

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(95) 15 final
Brussels, 07.02.1995

95/0022 (ACC)

Proposal for a

COUNCIL REGULATION (EC)

amending Regulation (EC) No 1799/94 on special arrangements for imports of maize and sorghum into Spain for 1994

(presented by the Commission)

EXPLANATORY MEMORANDUM

According to the Agreement between the European Economic Community and the United States of America for the conclusion of the negotiations under GATT Article XXIV.6, as approved by Council Decision of 30 January 1987, the Community was committed to open an annual quota of 2 million tonnes of maize and 0.3 million tonnes of sorghum for import into Spain. These annual quotas were to be reduced by the quantities of certain cereal substitutes imported into Spain within the same year.

An extension up to 30 June 1995 of the initial Agreement between the Community and the United States of America was approved by Council Regulation (EC) No 3231/94 of 22 December 1994. Special arrangements for imports of maize and sorghum into Spain laid down for 1994 by Council Regulation (EC) No 1799/94 should be extended up to 30 June 1995 with the aim of ensuring fulfilment of the above-mentioned commitment. As the Agreement was concluded under Article 113 of the Treaty, the Community has exclusive competence for these arrangements.

Accordingly, the present draft Regulation provides for special arrangements for imports with retroactive effect from 1 January 1995.

COUNCIL REGULATION (EC) No
amending Regulation (EC) No 1799/94 on special arrangements for imports of maize and
sorghum into Spain for 1994

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 of the Commission,

Whereas pursuant to an Agreement between the European Economic Community and the United States of America for the conclusion of negotiations under Article XXIV.6 of the General Agreement on Tariffs and Trade (GATT)¹ which was extended by an exchange of Letters² complementing that Agreement until 31 December 1991, the Community agreed to take certain measures;

Whereas the Community applied such measures in 1994 under Regulation (EC) No 532/94³; whereas in 1995 such measures shall be applied until 30 June 1995 under Council Regulation (EC) No 3231/94⁴; whereas the rules relating to imports covered by Regulation (EC) No 532/94 are set out in Council Regulation (EC) No 1799/94 on special arrangements for imports of maize and sorghum into Spain for the year 1994⁵; whereas the provisions of Council Regulation (EC) No 1799/94 should therefore be extended until 30 June 1995,

HAS ADOPTED THIS REGULATION:

Article 1

Council Regulation (EC) No 1799/94 shall be amended as follows:

1. In the title and in Article 2(1), the reference to «year 1994» shall be replaced by the following:
«period from 1 January 1995 to 30 June 1995».

2. Article 1 shall be replaced by the following:

«Article 1

For the period from 1 January 1995 to 30 June 1995 imports from third countries, for free circulation in Spain, of a maximum quantity of 1.000.000 tonnes of maize and 150.000 tonnes of sorghum shall be effected as provided in the following Articles.»

¹OJ No L 98, 10.4.1987, p. 1.

²OJ No L 17, 23.1.1991, p. 17.

³OJ No L 68, 11.3.1994, p. 1.

⁴OJ No L 338, 28.12.1994, p. 1.

⁵OJ No L 189, 23.7.1994, p. 17.

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 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

FINANCIAL STATEMENT

1. BUDGET HEADING: Expenditure: B1- 1003
 Revenue: B1-1000

APPROPRIATIONS: 172 mio ecu
 946.2 "

2. TITLE:

Proposal for a Council Regulation (EC) amending Regulation (EC) No 1799/94 on special arrangements for imports of maize and sorghum into Spain for the year 1994

3. LEGAL BASIS:

EC Treaty, and in particular Article 113 thereof

4. AIMS OF PROJECT:

To authorize maize and sorghum imports into Spain with a reduced rate of levy during the first semester of 1995

5. FINANCIAL IMPLICATIONS	PERIOD OF 12 MONTHS		CURRENT FINANCIAL		FOLLOWING FINANCIAL	
	(Ecu million)		YEAR (1995)		YEAR (1996)	
			(Ecu million)		(Ecu million)	
5.0 EXPENDITURE -CHARGED TO THE EC BUDGET (REFUNDS/IN- TERVENTIONS)	45.3		45.3		-	
5.1 REVENUE -OWN RESOURCES OF THE EC (LEVIES/CUS- TOMS DUTIES)	27.2		27.2		-	
	1997	1998	1999	2000		
5.0.1 ESTIMATED EXPENDITURE						
5.1.1 ESTIMATED REVENUE						

5.2 METHOD OF CALCULATION:

Revenue: It is assumed that the reduction in the levy will be 55 ECU/t (from a levy of 85 ECU/t), leading to an effective levy of 30 ECU/t

$$0,75 \text{ Mio t} \times 30 \text{ ECU/t} \times 1,207 \text{ (DT)} = 27,2 \text{ MIO ECU}$$

Expenditure: These imports may displace an equivalent quantity of cereals to be exported

$$0,75 \text{ Mio t} \times 50 \text{ ECU/t} \times 1,207 \text{ (DT)} = 45,3 \text{ MIO ECU}$$

6.0 CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?

YES

6.1 CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?

YES

6.2 IS A SUPPLEMENTARY BUDGET NECESSARY?

NO

6.3 WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY?

COMMENTS:

The foreseen quantity of 1.15 million tonnes of maize and sorghum is reduced by 400.000 tonnes, corresponding to the estimated quantities of maize gluten, brewers' grains and citrus pulp imported into Spain during the first semester of 1995

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ISSN 0254-1475

COM(95) 15 final

DOCUMENTS

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Catalog number : CB-CO-95-026-EN-C

ISBN 92-77-85166-X

Office for Official Publications of the European Communities

L-2985 Luxembourg

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