Commission Regulation (EC) No 985/2004 of 14 May 2004 fixing the import duties in the cereals sector

COMMISSION REGULATION (EC) No 985/2004

of 14 May 2004

fixing the import duties in the cereals sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals[(1)],

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector[(2)], and in particular Article 2(1) thereof,

Whereas:

(1) Article 10 of Regulation (EEC) No 1766/92 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation. However, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by 55 %, minus the cif import price applicable to the consignment in question. However, that duty may not exceed the rate of duty in the Common Customs Tariff.

(2) Pursuant to Article 10(3) of Regulation (EEC) No 1766/92, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market.

(3) Regulation (EC) No 1249/96 lays down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector.

(4) The import duties are applicable until new duties are fixed and enter into force.

(5) In order to allow the import duty system to function normally, the representative market rates recorded during a reference period should be used for calculating the duties.

(6) Application of Regulation (EC) No 1249/96 results in import duties being fixed as set out in Annex I to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the cereals sector referred to in Article 10(2) of Regulation (EEC) No 1766/92 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Changes to legislation: Commission Regulation (EC) No 985/2004 is up to date with all changes known to be in force on or before 25 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Article 2

This Regulation shall enter into force on 16 May 2004.

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

Done at Brussels, 14 May 2004.

For the Commission

J. M. SILVA RODRÍGUEZ

Agriculture Director-General

***Changes to legislation:** Commission Regulation (EC) No 985/2004 is up to date with all changes known to be in force on or before 25 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

ANNEX I

IMPORT DUTIES FOR THE PRODUCTS COVERED BY ARTICLE 10(2) OF REGULATION (EEC) NO 1766/92

CN code	Description	Import duty[a] (EUR/tonne)
1001 10 00	Durum wheat high quality	0,0
	medium quality	0,0
	low quality	0,0
1001 90 91	Common wheat seed	0,0
ex 1001 90 99	Common high quality wheat other than for sowing	0,0
1002 00 00	Rye	16,25
1005 10 90	Maize seed other than hybrid	27,68
1005 90 00	Maize other than seed[b]	27,68
1007 00 90	Grain sorghum other than hybrids for sowing	16,25

a For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:
— EUR 3 per tonne, where the port of unloading is on the Mediterranean Sea, or
— EUR 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Estonia, Latvia, Lithuania, Poland, Finland, Sweden or the Atlantic coasts of the Iberian peninsula.

b The importer may benefit from a flat-rate reduction of EUR 24 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties
period from 30 April 2004 to 13 May 2004

1. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Exchange quotations	Minneapolis	Chicago	Minneapolis	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2 (14 %)	YC3	HAD2	Medium quality[a]	Low quality[b]	US barley 2

a A discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

b A discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

c Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

d Fob Duluth.