Commission Regulation (EC) No 1944/2004 of 10 November 2004 authorising transfers between the quantitative limits of textiles and clothing products originating in the People's Republic of China

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries[(1)], and in particular Article 7 thereof,

Whereas:

(1) Article 5 of the Agreement between the European Economic Community and the People's Republic of China on trade in textile products, initialled on 9 December 1988 and approved by Council Decision 90/647/EEC[(2)], as last amended and extended by an Agreement in the form of an Exchange of Letters, initialled on 19 May 2000 and approved by Council Decision 2000/787/EC[(3)], provides that transfers may be made between quota years. Those flexibility provisions were notified to the Textiles Monitoring Body of the World Trade Organisation following China's accession to it.

(2) On 2 August 2004 the People's Republic of China submitted a request for transfers of quantities from the quota year 2003 to the quota year 2004.

(3) The transfers requested by the People's Republic of China fall within the limits of the flexibility provisions referred to in Article 5 of the Agreement between the European Economic Community and the People's Republic of China on trade in textile products, initialled on 9 December 1988, and as set out in Annex VIII, column 9 to Regulation (EEC) No 3030/93.

(4) It is appropriate to grant the request, to the extent that quantities are available.

(5) It is desirable for this Regulation to enter into force on the day after its publication in order to allow operators to benefit from it as soon as possible.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee set up by Article 17 of Regulation (EEC) No 3030/93,

HAS ADOPTED THIS REGULATION:

Article 1

Transfers between the quantitative limits for textile goods originating in the People's Republic of China fixed by the Agreement between the European Community and the

People's Republic of China on trade in textile products are authorised for the quota year 2004 in accordance with the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 10 November 2004.

For the Commission

Pascal LAMY

Member of the Commission

ANNEX

720 China					ADJUSTMENTTransfers from quota year 2003		
Group	**Category**	**Unit**	**Limit 2004**	**Working level after implementing normal flexibilities**	**Quantity**	**%**	**New adjusted working level**
IA	1	kgs	4 770 000	4 455 350	190 800	4,0	4 646 150
IA	2a	kgs	4 359 000	4 533 360	121 624	2,8	4 654 984
IA	3	kgs	8 088 000	8 233 380	30 631	0,4	8 264 011
IA	3a	kgs	2 769 000	2 879 760	89 653	3,2	2 969 413
IB	5	pcs	39 422 000	39 814 430	63 825	0,2	39 878 255
IB	5a	pcs	250 000	257 500	10 000	4,0	267 500
IB	6	pcs	40 913 000	41 294 420	176 003	0,4	41 470 423
IB	7	pcs	17 093 000	17 605 790	683 720	4,0	18 289 510
IB	8	pcs	27 723 000	28 554 690	462	0,002	28 555 152
IIA	9	kgs	6 962 000	7 406 210	61 956	0,9	7 468 166
IIA	20/39	kgs	11 361 000	11 901 840	99 954	0,9	12 001 794
IIA	22	kgs	19 351 000	16 780 878	774 040	4,0	17 554 918
IIA	23	kgs	11 847 000	3 202 410	473 880	4,0	3 676 290
IIB	13	pcs	586 244 000	613 195 160	285 710	0,05	613 480 870
IIB	14	pcs	17 887 000	18 423 610	715 480	4,0	19 139 090
IIB	15	pcs	20 131 000	21 072 590	274 510	1,4	21 347 100
IIB	16	pcs	17 181 000	18 241 410	149 117	0,9	18 390 527
IIB	17	pcs	13 061 000	13 452 830	522 440	4,0	13 975 270
IIB	26	pcs	6 645 000	7 077 360	180 460	2,7	7 257 820