Commission Regulation (EC) No 241/2005 of 11 February 2005 amending Council Regulation (EC) No 747/2001 as regards Community tariff quotas for certain products originating in Israel

COMMISSION REGULATION (EC) No 241/2005

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 747/2001 of 9 April 2001 providing for the management of Community tariff quotas and of reference quantities for products eligible for preferences by virtue of agreements with certain Mediterranean countries and repealing Regulations (EC) No 1981/94 and (EC) No 934/95[(1)], and in particular Article 5(1)(b) thereof,

Whereas:

(1) By its Decision of 31 January 2005[(2)], the Council has given authorisation for the signing and has provided for the provisional application from 1 May 2004 of a Protocol to the Euro-Mediterranean Agreement between the European Communities and their Member States, of the one part, and the State of Israel, of the other part, to take account of the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Hungary, the Republic of Latvia, the Republic of Lithuania, the Republic of Malta, the Republic of Poland, the Republic of Slovenia, and the Slovak Republic to the European Union.

(2) This Protocol provides for new tariff quotas and for changes to the existing tariff quotas laid down in Regulation (EC) No 747/2001.

(3) To implement the new tariff quotas and the changes to the existing tariff quotas, it is necessary to amend Regulation (EC) No 747/2001.

(4) For the year 2004 the volumes of the new tariff quotas and the increases of the volumes of existing tariff quotas should be calculated as a *pro rata* of the basic volumes specified in the Protocol, taking into account the part of the period elapsed before 1 May 2004.

(5) In order to facilitate the management of certain existing tariff quotas provided for in Regulation (EC) No 747/2001, the quantities imported within the framework of those quotas should be taken into account for charging on the tariff quotas opened in accordance with Regulation (EC) No 747/2001, as amended by this Regulation.

(6) Since the Protocol to the EU-Israel Euro-Mediterranean Agreement applies on a provisional basis from 1 May 2004, this Regulation should apply from the same date and should enter into force as soon as possible.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Annex VII to Regulation (EC) No 747/2001 is amended as set out in the Annex to this Regulation.

Article 2

The quantities which, pursuant to Annex VII to Regulation (EC) No 747/2001, have been put into free circulation in the Community within the tariff quotas with order numbers 09.1303, 09.1306, 09.1310, 09.1318, 09.1329, 09.1352 and 09.1360, shall be charged against the respective tariff quotas opened pursuant to Annex VII to Regulation (EC) No 747/2001, as amended by this Regulation.

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 May 2004.

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

Done at Brussels, 11 February 2005.

For the Commission

Günter VERHEUGEN

Vice-President

ANNEX

In Annex VII to Regulation (EC) No 747/2001, the table set out in Part A is amended as follows:

1. the following new rows are inserted:

Order No	CN code	TARIC subdivision	Description of goods	Quota period	Quota volume(in tonnes)	Quota duty
‘09.1361	0105 12 00		Live turkeys, weighing not more than 185 g	from 1.5. to 31.12.2004	79 653 pieces	Exemption
				from 1.1. to 31.12.2005	122 960 pieces	
				from 1.1. to 31.12.2006	126 440 pieces	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	129 920 pieces	
09.1362	0407 00		Birds' eggs, in shell, fresh, preserved or cooked	from 1.5. to 31.12.2004	357 067 pieces	Exemption
				from 1.1. to 31.12.2005	551 200 pieces	
				from 1.1. to 31.12.2006	566 800 pieces	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	582 400 pieces	

a From 1 January 2005 the TARIC subdivisions 12 and 19 will be replaced by 10.

09.1363	0604 99 90		Dyed, bleached, impregnated or otherwise prepared foliage, branches and other parts of plants, without flowers or flower buds, grasses, for bouquets or for ornamental purposes	from 1.5. to 31.12.2004	6,87	Exemption
				from 1.1. to 31.12.2005	10,6	
				from 1.1. to 31.12.2006	10,9	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	11,2	
09.1364	0701 90 50		New potatoes, fresh or chilled	from 1.5. to 30.6.2004	103	Exemption
				from 1.1. to 30.6.2005	318	
				from 1.1. to 30.6.2006	327	
				from 1.1. to 30.6.2007 and for each period thereafter from 1.1. to 30.6.	336	
09.1365	ex 2004 90 98	12 19[a] 30 80	Other vegetables and mixtures of vegetables, prepared or preserved otherwise	from 1.5. to 31.12.2004	103	Exemption
				from 1.1. to 31.12.2005	159	

a From 1 January 2005 the TARIC subdivisions 12 and 19 will be replaced by 10.

			than by vinegar or acetic acid, frozen, other than products of heading 2006, other than celeriac or carrots	from 1.1. to 31.12.2006	163,5	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	168	
09.1366	2009 80 89		Other juice of any other single fruit or vegetable, of a Brix value not exceeding 67, of a value not exceeding EUR 30 per 100 kg net weight, with an added sugar content not exceeding 30 % by weight, other than pear juice or juices of tropical fruit	from 1.5. to 31.12.2004	240,33	Exemption
				from 1.1. to 31.12.2005	371	
				from 1.1. to 31.12.2006	381,5	
				from 1.1. to 31.12.2007 and for each period thereafter from 1.1. to 31.12.	392’	

a From 1 January 2005 the TARIC subdivisions 12 and 19 will be replaced by 10.

2. the rows for the tariff quotas with order numbers 09.1306, 09.1303, 09.1310, 09.1318, 09.1329, 09.1360 and 09.1352 are replaced, respectively, by the following rows: