

COMMISSION REGULATION (EC) No 407/2003
of 4 March 2003

amending Regulation (EC) No 1314/2002 as regards authorised transfers between the quantitative limits of textiles and clothing products originating in the Republic of India

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries ⁽¹⁾, as last amended by Regulation (EC) No 138/2003 ⁽²⁾, and in particular Article 7 thereof,

Whereas:

- (1) Paragraph 6 of the Memorandum of Understanding between the European Community and the Republic of India on arrangements in the area of market access for textiles products, initialled on 31 December 1994 and approved by Council Decision 96/386/EC ⁽³⁾, provides that favourable consideration should be given to certain requests from the Republic of India for 'exceptional flexibility' in the setting of quotas for those products.
- (2) By Regulation (EC) No 1314/2002 ⁽⁴⁾, as amended by Regulation (EC) No 2253/2002 ⁽⁵⁾, the Commission granted such a request, made by the Republic of India on 17 May 2002.
- (3) On 7 November 2002 the Republic of India submitted a revised request for modification of the transfers authorised by Regulation (EC) No 1314/2002. The Commission granted that request by Regulation (EC) No 2253/2002.
- (4) On 7 February 2003 the Republic of India submitted a revised request for modification of the transfers authorised by Regulation (EC) No 2253/2002, changing a transfer of 718 448 kilograms in favour of category 1 into a transfer of 508 448 kilograms in favour of cate-

gory 8 and a transfer of 210 000 kilograms in favour of category 5. For reasons of clarity, a consolidated version of the exceptional flexibilities granted should be provided.

- (5) These transfers, as modified, requested by the Republic of India, apply to the quota for the year 2002. They fall within the limits of the flexibility provisions in Regulation (EEC) No 3030/93.
- (6) It is therefore appropriate to grant the revised request. Regulation (EC) No 1314/2002 should be amended accordingly.
- (7) It is desirable for this Regulation to enter into force on the day after its publication in order to allow operators to benefit from it as soon as possible.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee provided for in Article 17 of Regulation (EEC) No 3030/93,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1314/2002 is replaced by the text shown in the Annex to this Regulation,

Article 2

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

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

Done at Brussels, 4 March 2003.

For the Commission

Pascal LAMY

Member of the Commission

⁽¹⁾ OJ L 275, 8.11.1993, p. 1.

⁽²⁾ OJ L 23, 28.1.2003, p. 1.

⁽³⁾ OJ L 153, 27.6.1996, p. 47.

⁽⁴⁾ OJ L 192, 20.7.2002, p. 22.

⁽⁵⁾ OJ L 343, 18.12.2002, p. 11.

ANNEX

664 INDIA				ADJUSTMENT					
Group	Category	Unit	Limit 2002	Adjusted working level	Quantity in units	Quantity in tonnes	%	Flexibility	New adjusted working level
IA	1	Kgs	43 723 000	46 783 610	281 552	281 552	0,6	Transfer from category 3	47 065 162
IA	3	Kgs	33 347 000	34 019 980	- 7 500 000	- 7 500	- 22,5	Transfer to categories 1, 4, 5, 6, 7, 8	26 519 980
IB	4	pcs	81 019 000	84 350 769	19 440 000	3 000	24,0	Transfer from category 3	103 790 769
IB	5	pcs	44 334 000	45 608 334	3 216 300	710	7,3	Transfer from category 3	48 824 634
IB	6	pcs	11 225 000	11 295 930	4 400 000	2 500	39,2	Transfer from category 3	15 695 930
IB	7	pcs	71 078 000	71 196 071	2 775 000	500	3,9	Transfer from category 3	73 971 071
IB	8	pcs	52 036 000	55 678 520	2 338 861	508 448	4,5	Transfer from category 3	58 017 381'