Commission Implementing Regulation (EU) 2017/2235 of 4 December 2017 derogating from Regulations (EC) No 2305/2003, (EC) No 969/2006 and (EC) No 1067/2008 and from Implementing Regulations (EU) 2015/2081 and (EU) 2017/2200, Regulation (EC) No 1964/2006 and Implementing Regulation (EU) No 480/2012 and Regulation (EC) No 1918/2006 as regards the dates for lodging import licence applications and issuing import licences in 2018 under tariff quotas for cereals, rice and olive oil

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derogating from Regulations (EC) No 2305/2003, (EC) No 969/2006 and (EC) No 1067/2008 and from Implementing Regulations (EU) 2015/2081 and (EU) 2017/2200, Regulation (EC) No 1964/2006 and Implementing Regulation (EU) No 480/2012 and Regulation (EC) No 1918/2006 as regards the dates for lodging import licence applications and issuing import licences in 2018 under tariff quotas for cereals, rice and olive oil

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1095/96 of 18 June 1996 on the implementation of the concessions set out in Schedule CXL drawn up in the wake of the conclusion of the GATT XXIV.6 negotiations[(1)], and in particular Article 1 thereof,

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[(2)], and in particular Article 187(e) thereof,

Whereas:

(1) Commission Regulations (EC) Nos 2305/2003[(3)], 969/2006[(4)] and 1067/2008[(5)] and Commission Implementing Regulations (EU) 2015/2081[(6)] and 2017/2200[(7)] lay down specific provisions on the lodging of import licence applications and the issuing of import licences for barley under quota 09.4126, maize under quota 09.4131 and common wheat of a quality other than high quality under quotas 09.4123, 09.4124, 09.4125 and 09.4133 and for certain cereals originating in Ukraine under quotas 09.4306, 09.4307, 09.4308, 09.4277, 09.4278 and 09.4279.

(2) Commission Regulation (EC) No 1964/2006[(8)] and Commission Implementing Regulation (EU) No 480/2012[(9)] lay down specific provisions on the lodging of import licence applications and the issuing of import licences for rice originating in Bangladesh under quota 09.4517 and broken rice under quota 09.4079.

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2017/2235. (See end of Document for details)*

(3) Commission Regulation (EC) No 1918/2006[10] lays down specific provisions on the lodging of import licence applications and the issuing of import licences for olive oil originating in Tunisia under quota 09.4032.

(4) In view of the public holidays in 2018, derogations should be made, at certain times, from Regulations (EC) Nos 2305/2003, 969/2006, 1067/2008, Implementing Regulations (EU) 2015/2081 and (EU) 2017/2200, Regulation (EC) No 1964/2006, Implementing Regulation (EU) No 480/2012 and Regulation (EC) No 1918/2006 as regards the dates for lodging import licence applications and issuing import licences in order to ensure compliance with the quota volumes in question.

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

HAS ADOPTED THIS REGULATION:

Article 1

Cereals

1 By way of derogation from the second subparagraph of Article 3(1) of Regulation (EC) No 2305/2003, for 2018, import licence applications for barley under quota 09.4126 may not be lodged after 13.00 (Brussels time) on Friday 14 December 2018.

2 By way of derogation from the first subparagraph of Article 3(4) of Regulation (EC) No 2305/2003, for 2018, import licences for barley issued under quota 09.4126 and applied for during the periods listed in Annex I to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Commission Regulation (EC) No 1301/2006[11].

3 By way of derogation from the second subparagraph of Article 4(1) of Regulation (EC) No 969/2006, for 2018, import licence applications for maize under quota 09.4131 may not be lodged after 13.00 (Brussels time) on Friday 14 December 2018.

4 By way of derogation from the first subparagraph of Article 4(4) of Regulation (EC) No 969/2006, for 2018, import licences for maize issued under quota 09.4131 and applied for during the periods listed in Annex I to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

5 By way of derogation from the second subparagraph of Article 4(1) of Regulation (EC) No 1067/2008, for 2018, import licence applications for common wheat of a quality other than high quality under quotas 09.4123, 09.4124, 09.4125 and 09.4133 may not be lodged after 13.00 (Brussels time) on Friday 14 December 2018.

6 By way of derogation from the first subparagraph of Article 4(4) of Regulation (EC) No 1067/2008, for 2018, import licences for common wheat of a quality other than high quality issued under quotas 09.4123, 09.4124, 09.4125 and 09.4133 and applied for during the periods listed in Annex I to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

7 By way of derogation from the second subparagraph of Article 2(1) of Implementing Regulation (EU) 2015/2081, for 2018, import licence applications for cereals originating in

Ukraine under quotas 09.4306, 09.4307 and 09.4308 may not be lodged after 13.00 (Brussels time) on Friday 14 December 2018.

8 By way of derogation from Article 2(3) of Implementing Regulation (EU) 2015/2081, for 2018, import licences for cereals originating in Ukraine issued under quotas 09.4306, 09.4307 and 09.4308 and applied for during the periods listed in Annex I to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

9 By way of derogation from the second subparagraph of Article 2(1) of Implementing Regulation (EU) 2017/2200, for 2018, import licence applications for cereals originating in Ukraine under quotas 09.4277, 09.4278 and 09.4279 may not be lodged after 13.00 (Brussels time) on Friday 14 December 2018.

10 By way of derogation from Article 2(3) of Implementing Regulation (EU) 2017/2200, for 2018, import licences for cereals originating in Ukraine issued under quotas 09.4277, 09.4278 and 09.4279 and applied for during the periods listed in Annex I to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

Article 2

Rice

1 By way of derogation from the first subparagraph of Article 4(3) of Regulation (EC) No 1964/2006, for 2018, import licence applications for rice originating in Bangladesh under quota 09.4517 may not be lodged after 13.00 (Brussels time) on Friday 7 December 2018.

2 By way of derogation from Article 5(2) of Regulation (EC) No 1964/2006, for 2018, import licences for rice originating in Bangladesh issued under quota 09.4517 and applied for during the periods listed in Annex II to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

3 By way of derogation from the third subparagraph of Article 2(1) of Implementing Regulation (EU) No 480/2012, for 2018, import licence applications for broken rice under quota 09.4079 may not be lodged after 13.00 (Brussels time) on Friday 7 December 2018.

4 By way of derogation from Article 3(2) of Implementing Regulation (EU) No 480/2012, for 2018, import licences for broken rice issued under quota 09.4079 and applied for during the periods listed in Annex II to this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

Article 3

Olive oil

1 By way of derogation from Article 3(1) of Regulation (EC) No 1918/2006, for 2018, import licence applications for olive oil originating in Tunisia may not be lodged after Tuesday 11 December 2018.

2 By way of derogation from Article 3(3) of Regulation (EC) No 1918/2006, import licences for olive oil originating in Tunisia applied for during the periods listed in Annex III to

this Regulation shall be issued on the corresponding dates specified therein, subject to measures adopted pursuant to Article 7(2) of Regulation (EC) No 1301/2006.

Article 4

Entry into force

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

It shall expire on 1 January 2019.

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.

Done at Brussels, 4 December 2017.

For the Commission,

On behalf of the President,

Jerzy PLEWA

Director-General

Directorate-General for Agriculture and Rural Development