COMMISSION REGULATION (EC) No 2278/2003

of 22 December 2003

setting out the duties applicable from 1 January 2004 to 30 April 2004 on the importation into the Community of certain goods covered by Council Regulation (EC) No 3448/93 from Hungary

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products [1], and in particular Article 7(2) thereof,

Whereas:

(1) Protocol 3 to the Europe Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Republic of Hungary, of the other part, approved by Decision 93/742/Euratom, ECSC, EC of the Council and the Commission [2], lays down the trade arrangements for the processed agricultural products which are listed therein.

(2) That Protocol was amended by Decision No 2/2002 of the EC-Hungary Association Council of 16 April 2002 on the improvement of the trade arrangements for processed agricultural products envisaged by Protocol 3 to the Europe Agreement [3], by which a reduction of the duties applicable to imports of certain goods originating in Hungary was provided with effect from 1 January 2002.

(3) A trade agreement was concluded during the first half of 2003, aiming to improve economic convergence in preparation for accession. This agreement lays down concessions in the form of completed liberalisation of trade for certain processed agricultural products and duty free quotas for others. It was implemented autonomously and transitionally from 1 July 2003, by Council Regulation (EC) No 999/2003 of 2 June 2003 adopting autonomous and transitional measures concerning the import of certain processed agricultural products originating in Hungary and the export of certain processed agricultural products to Hungary [4].

(4) The procedure for adopting a decision to amend Protocol 3 is in the process of being completed.

(5) For products not subject to the completed liberalisation and for imports outside the quotas the current provisions, subject to an annual improvement, continue to apply and the reduced amounts of agricultural components need to be determined.

(6) The duties applicable from 1 January 2004 to 30 April 2004 should therefore be established in accordance with Protocol 3 on imports of certain goods resulting from the processing of agricultural products originating in Hungary.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for horizontal questions concerning trade in processed agricultural products not listed in Annex I,

HAS ADOPTED THIS REGULATION:

Article 1

The duties applicable from 1 January 2004 to 30 April 2004 to the importation of goods originating in Hungary, covered by Table 2(a) and Table 2(b) of Annex I to Protocol 3 to the Europe Agreement, are set out in Annexes I, II and III.

Article 2

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

It shall apply from 1 January 2004.

[1] OJ L 318, 20.12.1993, p. 18; Regulation as last amended by Regulation (EC) No 2580/2000 (OJ L 298, 25.11.2000, p. 5).
[2] OJ L 347, 31.12.1993, p. 1.
[3] OJ L 172, 2.7.2002, p. 24.
[4] OJ L 146, 13.6.2003, p. 10.

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

Done at Brussels, 22 December 2003.

For the Commission
Erkki LIIKANEN
Member of the Commission

ANNEX I

TABLE A

(Annex I, Table 2(a), of Protocol 3, as amended by Decision No 2/2002)

Duties applicable upon import into the Community of goods originating in Hungary

CN code	Description	Duty applicable from 1.1.2004 to 30.4.2004
0405	Butter and other fats and oils derived from milk; dairy spreads:	
0405 20	– Dairy spreads:	
0405 20 10	–– Of a fat content, by weight, of 39 % or more but less than 60 %	6,3 % + EAR (*)
0405 20 30	–– Of a fat content, by weight, of 60 % or more but not exceeding 75 %	6,3 % + EAR (*)
0710	Vegetables (uncooked or cooked by steaming or boiling in water), frozen:	
0710 40 00	– Sweetcorn	0 % + 6,5 EUR/100 kg net eda
0711	Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:	
0711 90	– Other vegetables; mixtures of vegetables:	
	–– Vegetables:	
0711 90 30	––– Sweetcorn	0 % + 6,5 EUR/100 kg net eda
1704	Sugar confectionery (including white chocolate), not containing cocoa:	
1704 10	– Chewing gum, whether or not sugar-coated:	
1704 10 11 to 1704 10 19	–– Containing less than 60 % by weight of sucrose (including invert sugar expressed as sucrose)	1,4 % + 18,9 EUR/ 100 kg MAX 12,5 %
1704 10 91 to 1704 10 99	–– Containing 60 % or more by weight of sucrose (including invert sugar expressed as sucrose)	1,4 % + 21,6 EUR/ 100 kg MAX 12,7 %
1704 90	– Other:	
1704 90 30	–– White chocolate	1,4 % + 31,5 EUR/ 100 kg MAX 13,2 % + 11,5 EUR/ 100 kg
1704 90 51 to 1704 90 99	–– Other	1,4 % + EAR (*) MAX 13 % + AD S/ZR (**)
1806	Chocolate and other food preparations containing cocoa:	
1806 10	– Cocoa powder, containing added sugar or other sweetening matter:	
1806 10 15	–– Containing no sucrose or containing less than 5 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	3,5 %
1806 10 20	–– Containing 5 % or more but less than 65 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	3,5 % + 17,6 EUR/ 100 kg

CN code	Description	Duty applicable from 1.1.2004 to 30.4.2004
1806 10 30	– – Containing 65 % or more but less than 80 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	3,5 % + 21,9 EUR/ 100 kg
1806 10 90	– – Containing 80 % or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	3,5 % + 29,3 EUR/ 100 kg
1806 20	– Other preparations in block, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form in containers or immediate packings, of a content exceeding 2 kg:	
1806 20 10	– – Containing 31 % or more by weight of cocoa butter or containing a combined weight of 31 % or more of cocoa butter and milk fat	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
1806 20 30	– – Containing a combined weight of 25 % or more, but less than 31 % of cocoa butter and milk fat	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
	– – Other:	
1806 20 50	– – – Containing 18 % or more by weight of cocoa butter	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
1806 20 70	– – – Chocolate milk crumb	3,5 % + EAR (*)
1806 20 80	– – – Chocolate flavour coating	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
1806 20 95	– – – Other	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
	– Other, in blocks, slabs or bars:	
1806 31 00	– – Filled	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
1806 32	– – Not filled	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
1806 90	– Other	3,5 % + EAR (*) MAX 13 % + AD S/ZR (**)
1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included:	
1901 90	– Other:	
	– – Other:	
1901 90 99	– – – Other	0 % + EAR (*)
1902	Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared:	
	– Uncooked pasta, not stuffed or otherwise prepared:	
1902 11 00	– – Containing eggs	5,3 % + 17,2 EUR/ 100 kg
1902 19	– – – Other:	

CN code	Description	Duty applicable from 1.1.2004 to 30.4.2004
1902 19 10	– – – Containing no common wheat flour or meal	5,3 % + 17,2 EUR/ 100 kg
1902 19 90	– – – Other	5,3 % + 14,7 EUR/ 100 kg
1902 20	– Stuffed pasta whether or not cooked or otherwise prepared:	
	– – – Other:	
1902 20 91	– – – Cooked	5,8 % + 4,2 EUR/ 100 kg
1902 20 99	– – – Other	5,8 % + 11,9 EUR/ 100 kg
1902 30	– Other pasta:	
1902 30 10	– – Dried	4,4 % + 17,2 EUR/ 100 kg
1902 30 90	– – Other	4,4 % + 6,7 EUR/ 100 kg
1902 40	– Couscous:	
1902 40 10	– – Unprepared	5,3 % + 17,2 EUR/ 100 kg
1902 40 90	– – – Other	4,4 % + 6,7 EUR/ 100 kg
1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:	
1905 10 00	– Crispbread	4 % + 9,1 EUR/100 kg
1905 20	– Gingerbread and the like:	
1905 20 10	– – Containing by weight of sucrose less than 30 % (including invert sugar expressed as sucrose)	4,2 % + 12,8 EUR/ 100 kg
1905 20 30	– – Containing by weight of sucrose 30 % or more but less than 50 % (including invert sugar expressed as sucrose)	4,2 % + 17,2 EUR/ 100 kg
1905 20 90	– – Containing by weight of sucrose 50 % or more (including invert sugar expressed as sucrose)	4,2 % + 21,9 EUR/ 100 kg
	– Sweet biscuits; waffles and wafers:	
1905 31	– – Sweet biscuits	
	– – – Completely or partially coated or covered with chocolate or other preparations containing cocoa:	
1905 31 11	– – – – In immediate packings of a net content not exceeding 85 g	4,2 % + EAR (*) MAX 16,9 % + AD S/ZR (**)
1905 31 19	– – – – Other	4,2 % + EAR (*) MAX 16,9 % + AD S/ZR (**)
	– – – Other:	
1905 31 30	– – – – Containing 8 % or more by weight of milk fats	4,2 % + EAR (*) MAX 16,9 % + AD S/ZR (**)
	– – – – Other:	