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COUNCIL REGULATION (EC) No 617/2009
of 13 July 2009
opening an autonomous tariff quota for imports of high-quality beef
(OJ L 182, 15.7.2009, p. 1)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Regulation (EU) No 464/2012 of the European Parliament and of the Council of 22 May 2012	L 149	1	8.6.2012

▼B**COUNCIL REGULATION (EC) No 617/2009
of 13 July 2009****opening an autonomous tariff quota for imports of high-quality beef**

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) In view of the Community interest in developing harmonious trade relations with third countries, provision should be made for opening, as an autonomous measure, a Community import tariff quota of 20 000 tonnes for high-quality fresh, chilled or frozen beef.
- (2) In accordance with Article 144 of Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾, read in conjunction with Article 4 of that Regulation, tariff quotas for the products covered by this Regulation are opened and administered by the Commission under detailed rules adopted in accordance with the procedure referred to in Article 195(2) of that Regulation,

HAS ADOPTED THIS REGULATION:

*Article 1***▼M1**

1. An annual Union import tariff quota of 21 500 tonnes, expressed in product weight, with order No 09.4449, is hereby opened for high-quality fresh, chilled or frozen beef covered by CN codes 0201, 0202, 0206 10 95. and 0206 29 91.

1a. As of 1 August 2012, the annual Union import tariff quota referred to in paragraph 1 shall be increased to 48 200 tonnes, expressed in product weight.

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2. The import duties for the quota referred to in paragraph 1 shall be 0 %.

3. The quota year shall run from 1 July to 30 June.

▼M1*Article 2*

1. The import tariff quota referred to in Article 1 shall be managed by the Commission by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 2a(2).

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

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2. The Commission may suspend the application of the import tariff quota referred to in Article 1 by means of implementing acts, in whole or in part, in the event that either the United States or Canada do not take the steps planned in the Memorandum of Understanding between the United States and the European Commission⁽¹⁾ or in the Memorandum of Understanding between the Government of Canada and the European Commission⁽²⁾, respectively. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 2a(2).

Article 2a

1. The Commission shall be assisted by the Management Committee for the Common Organisation of Agricultural Markets established by Article 195(1) of Regulation (EC) No 1234/2007. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011⁽³⁾.
2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

▼B*Article 3*

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 August 2009.

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

⁽¹⁾ Memorandum of Understanding between the United States of America and the European Commission Regarding the Importation of Beef from Animals Not Treated with Certain Growth-Promoting Hormones and Increased Duties Applied by the United States to Certain Products of the European Communities, endorsed by the Council by letter of 12 May 2009 and signed in Geneva on 13 May 2009.

⁽²⁾ Memorandum of Understanding between the Government of Canada and the European Commission Regarding the Importation of Beef from Animals Not Treated with Certain Growth-Promoting Hormones and Increased Duties Applied by Canada to Certain Products of the European Union, signed in Geneva on 17 March 2011.

⁽³⁾ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).