

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 179 final.

Brussels, 22 April 1976.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of durum wheat from Morocco.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of wine of fresh grapes, intended for fortifying, originating in Algeria.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

concerning imports from the Popular Democratic Republic of Algeria of bran, sharps and other residues derived from the sifting, milling or working of certain cereals.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

concerning imports from the Republic of Tunisia of bran, sharps and other residues derived from the sifting, milling or working of certain cereals.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

concerning imports from the Kingdom of Morocco of bran, sharps and other residues derived from the sifting, milling or working of certain cereals.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of olive oil from Algeria.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of olive oil from Morocco.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of olive oil from Tunisia.

(submitted to the Council by the Commission)

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PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of olive oil from Algeria.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of olive oil from Morocco.

PROPOSAL FOR A REGULATION (EEC) OF THE COUNCIL

on imports of olive oil from Tunisia.

(submitted to the Council by the Commission)

EXPLANATORY MEMORANDUM

The Cooperation Agreements negotiated between the European Economic Community on the one hand and Algeria, Morocco and Tunisia on the other will probably be signed at the end of April. Since these Agreements will not enter into force until they have been ratified, the Contracting Parties have decided to conclude Interim Agreements for the advance implementation of certain provisions relating to trade in goods.

The Interim Agreements must enter into force by 1 July 1976 at the latest, since the autonomous extensions by the Community of the trade provisions of the Association Agreements concluded with Morocco and Tunisia in 1969 expire on 30 June.

Provisions therefore have to be laid down now in order to implement the arrangements for imports into the Community adopted in respect of certain agricultural products originating in Morocco, Tunisia and Algeria so that these provisions can enter into force at the same time as the Interim Agreements.

The Commission accordingly proposes that the Council adopt the following draft regulations :

- Council Regulation (EEC) No/76 on imports of durum wheat from Morocco;
- Council Regulation (EEC) No/76 on imports of bran, sharps and other residues derived from the sifting, milling or working of cereals, other than of maize and rice, originating in Algeria;
- Council Regulation (EEC) No/76 on imports of bran, sharps and other residues derived from the sifting, milling or working of cereals, other than of maize and rice, originating in Morocco;
- Council Regulation (EEC) No/76 on imports of bran, sharps and other residues derived from the sifting, milling or working of cereals, other than of maize and rice, originating in Tunisia;
- Council Regulation (EEC) No/76 on imports of fresh grapes, intended for fortifying, originating in Algeria;

- Council Regulation (EEC) No/76 on imports of olive oil from Algeria;
- Council Regulation (EEC) No/76 on imports of olive oil from Morocco;
- Council Regulation (EEC) No/76 on imports of olive oil from Tunisia.

Since all these regulations are based on Article 43 of the Treaty of Rome Parliament must be consulted.

Article 2

The arrangements provided for in this Regulation shall apply with effect from the date of the entry into force of the Interim Agreement.

Article 3

This Regulation shall enter into force on the third 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

For the Council
The President

COUNCIL REGULATION (EEC) No /76

of

on imports of wine of fresh grapes, intended for fortifying,
originating in Algeria

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament¹,

Whereas, on , the European Economic Community signed a
Cooperation Agreement with Algeria and also
an Interim Agreement² for the implementation in advance of certain provisions
of the Cooperation Agreement relating to goods;

Whereas Article 20(2)(b) of the Cooperation Agreement and Article 13(2)(b)
of the Interim Agreement lay down that, for four years and within the limits
of an annual quota of 500 000 hectolitres, the tariff concession consisting
of an 80% reduction in the customs duties on imports of wine of fresh grapes,
intended for fortifying, falling within subheadings 22.05 C I ex b) and
C II ex b) of the Common Customs Tariff and originating in Algeria, will be
subject to the observance of a special price; whereas a procedure should be laid
down for the adoption of the detailed rules for the application of these
arrangements;

Whereas the observance of a special price within the quota established
for the wine in question also involves
exemption from the countervailing charge provided for in Article 9 of Regulation
(EEC) No 816/70 laying down additional provisions for the common organization
of the market in wine³, as last amended by Regulation (EEC) No 1932/75⁴;

¹OJ No

²OJ No

³OJ No L 99, 5 May 1970, p.1.

⁴OJ No L 198, 29 July 1975, p.19.

Whereas Council Regulation (EEC) No 2506/75 of 29 September 1975 laying down special rules for the importation of products in the wine-growing sector originating in certain third countries¹ establishes a system for checking that the reference price is observed in the case of imports of wine originating in third countries which have undertaken to observe that price, either under the second paragraph of Article 9(3) of Regulation (EEC) No 816/70 or under the agreements providing for preferential tariff concessions; whereas it is necessary, for the purposes of this Regulation, to indicate the free-at-frontier reference price within the said quota for Algerian wine intended for fortifying,

HAS ADOPTED THIS REGULATION:

Article 1

1. By way of derogation from the second paragraph of Article 9(3) of Regulation (EEC) No 816/70, the countervailing charge shall not be levied in respect of imports of wine of fresh grapes, intended for fortifying, falling within subheadings 22.05 C I ex b) and 22.05 C II ex b) of the Common Customs Tariff and originating in Algeria, where their free-at-frontier offer price is equal to or higher than the reference price referred to in Article 9 of the said Regulation, less the customs duties actually levied and:

30% of the difference between the reference price and the guide price during the first year of application of this Regulation;

22.5% of the difference between the reference price and the guide price during the second year of application of the Regulation;

15% of the difference between the reference price and the guide price during the third year of application of this Regulation;

7.5% of the difference between the reference price and the guide price during the fourth year of application of this Regulation.

For the application of the preceding paragraphs,

¹OJ No L 256, ² October 1975, p.2.

"guide price" means the R.I. type guide price for red wine and the A.I. type guide price for white wine, and

"reference price" means the reference price applicable to the wine in question, as established by the Community and in force at any given time in the period concerned.

2. Paragraph 1 shall apply within the limits of a quota of 500 000 hectolitres for each year of application.

Article 2

By way of derogation from Article 1 of Regulation (EEC) N° 2506/75, the free-at-frontier reference price of the wine referred to in Article 1 shall be the price resulting from the application of the said Article.

Article 3

The detailed rules for the application of this Regulation, in particular the allocation and administration of the quota referred to in Article 1(2) and the provisions concerning the supervision of the use to which the wine in question is put, shall be adopted in accordance with the procedure laid down in Article 7 of Regulation No 24¹.

Article 4

The arrangements provided for in this Regulation shall apply from the date of the entry into force of the Interim Agreement.

Article 5

This Regulation shall enter into force on the third 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

¹OJ No 30, 20 April 1962, p.989/62

COUNCIL REGULATION (EEC) N° /76

of

concerning imports from Algeria

of bran, sharps and other residues derived from
the sifting, milling or working of certain cereals

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

Whereas on the European Economic Community signed a Co-operation Agreement with Algeria and also an Interim Agreement (2) to enable certain provisions of the Co-operation Agreement to be applied in advance;

Whereas, under Article 22 of the Co-operation Agreement and Article 14 of the Interim Agreement, provided that Algeria applies a special charge on exports of bran, sharps and residues derives from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff, the variable element of the import levy shall be reduced by an amount equal to 60 % of the average of the variable component of the levies on the product in question applicable for the three months preceding the month in which such an amount is fixed and the fixed element shall not be imposed;

Whereas such a special charge on exports shall be reflected in the import price of these products into the Community;

Whereas, in order to ensure that these Agreements are correctly applied, measures should be adopted requiring the importer, at the time when the bran, sharps and other residues are imported, to furnish proof that the special charge on exports has been levied by Algeria;

(1) O.J. N°

(2) O.J. N°

Whereas, pursuant inter alia to the exchange of letters concerning the importation into the European Economic Community of bran and sharps originating in Algeria signed on (1), these Agreements require detailed rules for their application,

HAS ADOPTED THIS REGULATION:

Article 1

The variable component of the levy on imports into the Community of bran, sharps and other residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff originating in

Algeria shall be that calculated in accordance with the provisions of Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice(2), reduced by an amount equal to 60% of the average of the variable component of the levies on the product in question applicable for the three months preceding the month in which such an amount is fixed.

Article 2

Article 1 shall apply to all imports in respect of which the importer can furnish proof that the special charge on exports has been levied by Algeria in accordance with Article 22 of the Co-operation Agreement or with Article 15 of the Interim Agreement.

Article 3

Detailed rules for the application of this Regulation, in particular as regards the fixing of the amount by which the levy is to be reduced, shall be adopted in accordance with the procedure laid down in Article 26 of Regulation No 359/67/EEC.

Article 4

No fixed component of the levy on imports into the Community of bran, sharps and other residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff originating in Algeria shall be imposed.

(1) O.J. N° L

(2) O.J. N° L 281, 1.11.1975, p.65

Article 5

This Regulation shall enter into force on the day of the entry into force of the Agreement in the form of an exchange of letters concerning the importation into the European Economic Community of bran and sharps originating in Algeria, signed on

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

Done at Brussels,

For the Council,

The President.

COUNCIL REGULATION (EEC) N° /76

of

concerning imports from Tunisia

of bran, sharps and other residues derived from
the sifting, milling or working of certain cereals

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

Whereas on the European Economic Community signed a
Co-operation Agreement with Tunisia and an Interim Agreement (2) to enable
certain provisions of the Co-operation Agreement to be applied in advance;

Whereas, under Article 22 of the Co-operation Agreement and Article 14 of the
Interim Agreement, provided that Tunisia applies a special charge on exports
of bran, sharps and residues derived from the sifting, milling or working of
cereals other than of maize or rice, falling within subheading No 23.02 A II
of the Common Customs Tariff, the variable element of the import levy shall be
reduced by an amount equal to 60 % of the average of the variable component
of the levies on the product in question applicable for the three months
preceding the month in which such an amount is fixed and the fixed element
shall not be imposed ;

Whereas such a special charge on exports shall be reflected in the import
price of these products into the Community ;

Whereas, in order to ensure that these Agreements are correctly applied,
measures are to be adopted requiring the importer, at the time when the bran,
sharps and other residues are imported, to furnish proof that the special
charge on exports has been levied by Tunisia ;

(1) O.J. N°

(2) O.J. N°

Whereas, pursuant inter alia to the exchange of letters concerning the importation into the European Economic Community of bran and sharps originating in Tunisia signed on (1), these Agreements require detailed rules for their application,

HAS ADOPTED THIS REGULATION:

Article 1

The variable component of the levy on imports into the Community of bran, sharps and other residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff originating in Tunisia

shall be that calculated in accordance with the provisions of Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice (2), reduced by an amount equal to 60% of the average of the variable component of the levies on the product in question applicable for the three months preceding the month in which such an amount is fixed.

Article 2

Article 1 shall apply to all imports in respect of which the importer can furnish proof that the special charge on exports has been levied by Tunisia in accordance with Article 22 of the Co-operation Agreement or with Article 15 of the Interim Agreement.

Article 3

Detailed rules for the application of this Regulation, in particular as regards the fixing of the amount by which the levy is to be reduced, shall be adopted in accordance with the procedure laid down in Article 26 of Regulation No 359/67/EEC.

Article 4

No fixed component of the levy on imports into the Community of bran, sharps and other residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff originating in Tunisia shall be imposed.

(1) O.J. N° L

(2) O.J. N° L 281, 1.11.1975, p.65

Article 5

This Regulation shall enter into force on the day of the entry into force of the Agreement in the form of an exchange of letters concerning the importation into the European Economic Community of bran and sharps originating in Tunisia signed on

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

Done at Brussels,

For the Council,

The President.

COUNCIL REGULATION (EEC) N° /76

of

concerning imports from Morocco

of bran, sharps and other residues derived from
the sifting, milling or working of certain cereals

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

Whereas on the European Economic Community signed a Co-operation Agreement with Morocco and also an Interim Agreement (2) to enable certain provisions of the Co-operation Agreement to be applied in advance ;

Whereas, under Article 22 of the Co-operation Agreement and Article 14 of the Interim Agreement, provided that Morocco applies a special charge on exports of bran, sharps and residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff, the variable element of the import levy shall be reduced by an amount equal to 60 % of the average of the variable component of the levies on the product in question applicable for the three months preceding the month in which such an amount is fixed and the fixed element shall not be imposed;

Whereas such a special charge on exports shall be reflected in the import price of these products into the Community;

Whereas, in order to ensure that these Agreements are correctly applied, measures should be adopted requiring the importer, at the time when the bran, sharps and other residues are imported, to furnish proof that the special charge on exports has been levied by Morocco ;

(1) O.J. N°

(2) O.J. N°

Whereas, pursuant inter alia to the exchange of letters concerning the importation into the European Economic Community of bran and sharps originating in Morocco signed on (1), these Agreements require detailed rules for their application,

HAS ADOPTED THIS REGULATION:

Article 1

The variable component of the levy on imports into the Community of bran, sharps and other residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff originating in Morocco

shall be that calculated in accordance with the provisions of Article 2 of Council Regulation (EEC) No 2744/75 of 29 October 1975 on the import and export system for products processed from cereals and from rice (2), reduced by an amount equal to 60% of the average of the variable component of the levies on the product in question applicable for the three months preceding the month in which such an amount is fixed.

Article 2

Article 1 shall apply to all imports in respect of which the importer can furnish proof that the special charge on exports has been levied by Morocco in accordance with Article 22 of the Co-operation Agreement or with Article 15 of the Interim Agreement.

Article 3

Detailed rules for the application of this Regulation, in particular as regards the fixing of the amount by which the levy is to be reduced, shall be adopted in accordance with the procedure laid down in Article 26 of Regulation No 359/67/EEC.

Article 4

No fixed component of the levy on imports into the Community of bran, sharps and other residues derived from the sifting, milling or working of cereals other than of maize or rice, falling within subheading No 23.02 A II of the Common Customs Tariff originating in Morocco shall be imposed.

(1) O.J. N° L

(2) O.J. N° L 281, 1.11.1975, p.65

Article 5

This Regulation shall enter into force on the day of the entry into force of the Agreement in the form of an exchange of letters concerning the importation into the European Economic Community of bran and sharps originating in Morocco signed on

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

Done at Brussels,

For the Council,

The President.

Proposal for
COUNCIL REGULATION (EEC) No /76
OF
on imports of olive oil from Algeria

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament (1),

Whereas, on , the European Economic Community signed a Cooperation Agreement with Algeria and also an Interim Agreement (2) for the implementation in advance of certain provisions of the Co-operation Agreement relating to trade in goods;

Whereas Articles 16 and 17 of and the Annex to the Co-operation Agreement and Articles 9 and 10 of and Annex B to the Interim Agreement provide for special arrangements for imports of olive oil falling within subheading 15.07 A of the Common Customs Tariff, wholly obtained in Algeria and transported direct from that country to the Community; whereas the implementation of these arrangements requires that the implementing rules be adopted, particularly as regards oil falling within subheading 15.07 A II;

Whereas, provided that Algeria levies a special charge on exports of oil falling within subheading 15.07 A II, the said special arrangements provide for a flat-rate reduction of 0.50 units of account per 100 kilograms in the levy applicable to such oil and a reduction of the said levy by an amount equal to that of the special charge, but not exceeding :

- 10 units of account per 100 kilograms, representing the reduction provided for in Article 16 (1)(b) of the Agreement or Article 9 of the Interim Agreement;
- 10 units of account per 100 kilograms, representing the additional amount provided for in Annex A to the Agreement or Annex B to the Interim Agreement;

Whereas, in accordance with the Agreement and the Interim Agreement, the special charge on exports should be reflected in the price of the oil upon importation into the Community; whereas in order to ensure the correct application of the arrangements in question, the necessary measures should be adopted to ensure that the special charge on exports is paid at the latest when the oil is imported,

HAS ADOPTED THIS REGULATION :

Article 1

Where Algeria levies the special charge on exports of olive oil other than olive oil which has undergone a refining process, falling within subheading 15.07 A II of the Common Customs Tariff, wholly obtained in Algeria and transported direct from that country to the Community, the levy applicable to imports of the said oil into the Community shall be the levy calculated in accordance with Article 13 of Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats (1), as last amended by Regulation (EEC) No 1707/73 (2), reduced by :

- (a) 0.50 units of account per 100 kilograms , and
- (b) an amount equal to that of the special charge levied by Algeria on exports of the said oil but not exceeding 10 units of account per 100 kilograms, such amount being increased until 31 October 1977 by 10 units of account per 100 kilograms.

Article 2

The arrangements provided for in Article 1 shall apply to any import transaction in respect of which the importer furnishes proof, when importing the olive oil that the special charge on exports referred to in Article 1 has been reflected in the import price.

Article 3

Where Algeria does not apply the special charge on exports, the levy charged on imports into the Community of the oil defined in Article 1 shall be the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC reduced by 0.50 units of account per 100 kilograms.

Article 4

Without prejudice to the charging of the variable component of the levy determined in accordance with Article 14 of Regulation No 136/66/EEC, the fixed component of the said levy shall not be charged on imports into the

(1) OJ No L 172, 30.9.1966, p. 3025

(2) OJ No L 175, 29.6.1973, p. 5

Community of olive oil which has undergone a refining process, falling within subheading 15.07 A I of the Common Customs Tariff, wholly obtained in Algeria and transported direct from that country to the Community.

Article 5

The levy referred to in Article 4 shall be fixed by the Commission.

Article 6

The detailed rules for the application of this Regulation, in particular for the application of Article 2, shall be adopted in accordance with the procedure provided for in Article 38 of Regulation No 136/66/EEC.

Article 7

The arrangements provided for in this Regulation shall apply with effect from the date of entry into force of the Interim Agreement.

Article 8

This Regulation shall enter into force on the third 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

HAS ADOPTED THIS REGULATION :

Article 1

Where Morocco levies the special charge on exports of olive oil, other than olive oil which has undergone a refining process, falling within subheading 15.07 A II of the Common Customs Tariff, wholly obtained in Morocco and transported direct from that country to the Community, the levy applicable to imports of the said oil into the Community shall be the levy calculated in accordance with Article 13 of Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats (1), as last amended by Regulation (EEC) No 1707/73 (2), reduced by :

- (a) 0.50 units of account per 100 kilograms, and
- (b) an amount equal to that of the special charge levied by Morocco on exports of the said oil but not exceeding 10 units of account per 100 kilograms, such amount being increased until 31 October 1977 by 10 units of account per 100 kilograms.

Article 2

The arrangements provided for in Article 1 shall apply to any import transaction in respect of which the importer furnishes proof, when importing the olive oil that the special charge on exports referred to in Article 1 has been reflected in the import price.

Article 3

Where Morocco does not apply the special charge on exports, the levy charged on imports into the Community of the oil defined in Article 1 shall be the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC reduced by 0.50 units of account per 100 kilograms.

Article 4

Without prejudice to the charging of the variable component of the levy determined in accordance with Article 14 of Regulation No 136/66/EEC, the fixed component of the said levy shall not be charged on imports into the Community

(1) OJ No L 172, 30.9.1966, p. 3025
(2) OJ No L 175, 29.6.1973, p. 5

of olive oil which has undergone a refining process, falling within subheading 15.07 A I of the Common Customs Tariff, wholly obtained in Morocco and transported direct from that country to the Community.

Article 5

The levy referred to in Article 4 shall be fixed by the Commission.

Article 6

The detailed rules for the application of this Regulation, in particular for the application of Article 2, shall be adopted in accordance with the procedure provided for in Article 38 of Regulation No 136/66/EEC.

Article 7

Council Regulation (EEC) No 303/74 of 4 February 1974 on imports of olive oil from Morocco (1) is hereby repealed.

Article 8

The arrangements provided for in this Regulation shall apply with effect from the date of entry into force of the Interim Agreement.

Article 9

This Regulation shall enter into force on the third 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

(1) OJ No L 34, 7.2.1974, p. 4

Proposal for
COUNCIL REGULATION (EEC) No/76
of
on imports of olive oil from Tunisia

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 113 thereof,

having regard to the proposal from the Commission,

having regard to the Opinion of the European Parliament, (1)

whereas, on , the European Economic Community signed a Cooperation Agreement with Tunisia and also an Interim Agreement (2) for the implementation in advance of certain provisions of the Co-operation Agreement relating to trade in goods;

whereas Articles 16 and 17 of and the Annex A to the Co-operation Agreement and Articles 9 and 10 of and Annex B to the Interim Agreement provide for special arrangements for imports of olive oil falling within subheading 15.07 A of the Common Customs Tariff, wholly obtained in Tunisia and transported direct from that country to the Community;

whereas the implementation of these arrangements requires that the implementing rules be adopted, particularly as regards oil falling within subheading 15.07 A II; whereas, provided that Tunisia levies a special charge on exports of oil falling within subheading 15.07 A II, the said special arrangements provide for a flat-rate reduction of C,50 units of account per 100 kilograms in the levy applicable to such oil and a reduction of the said levy by an amount equal to that of the special charge, but not exceeding :

- 10 units of account per 100 kilograms, representing the reduction provided for in Article 16(1)(b) of the Agreement or Article 9 of the Interim Agreement;
- 10 units of account per 100 kilograms, representing the additional amount provided for in Annex A to the Agreement or Annex B to the Interim Agreement;

whereas, in accordance with the Agreement and the Interim Agreement, the special charge on exports should be reflected in the price of the oil upon importation into the Community; whereas in order to ensure the correct application of the arrangements in question, the necessary measures should be adopted to ensure that the special charge on exports is paid at the latest when the oil is imported,

(1) O.J. No
(2) O.J. No

HAS ADOPTED THIS REGULATION :

Article 1

Where Tunisia levies the special charge on exports of olive oil, other than olive oil which has undergone a refining process, falling within subheading 15.07 A II of the Common Customs Tariff, wholly obtained in Tunisia and transported direct from that country to the Community, the levy applicable to imports of the said oil into the Community shall be the levy calculated in accordance with Article 13 of Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats (1), as last amended by Regulation (EEC) No 1707/73 (2), reduced by :

- a) 0,50 units of account per 100 kilograms, and
- b) an amount equal to that of the special charge levied by Tunisia on exports of the said oil but not exceeding 10 units of account per 100 kilograms, such amount being increased until 31 October 1977 by 10 units of account per 100 kilograms.

Article 2

The arrangements provided for in Article 1 shall apply to any import transaction in respect of which the importer furnished proof, when importing the olive oil that the special charge on exports referred to in Article 1 has been reflected in the import price.

Article 3

Where Tunisia does not apply the special charge on exports, the levy charged on imports into the Community of the oil defined in Article 1 shall be the levy calculated in accordance with Article 13 of Regulation No 136/66/EEC reduced by 0.50 units of account per 100 kilograms.

Article 4

Without prejudice to the charging of the variable component of the levy determined in accordance with Article 14 of Regulation No 136/66/EEC, the fixed component of the said levy shall not be charged on imports into the Community of olive oil which has undergone a refining process, falling within subheading 15.07 A I of the Common Customs Tariff, wholly obtained in Tunisia and transported direct from that country to the Community.

(1) O.J. No L 172, 30.9.1966, p. 3025/66.

(2) O.J. No L 175, 29.6.1973, p. 5.

Article 5

The levy referred to in Article 4 shall be fixed by the Commission.

Article 6

The detailed rules for the application of this Regulation, in particular for the application of Article 2, shall be adopted in accordance with the procedure provided for in Article 38 of Regulation No 136/66/EEC.

Article 7

Council Regulation (EEC) No 1912/74 of 22 July 1974 on imports of olive oil from Tunisia (1) is hereby repealed.

Article 8

The arrangements provided for in this Regulation shall apply with effect from the date of entry into force of the Interim Agreement.

Article 9

This Regulation shall enter into force on the third 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

(1) O.J. No L 202, 24.7.1974, p. 6.

FINANCIAL STATEMENT

Annex to Doc. VI/1608 - 1611 -
1612 - 1613/76-E

Date 2 April 1976

1. Line of the Budget concerned : Chapters 10 and 12 of the Budget

2. Title of the action : Implementing Regulations to the Agreements with Algeria, Morocco and Tunisia on the basis of Article 43 of the Treaty of Rome in respect of imports of : durum wheat from Morocco, bran and sharps from Algeria, Morocco and Tunisia, wine of fresh grapes from Algeria and olive oil from Algeria, Morocco and Tunisia.

3. Legal basis : Articles 43 and 113 of the Treaty of Rome

4. Objectives of the action : Implementing regulation for agricultural products of the Interim Agreements, and Cooperation Agreements between the European Economic Community and Algeria, and with Morocco and with Tunisia.

5.0 Cost of the action	during the campaign	current exercise (76)	following exercise()
charge to the EC Budget	0,8 M UC	0,4 M UC	
non application of levies and customs duties			

5.1 Estimated costs	Year .1978.	Year .1979.	Year .1980.
	14 M UC	14 M UC	14 M UC

5.2 Method of calculation

The loss to the Community in terms of non application of customs duties and levies for all of the products listed in the regulations (except bran and sharps, and fruit salads) totals some 13.640.000 UC.

of which Hard wheat : negligible
Wine : 2 M UC
Olive oil : ± 11,5 M UC

6.1 Possible financing by credits written into the relative chapter of the current Budget

Yes ~~Yes~~

6.2 Possible financing by transfers between chapters of the current Budget

Yes ~~Yes~~

6.3 Necessity for a supplementary Budget Yes No

6.4 Credits to be written into future budgets

Comments : 1) Following economic development and competition this reduction in charges can be compensated by economies in titles 6 and 7 of the Budget.

