expects that due regard should be had to the current price structure of Cyprus liqueur wines and particularly Cyprus Sherry, in order to avert disruption of the marketing of these products in their traditional outlets.

(iii) In view of the fact that the Supplementary Protocol will not be entering into force from the beginning of the calendar year it is understood that arrangements will be made that would allow the utilization of the whole quota of 250.000 hls of liqueur wines allotted for each calendar year irrespective of the date of entry into force of the Supplementary Protocol.

The Community Delegation indicated that the EEC is concerned to avoid an alteration of the traditional conditions of competition between the various liqueur wines. With regard to the volume of the annual Community tariff quota for liqueur wines, it was indicated that the Community was prepared to take the appropriate measures to ensure that any surplus from the current regime could be carried forward.

2. With regard to paragraph 2 of Article 2 of the Protocol laying down certain provisions relating to trade in agricultural products between the Republic of Cyprus and the European Economic Community, the Cyprus Delegation made the following clarification :

In case the above Protocol does not come into force at the beginning of the calendar year or calendar period, the quotas referred to in Article 2 of the Protocol shall be applied in such a way as to allow the utilization of the tariff quotas in their entirety within the calendar year or calendar period, after taking into account the quantities which will have been imported into the Community by the date of entry into force of the Protocol.

The Community Delegation indicated that it is aware of the seasonal character of certain agricultural exports.

3. With reference to the Protocol laying down certain provisions relating to trade in agricultural products between the Republic of Cyprus and the European Economic Community, the Cyprus Delegation made the following statement :

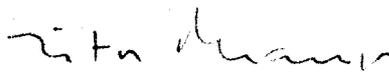
The concessions provided for in the above Protocol constitute an integral part of the first stage of the Association Agreement between the Republic of Cyprus and the European Economic Community and are part of the reciprocal concessions between the two parties. The negotiations envisaged in Article 1 paragraph 2 of the Additional Protocol to the Association Agreement should therefore aim at improving the above concessions in pursuance of the provisions of Article 2 of the Association Agreement which states that "the aim of the Agreement is progressively to eliminate obstacles as regards the main body of trade between Cyprus and the European Economic Community".

With regard to the Protocol laying down certain provisions in agricultural trade, the Community Delegation indicated that the concessions contained in this Protocol take account of the special situation of Cyprus and that it has been concluded on an exceptional and transitional basis.

I should be grateful if you would confirm the agreement of your Delegation with the content of this letter."

I have the honour to confirm the agreement of my Delegation with the content of this letter.

Please accept, Sir, the assurance of my highest consideration.



Titos Phanos
Ambassador

Permanent Delegate of the Republic of Cyprus
to the European Economic Community

OF

concerning the conclusion of the Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 238 thereof,

Having regard to the Recommendation from the Commission,

Having regard to the Opinion of the European Parliament,

Whereas the Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus should be approved,

HAS ADOPTED THIS REGULATION :

Article 1

The Supplementary Protocol and the Protocol laying down certain provisions relating to trade in agricultural products to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and the Final Act are hereby approved on behalf of the Community.

The texts of the Protocols and of the Final Act are annexed to this Regulation.

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Article 2

The President of the Council shall, as far as the Community is concerned, give the notification provided for in Article 12 of the Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and in Article 4 of the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus.

Article 3

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

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

Done at Brussels,

For the Council
The President

S U P P L E M E N T A R Y P R O T O C O L

TO THE AGREEMENT ESTABLISHING AN ASSOCIATION BETWEEN
THE EUROPEAN ECONOMIC COMMUNITY AND THE REPUBLIC OF CYPRUS

SUPPLEMENTARY PROTOCOL

to the Agreement establishing an association between
the European Economic Community and the Republic of Cyprus

THE COUNCIL OF THE EUROPEAN COMMUNITIES

of the one part,

THE GOVERNMENT OF THE REPUBLIC OF CYPRUS

of the other part

Whereas the Additional Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus, signed on 15 September 1977, extends until 31 December 1979, with certain supplementary measures, the first stage of that Agreement ;

Whereas in a Declaration annexed to the Final Act of the Agreement the Community stated that it was prepared to re-examine with the Republic of Cyprus the provisions of the Agreement relating to agricultural products in the light of the result of work undertaken with a view to a global approach on the Community's relations with the Mediterranean countries in the course of which work the interests of Cyprus were also to be taken into consideration ;

HAVE DECIDED to conclude a Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus, signed in Brussels on 19 December 1972, and to this end have designated as their Plenipotentiaries :

THE COUNCIL OF THE EUROPEAN COMMUNITIES :

THE GOVERNMENT OF THE REPUBLIC OF CYPRUS :

WHO, having exchanged their full powers, found in good and due form,

HAVE AGREED AS FOLLOWS :

TITEL I

Trade measures

Article 1

The provisions of the Agreement establishing an association between the European Economic Community and the Republic of Cyprus, signed on 19 December 1972 shall be supplemented as follows.

Article 2

The products listed below originating in Cyprus and imported into the Community shall be admitted at the rates of Customs duties applicable under the Common customs tariff reduced by the percentage indicated for each of them.

Common Customs Tariff Heading n°	Description	Rate of Reduction %
07.01	Vegetables, fresh or chilled :	
	A. Potatoes :	
	II. New potatoes :	
	ex a) from 1 January to 15 May	40 (1) (2)
	F. Leguminous vegetables, shelled or unshelled :	
	II. Beans (of the species Phaseolus) :	
	ex a) from 1 October to 30 June :	
	- from 1 November to 30 April	60
	G. Carrots, turnips, salad beetroot, salsify, celeriace, radishes and similar edible roots :	
	ex II. Carrots and turnips :	
	- Carrots, from 1 January to 31 March	40

(1) As from the implementation of Community rules on new potatoes, the tariff reduction provided for the products of subheading 07.01 A II ex a) shall be 50 %

(2) For 1979 the concession is subject to the adoption of Community rules on new potatoes

Common Customs Tariff Heading n°	Description	Rate of Reduction %
	ex H. Onions, shallots and garlic : - Onions, from 15 February to 15 May	60
	M. Tomatoes : ex I. from 1 November to 14 May : - from 15 November to 15 April	60
	S. Sweet peppers	40
	ex T. Other : - Aubergines, from 1 December to 30 April - Stick celery, from 1 January to 30 April - Courgettes, from 1 December to end February	60 50 60
08.02	Citrus fruit, fresh or dried : ex A. Oranges : - Fresh	60
	ex B. Mandarins (including tangerines and satsumas) clementines, wilkings and other similar citrus hybrids : - Fresh	60
	D. Grapefruit	80
08.08	Berries, fresh : A. Strawberries : ex II. from 1 August to 30 April : - from 1 November to 31 March	60
ex 08.09	Other fruit, fresh : - Melons, from 1 November to 31 May - Watermelons, from 1 April to 15 June	50 50
12.03	Seeds, fruit and spores, of a kind used for sowing : E. Other (a)	60
12.08	Chicory roots, fresh or dried, whole or cut, unroasted ; locust beans, fresh or dried, whether or not kibbled or ground, but not further prepared ; fruit kernels and other vegetable products of a kind used primarily for human food, not falling within any other heading : C. Locust bean seeds	100.

(a) This concession is solely for seeds complying with the provisions of the Directives on the marketing of seeds and plants.

Common Customs Tariff Heading n°	Description	Rate of Reduction %
20.06	Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit : B. Other : II. Not containing added spirit : a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg : 2. Grapefruit segments 80 ex 8. Other fruits : - Grapefruit 80 b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less : 2. Grapefruit segments 80 ex 8. Other fruits : - Grapefruit 80 c) Not containing added sugar, in immediate packings of a net capacity : 1. Of 4.5 kg or more : ex dd) Other fruits - Grapefruit 80 2. Of less than 4-5 kg : ex bb) Other fruits and mixtures of fruit : - Grapefruit 80	
20.07	Fruit juices (including grape must) and vegetables juices, whether or not containing added sugar, but unfermented and not containing spirit : A. Of a specific gravity exceeding 1.33 at 15 °C III. Other : ex a) Of a value exceeding 30 u.a. 100 kg net weight : - Orange juice 70 - Grapefruit juice 70 ex b) Of a value not exceeding 30 u.a. per 100 kg net weight : - Orange juice 70 - Grapefruit juice 70 B. Of a specific gravity of 1.33 or less at 15 °C : II. Other : a) Of a value exceeding 30 u.a. per 100 kg net weight : - Orange juice 70 - Grapefruit juice 70 b) Of a value of 30 u.a. or less per 100 kg net weight : - Orange juice 70 - Grapefruit juice 70	

Article 3

The products listed below originating in Cyprus and imported into the Community shall be admitted at the rates of customs duties applicable under the Common Customs Tariff reduced by 55 % subject to the conditions agreed in the exchange of letters.

CCT Heading n°	Description
20.06	<p>Fruit otherwise prepared or preserved, whether or not containing added sugar or spirit :</p> <p>B. Other :</p> <p>II. Not containing added spirit :</p> <p>a) Containing added sugar, in immediate packings of a net capacity of more than 1 kg :</p> <p>ex 9. Mixtures of fruit :</p> <p>- Fruit salad (a)</p> <p>b) Containing added sugar, in immediate packings of a net capacity of 1 kg or less :</p> <p>ex 9. Mixtures of fruit :</p> <p>- Fruit salad (a)</p>

Article 4

The products originating in Cyprus which are listed below may be imported into the Community free of customs duties within the limits of an annual Community tariff quota of 500 tonnes :

CCT Heading n°	Description
08.04	<p>Grapes, fresh or dried :</p> <p>B. dried :</p> <p>I. In immediate containers of a net capacity of 15 kg or less</p>

(a) Fruit salad are considered as mixtures of whole or cut fruits .../... other than cubed or diced containing at least four different kinds of the following fruits : apricots, peaches, pears, pineapples, cherries, grapes, without the addition of other fruits except mirabelles or greengages.

Article 5

Customs duties on imports into the Community of the products listed as follows and originating in Cyprus shall be reduced by 75 % within the limits of an annual Community tariff quota of 10.000 hl, provided that the import prices of the wine in question plus the custom duties actually levied are not less at any given time than the Community reference prices for such wine :

CCT heading N°	Description
22.05	<p>Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol :</p> <p>C. Other :</p> <p>I. Of an actual alcoholic strength not exceeding 13°, in containers holding :</p> <p>ex a) Two litres or less :</p> <p>- Wine of fresh grapes</p> <p>II. Of an actual alcoholic strength exceeding 13° but not exceeding 15°, in containers holding :</p> <p>ex a) Two litres or less :</p> <p>- Wine of fresh grapes other than Liqueur wines of an actual alcoholic strength of 15°</p>

Article 6

1. Customs duties on imports into the Community of the products listed as follows and originating in Cyprus shall be reduced by 70 % within the limits of an annual Community tariff quota of 250.000 hl, provided that the import prices of the wine in question plus the customs duties actually levied are not less at any given time than the Community reference prices for such wine :

CCT heading N°	Description
22.05	<p>Wine of fresh grapes; grape must with fermentation arrested by the addition of alcohol :</p> <p>C. Other :</p> <p>II. Of an actual alcoholic strength exceeding 13° but not 15°, in containers holding :</p> <p>ex a) Two litres or less :</p> <p>- Liqueur wines of an actual alcoholic strength of 15°</p> <p>ex b) More than two litres :</p> <p>- Liqueur wines of an actual alcoholic strength of 15°</p>

CCT
heading n°

Description

22.05
suite

III. Of an actual alcoholic strength exceeding 15 °
but not exceeding 18°, in containers holding :

a) Two litres or less :
ex 2. Other
- Liqueur wines

b) More than two litres :
ex 3. Other
- Liqueur wines

VI. Of an actual alcoholic strength exceeding 18°
but not exceeding 22°, in containers holding :

a) Two litres or less :
ex 2. Other
- Liqueur wines

b) More than two litres :
ex 3. Other
- Liqueur wines

2. The inclusion of these wines under the Tariff quota referred to in paragraph 1 is subject to their being designated "liqueur wines" in Form V. I. 1 provided for in Regulation (EEC) 2115/76.

Article 7

If the Protocol does not enter into force at the beginning of the calendar year, the quotas referred to in Articles 4, 5 and 6 shall be opened on a prorata basis.

Article 8

The rates of reduction specified in Articles 2, 3, 5 and 6 shall apply to the customs duties actually applied in respect of third countries.

Article 9

1. In respect of products referred to in this Protocol, the Community reserves the right, in the event of the adoption of regulations, to amend the system provided for.
2. In adopting such regulations or amending this system, the Community shall take the interests of Cyprus into account.

Article 10

1. The Contracting Parties declare their readiness to foster, so far as their agricultural policies allow, the harmonious development of trade in agricultural products to which the Agreement does not apply.
2. The Contracting Parties shall apply their rules on veterinary, health and plant health matters in non-discriminatory fashion and shall not introduce any new measures that have the effect of unduly obstructing trade.
3. The Contracting Parties shall examine, under the conditions set out in Article 14 of the Association Agreement, any difficulties that might arise in their trade in agricultural products and shall endeavour to seek appropriate solutions.

TITLE II

General and final provisions

Article 11

This Protocol shall form an integral part of the Agreement establishing an association between the European Economic Community and the Republic of Cyprus.

Article 12

1. This Protocol shall be subject to ratification, acceptance or approval, in accordance with the procedures of the Contracting Parties, who shall notify each other of the completion of the procedures necessary to that end.
2. This Protocol shall enter into force on the first day of the second month following that in which the notifications referred to in paragraph 1 have been made.

It shall be applicable until the end of the first stage of the Association Agreement.

Article 13

This Protocol is drawn up in two copies in the Danish, Dutch, English, French, German and Italian languages, each of these texts being equally authentic.

PROTOCOL LAYING DOWN CERTAIN PROVISIONS
RELATING TO TRADE IN AGRICULTURAL PRODUCTS
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY
AND THE REPUBLIC OF CYPRUS

PROTOCOL LAYING DOWN CERTAIN PROVISIONS
RELATING TO TRADE IN AGRICULTURAL PRODUCTS
BETWEEN THE EUROPEAN ECONOMIC COMMUNITY
AND THE REPUBLIC OF CYPRUS

THE COUNCIL OF THE EUROPEAN COMMUNITIES
of the one part,

THE GOVERNMENT OF THE REPUBLIC OF CYPRUS,
of the other part,

whereas a Supplementary Protocol to the Agreement establishing the association has been negotiated in respect of agricultural products in the light of the result of work undertaken with a view to a global approach on the Community's relations with the Mediterranean countries;

whereas exceptional measures are necessary to take account of the special situation of Cyprus;

HAVE DECIDED to conclude for 1978 and 1979 a Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus and to this end have designated as their Plenipotentiaries :

THE COUNCIL OF THE EUROPEAN COMMUNITIES :

THE GOVERNMENT OF THE REPUBLIC OF CYPRUS :

WHO, having exchanged their full powers, found in good and due form,

HAVE AGREED AS FOLLOWS :

TITLE I

Trade measures

Article 1

The provisions of Article 2 of the Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus shall be supplemented as follows.

Article 2

The products listed below originating in Cyprus and imported into the Community shall be admitted at the rates of Customs duties applicable under the common customs tariff reduced by the percentage indicated for each of them.

Common Customs Tariff heading number	Description	Rate of reduction %
07.01	Vegetables, fresh or chilled :	
	A. Potatoes :	
	II. New potatoes :	
	a) From 1 January to 15 May 1978	65 (1)
	b) From 16 May to 30 June 1978	65 (1) (a)
	a) From 1 January to 15 May 1979	60 (1)
	b) From 16 May to 30 June 1979	55 (1) (b)
	G. Carrots, turnips, salad beetroot, salsify, celeriace, radishes and similar edible root :	
	ex II. Carrots and turnips :	
	- Carrots	
	- From 1 January to 31 March	60
	- From 1 April to 15 May	60 (c)
	S. Sweet peppers	50 (d)
	ex T. Other :	
	- Aubergines, from 1 October to 30 November	60 (e)
08.04	Grapes, fresh or dried :	
	A. Fresh :	
	I. Table grapes :	
	ex a) From 1 November to 14 July	
	- From 8 June to 14 July 1978	60 (f)
	- From 8 June to 14 July 1979	60 (g)
	ex b) From 15 July to 31 October	
	- From 15 July to 10 August 1978	60 (f)
	- From 15 July to 31 July 1979	60 (g)

- (1) This concession is subject to the adoption of Community rules on new potatoes
- (a) Within the limits of a Community tariff quota of 75.000 tons (1978)
 - (b) Within the limits of a Community tariff quota of 60.000 tons (1979)
 - (c) Within the limits of a Community tariff quota of 2.500 t. (1978) and 2.300 t (1979)
 - (d) Within the limits of a Community tariff quota of 300 t. (1978) and 250 t. (1979)
 - (e) Within the limits of a Community tariff quota of 300 t. (1978) and 250 t. (1979)
 - (f) Within the limits of a global Community tariff quota of 7.500 tons (1978)
 - (g) Within the limits of a global Community tariff quota of 7.000 tons (1979)

2. Should paragraph 1 not apply to a full calendar year, or to a full calendar period, the quota shall be opened on a prorata basis.
3. The rates of reduction specified in paragraph 1 shall apply to the customs duties actually applied in respect of third countries.

TITLE II

General and final provisions

Article 3

This Protocol shall form an integral part of the Agreement establishing an association between the European Economic Community and the Republic of Cyprus.

Article 4

1. This Protocol shall be subject to ratification, acceptance or approval, in accordance with the procedures of the Contracting Parties, who shall notify each other of the completion of the procedures necessary to that end.
2. This Protocol shall enter into force on the first day of the second month following that in which the notifications referred to in paragraph 1 have been made.

It shall be applicable until 31 December 1979.

Article 5

This Protocol is drawn up in two copies in the Danish, Dutch, English, French, German and Italian languages, each of these texts being equally authentic.

FINAL ACT

The Plenipotentiaries of the Council of the European Communities
and
of the President of the Republic of Cyprus
meeting in Brussels on _____ for the signature

- of the Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus
 - of the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus
- I. have, on signing the Supplementary Protocol to the Agreement establishing an association between the European Economic Community and the Republic of Cyprus and the Protocol laying down certain provisions relating to trade in agricultural products between the European Economic Community and the Republic of Cyprus
- adopted the Joint Declaration by the Contracting Parties on Article 2 of the Supplementary Protocol and Article 3 of the Protocol laying down certain provisions relating to trade in agricultural products
- II. have, on signing the Supplementary Protocol taken note of the exchange of letters concerning the importation into the Community of preserved fruit salad originating in Cyprus.

JOINT DECLARATION BY THE CONTRACTING PARTIES ON
ARTICLES 2 OF THE SUPPLEMENTARY PROTOCOL
AND ARTICLE 3 OF THE PROTOCOL LAYING DOWN CERTAIN
PROVISIONS RELATING TO TRADE IN AGRICULTURAL PRODUCTS

The Contracting Parties agree that, without prejudice to the application of the first subparagraph of Article 22(2) of Regulation (EEC) N° 1035/72, the products listed in Article 2 of the Supplementary Protocol and Article 3 of the Protocol laying down certain provisions relating to trade in agricultural products and included in Annex III to that Regulation shall be admitted into the Community without quantitative restrictions or measures having equivalent effect throughout the period during which duty reductions apply.

EXCHANGE OF LETTERS

between the European Economic Community
and the Republic of Cyprus concerning
the import into the Community of preserved
fruit salads originating of Cyprus

Sir,

With a view to implementing the 55 % reduction in the Common Customs Tariff provided for in Article 3 of the Supplementary Protocol between the European Economic Community and the Republic of Cyprus and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff, originating in Cyprus, I have the honour to inform you that the Cyprus Government undertakes to take all necessary measures to ensure that the annual quantities supplied to the Community do not exceed 50 tons.

Should the date of the entry into force of the concession not correspond to a full calendar year, the quantities supplied will be calculated on a prorata basis.

To this end, the Cyprus Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the Ministry of Commerce and Industry.

The guarantees relating to quantities will be met in accordance with the procedures agreed between the Ministry of Commerce and Industry and the Directorate general of Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing.

Please accept, Sir, the assurance of my highest consideration.

For the Government of Cyprus

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Sir,

I have the honour to acknowledge receipt of your letter of today worded as follows :

"With a view to implementing the 55 % reduction in the Common Customs Tariff provided for in Article 3 of the Supplementary Protocol between the European Economic Community and the Republic of Cyprus and following the clarifications exchanged concerning the conditions governing imports into the Community of preserved fruit salads falling within subheadings 20.06 B II a) ex 9 and 20.06 B II b) ex 9 of the Common Customs Tariff, originating in Cyprus, I have the honour to inform you that the Cyprus Government undertakes to take all necessary measures to ensure that the annual quantities supplied to the Community do not exceed 50 tons.

Should the date of the entry into force of the concession correspond to a full calendar year, the quantities supplied will be calculated on a prorata basis.

To this end, the Cyprus Government declares that all exports to the Community of the said products will be effected exclusively by exporters whose operations are controlled by the Ministry of Commerce and Industry.

The guarantees relating to quantities will be met in accordance with the procedures agreed between the Ministry of Commerce and Industry and the Directorate general of Agriculture of the Commission of the European Communities.

I should be grateful if you would confirm the agreement of the Community with the foregoing."

I am able to confirm the agreement of the Community with the foregoing and consequently to state that the 55 % reduction in the Common Customs Tariff will apply to the annual quantities of preserved fruit salads originating in Cyprus referred to in your letter.

Please accept, Sir, the assurance of my highest consideration.

On behalf of the Council
of the European Communities

FICHE FINANCIERE

1. Ligne budgétaire concernée : Titre I "Ressources propres"

2. Intitulé de l'action : Projet de règlement du Conseil concernant le régime applicable aux échanges dans le secteur agricole entre la Communauté et Chypre/

3. Base juridique : article 43 et 113 du Traité CEE

4. Objectifs de l'action : Le régime commercial entre la Communauté et Chypre à partir du 1er janvier 1978

5. Incidences financières : exercice 1978

5.0 Dépenses

- à la charge du budget de la CE (restitutions interventions)
- à la charge administ. nationales
- à la charge d'autres secteurs nationaux

5.1 Recettes

- ressources propres CE (prélèvements/droits de douane) néant (1)
- sur le plan national

5.0.1. Echéancier pluriannuel dépenses

5.1.1 Echéancier pluriannuel recettes

5.2 Mode de calcul

1) Il s'agit de remplacer le régime "Commonwealth" (droits zero ou très faibles) sur les marchés britannique et irlandais, débouchés exclusifs de Chypre, par un régime communautaire de désarmement tarifaire partiel.

Dans ces conditions, le régime autonome aurait comme conséquence un relèvement des droits de douane par le Royaume Uni et l'Irlande.