

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(94) 542 final
Brussels, 01.12.1994

94/0274 (ACC)

Proposal for a

COUNCIL REGULATION (EC)

**opening and providing for the administration of quotas
for certain processed agricultural products originating
in Hungary**

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. The European Agreement between the European Communities and their Member States, of the one part, and the Republic of Hungary, of the other part, contains tariff and other concessions subject to quantitative limits in the form of quota ceilings listed *inter alia* in Protocol 3 to the Agreement.
2. The measures established in Protocol 3 concerning trade between Hungary and the Community in certain processed agricultural products not covered by Annex II of the EEC Treaty for 1993 were applied by Council Regulation (EEC) No 3918/92 opening and providing for the administration of Community tariff quotas and ceilings for certain agricultural and industrial products and establishing a reduced variable component for certain processed agricultural products originating in Hungary, Poland, and the territory of the former Czech and Slovak Federal Republic (CSFR), as amended by Council Regulation (EEC) No 2232/93.
3. This amendment extended application of Council Regulation (EEC) No 3918/92 until 31 December 1994 for certain products; consequently, arrangements must be made for a regulation opening and providing for the administration of the planned concessions as of 1 January 1995.

Proposal for a
COUNCIL REGULATION (EC)

**opening and providing for the administration of quotas
for certain processed agricultural products originating in Hungary**

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 the European Agreement between the European Communities and their Member States, of the one part, and the Republic of Hungary, of the other part,¹ came into force on 1 February 1994;

Whereas Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products² replaced the designation "variable components" by "agricultural components"; and whereas Article 7(2) of Regulation (EC) No 3448/93 establishes the procedure for adopting the detailed rules for determining and managing reductions in the agricultural component of the charge where provided for by a preferential agreement;

Whereas Protocol 3 to the European Agreement provides for reductions in the duties, and in particular the fixed component of the charge, applied to goods listed in Table 1 of Annex II to the said Protocol within the limits of quotas established in Table 1 of Annex I to this Protocol; whereas it is necessary to specify the fixed components and the rules for managing the quotas concerned which are to apply as of 1995;

HAS ADOPTED THIS REGULATION

Article 1

1. As of 1 January 1995 goods originating in Hungary which are listed in the Annex to this Regulation shall be subject to tariff reductions within the limits of the tariff quotas and under the conditions set out in this Annex.
2. For the purposes of this Regulation, "originating goods" means goods meeting the conditions established by Protocol 4 to the European Agreement.

¹ OJ No L 347, 31.12.1993, p. 2.

² OJ No L 318, 20.12.1993, p. 18.

Article 2

1. The tariff quotas referred to in Article 1 shall be administered by the Commission, which may take all appropriate measures in order to ensure efficient administration thereof.
2. Where an importer declares a product covered by this Regulation for free circulation in a Member State and applies to take advantage of the preferential arrangements, and that 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 the declaration for free circulation by the customs authorities of the Member State concerned, to the extent that the available balance so permits.

3. If a Member State does not use the quantities drawn, it shall return them to the corresponding quota volume as soon as possible.
4. If the quantities requested are greater than the available balance of the quota volume, the balance shall be allocated on a *pro rate* basis. The Commission shall inform the Member States of the drawings made.

Article 3

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

It shall apply from 1 January 1995.

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

Done at Brussels,

For the Council

ANNEX

Order No	CN code	Quota volume 1995 (tonnes)	Duty to be applied 1995	Quota volume 1996 and over (tonnes)	Duty to be applied 1996 and over
09.5209	0710 40 0711 90 30	6 300	0+EAR 0+EAR	6 750	0+EAR 0+EAR
09.5211	1519 12 00 1519 30 00	380	0 3,3	410	0 3,3
09.5213	1704 10 11 1704 10 19 1704 10 91 1704 10 99 1704 90 30 1704 90 51 11 1704 90 51 19 1704 90 51 90 1704 90 55 1704 90 61 1704 90 65 1704 90 71 1704 90 75 1704 90 81 1704 90 99 10 1704 90 99 90	3 150	0+EAR MAX 23 0+EAR MAX 18 0+EAR MAX 27+AD S/z 0+EA MAX 27+AD S/Z 0+EAR MAX 27+AD S/Z 0+EA MAX 27+AD S/Z	3 380	0+EAR MAX 23 0+EAR MAX 18 0+EAR MAX 27+AD S/z 0+EA MAX 27+AD S/Z 0+EAR MAX 27+AD S/Z 0+EA MAX 27+AD S/Z
09.5215	1803	710	2,2	760	0
09.5217	1804 00 00	1 150	1,6	1 230	0
09.5219	1805 00 00	32	1,8	35	0

09.5221	1806 10 10 11	1 580	0	1 690	0
	1806 10 10 19		2		0
	1806 10 10 91		0+EAR		0+EAR
	1806 10 10 99		0+EAR		0+EAR
	1806 10 30 10		0+EAR		0+EAR
	1806 10 30 90		0+EAR		0+EAR
	1806 10 90 10		0+EAR		0+EAR
	1806 10 90 90		0+EAR		0+EAR
	1806 20 10		0+EAR MAX 27 + AD S/Z		0+EAR MAX 27 + AD S/Z
	1806 20 30		0+EAR MAX 27 + AD S/Z		0+EAR MAX 27 + AD S/Z
	1806 20 50		0+EAR MAX 27 + AD S/Z		0+EAR MAX 27 + AD S/Z
	1806 20 70		0+EAR		0+EAR
	1806 20 80 10		0+EAR MAX 27 + AD S/Z		0+EAR MAX 27 + AD S/Z
	1806 20 80 90		0+EA MAX 27 + AD S/Z		0+EA MAX 27 + AD S/Z
	1806 20 95 10		0+EAR MAX 27 + AD S/Z		0+EAR MAX 27 + AD S/Z
	1806 20 95 90		0 + EA MAX 27 + AD S/Z		0 + EA MAX 27 + AD S/Z
	1806 31		} 0 + EAR MAX 27 + AD S/Z		} 0 + EAR MAX 27 + AD S/Z
	1806 32				
	1806 90 11				
	1806 90 19				
	1806 90 31				
	1806 90 39				
	1806 90 50				
	1806 90 60 10		} 0 + EAR MAX 27 + AD S/Z		} 0 + EAR MAX 27 + AD S/Z
	1806 90 60 90				
	1806 90 70		} 0 + EAR MAX 27 + AD S/Z		} 0 + EAR MAX 27 + AD S/Z
	1806 90 90 11				
	1806 90 90 91				
	1806 90 90 19		} 0 + EA MAX 27 + AD S/Z		} 0 + EA MAX 27 + AD S/Z
	1806 90 90 91				
09.5223	1901 10 00	14	0 + EAR	15	0 + EAR
09.5225	1901 20	780	0 + EAR	830	0 + EAR

09.5227	1901 90 11 1901 90 19 1901 90 90 12 1901 90 90 14 1901 90 90 16 1901 90 90 18 1901 90 90 21 1901 90 90 23 1901 90 90 27 1901 90 90 29 1901 90 90 61 1901 90 90 63 1901 90 90 65 1901 90 90 67 1901 90 90 71 1901 90 90 77 1901 90 90 93 1901 90 90 95 1901 90 90 97 1901 90 90 99	1 490	0+EAR	1 600	0+EAR
09.5228	1902 11 1902 19 1902 20 91 1902 20 99 1902 30 1902 40 10 1902 40 90	330	0 + EAR	350	0 + EAR
09.5229	1903 00 00 10 1903 00 00 90	37	0 + EAR	39	0 + EAR
09.5231	1904 10 1904 90 10 1904 90 90	120	0 + EAR	130	0 + EAR

09.5233	1905 10 1905 20 1905 30 11 1905 30 19 1905 30 30 1905 30 51 1905 30 59 1905 30 91 1905 30 99 1905 40 1905 90 10 1905 90 20 1905 90 30 1905 90 40 1905 90 45 1905 90 55 1905 90 60 1905 90 90	1 100	0 + EAR MAX 24 + AD F/M 0 + EAR MAX 35 + AD S/Z 0+EAR MAX 30 + AD F/M 0 + EAR MAX 35 + AD S/Z 0 + EAR 0 + EAR MAX 20 + AD F/M 0 + EAR 0+EAR 0 + EAR MAX 30 + AD F/M 0 + EAR MAX 35 + AD F/M 0 + EAR MAX 30 + AD F/M	1 180	0 + EAR MAX 24 + AD F/M 0 + EAR MAX 35 + AD S/Z 0+EAR MAX 30 + AD F/M 0 + EAR MAX 35 + AD S/Z 0 + EAR 0 + EAR MAX 20 + AD F/M 0 + EAR 0+EAR 0 + EAR MAX 30 + AD F/M 0 + EAR MAX 35 + AD F/M 0 + EAR MAX 30 + AD F/M
09.5235	2001 90 30 2004 90 10 2005 80	11 070	0+EAR	11 870	0+EAR
09.5237	2101 10 99 2101 20 10 10 2101 20 10 90 2101 20 90	14	0 + EAR 0 4,4 0 + EAR	15	0 + EAR 0 4,4 0 + EAR
09.5239	2101 30 11 2101 30 19 2101 30 91 2101 30 99	620	7,7 0 + EAR 8,6 0 + EAR	660	7,7 0 + EAR 8,6 0 + EAR
09.5241	2103 10 00 10 2103 10 00 90 2103 20 00 10 2103 20 00 90 2103 30 90 2103 90 90 11 2103 90 90 19 2103 90 90 91 2103 90 90 99	2 510	4,4 4,4 6 7 6,5 5,9 5,9 5,9 5	2 690	4,4 4,4 6 7 6,5 5,9 5,9 5,9 5
09.5243	2104 10 00 10 2104 10 00 90 2104 20	710	7 7 8,6	770	7 7 8,6
09.5245	2105	59	0 + EAR MAX 27 + AD S/Z	63	0 + EAR MAX 27 + AD S/Z
09.5247	2106 10 10 2106 10 90	170	8,2 0 + EAR	180	8,2 0 + EAR

09.5249	2106 90 10	1 080	0 + EAR MAX 25 Ecus/100Kg/net	1 160	0 + EAR MAX 25 Ecus/100Kg/net
	2106 90 91 10		4,4		4,4
	2106 90 91 90		4,4		4,4
	2106 90 99 12		0 + EAR		0 + EAR
	2106 90 99 14		0 + EA		0 + EA
	2106 90 99 22		0 + EAR		0 + EAR
	2106 90 99 24		0 + EA		0 + EA
	2106 90 99 30		0 + EAR		0 + EAR
	2106 90 99 32		0 + EA		0 + EA
	2106 90 99 92		0 + EAR		0 + EAR
2106 90 99 94	0 + EA	0 + EA			
09.5251	2202 10 00	1 760	0	1 890	0
	2202 90 10 10		4,4		4,4
	2202 90 91		} 0 + EAR		} 0 + EAR
	2202 90 95				
2202 90 99					
09.5253	2203	1420	7	1 520	7
09.5255	2205 10 10	410	3,4 Ecu/hl	440	0
	2205 10 90		0,3 ECU% vol/hl + 2 Ecu/hl		0
	2205 90 10		2,8 Ecus/hl		0
	2205 90 90		0,3 Ecu % vol/hl		0

EA = Agricultural component

EAR=Reduced agricultural component

FINANCIAL STATEMENT

1. **Budget heading involved: Chapter 12, Article 120**

2. **Legal basis: Article 113 of the Treaty**

3. **Title of the measure:**

Proposal for a Council Regulation opening and providing for the administration of quotas for certain processed agricultural products originating in Hungary.

4. **Objective: fulfilment of an obligation under the agreement.**

5. **Method of calculation/loss of revenue**

The loss of revenue remains unchanged; the measure consists in applying the tariff concessions granted on 30 March 1992.

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DOCUMENTS

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