



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 08.05.1995

COM(95) 165 final

Proposal for a

COUNCIL REGULATION (EC)

opening and providing for the administration of Community tariff quotas
for certain industrial products (2nd series 1995)

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. Subsequent to requests made by various Member States, the Services of the Commission have examined Government experts concerned, the question of opening in 1995 tariff quotas for various products.
2. Following this examination, which took place during the "Economic Tariff Questions" group meetings, it has been determined that the opening of tariff quotas for the following products could have the agreement of the Member States without disturbing the markets for such products:

Methanol	510 000 T	at 0%
Trifluoroethanol	168 T	at 0%
Sulphate turpentine	15 000 T	at 0%
Read/write heads	70 000 pieces	at 0%

This is the aim of this proposal.

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Proposal for a
COUNCIL REGULATION (EC) No .../95
of

opening and providing for the administration of Community tariff quotas
for certain industrial products (2nd series 1995)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 28 thereof,

Having regard to the proposal from the Commission,

Whereas production in the community of certain industrial products will remain in the course of 1995 unable to meet the specific requirements of the user industries in the Community; whereas, consequently, Community supplies of products of this type will depend to a considerable extent on imports from third countries; whereas the most urgent Community requirements for the products in question should be met immediately on the most favourable terms; whereas Community tariff quotas at zero duty should therefore be opened within the limits of appropriate volumes for a period up to 31 December 1995 taking account of the need not to disturb the markets for such products nor the starting out or development of Community production;

Whereas it is necessary, in particular, to ensure for all Community importers equal and uninterrupted access to the said quotas and to ensure the 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 autonomous tariff quotas should be taken by the Community; whereas, to ensure the efficiency of a common administration of these quotas, there is no reasonable obstacle to authorizing 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 accordingly,

HAS ADOPTED THIS REGULATION :

Article 1

From the date of entry into force of the present regulation, to the date specified in the following table, the customs duties applicable to imports into the Community of the products listed below shall be suspended at the levels and within the limits of the Community tariff quotas shown below:

Order number	CN Code	TARIC code	Description	Amount of quota	Quota duty (%)	End of quota period
09.2885	2905 11 00		Methanol (methyl alcohol)	510 000 T	0	31.12.1995
09.2887	ex 2905 50 10	*10	2,2,2 -trifluoroethanol	168 T	0	30.06.1995
09.2889	3805 10 90		Sulphate turpentine	15 000 T	0	31.12.1995
09.2891	ex 8473 30 90	*75	Read/write heads of magneto-resistive technology, whether or not fixed on a carrier arm, capable of recording to a density of not less than 169 tracks per mm (4 300 TPI), for use in the manufacture of 3,5 inch type hard disc storage units (a)	70 000 pieces	0	31.12.1995

(a) Checks on their prescribed end use shall be carried pursuant to the relevant Community provisions.

Article 2

The tariff quotas referred to in Article 1 shall be managed by the Commission, which may take any appropriate administrative measures to ensure that they are managed efficiently.

Article 3

Where an importer presents a declaration covered by this Regulation for release for free circulation in a Member State, applying to take advantage of the preferential arrangements, and the entry is accepted by the customs authorities, the Member State concerned shall, by notifying the Commission, draw an amount corresponding to its requirements from the appropriate quota volume.

Requests for drawings, indicating the date on which the entries were accepted, must be sent to the Commission without delay.

Drawings shall be granted by the Commission in chronological order of the dates on which the customs authorities of the Member States concerned accepted the entries

for release for free circulation, to the extent that the available balance so permits.

If a Member State does not use a drawing in full it shall return any unused portion 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 among applicants pro rata. The Commission shall inform the Member States of the drawings made.

Article 4

Each Member State shall ensure that importers of the products in question have equal and continuous access to the quotas for as long as the balance of the relevant quota volume so permits.

Article 5

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

Article 6

This regulation shall enter into force on the 3rd 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

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FINANCIAL RECORD

1. Budget line concerned : Chap. 12 Art. 120
2. Legal basis : Art. 28 of the Treaty
3. Title of the tariff measure concerned : Proposal for a Council Regulation opening and providing for the administration of Community tariff quotas for certain industrial products (2nd series 1995).
4. Objective : To ensure an adequate supply for Community user-industries.
5. Method of calculation :

Description	Quantities	Price Ecus/unit	Normal rate (%)	Quota duty (%)	Duty loss (Ecus)
Methanol	510 000 T	336	12,3	0	21 077 280
Trifluoroethanol	168 T	646	7,4	0	8 031
Sulphate turpentine	15 000 T	457	3,2	0	219 360
Read/write heads	70 000 pieces	74	3,2	0	165 760

Total duty loss: 21 470 431 Ecus.

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DOCUMENTS

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