This text is meant purely as a documentation tool and has no legal effect. The Union's institutions do not assume any liability for its contents. The authentic versions of the relevant acts, including their preambles, are those published in the Official Journal of the European Union and available in EUR-Lex. Those official texts are directly accessible through the links embedded in this document

►**B**

COMMISSION IMPLEMENTING REGULATION (EU) 2017/892

of 13 March 2017

laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to the fruit and vegetables and processed fruit and vegetables sectors

(OJ L 138, 25.5.2017, p. 57)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Commission Implementing Regulation (EU) 2018/1146 of 7 June 2018	L 208	9	17.8.2018
►**M2**	Commission Implementing Regulation (EU) 2022/1863 of 5 October 2022	L 259	187	6.10.2022
►**M3**	Commission Implementing Regulation (EU) 2022/2091 of 25 August 2022	L 281	16	31.10.2022
►**M4**	Commission Implementing Regulation (EU) 2022/2532 of 1 December 2022	L 328	80	22.12.2022
►**M5**	Commission Implementing Regulation (EU) 2025/2185 of 10 September 2025	L 2185	1	4.12.2025

Corrected by:

►**C1**	Corrigendum, OJ L 90148, 30.11.2023, p. 1 (2018/1146)

▼B

COMMISSION IMPLEMENTING REGULATION (EU) 2017/892

of 13 March 2017

laying down rules for the application of Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to the fruit and vegetables and processed fruit and vegetables sectors

CHAPTER I

PRODUCER ORGANISATIONS

SECTION 1

Introductory provision

Article 1

Subject matter and scope

1. This Regulation lays down rules for the application of Regulation (EU) No 1308/2013 as regards the fruit and vegetables and processed fruit and vegetables sectors, with the exception of marketing standards.

2. Chapters I to V shall only apply to products of the fruit and vegetables sector as referred to in Article 1(2)(i) of Regulation (EU) No 1308/2013 and to such products intended solely for processing.

SECTION 2

Operational programmes

▼M4

_____

▼B

SECTION 3

Aid

▼M4

_____

▼B

CHAPTER II

CRISIS PREVENTION AND MANAGEMENT MEASURES

▼M4

_____

▼M1

_____

▼B

CHAPTER IV

INFORMATION, REPORTS AND CHECKS

SECTION 1

Information and reports

▼M4

———————

▼B

SECTION 2

Checks

Article 22

Unique identification system

Member States shall ensure that a unique identification system applies to producer organisations, associations of producer organisations and producer groups formed pursuant to Article 125e of Regulation (EC) No 1234/2007 with regard to their aid applications. This identification system shall be compatible with the system for the identification of beneficiaries referred to in Article 73 of Regulation (EU) No 1306/2013.

▼M5

Article 23

Requests for recognition

Without prejudice to Article 24, Member States shall provide for procedures for requests for the recognition of producer organisations and associations of producer organisations.

▼B

Article 24

Granting of recognition

1. Prior to granting recognition to a producer organisation or association of producer organisations under Article 154(4)(a) or Article 156(1) of Regulation (EU) No 1308/2013, Member States shall carry out administrative and an on-the-spot checks on the producer organisation or association of producer organisations to verify compliance with the recognition criteria.

2. Member States shall carry out administrative and on-the-spot checks with regard to the recognition criteria which apply to all recognised producer organisations and associations of producer organisations at least once every five years even if the producer organisations or the associations of producer organisations do not implement an operational programme.

▼M4

———————

▼B

CHAPTER V

EXTENSION OF RULES

Article 36

Financial contributions

Where a Member State decides, pursuant to Article 165 of Regulation (EU) No 1308/2013, that operators who do not belong to producer organisations, associations of producer organisations or inter-branch organisations, but in respect of whom rules are made binding, shall pay a financial contribution, the Member State shall forward to the Commission the information needed to assess compliance with the conditions laid down in that Article. Such information shall include the basis on which the contribution is calculated, the unit amount thereof, the activities covered and their associated costs.

Article 37

Extensions beyond one year

1. Where it is decided to apply an extension of rules for a period exceeding one year, the Member States shall verify, in respect of each year, whether the conditions regarding representativeness laid down in Article 164(3) of Regulation (EU) No 1308/2013 have continued to be met throughout the period of application of the extension.

2. If Member States find that the conditions are no longer met, they shall repeal the extension with effect from the beginning of the following year.

3. Member States shall inform the Commission without delay of any repeal. The Commission shall make such information publicly available by the appropriate means.

CHAPTER VI

ENTRY PRICE SYSTEM AND IMPORT DUTIES

Article 38

Standard import values

▼M5

1. For each product and within the periods of application set out in Part A of Annex VII to Delegated Regulation (EU) 2017/891, the Commission shall fix each Tuesday a standard import value for each origin.

The standard import value shall be equal to the weighted average representative price referred to in Article 74 of Delegated Regulation (EU) 2017/891 notified by the Member States, less a standard amount of EUR 5/100 kg and the *ad valorem* customs duties.

Within the periods of application set out in Part A of Annex VII to Delegated Regulation (EU) 2017/891, the standard import values shall be valid from the day following that of their publication until the successive standard import values have been fixed. Where Tuesday falls on a Commission public holiday, the standard import values shall be fixed on the next working day.

▼B

2. Where a standard import value is established for the products and for the periods of application set out in Part A of Annex VII to Delegated Regulation (EU) 2017/891, in accordance with Articles 74 and 75 of that Regulation and this Article, the unit price as referred to in Article 142 of Commission Implementing Regulation (EU) 2015/2447 ([1]) shall not apply. It shall be replaced by the standard import value referred to in paragraph 1.

3. Where no standard import value is in force for a product of a given origin, the weighted average of standard import values in force for that product shall apply.

4. During the periods of application set out in Part A of Annex VII to Delegated Regulation (EU) 2017/891, the standard import values shall remain applicable until they are changed. They shall cease to apply, however, where no average representative price has been notified to the Commission for two consecutive weeks.

Where, pursuant to the first subparagraph, no standard import value applies to a given product, the standard import value applicable to that product shall be equal to the last average standard import value.

5. By way of derogation from paragraph 1, where it has not been possible to calculate a standard import value, no standard import value shall be applicable from the first day of the periods of application set out in Part A of Annex VII to Delegated Regulation (EU) 2017/891.

6. The exchange rate applicable to the standard import value shall be the rate most recently published by the European Central Bank prior to the last day of the period for which prices are transmitted.

7. The standard import values expressed in euro shall be published by the Commission via TARIC ([2]).

CHAPTER VII

ADDITIONAL IMPORT DUTIES

Article 39

Levying of additional import duty

▼M5

1. An additional import duty as referred to in Article 182(1) of Regulation (EU) No 1308/2013 may be applied to the products and during the periods listed in Annex VII to this Regulation. That additional import duty shall apply if the quantity of any of the products put into free circulation for any of the periods of application set out in that Annex exceeds the trigger volume for that product for the relevant period.

▼B

2. For each of the products listed in Annex VII and during the periods indicated in that Annex, Member States shall notify the Commission of details of the volumes put into free circulation using the method for the surveillance of preferential imports set out in Article 55 of Implementing Regulation (EU) 2015/2447.

([1]) Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code (OJ L 343, 29.12.2015, p. 558).

([2]) http://ec.europa.eu/taxation_customs/customs/customs_duties/tariff_aspects/customs_tariff/index_en.htm

▼B

3. The additional import duty shall be levied on quantities put into free circulation ►M5 as from ◄ the date of application of that duty, provided that:

(a) their customs value determined in accordance with Article 74 of Delegated Regulation (EU) 2017/891 entails the application of the highest specific duties applicable to imports of the origin in question; and

(b) the import takes place during the period of application of the additional import duty.

▼M5

Article 40

Amount of additional import duty

The additional import duty applied in accordance with Article 39 shall be equivalent to one third of the *erga omnes* customs duty specified in the Common Customs Tariff for the product in question.

▼B

Article 41

Exemptions from additional import duty

1. The following goods are exempt from the additional import duty:

▼M5

(a) goods imported under a non-preferential tariff quota;

▼B

(b) goods that left the country of origin before the decision to apply the additional import duty, and which are being transported under cover of a transport document valid from the place of loading in the country of origin to the place of unloading in the Union that was drawn up before application of the additional import duty;

▼M5

(c) goods imported under the scheme of generalised tariff preferences pursuant to Regulation (EU) No 978/2012 of the European Parliament and of the Council ([1]).

▼B

2. Interested parties shall provide evidence to the satisfaction of the customs authorities that the requirements of paragraph 1(b) have been met.

Customs authorities may deem that goods left the country of origin before the date of application of the additional import duty if one of the following documents is provided for:

(a) sea transport, the bill of loading showing that loading took place before that date;

(b) rail transport, the waybill accepted by the rail authorities of the country of origin before that date;

([1]) Regulation (EU) No 978/2012 of the European Parliament and of the Council of 25 October 2012 applying a scheme of generalised tariff preferences and repealing Council Regulation (EC) No 732/2008 (OJ L 303, 31.10.2012, p. 1, ELI: http://data.europa.eu/eli/reg/2012/978/oj).

▼B

(c) road transport, the road carriage contract (CMR) or another transit document issued in the country of origin before that date, if the conditions laid down in bilateral or multilateral arrangements concluded in the context of Union transit or common transit are observed;

(d) air transport, the air way bill showing that the airline accepted the goods before that date.

CHAPTER VIII

FINAL PROVISIONS

Article 42

Entry into force and application

This Regulation shall enter into force on the seventh 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.

▼M4

_____

▼M5

ANNEX VII

Products and periods for the application of additional import duties referred to in Article 39

Without prejudice to the rules on the interpretation of the Combined Nomenclature, the description of the products is deemed to be indicative only. For the purposes of this Annex, the scope of the additional duties is determined by the scope of the CN codes.

Order number	CN code	Description of products	Period of application
78.0015	0702 00 10, 0702 00 91, 0702 00 99	Whole tomatoes, with greatest diameter of less than 47 mm, Other tomatoes in trusses, Other tomatoes	From 1 October to 31 May
78.0020			From 1 June to 30 September
78.0065	0707 00 05	Cucumbers	From 1 May to 31 October
78.0075			From 1 November to 30 April
78.0085	0709 91 00	Globe artichokes	From 1 November to 30 June
78.0100	0709 93 10	Courgettes	From 1 January to 31 December
78.0110	0805 10 22, 0805 10 24, 0805 10 28	Navel oranges, White oranges, Other sweet oranges	From 1 December to 31 May
78.0120	0805 22 00	Clementines	From 1 November to end of February
78.0130	0805 21 10, 0805 21 90, 0805 29 00	Satsumas, Mandarins and tangerines, Wilkings and similar citrus hybrids, other than tangerines, satsumas and clementines	From 1 November to end of February
78.0155	0805 50 10	Lemons *(Citrus limon, Citrus limonum)*	From 1 June to 31 December
78.0160			From 1 January to 31 May
78.0170	0806 10 10	Table grapes	From 21 July to 20 November
78.0175	0808 10 80	Apples	From 1 January to 31 August
78.0180			From 1 September to 31 December
78.0220	0808 30 90	Pears	From 1 January to 30 April
78.0235			From 1 July to 31 December
78.0250	0809 10 00	Apricots	From 1 June to 31 July
78.0265	0809 29 00	Cherries, other than sour	From 21 May to 10 August
78.0270	0809 30 20, 0809 30 30, 0809 30 80	Flat peaches *(Prunus persica var. platycarpa)* and flat nectarines*(Prunus persica var. platerina)*, Nectarines, Other peaches	From 11 June to 30 September
78.0280	0809 40 05	Plums	From 11 June to 30 September