Commission Regulation (EC) No 2170/2005 of 28 December 2005 fixing the import duties applicable to semi-milled or wholly milled rice from 1 September 2005

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fixing the import duties applicable to semi-milled or wholly milled rice from 1 September 2005

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1549/2004 of 30 August 2004 derogating from Council Regulation (EC) No 1785/2003 as regards the import arrangements for importing rice and laying down separate transition rules for imports of basmati rice[(1)], and in particular Article 1b,

Whereas:

(1) Based on the information provided by the competent authorities, the Commission notes that import licences for semi-milled and wholly milled rice falling within CN code 1006 30 have been issued in respect of 193 841 tonnes for 1 September 2004 to 31 August 2005. The import duty for semi-milled or wholly milled rice falling within CN code 1006 30 must therefore be amended.

(2) As the applicable duty must be fixed no later than three days from the end of the period referred to above, this Regulation must enter into force immediately.

(3) This amendment must take effect on 1 September 2005 in order to take account of the application on that date of Regulation (EC) No 2152/2005. Because this duty is being fixed retroactively, provision must be made to repay the traders concerned any overpayments of duty, at their request,

HAS ADOPTED THIS REGULATION:

Article 1

The import duty for semi-milled or wholly milled rice falling with CN code shall be EUR 145 per tonne.

Article 2

The amounts of duty exceeding the amount legally due booked since 1 September 2005 shall be repaid or remitted.

To this end, the traders concerned are invited to lodge applications in accordance with Article 236 of Council Regulation (EEC) No 2913/92[(2)] and the relevant implementing provisions contained in Commission Regulation (EEC) No 2454/93[(3)].

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 2170/2005. (See end of Document for details)

Article 3

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 September 2005.

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

Done at Brussels, 28 December 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

Director-General for Agriculture and Rural Development