Commission Regulation (EC) No 1996/2006 of 22 December 2006 adapting several Regulations concerning the cereals market by reason of the accession of Bulgaria and Romania to the European Union

COMMISSION REGULATION (EC) No 1996/2006

of 22 December 2006

adapting several Regulations concerning the cereals market by reason of the accession of Bulgaria and Romania to the European Union

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty of Accession of the Republic of Bulgaria and Romania, and in particular Article 4(3) thereof,

Having regard to the Act of Accession of the Republic of Bulgaria and Romania, and in particular Article 56 thereof,

Whereas:

(1) Certain technical amendments are needed to several Commission regulations concerning the cereals market by reason of the accession of Bulgaria and Romania to the European Union.

(2) A number of regulations in the cereals sector provide for entries in all the Community languages. These entries should therefore be added in the languages of the new Member States, and Commission Regulations (EEC) Nos 2622/71[(1)], 1722/93[(2)], 2131/93[(3)], (EC) Nos 1501/95[(4)], 1839/95[(5)], 2058/96[(6)], 196/97[(7)], 327/98[(8)], 1342/2003[(9)], 2236/2003[(10)], 955/2005[(11)], 972/2006[(12)] and 1482/2006[(13)] should therefore be amended accordingly.

(3) After accession, the references to Bulgaria and Romania as countries of destination for export refunds and levies in Commission Regulation (EEC) No 2145/92 of 29 July 1992 redefining the destination zones for export refunds, export levies and certain export licenses for cereals and rice[(14)] should be deleted.

(4) With Romania's accession, Constanta becomes a Community port. As a result, the second subparagraph of Article 7(2a) of Regulation (EEC) No 2131/1993 ceases to be relevant and should therefore be adapted.

(5) With the accession of Bulgaria, the Community tariff quotas involving Bulgaria provided for in Commission Regulations (EC) Nos 2133/2001[(15)] and 958/2003[(16)] will lapse. Those quotas should therefore be deleted.

(6) After accession, the Community tariff quota involving Romania provided for in Commission Regulation (EC) No 573/2003[(17)] will lapse. That quota should therefore be deleted.

(7) Regulation (EC) No 1342/2003 laying down special detailed rules for the application of the system of import and export licences for cereals and rice set out, following the conclusion of trade agreements between the European Community and Bulgaria and

Romania, a specific procedure for exports of cereal products to those countries. These rules should be adapted to take account of the accession of the two countries to the European Union.

(8) Following the accession of Bulgaria and Romania, the provisions of Article 1(2) of Commission Regulation (EC) No 936/2006[18] lapse as regards the exclusion of Bulgaria and Romania from the invitation to tender for common wheat for export to third countries, and should therefore be deleted.

(9) Following the accession of Bulgaria and Romania, the provisions of Articles 1(1) and 2(2) of Regulation (EC) No 1278/2006[19] lapse as regards the exclusion of Bulgaria and Romania from the list of third countries towards which exports of oats from Finland and Sweden are destined, and should therefore be deleted.

HAS ADOPTED THIS REGULATION:

F1 Article 1

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Textual Amendments

F1 Deleted by Commission Regulation (EC) No 402/2008 of 6 May 2008 on procedures for the importation of rye from Turkey (Codified version).

F2 Article 2

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Textual Amendments

F2 Deleted by Commission Regulation (EC) No 147/2009 of 20 February 2009 on defining the destination zones for exports refunds, export levies and certain export licences for cereals and rice (Codified version).

Article 3

Annex IV to Regulation (EEC) No 1722/93 is replaced by Annex II to this Regulation.

F3 Article 4

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Textual Amendments

F3 Deleted by Commission Regulation (EC) No 127/2009 of 12 February 2009 laying down the procedure and conditions for the sale of cereals held by paying agencies or intervention agencies (Codified version).

F4 Article 5

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Textual Amendments

F4 Deleted by Commission Regulation (EU) No 234/2010 of 19 March 2010 laying down certain detailed rules for the application of Council Regulation (EC) No 1234/2007 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals (codified version).

F5 Article 6

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Textual Amendments

F5 Deleted by Commission Regulation (EC) No 1296/2008 of 18 December 2008 laying down detailed rules for the application of tariff quotas for imports of maize and sorghum into Spain and imports of maize into Portugal (Codified version).

F6 Article 7

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Textual Amendments

F6 Deleted by Commission Implementing Regulation (EU) No 480/2012 of 7 June 2012 opening and providing for the management of a tariff quota for broken rice of CN code 10064000 for production of food preparations of CN code 19011000 (codification).

Article 8

The Annex of Regulation (EC) No 196/97 is replaced by Annex VII thereto.

F7 Article 9

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Textual Amendments

F7 Deleted by Commission Implementing Regulation (EU) No 1273/2011 of 7 December 2011 opening and providing for the administration of certain tariff quotas for imports of rice and broken rice (codification).

Article 10

Regulation (EC) No 2133/2001 is hereby amended as follows:

1. Article 2(1) is deleted.

2. The references to tariff quota 09.5732 in Annex I are deleted.

Article 11

Regulation (EC) No 573/2003 is hereby repealed.

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EC) No 1996/2006. (See end of Document for details)*

Article 12

Regulation (EC) No 958/2003 is hereby repealed.

Article 13

Regulation (EC) No 1342/2003 is amended as follows:

1. Article 3 is replaced by the following:

Article 3

1 Where export refunds are fixed by tender, the rate of refund appearing in statements of award of contracts shall be entered in letters and figures in section 22 of the licences. This rate shall be expressed in Euro and shall be preceded by one of the entries shown in Annex VII to this Regulation.

2 Where export taxes are fixed by tender, the rate of tax appearing in statements of award of contracts shall be entered in letters and figures in section 22 of the licences. This rate shall be expressed in Euro and shall be preceded by one of the entries shown in Annex VIII to this Regulation.

2. Article 5 is replaced by the following:

Article 5

For the purposes of the second paragraph of Article 15 of the Commission Regulation (EC) No 1501/95[(20)] and of Article 16(10) of Regulation (EC) No 3072/95, section 22 of export licenses shall show one of the entries shown in Annex IX to this Regulation.

3. The fourth subparagraph of Article 7(2) is replaced by the following:

'Section 22 of licences shall contain one of the entries shown in Annex X.'

4. The fourth subparagraph of Article 8(2) is replaced by the following:

'Section 22 of licences shall contain one of the entries shown in Annex XI.'

5. The first subparagraph of Article 9(3) (e) and (f) are replaced by the following:

e) in section 20, one of the entries shown in Annex XII

f) in section 22, in addition to the entry provided for in Article 8(2), and if need be, to the entry provided for in Article 7(2), one of the entries shown in Annex XIII.

6. Annex IV is deleted.

7. Annex IX to this Regulation is added as Annexes VII, VIII, IX, X, XI, XII and XIII.

Article 14

The Annex to Regulation (EC) No 2236/2003 is replaced by Annex X to this Regulation.

Article 15

The Annex to Regulation (EC) No 955/2005 is replaced by Annex XI to this Regulation.

Article 16

Article 1(2) of Regulation (EC) No 936/2006 is replaced by the following:

2. The invitation to tender covers common wheat for export to third countries, with the exception of Albania, Croatia, Bosnia and Herzegovina, the former Yugoslav Republic of Macedonia, Serbia[21], Montenegro, Liechtenstein and Switzerland.

Article 17

Regulation (EC) No 972/2006 is amended as follows:

1. Annex I is replaced by Annex XII, part A, to this Regulation.

2. Annex IV is replaced by Annex XII, part B, to this Regulation.

Article 18

Regulation (EC) No 1278/2006 is amended as follows:

1. The first subparagraph of Article 1(1) is amended as follows:

   '1. A special intervention measure in the form of an export refund shall be implemented in respect of 100 000 tonnes of oats produced in Finland and Sweden and intended for export from Finland and Sweden to all third countries, except Norway and Switzerland.'

2. Article 2(2) is amended as follows:

2. The invitation to tender shall relate to the quantity of oats referred to in Article 1(1) for export to all third countries, except Norway and Switzerland.

3. The title of the Annex is amended as follows:

   'Tender for the refund for the export of oats from Finland and Sweden to all third countries, except Norway and Switzerland.'

Article 19

Annex III to Regulation (EC) No 1482/2006 is replaced by Annex XIII to this Regulation.

Article 20

This Regulation shall enter into force on the date of and subject to the entry into force of the Treaty of Accession of the Republic of Bulgaria and Romania.

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