Commission Implementing Regulation (EU) 2018/3 of 4 January 2018 fixing the trigger volumes for the years 2018 and 2019 for the purposes of possible application of additional import duties on certain fruit and vegetables

COMMISSION IMPLEMENTING REGULATION (EU) 2018/3

of 4 January 2018

fixing the trigger volumes for the years 2018 and 2019 for the purposes of possible application of additional import duties on certain fruit and vegetables

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 (b) of the first paragraph of Article 183 thereof,

Whereas:

(1) Article 39 of Commission Implementing Regulation (EU) 2017/892[(2)] provides that an additional import duty as referred to in Article 182(1) of Regulation (EU) No 1308/2013 may be applied to the products and during the periods listed in Annex VII to that Implementing Regulation. That additional import duty has to apply if the quantity of any of the products put into free circulation for any of the periods of application set out in that Annex exceeds the trigger volume of imports in a year for that product. Additional import duties shall not be imposed where the imports are unlikely to disturb the Union market, or where the effects would be disproportionate to the intended objective.

(2) In accordance with the second subparagraph of Article 182(1) of Regulation (EU) No 1308/2013 the trigger volumes of imports for the possible application of additional import duties on certain fruit and vegetables are based on import data and domestic consumption data for the previous three years. On the basis of the data notified by the Member States for the years 2014, 2015 and 2016, the trigger volumes for certain fruit and vegetables should be fixed for the years 2018 and 2019.

(3) Taking into account that the period of application of possible additional import duties as set out in Annex VII to Implementing Regulation (EU) 2017/892 starts for a number of products on 1 January, this Regulation should apply from 1 January 2018 and therefore it should enter into force as soon as possible,

HAS ADOPTED THIS REGULATION:

Article 1

For the years 2018 and 2019, the trigger volumes referred to in point (b) of the first subparagraph of Article 182(1) of Regulation (EU) No 1308/2013 for the products listed

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2018/3. (See end of Document for details)*

in Annex VII to Implementing Regulation (EU) 2017/892 are set out in the Annex to this Regulation.

Article 2

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

It shall apply from 1 January 2018.

It shall expire on 30 June 2019.

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

Done at Brussels, 4 January 2018.

For the Commission

The President

Jean-Claude JUNCKER

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2018/3. (See end of Document for details)*

ANNEX

Trigger volumes for the products and periods set out in Annex VII to Implementing Regulation (EU) 2017/892, for the possible application of additional import duties

Without prejudice to the rules on the interpretation of the Combined Nomenclature, the description of the products is deemed to be indicative only. For the purposes of this Annex, the scope of the additional import duties is determined by the scope of the CN codes as they stand at the time of adoption of this Regulation.

Order number	CN code	Description of products	Period of application		Trigger volume (tonnes)
			2018	2019	
78.0015	0702 00 00	Tomatoes	From 1 June to 30 September		39 326
78.0020			From 1 October	to 31 May	483 376
78.0065	0707 00 05	Cucumbers	From 1 May to 31 October		26 505
78.0075			From 1 November	to 30 April	20 482
78.0085	0709 91 00	Artichokes	From 1 November	to 30 June	6 587
78.0100	0709 93 10	Courgettes	From 1 January to 31 December		55 037
78.0110	0805 10 22 0805 10 24 0805 10 28	Oranges	From 1 December	to 31 May	302 643
78.0120	0805 22 00	Clementines	From 1 November	to end of February	90 771
78.0130	0805 21 0805 29 00	Mandarins (including tangerines and satsumas); wilkings and similar citrus hybrids	From 1 November	to end of February	86 317
78.0155	0805 50 10	Lemons	From 1 January to 31 May		32 823
78.0160			From 1 June to 31 December		306 804