Council Regulation (EU) 2019/998 of 13 June 2019 amending Regulation (EU) No 1388/2013 opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products

COUNCIL REGULATION (EU) 2019/998

of 13 June 2019

amending Regulation (EU) No 1388/2013 opening and providing for the management of autonomous tariff quotas of the Union for 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 the sufficient and uninterrupted supply of certain agricultural and industrial products which are produced in insufficient quantities in the Union and thereby avoid any disturbances on the market for those products, autonomous tariff quotas were opened by Council Regulation (EU) No 1388/2013[(1)]. Within those tariff quotas, products can be imported into the Union at reduced or zero duty rates.

(2) As it is in the Union's interest to ensure an adequate supply of certain industrial products and having regard to the fact that identical, equivalent or substitute products are not produced in sufficient quantities within the Union, it is necessary to open new tariff quotas with order numbers 09.2594, 09.2595, 09.2596, 09.2597, 09.2598 and 09.2599 at zero duty rates for appropriate quantities of those products.

(3) In the case of the tariff quotas with order numbers 09.2679, 09.2683 and 09.2888, the quota volumes should be increased, as an increase is in the interest of the Union. In the case of the tariff quota bearing order number 09.2723, the quota volume should be increased retroactively for the period from 1 January to 31 December 2018.

(4) For the tariff quota with order number 09.2740, the products covered by that tariff quota are covered not only by CN code 2309 90 96 but also by CN code 2309 90 31. The indication of the CN code for that tariff quota should therefore be adapted.

(5) As it is no longer in the Union's interest to maintain the tariff quota with order number 09.2870, it should be closed with effect from 1 July 2019.

(6) The tariff quotas with order numbers 09.2633, 09.2643, 09.2620 and 09.2932 should be closed as a result of the implementation of the agreement in the form of the Declaration on the Expansion of Trade in Information Technology Products[(2)], which reduced the duty rate for the products concerned to zero.

(7) Taking into account the amendments to be made and for the sake of clarity, the Annex to Regulation (EU) No 1388/2013 should be replaced.

(8) In order to avoid any interruption of the application of the tariff quota scheme and to comply with the guidelines set out in the communication from the Commission concerning autonomous tariff suspensions and quotas[3], the changes provided for in this Regulation regarding the tariff quotas for the products concerned should apply from 1 July 2019 and, for the tariff quota with order number 09.2723, from 1 January 2018. This Regulation should therefore enter into force as a matter of urgency,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EU) No 1388/2013 is amended as follows:

(1) the row for tariff quota with order number 09.2723 is replaced by the following:

09.2723	ex 3911 90 19	10	Poly(oxy-1,4-phenylenesulphonyl-1,4-phenyleneoxy-4,4′-biphenylene)	1.-31.12.	5 000 tonnes	0 %

(2) it is replaced by the text set out in 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 2019. However, point (1) of Article 1 shall apply from 1 January 2018.

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

Done at Luxembourg, 13 June 2019.

For the Council

The President

M.C. BUDĂI

***Changes to legislation:** There are currently no known outstanding effects for the Council Regulation (EU) 2019/998. (See end of Document for details)*

ANNEX

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty
09.2637	ex 0710 40 00 ex 2005 80 00	20 30	Corn cobs (*Zea mays* var. *saccharata*) whether or not cut, with a diameter of 10 mm or more, but not more than 20 mm, for use in the manufacture of products of the food industry for treatment other than simple repacking[abc]	1.1.-31.12.	550 tonnes	0 %[c]
09.2849	ex 0710 80 69	10	Mushrooms of the species *Auricularia polytricha* (uncooked or cooked by steaming or boiling), frozen, for the manufacture of prepared meals[ab]	1.1.-31.12.	700 tonnes	0 %
09.2664	ex 2008 60 39	30	Sweet cherries containing added	1.1.-31.12.	1 000 tonnes	10 %

a However, the suspension of tariff duties does not apply where the processing is carried out by retail or catering undertakings.

b 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).

c Only the *ad valorem* duty is suspended. The specific duty shall continue to apply.

Changes to legislation: *There are currently no known outstanding effects for the Council Regulation (EU) 2019/998. (See end of Document for details)*

			spirit, with a sugar content of not more than 9 % by weight, of a diameter of not more than 19,9 mm, with stones, for use in chocolate products[b]			
09.2740	ex 2309 90 31 ex 2309 90 96	87 97	Soya bean protein concentrate containing by weight: — 60 % (± 10 %) of crude protein, — 5 % (± 3 %) of crude fibre, — 5 % (± 3 %) of crude ash, and	1.1.-31.12.	30 000 tonnes	0 %

a However, the suspension of tariff duties does not apply where the processing is carried out by retail or catering undertakings.

b 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).

c Only the *ad valorem* duty is suspended. The specific duty shall continue to apply.

***Changes to legislation:** There are currently no known outstanding effects for the Council Regulation (EU) 2019/998. (See end of Document for details)*

			— 3 % or more but not more than 6,9 % of starch, for use in the manufacture of animal feed products[b]			
09.2913	ex 2401 10 35 ex 2401 10 70 ex 2401 10 95 ex 2401 10 95 ex 2401 10 95 ex 2401 20 35 ex 2401 20 70 ex 2401 20 95 ex 2401 20 95 ex 2401 20 95	91 10 11 21 91 91 10 11 21 91	Natural unmanufactured tobacco, whether or not cut in regular size, having a custom value of not less than Euro 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of goods falling within subheading 2402 10 00[b]	1.1.-31.12.	6 000 tonnes	0 %
09.2828	2712 20 90		Paraffin wax containing	1.1.-31.12.	120 000 tonnes	0 %

a However, the suspension of tariff duties does not apply where the processing is carried out by retail or catering undertakings.

b 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).

c Only the *ad valorem* duty is suspended. The specific duty shall continue to apply.