



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 16.04.1996
COM(96)164 final

96/0108 (ACC)

Proposal for a

COUNCIL REGULATION (EC)

on the implementation of the concessions set out in Schedule CXL drawn up in the wake of the conclusion of the GATT XXIV.6 negotiations

(presented by the Commission)

EXPLANATORY MEMORANDUM

In the wake of the accession of Austria, Finland and Sweden, the Community concluded Agreements with certain third countries concerning the conclusion of negotiations under GATT Article XXIV.6¹. Those Agreements provide inter alia for certain Community commitments in the field of agriculture. Pursuant to those Agreements, the Commission drew up a new Schedule CXL (European Communities), applicable to the customs territory of the Community as constituted at 1 January 1995 to replace Schedule LXXX (European Communities) in the Annex to the Marrakesh Protocol to the GATT, 1994. In the meantime that Schedule was forwarded to the World Trade Organization. The commitments covered by the new Schedule relate inter alia to the adjustment of quantities which may be imported into the Community under existing tariff import quotas and the opening of several new quotas. It ensues that those arrangements, and in particular those applicable from 1 January 1996, must become operational as soon as possible. This proposal accordingly calls on the Council to authorize the Commission to take the measures necessary for its implementation, in accordance with the management committee procedure. In addition, the proposal provides that the introduction of any amendments to the abovementioned Schedule which the Council may authorize must also be decided in accordance with that procedure for the sake of simplification and in particular in accordance with Regulation (EC) No 774/94².

¹ OJ No 334, 30.12.1995, pp. 25 and 38.

² Council Regulation (EC) No 774/94 of 29 March 1994 opening and providing for the administration of certain Community tariff quotas for high-quality beef, and for pigmeat, poultrymeat, wheat and meslin, and brans, sharps and other residues (OJ No L 91, 8.4.1994 p. 1). Last amended by Commission Regulation (EC) No 2198/95 of 18 September 1995 (OJ No L 221, 19.9.1995, p. 3).

COUNCIL REGULATION (EC) No/96
of
on the implementation of the concessions set out in Schedule CXL drawn
up in the wake of the conclusion of the GATT XXIV.6 negotiations

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas, in the wake of the accession of Austria, Finland and Sweden, the Community concluded Agreements with certain third countries concerning the conclusion of the negotiations under GATT Article XXIV.6¹; whereas those Agreements provide *inter alia* for certain Community commitments in the field of agriculture; whereas, pursuant to those Agreements, the Commission has drawn up a new schedule CXL (European Communities), applicable to the customs territory of the Community as constituted at 1 January 1995, to replace Schedule LXXX (European Communities) in the Annex to the Marrakesh Protocol to the GATT, 1994; whereas that Schedule has been forwarded to the World Trade Organization; whereas the commitments set out in the abovementioned Schedule and in particular the commitments applicable from 1 January 1996, must be implemented at the earliest opportunity; whereas, as a consequence, the Council should authorize the Commission to take the requisite measures in accordance with the management committee procedure; whereas, for the sake of simplification, provision should also be made for the same procedure to be used to introduce such amendments to the abovementioned Schedule as the Council may authorize,

HAS ADOPTED THIS REGULATION:

¹ OJ No L 334, 30.12.1995, pp. 25 and 38.

Article 1

1. At the earliest opportunity, the Commission shall adopt the measures required for the implementation in agriculture of the concessions set out in Schedule CXL (European Communities) forwarded to the World Trade Organization and applying to the customs territory of the Community as constituted at 1 January 1995. Such measures shall be adopted in accordance with the procedure provided for in Article 23 of Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals², the corresponding provisions of the other Regulations on the common organization of the markets and, as regards products covered by CN code 0701 90 51, in Article 33 of Council Regulation (EC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables³,
2. Should the Council authorize any amendment to the list referred to in paragraph 1, the resulting measures shall subsequently be adopted in accordance with the procedure referred to in that paragraph.

Article 2

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

It shall apply from 1 January 1996.

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

Done at Brussels,

For the Council

² OJ No L 181, 1.7.1992, p. 21. Last amended by Regulation (EC) No 1863/95 of 17 July 1995 (OJ No L 179, 29.7.1995, p. 1.)

³ OJ No L 118, 20.5.1972. Last amended by Regulation (EC) No 1363/95 of 15 June 1995 (OJ No L 260, 16.6.1995, p. 8.)

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