Commission Delegated Regulation (EU) No 312/2012 of 9 January 2012 amending Council Regulation (EU) No 973/2010 temporarily suspending autonomous Common Customs Tariff duties on imports of certain industrial products into the autonomous regions of the Azores and Madeira

COMMISSION DELEGATED REGULATION (EU) No 312/2012

of 9 January 2012

amending Council Regulation (EU) No 973/2010 temporarily suspending autonomous Common Customs Tariff duties on imports of certain industrial products into the autonomous regions of the Azores and Madeira

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EU) No 973/2010 of 25 October 2010 temporarily suspending the autonomous Common Customs Tariff duties on imports of certain industrial products into the autonomous regions of the Azores and Madeira[(1)], and in particular Article 6 thereof,

Whereas:

(1) Regulation (EU) No 973/2010 temporarily suspended customs duties on the imports of certain industrial products into the Azores and Madeira. The goods for agricultural, commercial or industrial use to which the suspension applies are set out in Annex I to Regulation (EU) No 973/2010. The raw materials, parts and components used for agricultural purposes, industrial transformation or maintenance for which the suspension applies are set out in Annex II to that Regulation. Those goods are listed in the Annexes using the codes of the Combined Nomenclature applicable for 2009 as set out in Commission Regulation (EC) No 1031/2008[(2)].

(2) The Combined Nomenclature has been replaced by Commission Regulation (EU) No 861/2010 of 5 October 2010 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff[(3)] and by Commission Implementing Regulation (EU) No 1006/2011 of 27 September 2011 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff[(4)]. As a consequence of those amendments, certain technical adaptations to the CN codes listed in Annexes I and II to Regulation (EU) No 973/2010 should be made.

(3) Regulation (EU) No 973/2010 should therefore be amended accordingly.

(4) As certain amendments to the CN codes apply from 1 January 2011, the corresponding amendments to Regulation (EU) No 973/2010 should apply from that date,

HAS ADOPTED THIS REGULATION:

Changes to legislation: *There are currently no known outstanding effects for the Commission Delegated Regulation (EU) No 312/2012. (See end of Document for details)*

Article 1

Regulation (EU) No 973/2010 is amended as follows:

(1) Annex I is amended as follows:

(a) the CN codes listed in column 1 are replaced by the CN codes listed in column 2;

1	**2**
CN codes	**CN codes**
7612 90 98	7612 90 90
8442 50 23	8442 50 20
8442 50 29	8442 50 20
8451 21 90	8451 21 00
8465 99 90	8465 99 00
8504 32 80	8504 32 00
8515 80 91	8515 80 90
9017 30 10	9017 30 00

(b) the CN codes listed in column 1 are replaced by the CN codes listed in column 2;

1	**2**
CN codes	**CN codes**
7321 81 90	7321 81 00
7323 93 90	7323 93 00
7326 20 80	7326 20 00
9008 10 00	9008 50 00

(2) in Annex II CN code 7323 99 99 is replaced by CN code 7323 99 00.

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 2012.

However, Article 1(1)(a) shall apply from 1 January 2011.

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