



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 04.04.1995
COM(95) 112 final

95/0082 (ACC)

Proposal for a

COUNCIL REGULATION (EC)

establishing certain concessions in the form of Community
tariff quotas in 1995 for certain processed agricultural products

(presented by the Commission)

Explanatory memorandum

1. Pursuant to Articles 76, 102 and 128 of the Act of Accession, Austria, Finland and Sweden must apply, with effect from 1 January 1995, the provisions of the preferential agreements concluded by the Community with certain third countries (Switzerland and Norway), it being understood that all the amendments required as a result of enlargement will be the subject of additional protocols to be negotiated with the countries in question.

However, the above Articles stipulate that if the protocols are not concluded by 1 January 1995 the Community must take the necessary steps to regulate the situation.

2. It is essential therefore to apply autonomous transitional measures so as to take account of the trade arrangements for processed agricultural products which existed between the new Member States and the third countries in question.

However, such measures, which should not prejudge the result of the discussions being held with a view to the conclusion of the additional protocols, will only be adopted on the express condition that the third countries concerned take reciprocal autonomous measures too. As far as the measures themselves are concerned, they will be restricted to 1995 and will in principle take the form of new Community tariff quotas where no equivalent concession exists in the preferential agreements with the Community of 12 or, otherwise, will be limited to a simple increase in existing tariff quotas. Concessions granted by the new Member States which are for less than 100 tonnes or 100 heads will be ignored.

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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 Act of Accession of Austria, Finland and Sweden,

Having regard to the proposal from the Commission,

Whereas, under the preferential agreements between the European Community of the one part, and Switzerland and Norway of the other part, concessions regarding certain processed agricultural products have been granted to those countries;

Whereas, as a result of the accession of Austria, Finland and Sweden, those concessions should be adjusted to take into account the arrangements for trade in processed agricultural products which existed between Austria, Finland and Sweden of the one part, and Switzerland and Norway of the other part;

Whereas to that end talks are in progress with those third countries with a view to the conclusion of additional protocols to the above mentioned agreements;

Whereas, however, because of the excessively tight deadline, the additional protocols could not enter into force on 1 January 1995; whereas in these circumstances and pursuant to Articles 76, 102 and 128 of the Act of Accession the Community must adopt the measures required to remedy the situation; whereas those measures must take the form of autonomous Community tariff quotas covering the conventional preferential tariff concessions applied by Austria, Finland and Sweden;

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January to 31 December 1995, the products originating in Switzerland mentioned in Annex I to this regulation, shall be subject to tariff quotas opened in accordance with the said Annex.

2. From 1 January to 31 December 1995, the products originating in Norway mentioned in Annex II to this regulation, shall be subject to tariff quotas opened in accordance with the said Annex.

Article 2

The tariff quotas mentioned in Article 1 shall be administered by the Commission pursuant to Article 4 of Regulation (EC) No. 3238/94¹.

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 with effect from 1 January 1995, at the request of the party concerned.

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

Done at Brussels,

For the Council

¹ OJ L338 of 28 December 1994

ANNEX 1					
Preferential tariff quotas opened for 1995					
					SWITZERLAND
Order Numb	C N	Description	Autonomous quotas (t)	Rate of duty applicable	
	1302 20	Pectic substances	546	free	
	2101 10 11	Extracts, essences of coffee	1694	free	
	2101 20 10	Extracts of tea	123	free	
	2106 90 92	Food preparation/other containing less than 1,5% milkfat, 2.5% milkproteins, 5% sucrose or isoglucose, 5% glucose or starch	845	free	

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ANNEX 2

Preferential tariff quotas opened for 1995

NORWAY

Order Number	C N	Description	Autonomous quotas (t)	Rate of duty applicable
	1817.1090	Margarine, excluding liquid margarine	1216	free
	2102.30.00	Prepared baking powder	152	free
	2103.90.90	Other sauces than mayonnaise (except liquid mango chutney), and preparations for the manufacturing of sauces and mixtures for flavouring purposes.	133	free
	ex 2104.1090	Soups and broths and preparations therefor	387	free
	ex 2106.90.92	Food preparations/others containing less than 1,5% milk fat, 5% sucrose or isoglucose, 5% glucose or starch	275	free
	2203.00	Beer made from malt	4801 hl	free
	2207.10.00	Undenatured ethyl alcohol of an alcohol strength by volume of 80% vol. or higher	85440 hl	free
	2207.20.00	Denatured ethyl alcohol and other spirits, of any strength	51903 hl	free
	2208.90.58-20/90	Aquavit	296 hl	free
	2403.10.10/90	Smoking tobacco	373	free

FINANCIAL STATEMENT



1. BUDGET HEADING : Article 120

APPROPRIATIONS :

2. TITLE :

Proposal for a Council Regulation establishing certain concessions in the form of Community tariff quotas in 1995 for certain agricultural processed products

3. LEGAL BASIS : Article 113 and Article 76, 102, 128AA

4. AIMS : Autonomous measures vis à vis Switzerland and Norway in the framework of bilateral negotiations under 24 VI of GATT

5. FINANCIAL IMPLICATIONS:

Period of 12 months

Current financial year()

Following financial year ()

5.0. Expenditures :

- Charged to the EC budget (refunds/interventions)
- National Authorities
- Other

-15 mio Ecus

5.1. Revenue:

- Own resources of the EC (levies/customs duties)

5.0.1. ESTIMATED EXPENDITURE

5.1.1. ESTIMATED REVENUE

5.2. METHOD OF CALCULATION :

The financial consequences have been estimated on the average value of the products likely to be imported within the quota and on the basis of the reduction in the level of the duty

6.0. CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER ON THE CURRENT BUDGET

yes/no

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

yes/no

6.2. WILL A SUPPLEMENTARY BUDGET BE NECESSARY

yes/no

6.3. WILL FUTURE BUDGET APPROPRIATIONS BE NECESSARY

yes/no

OBSERVATIONS :

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DOCUMENTS

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