Commission Implementing Regulation (EU) 2020/1739 of 20 November 2020 amending and correcting Implementing Regulation (EU) 2020/761 as regards the quantities available for tariff rate quotas for certain agricultural products included in the WTO schedule of the Union following the withdrawal of the United Kingdom from the Union, a tariff quota for poultrymeat originating in Ukraine and a tariff quota for meat of bovine animals originating in Canada

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1739

of 20 November 2020

amending and correcting Implementing Regulation (EU) 2020/761 as regards the quantities available for tariff rate quotas for certain agricultural products included in the WTO schedule of the Union following the withdrawal of the United Kingdom from the Union, a tariff quota for poultrymeat originating in Ukraine and a tariff quota for meat of bovine animals originating in Canada

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007[(1)], and in particular point (a) of the first paragraph of Article 187 thereof,

Whereas:

(1) Commission Delegated Regulation (EU) 2020/760[(2)] and Commission Implementing Regulation (EU) 2020/761[(3)] lay down the rules for the management of import and export tariff quotas for agricultural products managed by a system of import and export licences and replace and repeal a certain number of acts that have opened those quotas and provide for specific rules.

(2) Commission Implementing Regulation (EU) 2019/386[(4)], which lays down rules on the allocation of tariff rate quotas for certain agricultural products included in the WTO schedule of the Union following the withdrawal of the United Kingdom from the Union, establishes that, from the day from which Article 1(2) of Regulation (EU) 2019/216 of the European Parliament and of the Council[(5)] applies, the tariff rate quota quantities set out in the Regulations opening the respective tariff rate quotas for certain agricultural products are replaced by the new quantities resulting from the apportionment, as set out in the third column of Annexes I and II to Implementing Regulation (EU) 2019/386. In order to ensure that the quantities of the tariff rate quotas laid down in Implementing Regulation (EU) 2020/761 are consistent with the new quantities of the tariff rate quotas resulting from the apportionment as laid down in the third column of Annex I to Implementing Regulation (EU) 2019/386, the relevant tariff rate quota quantities set

out in Annexes II, III, IV, VI, VIII, IX, X and XII to Implementing Regulation (EU) 2020/761 should be amended accordingly.

(3) Following discussions between the Union and the United Kingdom, an agreement on new quantities for four tariff quotas in the rice sector was reached. It is therefore also appropriate to amend the quantities for tariff quotas under order numbers 09.4127, 09.4128, 09.4129 and 09.4130 set out in Annex III to Implementing Regulation (EU) 2020/761.

(4) Commission Implementing Regulation (EU) 2020/94[(6)] amends Implementing Regulation (EU) 2015/2078[(7)] that provides for the opening and administration of Union import tariff quotas for poultry meat originating in Ukraine, in order to take account of the tariff rate quota quantities and CN codes made available pursuant to an Agreement in the form of an Exchange of Letters between the European Union and Ukraine amending the trade preferences for poultry meat and poultry meat preparations provided for by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, approved by Council Decision (EU) 2019/2145[(8)] ('the Agreement'). It is therefore appropriate to amend the quantity and CN codes of the tariff rate quota under order number 09.4273 set out in Annex XII to Implementing Regulation (EU) 2020/761 in order to take account of the tariff rate quota quantities and CN codes made available pursuant to the Agreement.

(5) It is necessary to correct an editorial error in Annex VIII to Implementing Regulation (EU) 2020/761 as regards the product description for a tariff quota on meat of bovine animals originating in Canada.

(6) Implementing Regulation (EU) 2020/761 should therefore be amended and corrected accordingly.

(7) To ensure legal certainty and in order for the revised quantities of the tariff rate quotas to apply to the licence applications that may be submitted for tariff quotas with a tariff quota period starting on 1 January 2021, this Regulation should enter into force as a matter of urgency on the day following that of its publication in the *Official Journal of the European Union*.

(8) The measures provided for in this Regulation are in accordance with the opinion of the Committee for the Common Organisation of the Agricultural Markets,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Implementing Regulation (EU) 2020/761

Implementing Regulation (EU) 2020/761 is amended as follows:

(1) Annexes II, III, IV, VI, VIII, IX and X are amended as set out in Annex I to this Regulation;

(2) Annex XII is amended as set out in Annex II to this Regulation.

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/1739. (See end of Document for details)*

Article 2

Correction to Implementing Regulation (EU) 2020/761

In Annex VIII to Implementing Regulation (EU) 2020/761, for order number 09.4281, the product description ‘Meat of bovine animals, excluding bison, fresh or chilled’ is replaced by ‘Meat of bovine animals, excluding bison, frozen or other’.

Article 3

Entry into force

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

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

Done at Brussels, 20 November 2020.

For the Commission

The President

Ursula VON DER LEYEN

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/1739. (See end of Document for details)*

ANNEX I

Annexes II, III, IV, VI, VIII, IX and X to Implementing Regulation (EU) 2020/761 are amended as follows:

(1) in Annex II, for the order numbers listed in the left column, the quantities are replaced by the quantities set out in the right column:

Order number	New quantity
09.4123	'571 943 000 kg'
09.4125	'2 285 665 000 kg, divided as follows: 50 % for each sub-period'
09.4131	'269 214 000 kg, divided as follows: 50 % for each sub-period'

(2) in Annex III, for the order numbers listed in the left column, the quantities are replaced by the quantities set out in the right column:

Order number	New quantity
09.4112	'4 682 000 kg, divided as follows: 4 682 000 kg for sub-period 1 January to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 31 December'
09.4116	'990 000 kg, divided as follows: 990 000 kg for sub-period 1 January to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 31 December'
09.4117	'1 458 000 kg, divided as follows: 1 458 000 kg for sub-period 1 January to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 31 December'
09.4118	'1 370 000 kg, divided as follows: 1 370 000 kg for sub-period 1 January to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August

	Carry over from previous sub-periods, for sub-period 1 September to 31 December’
09.4119	‘3 041 000 kg, divided as follows: 3 041 000 kg for sub-period 1 January to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 31 December’
09.4127	‘17 251 000 kg, divided as follows: 4 313 000 kg for sub-period 1 January to 31 March 8 626 000 kg for sub-period 1 April to 30 June 4 312 000 kg for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 30 September’
09.4128	‘17 728 000 kg, divided as follows: 8 864 000 kg for sub-period 1 January to 31 March 4 432 000 kg for sub-period 1 April to 30 June 4 432 000 kg for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 30 September’
09.4129	‘220 000 kg, divided as follows: 0 kg for sub-period 1 January to 31 March 220 000 kg for sub-period 1 April to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August Carry over from previous sub-periods, for sub-period 1 September to 30 September’
09.4130	‘1 532 000 kg, divided as follows: 0 kg for sub-period 1 January to 31 March 1 532 000 kg for sub-period 1 April to 30 June Carry over from previous sub-periods, for sub-period 1 July to 31 August