Council Regulation (EU) 2016/1051 of 24 June 2016 amending Regulation (EU) No 1387/2013 suspending the autonomous Common Customs Tariff duties on certain agricultural and industrial products

COUNCIL REGULATION (EU) 2016/1051

of 24 June 2016

amending Regulation (EU) No 1387/2013 suspending the autonomous Common Customs Tariff duties on 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) It is in the interest of the Union to suspend totally the autonomous Common Customs Tariff duties on 140 products that are not currently listed in the Annex to Council Regulation (EU) No 1387/2013[(1)].

(2) It is no longer in the interest of the Union to maintain the suspension of autonomous Common Customs Tariff duties on six of the products that are currently listed in the Annex to Regulation (EU) No 1387/2013.

(3) It is necessary to modify the conditions of 46 suspensions, currently listed in the Annex to Regulation (EU) No 1387/2013 in order to take into account technical product developments, economic trends on the market and further scrutiny of classification and to carry out linguistic adaptations. The modified conditions refer to changes of the product description, classification, duty rates or end-use requirement. The suspensions in respect of which modifications are necessary should be deleted from the list of suspensions in the Annex to Regulation (EU) No 1387/2013, and the modified suspensions should be inserted into that list.

(4) In the interest of clarity, the endnote indicating a newly introduced measure or a measure with amended conditions listed in the Annex to Regulation (EU) No 1387/2013 should be deleted and the entries modified by this Regulation should be marked with an asterisk.

(5) Regulation (EU) No 1387/2013 should therefore be amended accordingly.

(6) As the changes regarding the suspensions for the products concerned provided for in this Regulation have to apply from 1 July 2016, this Regulation should enter into force as a matter of urgency. In addition, in order to adequately ensure the benefit of the suspension classified under TARIC code 7616 99 10 30, the newly inserted TARIC code 8708 99 97 50 should apply from 1 January 2016,

HAS ADOPTED THIS REGULATION:

Changes to legislation: *There are currently no known outstanding effects for the Council Regulation (EU) 2016/1051. (See end of Document for details)*

Article 1

The Annex to Regulation (EU) No 1387/2013 is amended as follows:

(1) the rows for the products listed in Annex I to this Regulation are inserted following the order of the CN codes indicated in the first column of the table in the Annex to Regulation (EU) No 1387/2013;

(2) the rows for the products for which the CN and TARIC codes are set out in Annex II to this Regulation are deleted;

(3) endnote 1 is replaced by the following:

([1]) 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).;

(4) endnote 4 is replaced by the following:

([4]) A surveillance of imports of goods covered by this tariff suspension shall be established in accordance with the procedure laid down in Articles 55 and 56 of Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code (OJ L 343, 29.12.2015, p. 558).;

(5) endnote 7 is deleted;

(6) the following endnote marked with an asterisk is added:

* Suspension relating to a product in the Annex to Regulation (EU) No 1344/2011 for which the CN or TARIC code or the product description is modified by this Regulation..

Article 2

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

It shall apply from 1 July 2016.

However, TARIC code ‘ex 8708 99 97 50’ shall apply from 1 January 2016.

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

Done at Luxembourg, 24 June 2016.

For the Council

The President

A.G. KOENDERS

***Changes to legislation:** There are currently no known outstanding effects for the Council Regulation (EU) 2016/1051. (See end of Document for details)*

ANNEX I

CN code	TARIC	Description	Rate of autonomous duty	Supplementary Unit	Date foreseen for mandatory review
ex 1512 19 10	10	Refined safflower oil (Safloröl, CAS RN 8001-23-8) for use in the manufacture of — conjugated linoleic acid of heading 3823 or — ethyl- or methyl esters of linoleic acid of heading 2916 ([1])	0 %	—	31.12.2020
*ex 2008 99 91	20	Chinese water chestnuts (*Eleocharis dulcis* or *Eleocharis tuberosa*) peeled, washed, blanched, chilled and individually quick-frozen for use in the manufacture of products of food industry for treatment other than simple	0 % ([3])	—	31.12.2020

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		repacking (1) (2)			
*ex 2009 89 99	96	Coconut water — unfermented, — not containing added spirit or sugar, and — in immediate packing of a content of 50 litres or more (2)	0 %	—	31.12.2016
*ex 2106 10 20	30	Preparation on the base of soya protein isolate, containing by weight 6,6 % or more but not more than 8,6 % of calcium phosphate	0 %	—	31.12.2018
*ex 2805 19 90	20	Lithium metal of a purity by weight of 98,8 % or more (CAS RN 7439-93-2)	0 %	—	31.12.2017
ex 2811 22 00	70	Amorphous silicon dioxide (CAS RN 60676-86-0), — in the form	0 %	—	31.12.2020

		of powder — of a purity by weight of 99,7 % or more — with a median grain size of 0,7 µm or more, but not more than 2,1 µm — where 70 % of the particles have a diameter of not more than 3 µm			
ex 2818 30 00	20	Aluminium hydroxide (CAS RN 21645-51-2) — in the form of powder — with a purity	0 %	—	31.12.2020