Council Regulation (EU) 2020/874 of 15 June 2020 amending Regulation (EU) No 1387/2013 suspending the autonomous Common Customs Tariff duties on certain agricultural and industrial products

COUNCIL REGULATION (EU) 2020/874

of 15 June 2020

amending Regulation (EU) No 1387/2013 suspending the autonomous Common Customs Tariff duties on certain agricultural and industrial products

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 31 thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) In order to ensure a sufficient and uninterrupted supply of certain agricultural and industrial products which are not produced in the Union and thereby avoid any disturbances in the market for those products, Common Customs Tariff (CCT) duties of the type referred to in Article 56(2)(c) of Regulation (EU) No 952/2013 of the European Parliament and of the Council[(1)] ('CCT duties') on those products have been suspended by Council Regulation (EU) No 1387/2013[(2)]. Those products can be imported into the Union at reduced or zero duty rates.

(2) The Union production of certain products that are not listed in the Annex to Regulation (EU) No 1387/2013 is inadequate or non-existent. It is therefore in the interest of the Union to grant a total suspension of the CCT duties on those products.

(3) With a view to promoting integrated battery production in the Union in accordance with the communication from the Commission of 17 May 2018 entitled 'Europe on the Move – Sustainable Mobility for Europe: safe, connected, and clean', a partial suspension of the CCT duties should be granted in respect of certain products that are not listed in the Annex to Regulation (EU) No 1387/2013. In addition, only a partial suspension of the CCT duties should be granted in respect of certain products that are currently subject to complete suspensions. The date for the mandatory review of those suspensions should be 31 December 2020 in order for that review to have regard to the evolution of the battery sector in the Union.

(4) In respect of the products on the candidate list referred to in Article 59 of Regulation (EC) No 1907/2006 of the European Parliament and of the Council[(3)], only a partial suspension of the CCT duties should be granted. The date for the mandatory review of those suspensions should be 31 December 2021, in order to allow economic operators to replace such products with alternatives.

(5) It is necessary to amend the product description, classification and end-use requirement for certain CCT duty suspensions listed in the Annex to Regulation (EU) No 1387/2013

Changes to legislation: *There are currently no known outstanding effects for the Council Regulation (EU) 2020/874. (See end of Document for details)*

in order to take into account technical product developments and economic trends in the market.

(6) It is no longer in the interest of the Union to maintain suspensions of CCT duties for certain products listed in the Annex to Regulation (EU) No 1387/2013. The suspensions for those products should therefore be withdrawn.

(7) Regulation (EU) No 1387/2013 should therefore be amended accordingly.

(8) In order to avoid any interruption of the application of the autonomous suspension scheme and to comply with the guidelines in the communication from the Commission of 13 December 2011 concerning autonomous tariff suspensions and quotas, the changes provided for in this Regulation regarding the suspensions for the products concerned should apply from 1 July 2020. This Regulation should therefore enter into force as a matter of urgency,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EU) No 1387/2013 is amended in accordance with the Annex to this Regulation.

Article 2

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

It shall apply from 1 July 2020.

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

Done at Brussels, 15 June 2020.

For the Council

The President

A. METELKO-ZGOMBIĆ

ANNEX

The Annex to Regulation (EU) No 1387/2013 is amended as follows:

(1) all asterisks (*) and the related endnote containing the text 'A newly introduced measure or a measure with amended conditions. Where more than one CN code is listed as falling within the scope of the measure, the asterisk concerns the entire measure.' are deleted;

(2) the entries with the serial numbers 0.2706, 0.2972, 0.3650, 0.3886, 0.3894, 0.3895, 0.4004, 0.4039, 0.4177, 0.4647, 0.4648, 0.4751, 0.5504, 0.5615, 0.5929, 0.6601, 0.6745, 0.7784 and 0.7803 are deleted;

(3) the following entries replace those entries that have the same serial numbers:

Serial number	CN code	TARIC	Description	Rate of autonomous duty	Supplementary Unit	Date foreseen for mandatory review
'0.7288	ex 2841 50 00	11	Potassium dichromate (CAS RN 7778-50-9) with a purity by weight of 99 % or more	2 %		31.12.2021
0.3419	ex 2850 00 20	80	Arsine (CAS RN 7784-42-1) with a purity by volume of 99,999 % or more	0 %		31.12.2024
0.2583	ex 2903 89 80	45	1,6,7,8,9,14,15,16,17,17,18,18-Dodecachloropentacyclo [12.2.1.1^{6,9}.0^{2,13}.0^{5,10}]octadeca-7,15-diene (CAS RN 13560-89-9) with a purity by weight of 99 % or more	2 %[a]		31.12.2021

a Suspension of duties is subject to end-use customs supervision in accordance with Article 254 of Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).;

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0.2942	ex 2919 90 00	35	2,2'-Methylenebis(4,6-di-tert-butylphenyl) phosphate, monosodium salt (CAS RN 85209-91-2) with a purity by weight of 95 % or more, with particles greater than 100 µm used in the manufacture of nucleating agents with a particle size (D90) no greater than 35 µm as measured by a light scattering technique[a]	0 %		31.12.2023
0.5037	ex 2922 49 85	17	Glycine (CAS RN 56-40-6) with a purity by weight of 95 % or more, whether or not with not more than 5 % addition of anti-	0 %		31.12.2020

a Suspension of duties is subject to end-use customs supervision in accordance with Article 254 of Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).;

			caking agent silicon dioxide (CAS RN 112926-00-8)			
0.3689	ex 2924 19 00	23	Acrylamide (CAS RN 79-06-1) with a purity by weight of 97 % or more	2 %		31.12.2021
0.6259	ex 2926 90 70	26	Cyfluthrin (ISO) (CAS RN 68359-37-5) with a purity by weight of 95,5 % or more for the use in the manufacture of biocidal products[a]	0 %		31.12.2024
0.2656	ex 2931 39 90	38	N-(Phosphonomethyl)iminodiacetic acid (CAS RN 5994-61-6) containing by weight not more than 15 % of water, and with a dry weight purity of 97 % or more	0 %		31.12.2024
0.7811	ex 2933 19 90	33	Fipronil (ISO) (CAS RN	0 %		31.12.2024

a Suspension of duties is subject to end-use customs supervision in accordance with Article 254 of Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).;