Commission Implementing Regulation (EU) 2016/1773 of 5 October 2016 fixing the allocation coefficient to be applied to applications for export licences for cheese to be exported to the United States of America in 2017 under the quotas referred to in Regulation (EC) No 1187/2009

COMMISSION IMPLEMENTING REGULATION (EU) 2016/1773

of 5 October 2016

fixing the allocation coefficient to be applied to applications for export licences for cheese to be exported to the United States of America in 2017 under the quotas referred to in Regulation (EC) No 1187/2009

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 Article 188 thereof,

Whereas:

(1) Chapter III, Section 2 of Commission Regulation (EC) No 1187/2009[(2)] opens the procedure for the allocation of export licences for cheese to be exported to the United States of America under the quotas referred to in Article 21 of that Regulation.

(2) The quantities covered by the export licence applications for certain product groups and quotas exceed the quantities available for the 2017 quota year. The extent to which the export licences may be issued should therefore be determined by fixing the allocation coefficients to be applied to the quantities requested, calculated in accordance with Article 23(1) of Regulation (EC) No 1187/2009.

(3) The quantities covered by the export licence applications for certain product groups and quotas are less than the quantities available for the 2017 quota year. The remaining amounts should be divided between the applicants, in proportion to the amounts applied for, by applying an allocation coefficient, in accordance with Article 23(4) of Regulation (EC) No 1187/2009.

(4) Given the deadline established in Article 23(1) of Regulation (EC) No 1187/2009 for fixing allocation coefficients, this Regulation should come into force the day following that of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The quantities covered by export licence applications lodged pursuant to Regulation (EC) No 1187/2009 in respect of the product groups and quotas identified by ‘16-Tokyo

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/1773. (See end of Document for details)*

and 16-, 17-, 18-, 20-, 21-Uruguay' in column 3 of the Annex to this Regulation shall be multiplied by the allocation coefficients set out in column 5 of that Annex.

Article 2

Applications for export licences lodged pursuant to Regulation (EC) No 1187/2009 in respect of the product groups and quotas identified by '22-, 25-Tokyo and 22-, 25-Uruguay' in column 3 of the Annex to this Regulation shall be accepted for the quantities applied for.

Export licences may be issued for further quantities distributed amongst applicants in accordance with the allocation coefficients set out in column 6 of the Annex, after acceptance by the operator within one week of publication of this Regulation and subject to the lodging of the requisite security.

Article 3

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

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

Done at Brussels, 5 October 2016.

For the Commission,

On behalf of the President,

Jerzy PLEWA

Director-General for Agriculture and Rural Development