

# COMMISSION

## COMMISSION DECISION

of 20 January 2004

**on the allocation of import quotas for controlled substances for the period 1 January to 31 December 2004 pursuant to Regulation (EC) No 2037/2000 of the European Parliament and of the Council**

(notified under document number C(2004) 64)

(Only the Spanish, German, Greek, English, French, Italian, Dutch and Portuguese texts are authentic)

(2004/176/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2037/2000 of the European Parliament and of the Council on substances that deplete the ozone layer <sup>(1)</sup>, and in particular to Article 7 thereof,

Whereas:

- (1) The quantitative limits for the placing on the market in the Community of controlled substances are set out in Article 4 of Regulation (EC) No 2037/2000 and Annex III thereto.
- (2) Article 4(2)(c) of Regulation (EC) No 2037/2000 sets out the total calculated level of methyl bromide which producers and importers may place on the market or use for their own account in the period 1 January to 31 December 2004, and in each 12-month period thereafter.
- (3) Article 4(3)(d) of Regulation (EC) No 2037/2000 sets out the total calculated level of hydrochlorofluorocarbons which producers and importers may place on the market or use for their own account in the period 1 January to 31 December 2004.
- (4) The Commission has published a notice to importers in the Community of controlled substances that deplete the ozone layer <sup>(2)</sup> and has thereby received declarations on intended imports in 2004.
- (5) For hydrochlorofluorocarbons, the allocation of quotas to producers and importers is in accordance with the provisions of Commission Decision No 654/2002/EC of 12 August 2002 determining a mechanism for the allocation of quotas to producers and importers for

hydrochlorofluorocarbons for the years 2003 to 2009 pursuant to Regulation (EC) No 2037/2000 of the European Parliament and of the Council <sup>(3)</sup>.

- (6) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 18(2) of Regulation (EC) No 2037/2000,

HAS ADOPTED THIS DECISION:

### Article 1

1. The quantity of controlled substances of group I (chlorofluorocarbons 11, 12, 113, 114 and 115) and group II (other fully halogenated chlorofluorocarbons) subject to Regulation (EC) No 2037/2000 which may be released for free circulation in the Community in 2004 from sources outside the Community shall be 4 860 000,000 ozone depleting potential (ODP) kilograms.
2. The quantity of controlled substances of group III (halons) subject to Regulation (EC) No 2037/2000 that may be released for free circulation in the Community in 2004 from sources outside the Community shall be 54 350 000,000 ODP kilograms.
3. The quantity of controlled substances of group IV (carbon tetrachloride) subject to Regulation (EC) No 2037/2000 that may be released for free circulation in the Community in 2004 from sources outside the Community shall be 9 621 150,000 ODP kilograms.
4. The quantity of controlled substances of group V (1,1,1-trichloroethane) subject to Regulation (EC) No 2037/2000 that may be released for free circulation in the Community in 2004 from sources outside the Community shall be 550 060,000 ODP kilograms.

<sup>(1)</sup> OJ L 244, 29.9.2000, p. 1. Regulation as last amended by Regulation (EC) No 1804/2003 (OJ L 265, 16.10.2003, p. 1).

<sup>(2)</sup> OJ C 162, 11.7.2003, p. 10.

<sup>(3)</sup> OJ L 220, 15.8.2002, p. 59.

5. The quantity of controlled substances of group VI (methyl bromide) subject to Regulation (EC) No 2037/2000 which may be released for free circulation in the Community in 2004 from sources outside the Community shall be 4 580 980,000 ODP kilograms.

6. The quantity of controlled substances of group VIII (hydrochlorofluorocarbons) subject to Regulation (EC) No 2037/2000 that may be released for free circulation in the Community in 2004 from sources outside the Community shall be 2 432 423,841 ODP kilograms.

7. The quantity of controlled substances of group IX (bromochloromethane) subject to Regulation (EC) No 2037/2000 that may be released for free circulation in the Community in 2004 from sources outside the Community shall be 114 612,000 ODP kilograms.

#### Article 2

1. The allocation of import quotas for chlorofluorocarbons 11, 12, 113, 114 and 115 and other fully halogenated chlorofluorocarbons during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex I hereto.

2. The allocation of import quotas for halons during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex II hereto.

3. The allocation of import quotas for carbon tetrachloride during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex III hereto.

4. The allocation of import quotas for 1,1,1-trichloroethane during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex IV hereto.

5. The allocation of import quotas for methyl bromide during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex V hereto.

6. The allocation of import quotas for hydrochlorofluorocarbons during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex VI hereto.

7. The allocation of import quotas for bromochloromethane during the period 1 January to 31 December 2004 shall be for the purposes indicated and to the companies indicated in Annex VII hereto.

8. The import quotas for chlorofluorocarbons 11, 12, 113, 114 and 115, other fully halogenated chlorofluorocarbons, halons, carbon tetrachloride, 1,1,1-trichloroethane, methyl bromide, hydrobromofluorocarbons, hydrochlorofluorocarbons and bromochloromethane during the period 1 January to 31 December 2004 shall be as set out in Annex VIII hereto.

#### Article 3

This Decision is addressed to the following undertakings:

Agroquímicos de Levante SA  
Polígono Industrial Castilla  
Calle Vial nº 5 S/N  
E-46380 CHESTE (Valencia)

Alcobre SA  
C/Luís I, Nave 6-B  
Polígono Industrial Vallecas  
E-28031 Madrid

Arch Chemicals NV  
Keetberglaan 1A  
Haven 1061  
B-2070 Zwijndrecht

Atofina SA  
Cours Michelet — La Défense 10  
F-92091 Paris La Défense

Betapur  
C/Pau Clarís 196  
E-08037 Barcelona

Calorie SA  
503 Rue Hélène-Boucher  
ZI Buc  
BP 33  
F-78534 Buc Cedex

Cleanaway Ltd  
Airborne Close  
Leigh-on-Sea  
Essex SS9 4EL  
United Kingdom

DuPont de Nemours (Nederland) BV  
Baanhoekweg 22  
3313 LA Dordrecht  
Nederland

Fenner-Dunlop BV  
Oliemolenstraat 2  
9203 ZN Drachten  
Nederland

Galex SA  
BP 128  
F-13321 Marseille Cedex 16

Guido Tazzetti & Co. SpA  
Strada Settimo 266  
I-10156 Torino

Honeywell Fluorine Products Europe BV  
Kempweg 90  
Postbus 264  
6000 AG Weert  
Nederland

Ineos Fluor Ltd  
PO Box 13, The Heath  
Runcorn, Cheshire WA7 4QF  
United Kingdom

Mebrom NV  
Assenedestraat 4  
B-9940 Rieme Ertvelde

Refrigerant Products Ltd  
N9 Central Park Estate  
Westinghouse Road  
Trafford Park  
Manchester M17 1PG  
United Kingdom

Sigma Aldrich Chemie GmbH  
Riedstraße 2  
D-89555 Steinheim

Sigma Aldrich Empresa Ltd  
The Old Brickyard  
New Road  
Gillingham SP8 4XT  
United Kingdom

Solvay Fluor und Derivate GmbH  
Hans-Böckler-Allee 20  
D-30173 Hannover

Solquimia Iberia, SL  
c/Duque de Alba 3, 1º  
E-28012 Madrid

Synthesia Española SA  
c/Conde de Borrell 62  
E-08015 Barcelona

Universal Chemistry & Technology SpA  
Viale A. Filippetti 20  
I-20122 Milano

Albemarle Europe SPRL  
Parc scientifique Einstein  
Rue du Bosquet 9  
B-1348 Louvain-la-Neuve

Alfa Agricultural Supplies SA  
15, Tim. Filimonos str.  
GR-11521 Atenas

Asahi Glass Europe BV  
World Trade Center  
Strawinskylaan 1525  
1077 XX Amsterdam  
Nederland

Avantec SA  
Bld Henri-Cahn, BP 27  
F-94363 Bry-sur-Marne Cedex

Biochem Iberica  
Químicos Agrícolas e Industriais, LDA  
Estrada M. 502 — Apartado 250  
Atalaia  
P-2870-901 Montijo

Caraïbes Froid SARL  
BP 6033  
Ste Thérèse, Route du Lamentin  
F-97219 Fort-de-France, Martinique

Desautel SAS (F)  
Parc d'Entreprises, BP 9  
F-01121 Montluel (Cedex)

Eurobrom BV  
Postbus 158  
2280 AD Rijswijk  
Nederland

Galco SA  
Avenue Carton de Wiart 79  
B-1090 Bruxelles

Great Lakes Chemical (Europe) Ltd  
Halebank, Widnes  
Cheshire WA8 8NS  
United Kingdom

Harp International Ltd  
Gellihirion Industrial Estate  
Rhondda Cynon Taff  
Pontypridd CF37 5SX  
United Kingdom

HUNC — Halon Users National Consortium  
PO Box 111  
Petersfields Hants GU31 4PL  
United Kingdom

Laboratorios Miret SA (LAMIRSA)  
Géminis 4, Pol. Ind. Can Parellada  
E-08228 Les Fonts de Terrassa (Barcelona)

Phosphoric Fertilizers Industry SA  
Thessaloniki Plant  
PO Box 10183  
GR-54110 Thessaloniki

Rhodia Organique Fine Ltd  
PO Box 46 - St Andrews Road  
Avonmouth  
Bristol BS11 9YF  
United Kingdom

Sigma Aldrich Chimie SARL  
80, rue de Luzais, L'Isle d'Abeau Chesnes  
F-38297 St-Quentin-Fallavier

SJB Chemical Products BV  
Wellerandom 11  
3230 AG Brielle  
Nederland

Solvay Solexis SpA  
Viale Lombardia 20  
I-20021 Bollate (MI)

Syngenta Crop Protection  
Surrey Research Park  
Guildford  
Surrey GU2 7YH  
United Kingdom

Synthomer Ltd  
Templefields, Central Road  
Harlow  
Essex CM20 2BH  
United Kingdom

Done at Brussels, 20 January 2004.

*For the Commission*  
Margot WALLSTRÖM  
*Member of the Commission*

## ANNEX I

**GROUPS I AND II**

Import quotas for chlorofluorocarbons 11, 12, 113, 114 and 115 and other fully halogenated chlorofluorocarbons allocated to importers in accordance with Regulation (EC) No 2037/2000 for feedstock uses and for destruction during the period 1 January to 31 December 2004.

**Company**

Cleanaway Ltd (UK)  
Honeywell Fluorine Products (NL)  
Solvay Fluor und Derivate (DE)  
Syngenta Crop Protection (UK)

## ANNEX II

**GROUP III**

Import quotas for halons allocated to importers in accordance with Regulation (EC) No 2037/2000 for destruction during the period 1 January to 31 December 2004.

**Company**

Cleanaway Ltd (UK)  
Desautel SAS (FR)  
HUNC — Halon Users National Consortium (UK)

## ANNEX III

**GROUP IV**

Import quotas for carbon tetrachloride allocated to importers in accordance with Regulation (EC) No 2037/2000 for feedstock uses and for destruction for the period 1 January to 31 December 2004.

**Company**

Cleanaway Ltd (UK)  
Fenner-Dunlop BV (NL)  
Honeywell Fluorine Products (NL)  
Ineos Fluor Ltd (UK)  
Phosphoric Fertilisers Industry (EL)  
Synthomer (UK)

## ANNEX IV

**GROUP V**

Import quotas for 1,1,1-trichloroethane allocated to importers in accordance with Regulation (EC) No 2037/2000 for feedstock uses and for destruction for the period 1 January to 31 December 2004.

<b>Company</b>
Arch Chemicals (BE)
Atofina (FR)
Cleanaway Ltd (UK)

## ANNEX V

**GROUP VI**

Import quotas for methyl bromide allocated to importers in accordance with Regulation (EC) No 2037/2000 for non-quarantine and pre-shipment uses, for quarantine and pre-shipment applications, for feedstock uses and for destruction for the period 1 January to 31 December 2004.

<b>Company</b>
Agroquimicos de Levante (ES)
Albemarle Europe (BE)
Alfa Agricultural Supplies (EL)
Atofina (FR)
Biochem Iberica (PT)
Cleanaway Ltd (UK)
Eurobrom BV (NL)
Great Lakes Chemicals (UK)
Mebrom NV (BE)
Sigma Aldrich Chemie (DE)

## ANNEX VI

**GROUP VIII**

Import quotas for hydrochlorofluorocarbons allocated to producers and importers in accordance with Regulation (EC) No 2037/2000 and in accordance with the provisions of Decision No 654/2002/EC for feedstock uses, process agents, for reclamation, for destruction and other applications allowed pursuant to Article 5 of Regulation (EC) No 2037/2000 for the period 1 January to 31 December 2004.

**Producer**

Atofina (FR)  
DuPont de Nemours (NL)  
Honeywell Fluorine Products (NL)  
Ineos Fluor Ltd (UK)  
Rhodia Organique (UK)  
Solvay Fluor und Derivate (DE)  
Solvay Solexis SpA (IT)

**Importer**

Alcobre (ES)  
Asahi Glass (NL)  
Avantec SA (FR)  
Betapur (ES)  
Calorie SA (FR)  
Caraïbes Froid SARL (FR)  
Galco SA (BE)  
Galex SA (FR)  
Guido Tazzetti (IT)  
HARP International (UK)  
Mebrom (BE)  
Refrigerant Products (UK)  
Sigma Aldrich Chimie (FR)  
Sigma Aldrich Company (UK)  
SJB Chemical Products (NL)  
Solquimia Iberia, SL (ES)  
Synthesia Española (ES)  
Universal Chemistry & Technology (IT)

*ANNEX VII***GROUP IX**

Import quotas for bromochloromethane allocated to importers in accordance with Regulation (EC) No 2037/2000 for feedstock uses during the period 1 January to 31 December 2004.

<b>Company</b>
Eurobrom BV (NL)
Laboratorios Miret SA (LAMIRSA) (ES)
Sigma Aldrich Chemie (DE)

*ANNEX VIII*

(This Annex is not published because it contains confidential commercial information).

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