Commission Regulation (EC) No 1266/2004 of 8 July 2004 limiting the term of validity of export licences for certain products processed from cereals

COMMISSION REGULATION (EC) No 1266/2004

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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 1784/2003 of 29 September 2003 on the common organisation of the market in cereals[(1)], and in particular Article 9 thereof,

Having regard to Commission Regulation (EC) No 1342/2003 of 28 July 2003 laying down special detailed rules for the application of the system of import and export licences for cereals and rice[(2)], and in particular Article 7(1) thereof,

Whereas:

(1) Article 7(1) of Regulation (EC) No 1342/2003 fixes the term of validity of export licences, in particular for products processed from maize. That term of validity extends to the end of the fourth month following that of issue of the licence. The term of validity is fixed in accordance with market requirements and the need for sound management.

(2) The current situation on the maize market makes it desirable to limit the issuing of licences in order to avoid committing quantities from the new marketing year. Licences to be issued in forthcoming months must be reserved for exports before September 2004. To that end, the term of validity of export licences to be issued for execution up to 3 September 2004 must be limited. A temporary derogation should accordingly be introduced to Article 7(1) of Regulation (EC) No 1342/2003.

(3) In order to ensure sound management of the market and to prevent speculation, provision should be made for customs export formalities for export licences for products processed from maize to be completed by 3 September 2004 at the latest either as direct exports or exports under the arrangements laid down in Articles 4 and 5 of Council Regulation (EEC) No 565/80 of 4 March 1980 on the advance payment of export refunds in respect of agricultural products[(3)]. Such limiting of the term of validity of export licences entails a derogation from Articles 28(6) and 29(5) of Commission Regulation (EC) No 800/1999 of 15 April 1999 laying down common detailed rules for the application of the system of export refunds on agricultural products[(4)].

(4) The application of the measures provided for in this Regulation must coincide with its entry into force in order to avoid potential market disturbance.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EC) No 1266/2004. (See end of Document for details)*

HAS ADOPTED THIS REGULATION:

Article 1

1 Notwithstanding Article 7(1) of Regulation (EC) No 1342/2003, export licences for products referred to in the Annex applied for from the date of entry into force of this Regulation to 27 August 2004 shall be valid until 3 September 2004 only.

2 Customs export formalities for the above licences must be completed by 3 September 2004 at the latest.

That deadline shall also apply to the formalities referred to in Article 32 of Regulation (EC) No 800/1999 in respect of products placed under the arrangements referred to in Regulation (EEC) No 565/80 under cover of such licences.

One of the following shall be entered in Section 22 of the licences:

— Limitación establecida en el apartado 2 del artículo 1 del Reglamento (CE) nº 1266/2004
— Omezení stanovené na základě čl. 1 ods. 2 nařízení (ES) č. 1266/2004
— Begrænsning, jf. artikel 1, stk. 2, i forordning (EF) nr. 1266/2004
— Kürzung der Gültigkeitsdauer gemäß Artikel 1 Absatz 2 der Verordnung (EG) Nr. 1266/2004
— Piirang on ette nähtud määruse (EÜ) nr 1266/2004 artikli 1 lõike 2 alusel.
— Περιορισμός που προβλέπεται στο άρθρο 1 παράγραφος 2 του κανονισμού (ΕΚ) αριθ. 1266/2004
— Limitation provided for in Article 1(2) of Regulation (EC) No 1266/2004
— Limitation prévue à l'article 1er, paragraphe 2, du règlement (CE) nº 1266/2004
— Limitazione prevista all'articolo 1, paragrafo 2 del regolamento (CE) n. 1266/2004
— Ierobežojums paredzēts Regulas (EK) Nr. 1266/2004 1. panta 2. punktā
— Apribojimas numatytas Reglamento (EB) Nr. 1266/2004 1 straipsnio 2 dalyje
— Korlátozott érvényességi időtartam az 1266/2004/EK rendelet 1. cikk (2) bekezdésének megfelelően
— Limitazzjoni ipprovduta fl-Artikolu 1 (2) tar-Regolament (KE) Nru 1266/2004
— Beperking als bepaald in artikel 1, lid 2, van Verordening (EG) nr. 1266/2004
— Ograniczenie przewidziane w art. 1 ust. 2 rozporządzenia (WE) nr 1266/2004
— Limitação estabelecida no nº 2 do artigo 1.º do Regulamento (CE) nº 1266/2004
— Obmedzenie stanovené článkom 1 ods. 2 nariadenia (ES) č. 1266/2004
— Omejitev določena v členu 1(2) Uredbe (ES) št. 1266/2004
— Asetuksen (EY) N:o 1266/2004 1 artiklan 2 kohdassa säädetty rajoitus
— Begränsning enligt artikel 1.2 i förordning (EG) nr 1266/2004.

Article 2

This Regulation shall enter into force on 9 July 2004.

It shall apply to licences applied for from the date of its entry into force.

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

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 1266/2004. (See end of Document for details)*

Done at Brussels, 8 July 2004.

For the Commission

Franz FISCHLER

Member of the Commission