Commission Implementing Regulation (EU) 2017/1772 of 28 September 2017 opening and providing for the management of Union tariff quotas for certain agricultural products, processed agricultural products and fishery products originating in Canada

COMMISSION IMPLEMENTING REGULATION (EU) 2017/1772

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opening and providing for the management of Union tariff quotas for certain agricultural products, processed agricultural products and fishery products originating in Canada

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) By Council Decision (EU) 2017/38[(2)], the Council authorised the provisional application of the Comprehensive Economic and Trade Agreement between Canada of the one part, and the European Union and its Member States, of the other part ('the Agreement').

(2) The Agreement stipulates that customs duties on imports into the Union of goods originating in Canada must be reduced or eliminated in accordance with the tariff elimination schedule in Annex 2-A to that Agreement. Annex 2-A provides that for certain goods the reduction or elimination of customs duties is granted within tariff quotas.

(3) Annex 2-A to the Agreement stipulates that the Union is to manage certain of those tariff quotas on a first-come, first-served basis. The Commission should manage those tariff quotas in accordance with the rules on the management of tariff quotas laid down in Commission Implementing Regulation (EU) 2015/2447[(3)].

(4) The Agreement provides that in order for goods to benefit from those tariff quotas, they must comply with the rules of origin as set out in Annex 5 to the Protocol on rules of origin and origin procedures attached to that Agreement.

(5) As published in the *Official Journal of the European Union*, the Agreement is to be applied provisionally from 21 September 2017[(4)]. In order to ensure the effective application and management of those tariff quotas granted under the Agreement which the Commission shall manage on a first-come first-served basis, this Regulation should apply from 21 September 2017.

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

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2017/1772. (See end of Document for details)*

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

The goods listed in the Annex originating in Canada and declared for release for free circulation in the Union shall, within the respective tariff quotas set out in the Annex, be exempted from the customs duties applicable to imports into the Union.

Article 3

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

Article 4

In order to be eligible to benefit from the tariff quotas set out in this Regulation, the goods listed in the Annex shall comply with the rules of origin set out in Annex 5 to the Protocol on Rules of Origin and Origin Procedures attached to the Comprehensive Economic and Trade Agreement between Canada of the one part, and the European Union and its Member States, of the other part, and be accompanied by a valid origin declaration as set out in Annex 2 to that Protocol.

Article 5

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 21 September 2017.

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

Done at Brussels, 28 September 2017.

For the Commission

The President

Jean-Claude JUNCKER

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2017/1772. (See end of Document for details)*

ANNEX

Notwithstanding the rules for the interpretation of the Combined Nomenclature, the wording of the description of the products in the fourth column of the table is to be considered as having no more than an indicative value. The preferential scheme is determined, within the context of this Annex, by the scope of the CN codes set out in the second column of the table as applicable at the time of adoption of this Regulation. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN codes and corresponding description of the products in the fourth column of the table taken together.

Order No	**CN code**	**TARIC subdivision**	**Description of products**	**Quota period**	**Quota volume (in tonnes net weight unless otherwise specified)**
09.8400	ex 0201 10 00	93	Carcases and half-carcases of bison, fresh or chilled	From 21.9.2017 to 31.12.2017	841 tonnes carcass weight equivalent
				From 1.1.2018 to 31.12.2018 and for each year thereafter from 1.1 to 31.12	3 000 tonnes carcass weight equivalent
	ex 0201 20 20	93	‘Compensated’ quarters of bison with bone in, fresh or chilled		
	ex 0201 20 30	93	Unseparated or separated forequarters of bison, with bone in, fresh or chilled		
	ex 0201 20 50	93	Unseparated or separated hindquarters of bison, with bone in, fresh or chilled		
	ex 0201 20 90	20	Other cuts of bison with		

		bone in, fresh or chilled		
ex 0201 30 00[a]	30	Boneless meat of bison, fresh or chilled		
ex 0202 10 00	20	Carcases and half-carcases of bison, frozen		
ex 0202 20 10	20	‘Compensated’ quarters of bison with bone in, frozen		
ex 0202 20 30	20	Unseparated or separated forequarters of bison, with bone in, frozen		
ex 0202 20 50	20	Unseparated or separated hindquarters of bison, with bone in, frozen		
ex 0202 20 90	20	Other cuts of bison with bone in, frozen		
ex 0202 30 10[a]	20	Forequarters, whole or cut into a maximum of five pieces, each quarter being in a single block; ‘compensated’ quarters in two blocks, one of which contains the forequarter, whole or cut into a maximum of five pieces,		

		and the other, the hindquarter, excluding the tenderloin, in one piece, of bison, boneless and frozen		
ex 0202 30 50[a]	20	Crop, chuck-and-blade and brisket cuts, of bison, boneless and frozen[b]		
ex 0202 30 90[a]	20	Other boneless meat of bison, frozen		
ex 0206 10 95	20	Thick skirt and thin skirt of bison, fresh or chilled		
ex 0206 29 91	31 40	Thick skirt and thin skirt of bison, frozen		
ex 0210 20 10	10	Meat of bison, with bone in, salted, in brine, dried or smoked		
ex 0210 20 90[c]	91	Boneless meat of bison, salted, in brine, dried or smoked		
ex 0210 99 51	10	Thick skirt and thin skirt of bison, salted, in brine, dried or smoked		
ex 0210 99 59	10	Other offal of bison meat, salted, in		