



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 19.09.1995
COM(95) 433 final

Proposal for a

COUNCIL REGULATION (EC)

amending Regulation (EC) No 1827/94

opening and providing for the administration of a Community tariff quota
for rum, tafia and arrack originating in the overseas countries and
territories associated with the European Community (OCT)
(1994/1995)

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. Annex V to Council Decision 91/482/EEC of 25 July 1991 stipulates that rum, tafia and arrack falling within CN codes 2208 40 10, 2208 40 90, 2208 90 11 and 2208 90 19 and originating in the overseas countries associated with the EC shall be imported into the Community free of customs duty within the limits of a tariff quota to be fixed annually by the Community.

Because of the characteristics peculiar to the market in rum, the quota period runs from 1 July to 30 June of the following year.

The Annex further stipulates that for 1994 and 1995, the volume of the quota will be equal to that of the previous quota period plus an additional 1 740 hl of pure alcohol. The volume of this quota, for the period 1st July 1994 to 31 December 1995 is therefore increased to 9 240 hectolitres of pure alcohol. As for the arrangements applicable from 1996, the Council decided on the basis of a report from the Commission to eliminate the tariff quota for OCT rum from 1.1.1996.

2. It is therefore appropriate to set the preferential regime in motion by increasing the Community tariff quota and to extend the quota period to cover the second six months of 1995.

This is the purpose of the attached proposal.

ANNEX: 1 proposal for a regulation

Proposal for a
COUNCIL REGULATION (EC) No/95

amending Regulation (EC) No 1827/94
opening and providing for the administration of a Community
tariff quota for rum, tafia and arrack originating
in the overseas countries and territories (OCT)
associated to the European Community
(1994/1995)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 91/482/EEC of 25 July 1991 on the association of the overseas countries and territories with the European Community, and in particular Annex V thereto,

Having regard to the proposal from the Commission,

Whereas Annex V to Decision 91/482/EEC stipulates that rum, tafia and arrack are imported into the Community free of customs duties within the limits of a Community¹ tariff quota;

Whereas until 31 December 1995 the Community sets the quantities which may be imported free of customs duties; whereas under the terms of the said annex, the volume of the quota for the year 1994 and 1995 is equal to that of the previous year increased by 1 740 hectoliter of pure alcohol;

Whereas, by its Regulation (EC) No 1827/94², the Council opened a Community tariff quota for the period 1 July 1994 to 30 June 1995 for rum, tafia and arrack (Order No 09.1621).

Whereas, the volume of the annual tariff quota for the period 1st July 1994 to 30 June 1995 is 16 740 hectolitres of pure alcohol, whereas half of this volume is to be increased by 870 HAP for the period from 1st July 1995 to 31 December 1995;

As for the arrangements applicable from 1996, the Council decided on the basis of a report from the Commission to eliminate the tariff quota for OCT rum from 1.1.1996.

Whereas the volume of the above-mentioned quota should consequently be increased and the quota period be extended to the second six-months of 1995;

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1827/94 is modified as follows:

- a) Article 1, paragraph 1 instead of "30 June 1995" read "31 December 1995"
- b) the table in article 1 is replaced by the following

Order number	CN code	Description	Quota volume	Quota duty
09.1621	2208 40 10 2208 40 90 2208 90 11 2208 90 19	Rhum, tafia et arak	25 980	free

Article 2

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

It is applicable from 1 July 1995.

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

Done at Brussels,

For the Council
The President

FINANCIAL STATEMENT

1. Budget heading: Chapter 12, Article 120
2. Legal basis: Article 136 of the Treaty
3. Title of tariff measure: Proposal for a Council Regulation amending Regulation (EC) No 1827/94 opening and providing for the administration of a Community tariff quota for rum, tafia and arrack originating in the overseas countries and territories associated with the European Community (OCT) (1994/1995)
4. Aim: To implement an autonomous measure (Decision relating to the association of Overseas Countries and Territories to the EC)

5. Method of calculation:

CN codes: 2208 40 10, 2208 40 90, 2208 90 11, 2208 90 19

Volume of the quota: 9 240 HAP (second semester 1995)

Duty to be applied: free

Normal CCT duty:

in containers holding 2 litres or less: ECU 0,9/% vol/hl + ECU 5/hl

in containers holding more than 2 litres: ECU 0,9/% vol/hl

6. Loss of revenue:

Estimation : 925 hl in containers holding 2 litres or less

8 315 hl in containers holding more than 2 l

The loss is amounting to 836 225 ECUS (second semester 1995)

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