

COUNCIL REGULATION (EC) No 2636/97**of 29 December 1997**

amending Regulation (EC) No 70/97 concerning the arrangements applicable to imports into the Community of products originating in the Republics of Bosnia-Herzegovina, Croatia, the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia and to imports of wine originating in the Republic of Slovenia

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission,

Whereas Regulation (EC) No 70/97⁽¹⁾ expires on 31 December 1997;

Whereas these arrangements will eventually have to be replaced by provisions contained in bilateral agreements to be negotiated with the countries in question;

Whereas the Council has concluded a Cooperation Agreement between the European Community and the former Yugoslav Republic of Macedonia⁽²⁾; whereas from the date of entry into force of that Agreement, products originating in the former Yugoslav Republic of Macedonia will, with the exception of wine, no longer benefit from the autonomous preferential regime under Regulation (EC) No 70/97;

Whereas the amounts of the tariff ceilings for industrial products should be increased annually by 5 % as provided for in the Cooperation Agreement between the European Economic Community and the Socialist Federal Republic of Yugoslavia signed on 2 April 1980 and denounced on 25 November 1991, Agreement on which the trade concessions provided for in Regulation (EC) No 70/97 are based; whereas following the amendments to the combined nomenclature, Regulation (EC) No 70/97 should be amended accordingly;

Whereas the arrangements for the Republics of Bosnia-Herzegovina, Croatia and Slovenia granted by Regulation (EC) No 70/97 should be maintained;

Whereas Council Regulation (EEC) No 426/86 of 24 February 1986 on the common organization of the market in products processed from fruit and vegetables⁽³⁾, has been replaced by Council Regulation (EC) No 2201/96 of 28 October 1996⁽⁴⁾, and Article 6 (2) of Regulation (EC) No 70/97 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 70/97 is hereby amended as follows:

1. The title shall be replaced by the following:

‘Council Regulation (EC) No 70/97 of 20 December 1996 concerning the arrangements applicable to imports into the Community of products originating in the Republics of Bosnia-Herzegovina and Croatia and to imports of wine originating in the former Yugoslav Republic of Macedonia and the Republic of Slovenia’.

⁽¹⁾ OJ L 16, 18. 1. 1997, p. 1. Regulation as last amended by Regulation (EC) No 825/97 (OJ L 119, 8. 5. 1997, p. 4).

⁽²⁾ OJ L 348, 18. 12. 1997, p. 1.

⁽³⁾ OJ L 49, 27. 2. 1986, p. 1.

⁽⁴⁾ OJ L 297, 21. 11. 1996, p. 29.

2. Article 1 is amended as follows:

- in paragraph 1, the words ‘the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia’ shall be deleted,
- in paragraph 2, the words ‘the former Yugoslav Republic of Macedonia and’ shall be added before the words ‘the Republic of Slovenia’.

3. Article 6 (2) shall be replaced by the following:

‘2. Paragraph 1 shall apply to sour cherries falling within CN codes ex 0811 90 19, ex 0811 90 39, 0811 90 75, ex 0812 10 00 and 2008 60 51, 2008 60 61, 2008 60 71 and 2008 60 91 on condition that the minimum import price set by the Commission pursuant to Article 13 of Council Regulation (EC) No 2201/96 of 28 October 1996 on the common organization of the markets in processed fruit and vegetable products (*) is observed. Where that minimum price is not observed, a countervailing charge shall be imposed.

(*) OJ L 297, 21. 11. 1996, p. 29.’

4. Article 7 (1) and (2) shall be replaced by the following:

‘1. The customs duties applicable to imports into the Community of the products listed in Annex E which originate in the countries referred to in Article 1 (1) and wine originating in the countries referred to in Article 1 (1) and (2) shall be suspended during the periods, at the levels and within the limits of the Community tariff quotas indicated for each one.

2. On import, plum spirit has to be accompanied by the authenticity certificate in conformity with the model appearing at Annex E, issued by the competent authority of the countries concerned.’

5. In Article 8 (2), the amount of ‘21 700 tonnes’ shall be replaced by ‘10 900 tonnes’.

6. In Article 11 (b) the words ‘and (2)’ shall be inserted after ‘Article 1 (1)’.

7. The second paragraph of Article 14 shall be replaced by the following:

‘It shall apply from 1 January 1997 to 31 December 1998.’

8. The amounts given for the tariff ceilings listed in column 4 in Annexes C I, C II, C III and C IV shall be replaced by the amounts given in the Annex to this Regulation.

9. The following amendments shall be made to the CN codes and the descriptions of products:

(a) in Annex C I for order No 01.0020,

‘3102 70	— Calcium cyanamide:
3102 70 90	— — Other’

shall be replaced by:

‘3102 70 00	— Calcium cyanamide’
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(b) in Annex C I for order No 01.0040,

	' - - - Sheets, film or strip, coiled or not, of a thickness of less than 0,75 mm
3920 71 11	- - - - Not printed
3920 71 19	- - - - Printed'

shall be replaced by:

'3920 71 10	- - - Sheets, film or strip, coiled or not, of a thickness of less than 0,75 mm'
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(c) in Annex C I for order No 01.0230,

	' - - Of transformers and inductors:
8504 90 11	- - - Ferrite cores
8504 90 19	- - - Other
8504 90 90	- - Of static converters'

shall be replaced by:

	' - - Of transformers and inductors
8504 90 05	- - - Electronic assemblies of machines of subheading 8504 50 30
	- - - Other:
8504 90 11	- - - - Ferrite cores
8504 90 18	- - - - Other
	- - Of static converters:
8504 90 11	- - - Electronic assemblies of machines of subheading 8504 40 30 and 8504 40 35
8504 90 99	- - - Other'

(d) in Annex C IV, on page 36 for order No 06.0070, the description of CN code 7214 99 90 shall be replaced by the following:

' - - - Containing by weight 0,6 % or more of carbon'.

10. In Annex D, the following amendments shall be made:

- (a) in the heading of the fourth column, the words 'Federal Republic of Yugoslavia' and 'and Fyrom' shall be deleted;
- (b) the tariff concession for 'sour cherries (*Prunus cerasus*), fresh', shall be replaced by the following:

'0809 20 05	Sour cherries (<i>Prunus cerasus</i>), fresh	Free (2)	2 500 (ceiling) (3)
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- (c) the amount of '19 800 tonnes' (mentioned three times) of the ceiling for prepared sour cherries (falling within CN codes ex 0811 90 19, ex 0811 90 39, 0811 90 75, ex 0812 10 00 and 2008 60 51, 2008 60 61, 2008 60 71 and 2008 60 91) shall be replaced by '12 800 tonnes'.
- (d) the amount of '3 000 tonnes' of the reference quantity for prepared cucumbers (falling within CN code ex 2001 10 00), shall be replaced by '2 000 tonnes'.

11. Annex E shall be amended as follows:

- (1) in column 4 related to the tariff quota with order No 09.1515, the words 'the former Yugoslav Republic of Macedonia and' shall be inserted before 'Slovenia';
- (2) the tariff quota with order No 09.1505 for tobacco of the 'Prilep' type and the Taric subdivisions for this quota shall be deleted;
- (3) the model of the authenticity certificate for tobacco of the 'Prilep' type shall be deleted;
- (4) the amounts given for the hereinafter mentioned tariff quotas listed in column 4 shall be replaced by the following:

'09.1507	100 tonnes
09.1509	700 tonnes
09.1511	600 tonnes
09.1503	4 920 hl'

12. In Annex G, the rows 'Federal Republic of Yugoslavia 9 975 tonnes (carcase weight)' and 'Former Yugoslav Republic of Macedonia 825 tonnes (carcase weight)' shall be deleted.

Article 2

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

It shall apply from 1 January 1998.

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

Done at Brussels, 29 December 1997.

For the Council

The President

J. POOS

ANNEX

Order No	Ceiling (tonnes)
Annex C I	
01.0010	5 757
01.0020	50 555
01.0030	75 287
01.0040	1 772
01.0050	1 109
01.0060	5 022
01.0080	581
01.0090	160 616 m ³
01.0100	21 750
01.0110	720
01.0120	856
01.0130	356
01.0140	8 650
01.0150	2 678
01.0160	14 063
01.0167	4 858
01.0170	1 356
01.0190	1 345
01.0200	4 709
01.0220	5 831
01.0230	3 123
01.0240	3 741
01.0250	610
01.0270	1 156
01.0280	8 913
01.0290	7 953
Annex C II	
03.0010	1 008 000
Annex C III	
04.0030	4 457
04.0040	1 661
04.0050	1 274
04.0090	1 542
Annex C IV	
06.0010	39 548
06.0020	39 042
06.0030	37 832
06.0040	5 394
06.0050	7 585
06.0060	47 056
06.0070	37 694