COUNCIL REGULATION (EC) No 1151/2002

of 27 June 2002

establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for an adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreement with Estonia

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) The Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Estonia, of the other part [1], hereinafter referred to as the 'Europe Agreement', provides for certain concessions for certain agricultural products originating in Estonia.

(2) The first improvements to the preferential arrangements of the Europe Agreement were provided for in the Protocol adjusting trade aspects of the Europe Agreement to take account of the accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden to the European Union and the outcome of the Uruguay Round negotiations on agriculture, including improvements to the existing preferential arrangements [2]. The Council approved the abovementioned Protocol on behalf of the Community by Decision 1999/86/EC [3].

(3) Improvements to the preferential arrangements of the Europe Agreement were also provided for, in the form of an autonomous and transitional measure pending a second adjustment of the relevant provisions of the Europe Agreement, as a result of a first round of negotiations to liberalise the agricultural trade. The improvements entered into force as from 1 July 2000 by virtue of Council Regulation (EC) No 1349/2000 of 19 June 2000 establishing certain concessions in the form of Community tariff quotas for certain agricultural products and providing for an adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreement with Estonia [4]. The second adjustment of the relevant provisions in the Europe Agreement — which will take the form of another Additional Protocol thereto — has not yet entered into force.

(4) A new Additional Protocol to the Europe Agreement on trade liberalisation for agricultural products has been negotiated.

(5) A swift implementation of the adjustments forms an essential part of the results of the negotiations for the conclusion of a new Additional Protocol to the Europe Agreement. It is therefore appropriate to provide for the adjustment, as an autonomous and transitional measure, of the agricultural concessions provided for in the Europe Agreement.

(6) The measures necessary for the implementation of this Regulation should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission [5].

(7) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code [6] codified the management rules for tariff quotas designed to be used following the chronological order of dates of customs declarations. Tariff quotas under this Regulation should therefore be administered in accordance with those rules.

(8) As a result of the aforementioned negotiations, Regulation (EC) No 1349/2000 has effectively lost its substance and should therefore be repealed,

HAS ADOPTED THIS REGULATION:

Article 1

1. The arrangements for import into the Community applicable to certain agricultural products originating in Estonia as set out in Annex C(a) and Annex C(b) to this Regulation shall replace those set out in Annex Va to the Europe Agreement.

2. On the entry into force of the Additional Protocol adjusting the Europe Agreement to take into account the outcome of the negotiations between the Parties on new mutual agricultural concessions, the concessions provided for in that Protocol shall replace those referred to in Annex C(a) and Annex C(b) to this Regulation.

[1] OJ L 68, 9.3.1998, p. 3.
[2] OJ L 29, 3.2.1999, p. 11.
[3] OJ L 29, 3.2.1999, p. 9.
[4] OJ L 155, 28.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 2677/2000 (OJ L 308, 8.12.2000, p. 7).
[5] OJ L 184, 17.7.1999, p. 23.
[6] OJ L 253, 11.10.1993, p. 1. Regulation as last amended by Commission Regulation (EC) No 444/2002 (OJ L 68, 12.3.2002, p. 11).

3. The Commission shall adopt detailed rules for the application of this Regulation in accordance with the procedure laid down in Article 3(2).

Article 2

Tariff quotas with an order number above 09.5100 shall be administered by the Commission in accordance with Articles 308a, 308b and 308c of Regulation (EEC) No 2454/93.

Article 3

1. The Commission shall be assisted by the Management Committee for Cereals instituted by Article 23 of Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals [1] or, where appropriate, by the committee instituted by the relevant provisions of the other Regulations on the common organisation of agricultural markets.

2. Where reference is made to this paragraph, Articles 4 and 7 of Decision 1999/468/EC shall apply.

The period laid down in Article 4(3) of Decision 1999/468/EC shall be set at one month.

3. The Committee shall adopt its rules of procedure.

Article 4

Regulation (EC) No 1349/2000 is hereby repealed.

Article 5

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

It shall apply from 1 July 2002.

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

Done at Luxembourg, 27 June 2002.

For the Council

The President

M. ARIAS CAÑETE

[1] OJ L 181, 1.7.1992, p. 21. Regulation as last amended by Regulation (EC) No 1666/2000 (OJ L 193, 29.7.2000, p. 1).

ANNEX C(a)

The following products originating in Estonia shall benefit from a preferential zero-duty within unlimited quantities (applicable duty 0 % of most-favoured nation duty) when imported into the Community

CN Code (1)	CN Code (1)	CN Code (1)	CN Code (1)	CN Code (1)
0101 10 90	0709 90 90	0812 90 50	1511 90 19	2005 10 00
0101 90 19	0710 10 00	0812 90 60	1511 90 91	2005 20 20
0101 90 30	0710 21 00	0812 90 99	1511 90 99	2005 20 80
0101 90 90	0710 22 00	0813 10 00	1512	2005 40 00
0104	0710 29 00	0813 20 00	1513	2005 51 00
0106 19 10	0710 30 00	0813 30 00	1514	2005 59 00
0106 39 10	0710 80 51	0813 40 10	1515	2005 60 00
0204	0710 80 59	0813 40 30	1516 10 10	2005 90 10
0205	0710 80 61	0813 40 95	1516 20 91	2005 90 50
0206 80 91	0710 80 69	0813 50 15	1516 20 95	2005 90 60
0206 90 91	0710 80 70	0813 50 19	1516 20 96	2005 90 70
0207 13 91	0710 80 80	0813 50 91	1516 20 98	2005 90 75
0207 14 91	0710 80 85	0813 50 99	1517 10 90	2005 90 80
0207 26 91	0710 80 95	0901 12 00	1517 90 99	2006 00 99
0207 27 91	0710 90 00	0901 21 00	1518 00 31	2007 10 91
0207 35 91	0711 40 00	0901 22 00	1518 00 39	2007 10 99
0207 36 89	0711 59 00	0901 90 90	1522 00 91	2007 99 10
0208	0711 90 10	0902 10 00	1601 00 10	2007 99 91
0210 91 00	0711 90 50	0904 12 00	1602 10 00	2007 99 98
0210 92 00	0711 90 80	0904 20 10	1602 20 19	2008 11 92
0210 93 00	0711 90 90	0904 20 90	1602 20 90	2008 11 94
0210 99 10	0712 20 00	0907 00 00	1602 31	2008 11 96
0210 99 21	0712 31 00	0910 40 13	1602 32 19	2008 11 98
0210 99 29	0712 32 00	0910 40 19	1602 32 30	2008 19 19
0210 99 31	0712 33 00	0910 40 90	1602 32 90	2008 19 93
0210 99 39	0712 39 00	0910 91 90	1602 39 29	2008 19 95
0210 99 59	0712 90 05	0910 99 99	1602 39 40	2008 19 99
0210 99 60	0712 90 30	1001 90 10	1602 39 80	2008 40 11
0210 99 79	0712 90 50	1008 10 00	1602 41 90	2008 40 21
0210 99 80	0712 90 90	1008 20 00	1602 42 90	2008 40 29
0407 00 90	0713 50 00	1008 90 90	1602 49 90	2008 40 39
0409 00 00	0713 90 10	1102 90 90	1602 50 31	2008 40 51
0410 00 00	0713 90 90	1103 19 90	1602 50 39	2008 40 59
0601	0802 11 90	1103 20 90	1602 50 80	2008 40 71
0602	0802 12 90	1105 10 00	1602 90 10	2008 40 91
0603	0802 21 00	1105 20 00	1602 90 31	2008 40 99
0604	0802 22 00	1106 10 00	1602 90 41	2008 50 11
0701 10 00	0802 31 00	1106 30	1602 90 69	2008 60 11
0701 90 10	0802 32 00	1107	1602 90 72	2008 60 31
0701 90 50	0802 40	1108 20 00	1602 90 74	2008 60 39
0701 90 90	0802 90 50	1208 10 00	1602 90 76	2008 60 51
0703 10	0802 90 85	1209	1602 90 78	2008 60 59
0703 90 00	0806 20 11	1210	1602 90 98	2008 60 61
0704 20 00	0806 20 12	1211 90 30	1603 00 10	2008 60 71
0704 90 90	0806 20 91	1212 10 10	1703	2008 60 79
0705 19 00	0806 20 92	1212 10 99	1704 90 10	2008 60 91
0705 21 00	0806 20 98	1214 90 10	2001 10 00	2008 80 11
0705 29 00	0808 20 90	1302 19 05	2001 90 20	2008 80 31
0706	0809 40 90	1501 00 90	2001 90 50	2008 80 39
0708 10 00	0810 40 30	1502 00 90	2001 90 70	2008 80 50
0708 90 00	0810 40 50	1503 00 19	2001 90 75	2008 80 70
0709 20 00	0810 40 90	1503 00 90	2001 90 85	2008 80 91
0709 30 00	0810 60 00	1504 10 10	2001 90 93	2008 80 99
0709 40 00	0810 90 95	1504 10 99	2001 90 96	2008 92 14
0709 52 00	0811 90 39	1504 20 10	2003 20 00	2008 92 34
0709 59	0811 90 50	1504 30 10	2003 90 00	2008 92 38
0709 60 10	0811 90 70	1507	2004 10 10	2008 92 59
0709 60 99	0811 90 75	1508 10 90	2004 10 99	2008 92 74
0709 70 00	0811 90 80	1508 90 10	2004 90 30	2008 92 78
0709 90 10	0811 90 95	1508 90 90	2004 90 50	2008 92 93
0709 90 20	0812 10 00	1511 10 90	2004 90 91	2008 92 96
0709 90 50	0812 90 40	1511 90 11	2004 90 98	2008 92 98

CN Code (1)	CN Code (1)	CN Code (1)	CN Code (1)	CN Code (1)
2008 99 28	2009 50 10	2009 80 38	2009 90 19	2308 00 90
2008 99 37	2009 50 90	2009 80 50	2009 90 29	2309 10 51
2008 99 40	2009 71 10	2009 80 63	2009 90 39	2309 10 90
2008 99 45	2009 71 91	2009 80 69	2009 90 51	2309 90 10
2008 99 49	2009 71 99	2009 80 71	2009 90 59	2309 90 31
2008 99 55	2009 79 19	2009 80 79	2009 90 96	2309 90 41
2008 99 68	2009 79 30	2009 80 89	2009 90 98	2309 90 51
2008 99 72	2009 79 93	2009 80 95	2204 30 10	2309 90 91
2008 99 78	2009 79 99	2009 80 96	2302 50 00	2905 45 00
2008 99 99	2009 80 19	2009 80 99	2306 90 19	

(1) As defined in Commision Regulation (EC) No 2031/2001 of 6 August 2001 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 279, 23.10.2001, p. 1).

ANNEX C(b)

Imports into the Community of the following products originating in Estonia shall be subject to the concessions set out below (MFN = most — favoured nation duty)

Order No	CN code	Description (1)	Applicable duty (% of MFN) (2)	Annual quantity from 1.7.2002 to 30.6.2003 (tonnes)	Yearly increase as from 1.7.2003 (tonnes)	Specific provisions
09.4598	0102 90 05	Live bovine animals of domestic species of a live weight not exceeding 80 kg	20	178 000 heads	0	(3)
09.4537	0102 90 21 0102 90 29 0102 90 41 0102 90 49	Live bovine animals of domestic species of a live weight exceeding 80 kg but not exceeding 300 kg	20	153 000 heads	0	(3)
09.4563	ex 0102 90	Heifers and cows, not for slaughter, of the following mountain breeds: grey, brown, yellow, spotted Simmental and Pinzgau	6 % *ad valorem*	7 000 heads	0	(4)
09.4851	0201 0202 1602 50 10	Meat of bovine, animals, fresh or chilled Meat of bovine animals, frozen Uncooked; mixtures of cooked meat or offal and uncooked meat or offal of other prepared or preserved meat of bovine animals	free	1 100	350	
09.4583	ex 0203	Meat of domestic swine, fresh, chilled or frozen, excluding CN codes 0203 11 90, 0203 12 90, 0203 19 90, 0203 21 90, 0203 22 90, 0203 29 90	free	2 000	375	(5)
09.4852	0206 10 95 0206 29 91	Thick skirt and thin skirt of bovine animals, fresh, chilled or frozen	free	100	30	
09.6649	ex 0207	Meat and edible offal, of the poultry of heading No 0105, fresh, chilled or frozen, excluding CN codes 0207 13 91, 0207 14 91, 0207 26 91, 0207 27 91, 0207 34 10, 0207 34 90, 0207 35 91, 0207 36 81, 0207 36 85, 0207 36 89	free	1 005	250	
09.4853	0210 19	Meat of swine, salted or in brine, dried or smoked, other	free	100	30	
09.4578	0401	Milk and cream, not concentrated, nor containing added sugar or other sweetening matter	free	800	150	
09.4546	0402 10 19 0402 21 19	Skimmed milk powder Whole milk powder	free	14 000	0	
09.4579	 0403 10 11 0403 10 13 0403 10 19	Yoghurt, not flavoured nor containing added fruit, nuts or cocoa: Not containing added sugar or other sweetening matter, with a fat content, by weight: Not exceeding 3 % Exceeding 3 % but not exceeding 6 % Exceeding 6 %	free	800	240	