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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 29.4.2009
COM(2009) 202 final

Proposal for a

COUNCIL REGULATION

**amending Regulation (EC) No 1255/96 temporarily suspending the autonomous
common customs tariff duties on certain industrial, agricultural and fishery products**

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE PROPOSAL

1.1. Grounds for and objectives of the proposal

The Commission, assisted by the Economic Tariff Questions Group, has reviewed all the requests for temporary suspension of autonomous common customs tariff duties presented to it by the Member States. The attached proposal concerns certain industrial and agricultural products. Requests for suspension relating to the above products were examined in the light of the criteria set out in the communication from the Commission concerning autonomous tariff suspensions and quotas (see OJ C 128, 25.4.1998, p. 2). Following this review, the Commission considers that the suspension of duties is justified for the products listed in Annex I to the attached proposal for a Regulation. Products for which suspension is no longer in the Community's economic interests have been withdrawn. The annexes to this Regulation list the products for which suspension is proposed, or for which the wording has to be changed, and the products removed from the Annex to Regulation (EC) No 1255/96. The validity period of the measure is 1 July 2009 to 31 December 2013, in order to carry out economic examinations of the individual suspensions in this period. The suspensions, whose cancellation or continuation is considered necessary by the Commission and Economic Tariff Questions Group shall be extended or deleted after this date.

1.2. General context

It is in the interest of the Community to suspend totally the autonomous common customs tariff duties for a number of new products not listed in the Annex to Council Regulation (EC) No 1255/96 temporarily suspending the autonomous common customs tariff duties on certain industrial, agricultural and fishery products.

1.3. Provisions in force in the field covered by the proposal

OJ L 158, 29.6.1996, p. 1. Regulation last amended by Regulation (EC) No 1/2009 (OJ L 1, 5.1.2009, p. 1).

1.4. Consistency with the other policies and objectives of the Union

The proposal is in line with agricultural, trade, enterprise, development and external relations policies. Especially this proposal is not at the expense of countries enjoying a preferential trading agreement with the EU (e.g. GSP, ACP regime, candidate and potential candidate countries of the Western Balkans).

2. CONSULTATION OF INTERESTED PARTIES AND IMPACT ASSESSMENT

2.1. Consultation of stakeholders

Consultation methods, main sectors targeted and general profile of respondents

The Economic Tariff Questions Group representing the industries of each Member State was consulted.

Summary of responses and how they have been taken into account

All listed suspensions reflect what was agreed during the discussions within the Economic Tariff Questions Group.

2.2. Collection and use of expertise

Scientific areas or fields of expertise concerned

Experts representing the Member States in the Economic Tariff Questions Group.

Methodology used

Open consultation.

Main organisations/experts consulted

Experts designated by each of the Member States.

Summary of advice received and used

The existence of potentially serious risks with irreversible consequences has not been mentioned.

Methods used to make the results of these expert opinions available to the public

Publication of the proposal.

2.3. Impact assessment

By relieving the Community industry from 11 300 000 € duty the production costs for finished products are reduced. This strengthens the market position of goods made inside the EU against competitive products imported from third countries. It is in accordance with the principles set out in Commission Communication concerning autonomous tariff suspensions and quotas. The proposed amendment is an instrument to keep and provide new employment within the European Union. Proposal included in the Commission's Working and Legislative Programme 2009.

3. LEGAL ELEMENTS OF THE PROPOSAL

3.1. Summary of the proposed action

Proposal for a Council Regulation amending Regulation (EC) No 1255/96 temporarily suspending the autonomous common customs tariff duties on certain industrial, agricultural and fishery products.

3.2. Legal basis

Article 26 EC-Treaty.

3.3. Subsidiarity principle

The subsidiarity principle does not apply, as the proposal falls under the exclusive competence of the Community.

3.4. Proportionality principle

The proposal complies with the principle of proportionality for the following reasons.

This set of measures is in line with the principles set out to simplify the procedures for the operators engaged in foreign trade and in accordance with the Commission communication concerning autonomous tariff suspensions and quotas.

3.5. Choice of instruments

Proposed instruments: Regulation

Other instruments would not be appropriate for the following reasons:

By virtue of Article 26 of the EC Treaty autonomous tariff suspensions and quotas are approved by the Council acting by qualified majority on the basis of a Commission proposal

4. BUDGETARY IMPLICATION

Uncollected customs duties with a total amount of 11 300 000 €year.

5. ADDITIONAL INFORMATION

5.1. Simplification

In Annex I to the proposed regulation a differential list of duty suspensions will be published. In Annex II the deletions are listed.

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amending Regulation (EC) No 1255/96 temporarily suspending the autonomous common customs tariff duties on certain industrial, agricultural and fishery products

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 26 thereof,

Having regard to the proposal from the Commission¹,

Whereas:

- (1) It is in the Community's interest to suspend totally the autonomous common customs tariff duties on a number of new products not listed in the Annex to Council Regulation (EC) No 1255/96².
- (2) The CN and TARIC codes 0304 29 61 10, 0304 99 99 31, 3902 90 90 97, 3903 90 90 85, 7410 21 00 70, 7606 12 91 20 and 7606 12 93 20 for five products which are currently listed in the Annex to Regulation (EC) No 1255/96 should be deleted because it is no longer in the Community's interest to maintain suspension of autonomous common customs tariff duties for those products.
- (3) It is necessary to alter the description of thirty two suspensions in the list in order to take account of technical product developments and economic trends on the market. Those suspensions should be deleted from the list in the Annex to Regulation (EC) No 1255/96. With their new description, they should be considered as new suspensions and should therefore be inserted as such in that Annex. In the interest of clarity the amended suspensions should be marked with an asterisk in the first column of Annex I and of Annex II to this Regulation. With respect to products with CN and TARIC code 9001 90 00 60, the description should be amended with effect from 1 January 2009.
- (4) Experience has shown the need to provide for an expiry date to the suspensions listed in Regulation (EC) No 1255/96 to ensure that account is taken of technological and economic changes. This should not exclude the premature termination of certain measures or their continuation beyond that period, if economic reasons are submitted, in accordance with the principles laid down in the Commission Communication of 1998 concerning autonomous tariff suspensions and quotas.³
- (5) Regulation (EC) No 1255/96 should therefore be amended accordingly.
- (6) Since the suspensions laid down in this Regulation have to take effect from 1 July 2009, this Regulation should apply from the same date and enter into force immediately,

¹ OJ C , , p. .

² OJ L 158, 29.6.1996, p. 1.

³ OJ C 128, 25.4.1998, p.2.

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1255/96 is amended as follows:

- (1) the rows for the products listed in Annex I to this Regulation are inserted;
- (2) the rows for the products for which the CN and TARIC codes are set out in Annex II to this Regulation are deleted.

Article 2

With effect from 1 January 2009, in the Annex to Regulation (EC) No 1255/96 the description for the products with TARIC code 9001 90 00 60 is amended as set out in Annex I to this Regulation.

Article 3

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

This Regulation shall apply from 1 July 2009.

However, Article 2 shall apply from 1 January 2009. This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council
The President

ANNEX I

Products referred to in Article 1(1).

CN code	TARIC	Description	Rate of autonomous duty	Validity period
*ex 1511 90 19	10	Palm oil, coconut (copra) oil, palm kernel oil, for the manufacture of:	0 %	1.7.2009-31.12.2013
*ex 1511 90 91	10	— industrial monocarboxylic fatty acids of subheading 3823 19 10,		
*ex 1513 11 10	10	— methyl esters of fatty acids of heading 2915 or 2916,		
*ex 1513 19 30	10	— stearic acid of subheading 3823 11 00 or		
*ex 1513 21 10	10	— goods of heading No 3401		
*ex 1513 29 30	10	(1)		
ex 1518 00 99	10	Jojoba oil, hydrogenated and texturised	0 %	1.7.2009-31.12.2013
ex 2804 50 90	10	Tellurium of a purity by weight of 99.99 % or more, but not more than 99.999 % by weight	0 %	1.7.2009-31.12.2013
ex 2827 39 85	30	Manganese dichloride	0 %	1.7.2009-31.12.2013
ex 2903 39 90	75	Trans-1,3,3,3-tetrafluoroprop-1-ene	0 %	1.7.2009-31.12.2013
ex 2903 69 90	50	Fluorobenzene	0 %	1.7.2009-31.12.2013
ex 2903 69 90	60	α -Chloro(ethyl)toluenes	0 %	1.7.2009-31.12.2013
ex 2904 90 40	10	Trichloronitromethane, for the manufacture of goods of subheading 3808 92 (1)	0 %	1.7.2009-31.12.2013
ex 2909 19 90	60	1-Methoxyheptafluoropropane	0 %	1.7.2009-31.12.2013
ex 2921 19 85	60	Tetrakis(ethylmethylamino) zirconium (IV)	0 %	1.7.2009-31.12.2013
*ex 2921 51 19	20	Toluene diamine (TDA), containing by weight 78 % or more but not more than 82 % of 4-methyl-m-phenylenediamine and 18 % or more but not more than 22 % of 2-methyl-m-phenylenediamine, and with a residual tar content of not more than 0.23 % by weight	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
ex 2922 29 00	46	<i>p</i> -Anisidine-3-sulphonic acid	0 %	1.7.2009-31.12.2013
ex 2926 90 95	35	2-Bromo-2(bromomethyl)pentanedinitrile	0 %	1.7.2009-31.12.2013
ex 2928 00 90	70	Butanone oxime	0 %	1.7.2009-31.12.2013
ex 2931 00 95	20	Methylcyclopentadienyl manganese tricarbonyl containing not more than 4.9 % by weight of cyclopentadienyl manganese tricarbonyl	0 %	1.7.2009-31.12.2013
ex 2932 13 00	10	Tetrahydrofurfuryl alcohol	0 %	1.7.2009-31.12.2013
ex 2932 19 00	40	Furan of a purity by weight of 99 % or more	0 %	1.7.2009-31.12.2013
ex 2932 19 00	41	2,2 di(tetrahydrofuryl)propane	0 %	1.7.2009-31.12.2013
ex 2932 99 00	35	1,2,3-trideoxy-4,6:5,7-bis-O-[(4-propylphenyl)methylene]-nonitol	0 %	1.7.2009-31.12.2013
ex 2933 49 10	20	3-Hydroxy-2-methylquinoline-4-carboxylic acid	0 %	1.7.2009-31.12.2013
ex 2933 79 00	50	6-Bromo-3-methyl-3H-dibenz(f,i)isoquinoline-2,7-dione	0 %	1.7.2009-31.12.2013
ex 2934 99 90	66	Tetrahydrothiophene-1,1-dioxide	0 %	1.7.2009-31.12.2013
ex 3207 40 80	20	Glass flakes coated with silver, of an average diameter of 40 (\pm 10) μ m	0 %	1.7.2009-31.12.2013
ex 3208 20 10	20	Immersion topcoat solution containing by weight 2 % or more but not more than 15 % of acrylate-methacrylate-alkenesulphonate-copolymers with fluorinated side chains, in a solution of n-butanol and/or 4-methyl-2-pentanol and/or diisoamylether	0 %	1.7.2009-31.12.2013
ex 3208 90 19	50	Solution containing by weight: — (65 \pm 10) % of γ -butyrolactone, — (30 \pm 10) % of polyamide resin,	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
ex 3215 90 80	30	— (3,5 ± 1,5) % of naphthoquinone ester derivative and — (1,5 ± 0,5) % of arylsilicic acid Ink, containing by weight 5 % or more, but not more than 10 % of amorphous silicon dioxide, filled into disposable cartridges, for use in the marking of integrated circuits (1)	0 %	1.7.2009-31.12.2013
*ex 3808 91 90	30	Preparation containing endospores or spores and protein crystals derived from either: — <i>Bacillus thuringiensis</i> Berliner subsp. <i>aizawai</i> and <i>kurstaki</i> or, — <i>Bacillus thuringiensis</i> subsp. <i>kurstaki</i> or, — <i>Bacillus thuringiensis</i> subsp. <i>israelensis</i>	0 %	1.7.2009-31.12.2013
ex 3808 91 90	50	<i>Spodoptera exigua</i> nuclear polyhedrosis virus (SeNPV) in an aqueous glycerol suspension	0 %	1.7.2009-31.12.2013
ex 3811 19 00	10	Solution of more than 61 % but not more than 63 % by weight of methylcyclopentadienyl manganese tricarbonyl in an aromatic hydrocarbon solvent, containing by weight not more than: — 4.9 % of 1,2,4-trimethyl-benzene, — 4.9 % of naphthalene, and — 0.5 % of 1,3,5-trimethyl-benzene	0 %	1.7.2009-31.12.2013
ex 3811 90 00	10	Dinonylnaphthylsulphonic acid salt, in a mineral oil solution	0 %	1.7.2009-31.12.2013
*ex 3815 90 90	77	Catalyst powder in an aqueous suspension containing by weight: — 1 % or more but not more than 3 % of palladium, — 0.25 % or more but not more than 3 % of lead, — 0.25 % or more but not more than 0.5 % of lead hydroxide, — 5.5 % or more but not more than 10 % of aluminium, — 4 % or more but not more than 10 % of magnesium, — 30 % or more but not more than 50 % of silicon dioxide	0 %	1.7.2009-31.12.2013
*ex 3817 00 50	10	Mixture of alkylbenzenes (C14-26) containing by weight: — 35 % or more but not more than 60 % of eicosylbenzene, — 25 % or more but not more than 50 % of docosylbenzene,	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
		— 5 % or more but not more than 25 % of tetracosylbenzene		
ex 3817 00 80	20	Mixture of branched alkyl benzenes mainly containing dodecyl benzenes	0 %	1.7.2009-31.12.2013
ex 3824 90 97	15	Structured silica alumina phosphate	0 %	1.7.2009-31.12.2013
ex 3824 90 97	16	Mixture of bis{4-(3-(3-phenoxy-carbonylamino)tolyl)ureido}phenylsulphone, diphenyltoluene-2,4-dicarbamate and 1-[4-(4-aminobenzenesulphonyl)-phenyl]-3-(3-phenoxy-carbonylamino-tolyl)-urea	0 %	1.7.2009-31.12.2013
ex 3824 90 97	17	Mixture of acetates of 3-butylene-1,2-diol with a content by weight of 65 % or more but not more than 90 %	0 %	1.7.2009-31.12.2013
*ex 3902 20 00	10	Polyisobutylene, of a number average molecular weight (M_n) of 700 or more but not more than 800	0 %	1.7.2009-31.12.2013
ex 3902 20 00	20	Hydrogenated polyisobutene, in liquid form	0 %	1.7.2009-31.12.2013
ex 3902 90 90	55	Thermoplastic elastomer, with an A-B-A block copolymer structure of polystyrene, polyisobutylene and polystyrene containing by weight 10 % or more but not more than 35 % of polystyrene	0 %	1.7.2009-31.12.2013
*ex 3903 90 90	40	Copolymer of styrene with α -methylstyrene and acrylic acid, of a number average molecular weight (M_n) of 500 or more but not more than 6 000	0 %	1.7.2009-31.12.2013
*ex 3911 90 99	50			
ex 3904 69 90	81	Poly(vinylidene fluoride) powder or in an aqueous suspension	0 %	1.7.2009-31.12.2013
*ex 3905 99 90	96	Polymer of vinyl formal, in one of the forms mentioned in note 6 (b) to Chapter 39, of a weight average molecular weight (M_w) of 25 000 or more but not more than 150 000 and containing by weight: — 9,5 % or more but not more than 13 % of acetyl groups evaluated as vinyl acetate and — 5 % or more but not more than 6,5 % of hydroxy groups evaluated as vinyl alcohol	0 %	1.7.2009-31.12.2013
ex 3906 90 90	25	Transparent liquid, insoluble in water, containing by weight: — 50 % or more, but not more than 51 % of poly(methyl metacrylate) copolymer, — 37 % or more, but not more than 39 % of xylene and	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
		— 11 % or more, but not more than 13 % of n-butyl acetate		
*ex 3906 90 90	30	Copolymer of styrene with hydroxyethyl methacrylate and 2-ethylhexyl acrylate, of a number average molecular weight (M_n) of 500 or more but not more than 6 000	0 %	1.7.2009-31.12.2013
ex 3906 90 90	35	White powder of 1,2-ethanediol dimethacrylate-methyl methacrylate copolymer of a particle size of not more than 18 μm , insoluble in water	0 %	1.7.2009-31.12.2013
ex 3906 90 90	65	Polyalkylacrylate, chemically modified with cobalt, with a melting temperature (T_m) of 65 °C (± 5 °C), measured with Differential Scanning Calorimetry (DSC)	0 %	1.7.2009-31.12.2013
*ex 3907 20 11	10	Poly(ethylene oxide) of a number average molecular weight (M_n) of 100 000 or more	0 %	1.7.2009-31.12.2013
*ex 3907 20 11	20	Bis[Methoxypoly(ethyleneglycol)]-maleimidopropionamide, chemically modified with lysine, of a number average molecular weight (M_n) of 40 000	0 %	1.7.2009-31.12.2013
*ex 3907 20 11	30	Bis[Methoxypoly(ethyleneglycol)], chemically modified with lysine, bis(maleimide) terminated, of a number average molecular weight (M_n) of 40 000	0 %	1.7.2009-31.12.2013
*ex 3907 20 21	20	Copolymer of tetrahydrofuran and tetrahydro-3-methylfuran with a number average molecular weight (M_n) of 3500 (± 100)	0 %	1.7.2009-31.12.2013
ex 3907 20 99	50	Vinyl-silyl terminated perfluoropolyether polymer or an assortment of two components consisting of the same type of vinyl-silyl terminated perfluoropolyether polymer as the main ingredient	0 %	1.7.2009-31.12.2013
ex 3907 20 99	55	Succinimidyl ester of methoxy poly(ethylene glycol)propionic acid, of a number average molecular weight (M_n) of 5 000	0 %	1.7.2009-31.12.2013
*ex 3907 30 00	50	Liquid epoxide resin of 2-propenenitrile/1,3-butadiene-epoxide copolymer, not containing any solvent, with: — a zinc borate hydrate content of not more than 40 % by weight, — a diantimony trioxide content of not more than 5 % by weight	0 %	1.7.2009-31.12.2013
ex 3908 90 00	10	Poly(iminomethylene-1,3-phenylenemethyleneiminoadipoyl), in one of the forms mentioned in note 6 (b) to Chapter 39	0 %	1.7.2009-31.12.2013
*ex 3911 10 00	81	Non-hydrogenated Hydrocarbon Resin, obtained by polymerization of C-5 to C-10 alkenes, cyclopentadiene and dicyclopentadiene, with a Gardner Color of more than 10 for the pure product or with a Gardner Color of more than 8 for the 50 % solution by volume in toluene (as determined by the ASTM method D6166)	0 %	1.7.2009-31.12.2013
ex 3911 90 19	10	Poly(oxy-1,4-phenylenesulfonyl-1,4-phenyleneoxy-4,4'-biphenylene)	0 %	1.7.2009-

CN code	TARIC	Description	Rate of autonomous duty	Validity period
ex 3913 90 00	85	Sterile sodium hyaluronate	0 %	31.12.2013 1.7.2009-31.12.2013
*ex 3913 90 00	92	Protein, chemically modified by carboxylation and/or phthalic acid addition, having a weight average molecular weight (M _w) of 100 000 to 300 000	0 %	1.7.2009-31.12.2013
*ex 3919 10 61	94	Adhesive film consisting of a base of a copolymer of ethylene and vinyl acetate (EVA) of a thickness of 70 µm or more and an adhesive part of acrylic tape of a thickness of 5 µm or more, for the protection of the surface of silicon discs (1)	0 %	1.7.2009-31.12.2013
*ex 3919 10 69	92			
*ex 3919 90 61	93			
*ex 3919 90 69	93			
ex 3920 10 89	25			
ex 3919 10 69	96			
ex 3919 90 69	98			
*ex 3919 90 31	45	Transparent poly(ethylene terephthalate) self-adhesive film, free from impurities or faults, coated on one side with an acrylic pressure sensitive adhesive and a protective liner, and on the other side having an antistatic layer of ionic based organic compound choline and a printable dust-proof layer of modified long chain alkyl organic compound, having a total thickness without the liner of 54 µm or more but not more than 64 µm and a width of more than 1295 mm but not more than 1305 mm	0 %	1.7.2009-31.12.2013
*ex 3919 90 61	51	Transparent poly(ethylene) self-adhesive film, free from impurities or faults, coated on one side with an acrylic pressure sensitive adhesive, with a thickness of 60 µm or more, but not more than 70 µm, and with a width of more than 1245 mm but not more than 1255 mm	0 %	1.7.2009 - 31.12.2013
ex 3919 90 61	55	Film of poly(vinyl chloride) with a thickness of 78 µm or more, covered on one side with an acrylic adhesive layer of a thickness of 8 µm or more and with a release sheet, with an adhesive strength of 1 764 mN/25 mm or more, for use in the cutting of silicon (1)	0 %	1.7.2009-31.12.2013
ex 3920 62 19	20	Reflecting polyester sheeting embossed in a pyramidal pattern, for the manufacture of safety stickers and badges, safety clothing and accessories thereof, or of school satchels, bags or similar containers (1)	0 %	1.7.2009-31.12.2013
ex 3920 62 19	75	Transparent polyethylene terephthalate film, coated on both sides by thin layers of 7-80 nm each of organic substances on the basis of acryl, giving good adhesion property with surface tension of 37 Dyne/cm, with a light transmission of more than 93 %, a haze value of less than 1,3 %, a total thickness of 125 µm or 188 µm and a width of 850 mm or more, but not more than 1 600 mm	0 %	1.7.2009-31.12.2013
ex 3920 62 19	77			
ex 3920 91 00	95	Co-extruded trilayer poly(vinyl butyral) film with a graduated colour band containing by weight 29 % or more but not more than 31 % of 2,2'-ethylenedioxydiethyl bis(2-ethylhexanoate) as a plasticiser	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
*ex 3920 99 28	40	<p>Polymer film containing the following monomers:</p> <ul style="list-style-type: none"> — Poly (tetramethylene ether glycol), — Bis (4-isocyanotocyclohexyl) methane, — 1,4-Butanediol or 1,3-Butanediol, — with a thickness of 0.25 mm or more but not more than 5.0 mm, — embossed with a regular pattern on one surface, — and covered with a release sheet 	0 %	1.7.2009-31.12.2013
ex 3921 19 00	93	Strip of microporous polytetrafluoroethylene on a support of a non-woven, for use in the manufacture of filters for kidney dialysis equipment(1)	0 %	1.7.2009-31.12.2013
*ex 3921 90 55	20	<p>Pre-impregnated reinforced fibreglass containing cyanate ester resin or bismaleimide (B) triazine (T) resin mixed with epoxide resin, measuring:</p> <ul style="list-style-type: none"> — 469.9 mm (± 2 mm) x 622.3 mm (± 2 mm), or — 469.9 mm (± 2 mm) x 414.2 mm (± 2 mm), or — 546.1 mm (± 2 mm) x 622.3 mm (± 2 mm) 	0 %	1.7.2009-31.12.2013
ex 5603 13 10	10	Electrically nonconductive nonwovens, consisting of a central film of poly(ethylene terephthalate) laminated on each side with unidirectionally aligned fibres of poly(ethylene terephthalate), coated on both sides with high grade temperature resistant electrical nonconductive resin, weighing 147 g/m ² or more but not more than 265 g/m ² , with non-isotropic tensile strength on both directions, to be used as electrical insulation material	0 %	1.7.2009-31.12.2013
ex 5603 14 10	10			
7011 20 00		Glass envelopes (including bulbs and tubes), open, and glass parts thereof, without fittings, for cathode ray tubes	0 %	1.7.2009-31.12.2013
ex 7019 19 10	30	Yarn of E-glass of 22 tex (± 1.6 tex), obtained from continuous spun-glass filaments of a nominal diameter of 7 µm, in which filaments of a diameter of 6.35 µm or more but not more than 7.61 µm predominate	0 %	1.7.2009-31.12.2013
ex 7320 90 10	91	<p>Flat spiral spring of tempered steel, with:</p> <ul style="list-style-type: none"> — a thickness of 2.67 mm or more, but not more than 4.11 mm, — a width of 12.57 mm or more, but not more than 16.01 mm, — a torque of 18.05 Nm or more, but not more than 73.5 Nm — an angle between the free position and the nominal position in exercise of 76° or more, but not more than 218° <p>for use in the manufacture of tensioners for power transmission belts, for internal</p>	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
		combustion engines (1)		
*ex 7410 21 00	40	Sheet or plates — consisting of at least a central layer of paper or one central sheet of any type of nonwoven fibre, laminated on each side with glass-fibre fabric and impregnated with epoxide resin, or — consisting of multiple layers of paper, impregnated with phenolic resin, coated on one or both sides with a copper film with a maximum thickness of 0,15 mm	0 %	1.7.2009-31.12.2013
*ex 7410 21 00	50	Plates — consisting of at least one layer of fibreglass fabric impregnated with epoxide resin, — covered on one or both sides with copper foil with a thickness of not more than 0.15 mm and — with a dielectric constant (DK) of less than 3.9 and a loss factor (Df) of less than 0.015 at a measuring frequency of 10 GHz, as measured according to IPC-TM-650	0 %	1.7.2009-31.12.2013
ex 7604 21 00	10	Profiles made of aluminium alloy conforming to EN standard AW-6063 T5	0 %	1.7.2009-31.12.2013
ex 7604 29 90	30	— anodized — whether or not lacquered — with wall thickness of 0.5 mm ($\pm 1.2\%$) or more but not more than 0.8 mm ($\pm 1.2\%$) for use in the manufacture of goods of subheading 8302 (1)		
ex 8108 20 00	30	Titanium powder of which 90 % by weight or more passes through a sieve with an aperture of 0.224 mm	0 %	1.7.2009-31.12.2013
ex 8501 10 99	80	DC stepping motor, with: — an angle of step of $7.5^\circ (\pm 0.5^\circ)$, — a pull-out torque at 25°C of 25 mNm or more, — a pull-out pulse rate of 1 960 pps or more, — a two-phase winding, and — a rated voltage of 10.5 V or more, but not more than 16.0 V	0 %	1.7.2009-31.12.2013
ex 8504 40 90	40	Static converters for use in the manufacture of single-phase electric motor controls with a power supply of not more than 3 kW (1)	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
*ex 8519 81 35	10	Unmounted or incomplete assembly, comprising at least one optical unit and DC motors and operational control circuit, with digital/analogue converter, for use in the manufacture of CD players, radio-broadcast receivers of a kind used in motor vehicles or navigational aid apparatus (1)	0 %	1.7.2009-31.12.2013
*ex 8522 90 80	83	Blu-ray optical pick up unit for the reproduction/recording of optical signals from/to DVD discs and the reproduction of optical signals from CD and Blu-ray disc comprising at least: <ul style="list-style-type: none"> — 3 kinds of wavelength laser diodes, — laser driver integrated circuit, — photo detector integrated circuit — front monitor integrated circuit and an actuator, for use in the manufacture of products falling within heading No 8521 (1)	0 %	1.7.2009-31.12.2013
*ex 8522 90 80	84	Blu-ray drive mechanism or unit, whether or not recordable, for the reproduction or recording of optical signals from or to Blu-ray and DVD disks and the reproduction of optical signals from CD disks, comprising at least: <ul style="list-style-type: none"> — an optical pick up unit with three kinds of laser, — spindle motor, — stepping motor, — with or without printed circuit board mounted drive control integrated circuit, motor driver integrated circuit and memory, for use in the manufacture of products falling within heading No 8521 (1)	0 %	1.7.2009-31.12.2013
*ex 8525 80 19	30	Compact chassis-type closed circuit television (CCTV) cameras, of a weight of not more than 250 g, whether or not contained in a housing, of dimensions of not more than 50 mm × 60 mm × 89.5 mm, with a single sensor Charge-Couple Device (CCD), with effective pixels of not more than 440 000, for use in CCTV surveillance systems (1)	0 %	1.7.2009-31.12.2013
ex 8528 59 90	30	Liquid crystal display colour monitor with a diagonal measurement of the screen of 660.4 mm (± 13 mm), without housing, with mounting frame for installation into products of heading no 9504	0 %	1.7.2009 - 31.12.2009
ex 8540 91 00	40	Deflection yoke of cathode-ray tubes	0 %	1.7.2009-31.12.2013
ex 8540 91 00	50	Metal anode button to enable electrical contact with the anode inside the colour picture tube	0 %	1.7.2009-31.12.2013
*ex 8543 70 90	90	Fuel cell module containing at least polymer electrolyte membrane fuel cells in a housing with an integrated cooling system, for use in the manufacture of motor vehicle propulsion systems(1)	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
ex 8544 42 90	10	Data transmission cable capable of bit rate transmission of 600 Mbit/s or more, with: <ul style="list-style-type: none"> — a voltage of 1.25V (\pm 0.25V) — connectors fitted at each end, at least one of which contains pins with a pitch of 0.5 mm, — outer screening shielding, — twisted pair copper wires with an impedance of 100 Ohms and a twist pitch of not more than 8 mm <p>used solely for communication between LCD panel and video processing electronic circuits</p>	0 %	1.7.2009-31.12.2013
ex 8544 49 93	20	PET/PVC insulated flexible cable with: <ul style="list-style-type: none"> — a voltage of not more than 60 V, — a current of not more than 1 A — a heat resistance of not more than 105°C, — individual wires of a thickness of 0,05 mm (\pm 0,01 mm) and a width of not more than 0,65 mm (\pm 0,03 mm) — distance between conductors of not more than 0,5 mm and — pitch (distance from centreline to centreline of conductors) of not more than 1,08 mm 	0 %	1.7.2009-31.12.2013
ex 9001 20 00	20	Optical, diffuser, reflector or prism sheets, unprinted diffuser plates, whether or not possessing polarising properties, specifically cut	0 %	1.7.2009-31.12.2013
ex 9001 90 00	55			
ex 9001 90 00	60	Reflector or diffuser sheets in rolls	0 %	1.1.2009-31.12.2013
ex 9013 20 00	10	Carbon dioxide laser, stimulated by high frequency, having an output power of 12 Watt or more, but not more than 200 Watt	0 %	1.7.2009-31.12.2013
ex 9013 20 00	20	Laser head assemblies for use in the manufacture of measuring or checking machines for semiconductor wafers or devices (1)	0 %	1.7.2009-31.12.2013
ex 9013 20 00	30	Laser for use in the manufacture of measuring or checking machines for semiconductor wafers or devices (1)	0 %	1.7.2009-31.12.2013
ex 9022 90 90	10	Panels for x-ray apparatus (x-ray flat panel sensors/x-ray sensors) consisting of a glass plate with a matrix of thin-film transistors, covered with a film of amorphous silicon, coated with a scintillator layer of cesium iodide and a metallised protective layer, with an active surface of 409.6 mm ² x 409.6 mm ² and a pixel size of 200 μ m ² x 200 μ m ²	0 %	1.7.2009-31.12.2013

CN code	TARIC	Description	Rate of autonomous duty	Validity period
ex 9405 40 39	10	Ambient light module with a length of 300 mm or more, but not more than 600 mm, based on a light engine of a series of 3 or more, but not more than 9 specific one chip red green and blue light emitting diodes mounted on a PCB, with light coupled to the front and/or back of the Flat TV set (1)	0 %	1.7.2009-31.12.2013
ex 9405 40 39	20	Silicone LED array, containing: — an LED matrix module measuring 38.6 mm x 20.6 mm (± 0.1 mm), equipped with 128 red and green LED chips, and — a flexible printed circuit board, equipped with a Negative Temperature Coefficient Thermistor	0 %	1.7.2009-31.12.2013

(1) Entry under this subheading is subject to conditions laid down in the relevant Community provisions (see Articles 291 to 300 of Commission Regulation (EEC) No. 2454/93 - OJ L 253 11.10.1993 p. 1).

(*) Amended position.

ANNEX II

Products referred to in Article 1(2).

CN code	TARIC
ex 0304 29 61	10
ex 0304 99 99	31
*ex 1511 90 19	10
*ex 1511 90 91	10
*ex 1513 11 10	10
*ex 1513 19 30	10
*ex 1513 21 10	10
*ex 1513 29 30	10
*ex 2921 51 19	20
*ex 3808 91 90	30
*ex 3815 90 90	77
*ex 3817 00 50	10
*ex 3902 20 00	10
ex 3902 90 90	97
*ex 3903 90 90	40
*ex 3911 90 99	50
ex 3903 90 90	85
*x 3905 99 90	96
*ex 3906 90 90	30
*ex 3907 20 11	10
*ex 3907 20 11	20
*ex 3907 20 11	30
*ex 3907 20 21	20
*ex 3907 30 00	50
*ex 3911 10 00	81
*ex 3913 90 00	92

CN code	TARIC
*ex 3913 90 00	98
*ex 3919 10 61	94
*ex 3919 10 69	92
*ex 3919 90 61	93
*ex 3919 90 69	93
*ex 3919 90 31	45
*ex 3919 90 61	51
*ex 3920 99 28	40
*ex 3921 90 55	20
*ex 7011 20 00	20
*ex 7011 20 00	50
*ex 7409 19 00	20
*ex 7410 21 00	50
*ex 7410 21 00	40
ex 7410 21 00	70
ex 7606 12 91	20
ex 7606 12 93	20
*ex 8519 81 35	10
*ex 8522 90 80	83
*ex 8522 90 80	84
*ex 8525 80 19	30
*ex 8543 70 90	90
*ex 9001 90 00	60

(*) Amended position.

LEGISLATIVE FINANCIAL STATEMENT FOR PROPOSALS HAVING A BUDGETARY IMPACT EXCLUSIVELY LIMITED TO THE REVENUE SIDE

1. NAME OF THE PROPOSAL:

Proposal for a Council Regulation amending Regulation (EC) No 1255/96 temporarily suspending the autonomous common customs tariff duties on certain industrial, agricultural and fishery products

2. BUDGET LINES:

Chapter and Article: Chapter 12, Article 120

Amount budgeted for the year concerned: **€17 655 800 000**

3. FINANCIAL IMPACT

Proposal has no financial impact on expenditure but has a financial impact on revenue – the effect is as follows:

(€million to one decimal place)

Budget line	Revenue ⁴	period, starting dd/mm/aaaa	[Year 2 nd semester 2009 and 2010 – 2013]
Article 120	<i>Impact on own resources</i>	01/07/2009 - 31/12/2013	-11.3/year

4. ANTI-FRAUD MEASURES

Checks on the end-use of some of the products covered by this Council Regulation will be carried out in accordance with Articles 291 to 300 of Commission Regulation (EEC) No 2454/93 laying down provisions for the implementation of the Community Customs Code.

5. OTHER REMARKS

In order to reduce the economic problems an expiry date has been set out.

This proposal contains the amendments which must be made to the annex to the existing Regulation in order to take account of the following:

1. new requests for suspension which have been presented and accepted;
2. technical product developments and economic trends on the market resulting in the lifting of certain existing suspensions.

Addition

⁴ Regarding traditional own resources (agricultural duties, sugar levies, customs duties) the amounts indicated must be net amounts, i.e. gross amounts after deduction of 25% of collection costs.

This Annex, in addition to the amendments resulting from description changes, contains 66 new products. The uncollected duties corresponding to these suspensions, calculated on the basis of expected imports into the requesting Member State for 2. Semester 2009, 2010 until 2013, total MEUR 10.2/year.

On the basis of the existing statistics for the preceding years, it would appear, however, that this amount must be increased by an average factor, estimated at 1.8, to take account of imports into other Member States using the same suspensions. This means **a loss of revenue of some MEUR 18.4/year.**

Withdrawal:

5 products have been withdrawn from this annex reflecting the reintroduction of customs duties. This represents **an increase of MEUR 3.4 in resources**, as calculated from requests for suspension or available statistics (2008).

Estimated cost of this operation

Taking available statistics (2008) as a basis, the impact on the loss of revenue resulting from this Regulation may therefore be estimated at $18.4 - 3.4 = \text{MEUR } 15.0$ (gross amount, expenses incurred in collection included) $\times 0.75 = \text{EUR } 11.3 \text{ MEUR/year for the period 01.07.2009 - 31.12.2013.}$

The loss of revenue in Traditional Own Resources shall be compensated by Member States contributions based on the GNI.