COMMISSION REGULATION (EC) No 384/2003

of 26 February 2003

amending Council Regulation (EC) No 32/2000 to take account of Commission Regulation (EC) No 1832/2002 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 32/2000 of 17 December 1999 opening and providing for the administration of Community tariff quotas bound in GATT and certain other Community tariff quotas and establishing detailed rules for adjusting the quotas and repealing Council Regulation (EC) No 1808/95 [1], as last amended by Commission Regulation (EC) No 811/2002 [2], and in particular Article 9(1)(a) thereof,

Whereas:

(1) Commission Regulation (EC) No 1832/2002 of 1 August 2002, amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff [3], introduces an exemption from duties from 1 January 2003 for rum and tafia. The tariff quotas opened for these products in Annex I to Regulation (EC) No 32/2000 have therefore become redundant and must be closed from 31 December 2002. That Annex must therefore be amended.

(2) For reasons of clarity, Annexes I to IV to Regulation (EC) No 32/2000 should be replaced.

(3) This Regulation must apply from the date of entry into force of Regulation (EC) No 1823/2002.

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

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I to IV to Regulation (EC) No 32/2000 are replaced by the text in the Annex to this Regulation.

Article 2

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

It shall apply from 1 January 2003.

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

Done at Brussels, 26 February 2003.

For the Commission
Frederik BOLKESTEIN
Member of the Commission

[1] OJ L 5, 8.1.2000, p. 1.
[2] OJ L 132, 17.5.2002, p. 13.
[3] OJ L 290, 28.10.2002, p. 1.

ANNEX I

LIST OF COMMUNITY TARIFF QUOTAS BOUND IN GATT

Notwithstanding the rules for the interpretation of the Combined Nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of this Annex, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

Serial number	CN code	Taric subdivision	Description of goods	Quota period	Quota volume	Rate of duty (%)
09.0006	0302 40 0303 50 0304 10 97 ex 0304 10 98 0304 90 22	 12 	Herring, subject to compliance with the reference prices	From 1.1. 2003 to 14.2.2003 and from 16.6. to 14.2.	(1) 34 000 tonnes	0
09.0007	ex 0305 51 10 ex 0305 51 10 ex 0305 51 90 ex 0305 51 90 0305 59 11 0305 59 19 ex 0305 62 00 ex 0305 62 00 ex 0305 62 00 ex 0305 62 00 0305 69 10	10 20 10 20 20 25 50 60 	Cod of the species *Gadus morhua* and *Gadus ogac* and fish of the species *Boreogadus saida*: — dried, whether or not salted but not smoked — salted but not dried or smoked and in brine	From 1.1. to 31.12.	25 000 tonnes	0
09.0009	ex 0302 69 68 ex 0303 78 19	10 10	Silver hake (*Merluccius bilinearis*), fresh, chilled or frozen	From 1.1. to 31.12.	2 000 tonnes	8
09.0013	ex 4412 19 00 ex 4412 92 99 ex 4412 99 80	10 10 10	Plywood of coniferous species, without the addition of other substances: — of a thickness greater than 8,5 mm, the faces of which are not further prepared than the peeling process — or sanded, and of a thickness greater than 18,5 mm	From 1.1. to 31.12.	650 000 m^3	0
09.0019	7202 21 7202 29	 	Ferro-silicon	From 1.1. to 31.12.	12 600 tonnes	0
09.0021	7202 30 00		Ferro-silicon-manganese	From 1.1. to 31.12.	18 550 tonnes	0
09.0023	ex 7202 49 10 ex 7202 49 50	11 11	Ferro-chromium containing not more than 0,10 % by weight of carbon and more than 30 % but not more than 90 % of chromium (super-refined ferrochromium)	From 1.1. to 31.12.	2 950 tonnes	0
09.0045	ex 0303 29 00	20	Fish, frozen, of the genus *Coregonus*	From 1.1. to 31.12.	1 000 tonnes	5,5

Serial number	CN code	Taric subdivision	Description of goods	Quota period	Quota volume	Rate of duty (%)
09.0046	ex 1605 40 00	30	Freshwater crayfish cooked with dill, frozen	From 1.1. to 31.12.	3 000 tonnes	0
09.0047	ex 1605 20 10 ex 1605 20 91 ex 1605 20 99	40 40 40	Shrimps and prawns of the species *Pandalus borealis*, shelled, boiled and frozen, but not otherwise prepared	From 1.1. to 31.12.	500 tonnes	
09.0048	ex 0304 20 95	20	Fillets of fish, frozen, of the species *Allocyttus* spp. and *Pseudocyttus maculatus*	From 1.1. to 31.12.	200 tonnes	0
09.0050	ex 5306 10 10 ex 5306 10 30	10 10	Unbleached flax yarn (other than tow yarn), not put up for retail sail, measuring 333,3 decitex or more (not exceeding 30 metric numbers), intended for the manufacture of multiple or cabled yarn for the footwear industry or for whipping cables (2)	From 1.1. to 31.12.	400 tonnes	1,8
09.0051	7018 10 90		Similar glass smallwares other than glass beads, imitation pearls and imitation precious or semi-precious stones	From 1.1. to 31.12.	52 tonnes	0
09.0091	1702 50 00		Chemically pure fructose	From 1.1.2003 to 30.6.2003 and from 1.1. to 30.6	(3) 4 504 tonnes	(4)

(1) Remaining volume of quota period 2002/2003 in accordance with Regulation (EC) No 32/2000.
(2) Control of the usage for this end use shall be carried out pursuant to the relevant Community provisions.
(3) Remaining volume of quota period 2002/2003 in accordance with Regulation (EC) No 32/2000.
(4) Suspension of specific duty as from 1 July 1995; the *ad valorem* duty to be taken into account is the duty in force appearing in Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987), as amended.

ANNEX II

COMMUNITY TARIFF QUOTA FOR THE COMMUNITY OUTWARD PROCESSING OF CERTAIN TEXTILE PRODUCTS [1]

Notwithstanding the rules for the interpretation of the Combined Nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of this Annex, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

Serial number	CN code	Description of goods	Quota period	Quota volume (in EUR)	Rate of duty (%)
09.2501		Goods resulting from processing work as provided for in the arrangement with Switzerland [2] on processing traffic in textiles as follows: (a) processing work on woven fabrics falling within Chapters 50 to 55 and CN code 5809 00 00 (b) twisting or throwing, cabling and texturising (whether or not combined with other processing work) of yarns falling within Chapters 50 to 55 and CN code 5605 00 00 (c) processing work on products falling within the following CN codes:	From 1.1.2003 to 31.8. 2003 and from 1.9. to 31.8	[3] 1 870 000 of value added	0
		Gimped yarn, and strip and the like of heading No 5404 or 5405, gimped (other than those of heading No 5605 and gimped horsehair yarn); chenille yarn (including flock chenille yarn); loop wale-yarn:			
		– Other:			
	5606 00 91	– – Gimped yarn			
	5606 00 99	– – Other			
		Woven pile fabrics and chenille fabrics, other than fabrics of heading No 5802 or 5806:			
	5801 10 00	– Of wool or fine animal hair			
		– Of cotton:			
	5801 22 00	– – Cut corduroy			
	5801 23 00	– – Other weft pile fabrics			
	5801 24 00	– – Warp pile fabrics, épinglé (uncut)			
	5801 25 00	– – Warp pile fabrics, cut			
	5801 26 00	– – Chenille fabrics			
		– Of man-made fibres:			
	5801 32 00	– – Cut corduroy			
	5801 33 00	– – Other weft pile fabrics			
	5801 34 00	– – Warp pile fabrics, épinglé (uncut)			
	5801 35 00	– – Warp pile fabrics, cut			
	5801 36 00	– – Chenille fabrics			
	5801 90	– Of other textile materials			

Serial number	CN code	Description of goods	Quota period	Quota volume (in EUR)	Rate of duty (%)
09.2501 (*cont'd*)	5802	Terry towelling and similar woven terry fabrics, other than narrow fabrics of heading No 5806; tufted textile fabrics, other than products of heading No 5703			
	5804	Tulles and other net fabrics, not including woven, knitted or crocheted fabrics; lace in the piece, in strips or in motifs, other than fabrics of heading No 6002			
	5806	Narrow woven fabrics, other than goods of heading No 5807; narrow fabrics consisting of warp without weft assembled by means of an adhesive (bolducs)			
	5808	Braids in the piece; ornamental trimmings in the piece, without embroidery other than knitted or crocheted; tassels, pompoms and similar articles			
	6001	Pile fabrics, including 'long pile' fabrics and terry fabrics, knitted or crocheted			
	6002 to 6006	Other knitted or crocheted fabrics			

(1) For the purposes of applying this tariff quota, the following definitions shall apply:

(a) 'processing work' shall mean:

— for the purposes of paragraphs (a) and (c) of the third column: bleaching, dyeing, printing, flocking, impregnating, dressing and other work which changes the appearance or quality of the goods without however changing their nature,

— for the purposes of paragraph (b) of the third column: twisting or throwing, cabling and texturing, whether or not combined with reeling, dyeing or other work which changes the appearance, quality or finish of the goods, without however changing their nature;

(b) 'value added' shall mean:

the difference between the customs value, as defined in Community legislation on the subject, at the time of reimportation and the customs value which would be established if the products were reimported in the state in which they were exported.

(2) Council Decision 69/304/EEC of 28 July 1969 (OJ L 240 of 24.9.1969, p. 5).

(3) Remaining volume of quota period 2002/2003 in accordance with Regulation (EC) No 32/2000.