Commission Implementing Regulation (EU) 2020/1024 of 14 July 2020 opening and providing for the management of Union tariff quotas for certain products originating in the Socialist Republic of Viet Nam

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1024

of 14 July 2020

opening and providing for the management of Union tariff quotas for certain products originating in the Socialist Republic of Viet Nam

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code[(1)], and in particular Article 58(1) thereof,

Whereas:

(1) The Free Trade Agreement between the European Union and the Socialist Republic of Viet Nam ('the Agreement') was signed on 30 June 2019 in accordance with Council Decision (EU) 2019/1121[(2)]. The Agreement was concluded, on behalf of the Union, on 12 June 2020 by Council Decision (EU) 2020/753[(3)].

(2) The Agreement stipulates that customs duties on imports into the Union of goods originating in Viet Nam are to be reduced or eliminated in accordance with the tariff schedule set out in Appendix 2-A-1 of Annex 2-A to the Agreement. Annex 2-A further provides that for certain goods the elimination of customs duties is granted within tariff quotas.

(3) Annex 2-A to the Agreement specifies that the tariff quota is to apply annually and imports are therefore to be managed on a calendar-year basis. However, as the Agreement is applicable from 1 August 2020, the pro-rata quantities for 2020 and the annual quantities for the following years should be laid down in accordance with Section B of Annex 2-A to the Agreement.

(4) Protocol 1 of the Agreement concerns the definition of the concept of 'originating products' and methods of administrative cooperation. On importation into the Union, products originating in Viet Nam are to, benefit from the preferential scheme set out in this Regulation upon submission of any of the proofs of origin described in Article 15(2) of that Protocol.

(5) The tariff quota should be managed by the Commission on the basis of the chronological order of dates of acceptance of customs declarations for release for free circulation in accordance with the rules for the management of tariff quotas laid down in Commission Implementing Regulation (EU) 2015/2447[(4)].

(6) The Agreement is to enter into force on 1 August 2020[5]. In order to ensure the effective management and timely application of the quotas set out in the Agreement, this Regulation should apply from that date.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Union tariff quotas are opened for goods originating in Viet Nam as set out in the Annex.

Article 2

The tariff quotas set out in the Annex to this Regulation shall be managed in accordance with Articles 49 to 54 of Implementing Regulation (EU) 2015/2447.

Article 3

The goods listed in the Annex to this Regulation shall comply with the rules of origin set out in Protocol 1 of the Agreement in order to be eligible to benefit from the tariff quotas set out in this Regulation. Products originating in Viet Nam shall, on importation into the Union, benefit from the quotas upon submission of a certificate of origin or an origin declaration as set out in Article 15(2) of Protocol 1 of the Agreement.

Article 4

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

It shall apply from 1 August 2020.

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

Done at Brussels, 14 July 2020.

For the Commission

The President

Ursula VON DER LEYEN

ANNEX

Notwithstanding the rules for the interpretation of the Combined Nomenclature, the scope of the preferential scheme shall be determined, within the context of this Annex, by the CN codes as set out in Annex I to Council Regulation (EEC) No 2658/87[6], in the version as amended by Commission Implementing Regulation (EU) 2019/1776[7] and by the description of the product in the fourth column of the table in this Annex, taken together.

Order No	**CN code**		**TARIC subdivision**	**Description of products**	**Quota period**	**Quota volume (in tonnes net weight unless otherwise specified)**	**Duty Rate**
09.8200		0408 11 80 0408 19 81 0408 19 89 0408 91 80 0408 99 80		Birds' eggs, not in shell, and egg yolks	From 1.8.2020 to 31.12.2020 From 1.1.2021 to 31.12.2021 and for each calendar year thereafter	208,334 tonnes 500 tonnes	0 %
09.8201		0703 20 00		Garlic	From 1.8.2020 to 31.12.2020 From 1.1.2021 to 31.12.2021 and for each calendar year thereafter	167,668 tonnes 400 tonnes	0 %
09.8202	ex ex	0710 40 00 2001 90 30	99 10 99	Sweetcorn (*Zea mays* var. *saccharata*) other than in cobs with a diameter	From 1.8.2020 to 31.12.2020 From 1.1.2021 to 31.12.2021	2 083,334 tonnes 5 000 tonnes	0 %
	ex	2005 80 00	10 99				

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/1024. (See end of Document for details)*

				of 8 mm or more, but not more than 12 mm	and for each calendar year thereafter		
09.8203		1108 14 00		Manioc (cassava) starch	From 1.8.2020 to 31.12.2020 From 1.1.2021 to 31.12.2021 and for each calendar year thereafter	12 500 tonnes 30 000 tonnes	0 %
09.8204		1604 14 21 1604 14 31 1604 14 41 1604 14 28 1604 14 38 1604 14 48 1604 14 90 1604 19 39 1604 20 70		Tuna, skipjack, bonito and other fish of the genus Euthynnus	From 1.8.2020 to 31.12.2020 From 1.1.2021 to 31.12.2021 and for each calendar year thereafter	4 791,668 tonnes 11 500 tonnes	0 %
09.8205		1604 20 05		Preparations of surimi	From 1.8.2020 to 31.12.2020 From 1.1.2021 to 31.12.2021 and for each calendar year thereafter	208,334 tonnes 500 tonnes	0 %
09.8206		1701 13 10		Sugar and other	From 1.8.2020	8 333,334 tonnes	0 %