

**COMMISSION REGULATION (EC) No 1739/2003
of 30 September 2003**

reducing, for the 2003/2004 marketing year, the guaranteed quantity under the production quotas for the sugar sector and the presumed maximum supply needs of sugar refineries under preferential imports

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾, as amended by Commission Regulation (EC) No 680/2002 ⁽²⁾, and in particular Articles 10(6) and 39(6) thereof,

Whereas:

- (1) Article 10(3) and (4) of Regulation (EC) No 1260/2001 lay down that the guaranteed quantity under production quotas should be reduced before 1 October each marketing year if the forecasts for the year in question show an exportable balance (attracting a refund) greater than the maximum laid down by the Agriculture Agreement concluded under Article 300(2) of the Treaty.
- (2) The forecasts for the 2003/2004 marketing year indicate an exportable balance exceeding the maximum laid down by the Agriculture Agreement. It is therefore necessary to set the overall reduction of the guaranteed quantity and divide it up between sugar, isoglucose and inulin syrup on the one hand and the production regions concerned on the other, using the coefficients provided for in Article 10(4) of Regulation (EC) No 1260/2001.
- (3) In accordance with Article 10(5) of Regulation (EC) No 1260/2001, each Member State must then allocate the difference to which it is subject among the producer undertakings established on its territory on the basis of the existing ratio between their A and B quotas for the product in question and the basic quantity A and the basic quantity B for the Member State for this product.
- (4) Article 39(5) of Regulation (EC) No 1260/2001 lays down that a reduction in the guaranteed quantity entails a reduction in the presumed maximum raw sugar needs of Community refineries for the marketing year in question. It is therefore necessary to set the corresponding reduction for these needs and to allocate it among the Member States concerned.

(5) The time limits by which the Member States must establish the reductions applying to each undertaking on their territory should be set.

(6) The Management Committee for Sugar has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

1. Pursuant to Article 10(4) of Regulation (EC) No 1260/2001, the guaranteed quantity under production quotas for the 2003/2004 marketing year shall be reduced by 215 513 tonnes in white sugar equivalent.

2. The reduction referred to in paragraph 1 shall be allocated by product and by region in accordance with Annex I.

The basic quantities, after reduction, used to allocate the production quotas to producer undertakings for the 2003/2004 marketing year shall be as set out in Annex II.

3. The Member States shall establish before 1 November 2003 the specific reduction for each producer undertaking to which a production quota for the 2003/2004 marketing year has been assigned, and its A and B quotas adjusted in accordance with this reduction.

Article 2

1. Pursuant to Article 39(5) of Regulation (EC) No 1260/2001, the presumed maximum supply needs of Community refineries for the 2003/2004 marketing year shall be reduced by 2 691,5 tonnes in white sugar equivalent.

2. The reduction referred to in paragraph 1 shall be allocated among the Member States in accordance with Annex III.

Article 3

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

⁽¹⁾ OJ L 178, 30.6.2001, p. 1.

⁽²⁾ OJ L 104, 20.4.2002, p. 26.

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

Done at Brussels, 30 September 2003.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX I

ALLOCATION BY PRODUCT AND REGION OF THE REDUCTION IN THE GUARANTEED QUANTITY

1. Basic quantities A

Regions	Reduction for A sugar ⁽¹⁾	Reduction for A isoglucose ⁽²⁾	Reduction for A inulin syrup ⁽³⁾
Denmark	5 622,0		
Germany	46 456,4	447,3	
Greece	2 552,5	163,0	
Spain	5 467,6	712,9	
France (metropolitan) ⁽⁴⁾	44 063,3	262,1	269,6
French overseas departments ⁽⁴⁾	3 987,8		
Ireland	1 601,9		
Italy	17 046,4	256,6	
Netherlands	11 033,4	115,0	889,5
Austria	4 685,3		
Portugal (mainland)	480,0	125,4	
Autonomous region of the Azores	80,0		
Finland	1 174,4	99,3	
Sweden	2 960,6		
Belgium/Luxembourg Economic Union	9 547,2	967,8	2 545,7
United Kingdom	9 153,8	363,5	

⁽¹⁾ In tonnes of white sugar.

⁽²⁾ In tonnes of dry matter.

⁽³⁾ In tonnes of dry matter expressed as white sugar/isoglucose equivalent.

⁽⁴⁾ Account has been taken of the second subparagraph of Article 12(3) of Regulation (EC) No 1260/2001.

2. Basic quantities B

Regions	Reduction for B sugar ⁽¹⁾	Reduction for B isoglucose ⁽²⁾	Reduction for B inulin syrup ⁽³⁾
Denmark	1 656,3		
Germany	14 294,5	105,3	
Greece	255,2	38,4	
Spain	227,7	76,0	
France (metropolitan) ⁽⁴⁾	13 068,1	68,2	63,4
French overseas departments ⁽⁴⁾	426,3		
Ireland	160,2		
Italy	3 205,9	60,4	
Netherlands	2 910,2	27,1	208,9
Austria	1 093,6		
Portugal (mainland)	47,9	29,5	
Autonomous region of the Azores	8,1		
Finland	117,4	9,9	
Sweden	296,1		
Belgium/Luxembourg Economic Union	2 049,9	266,1	599,3
United Kingdom	915,4	97,0	

⁽¹⁾ In tonnes of white sugar.

⁽²⁾ In tonnes of dry matter.

⁽³⁾ In tonnes of dry matter expressed as white sugar/isoglucose equivalent.

⁽⁴⁾ Account has been taken of the second subparagraph of Article 12(3) of Regulation (EC) No 1260/2001.

ANNEX II

BASIC QUANTITIES USED TO ALLOCATE THE A AND B PRODUCTION QUOTAS AFTER REDUCTION OF THE GUARANTEED QUANTITY**1. Basic quantities A**

Regions	Basic quantity for A sugar ⁽¹⁾	Basic quantity for A isoglucose ⁽²⁾	Basic quantity for A inulin syrup ⁽³⁾
Denmark	319 378,0	—	—
Germany	2 566 456,9	28 196,0	—
Greece	286 085,5	10 272,0	—
Spain	951 614,8	73 906,7	—
France (metropolitan) ⁽⁴⁾	2 492 424,1	15 485,0	19 577,5
French overseas departments ⁽⁴⁾	429 884,2	—	—
Ireland	179 543,3	—	—
Italy	1 293 857,5	16 175,5	—
Netherlands	673 079,0	7 249,6	64 629,9
Austria	309 343,6	—	—
Portugal (mainland)	62 900,2	7 901,6	—
Autonomous region of the Azores	8 968,2	—	—
Finland	131 631,9	10 692,7	—
Sweden	331 823,6	—	—
Belgium/Luxembourg Economic Union	665 358,3	55 182,8	171 672,9
United Kingdom	1 025 961,6	21 138,5	—

⁽¹⁾ In tonnes of white sugar.

⁽²⁾ In tonnes of dry matter.

⁽³⁾ In tonnes of dry matter expressed as white sugar/isoglucose equivalent.

⁽⁴⁾ Account has been taken of the second subparagraph of Article 12(3) of Regulation (EC) No 1260/2001.

2. Basic quantities B

Regions	Basic quantity for B sugar ⁽¹⁾	Basic quantity for B isoglucose ⁽²⁾	Basic quantity for B inulin syrup ⁽³⁾
Denmark	94 089,2	—	—
Germany	789 687,7	6 640,2	—
Greece	28 608,6	2 419,1	—
Spain	39 650,8	7 883,4	—
France (metropolitan) ⁽⁴⁾	739 191,4	4 030,4	4 610,8
French overseas departments ⁽⁴⁾	45 946,2	—	—
Ireland	17 954,3	—	—
Italy	243 333,4	3 809,4	—
Netherlands	177 536,9	1 707,4	15 221,6
Austria	72 203,9	—	—
Portugal (mainland)	6 290,1	1 860,8	—
Autonomous region of the Azores	896,7	—	—
Finland	13 163,0	1 069,8	—
Sweden	33 181,9	—	—
Belgium/Luxembourg Economic Union	142 856,2	15 174,9	40 428,9
United Kingdom	102 596,1	5 638,3	—

⁽¹⁾ In tonnes of white sugar.

⁽²⁾ In tonnes of dry matter.

⁽³⁾ In tonnes of dry matter expressed as white sugar/isoglucose equivalent.

⁽⁴⁾ Account has been taken of the second subparagraph of Article 12(3) of Regulation (EC) No 1260/2001.

ANNEX III

BREAKDOWN BY MEMBER STATE OF THE REDUCTION IN MAXIMUM PRESUMED REFINERY SUPPLY NEEDS, IN TONNES OF WHITE SUGAR

Maximum needs prior to application of the reduction	Reduction	Maximum needs after application of the reduction
Finland	90,8	59 834,2
Metropolitan France	449,3	296 177,7
Mainland Portugal	441,8	291 191,2
United Kingdom	1 709,6	1 126 871,4