

COMMISSION IMPLEMENTING REGULATION (EU) No 1323/2011**of 16 December 2011****laying down rules for the management and distribution of textile quotas established for the year 2012 under Council Regulation (EC) No 517/94**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 517/94 of 7 March 1994 on common rules for imports of textile products from certain third countries not covered by bilateral agreements, protocols or other arrangements, or by other specific Community import rules⁽¹⁾, and in particular Article 17(3) and (6) and Article 21(2) thereof,

Whereas:

- (1) Regulation (EC) No 517/94 established quantitative restrictions on imports of certain textile products originating in certain third countries to be allocated on a first come, first served basis.
- (2) Under that Regulation it is possible, in certain circumstances, to use other allocation methods, to divide quotas into tranches, or to reserve a proportion of a specific quantitative limit exclusively for applications which are supported by evidence of the results of past import performance.
- (3) Rules for management of the quotas established for 2012 should be adopted before the quota year begins so that the continuity of trade flows is not affected unduly.
- (4) The measures adopted in previous years, such as those in Commission Regulation (EU) No 1159/2010 of 9 December 2010 laying down rules for the management and distribution of textile quotas established for the year 2011 under Council Regulation (EC) No 517/94⁽²⁾, proved to be satisfactory and it is therefore appropriate to adopt similar rules for 2012.
- (5) In order to satisfy the greatest possible number of operators it is appropriate to make the 'first come, first served' allocation method more flexible by placing a ceiling on the quantities which can be allocated to each operator by that method.
- (6) To guarantee a degree of continuity in trade and efficient quota administration, operators should be allowed to

make their initial import authorisation application for 2012 equivalent to the quantity which they imported in 2011.

- (7) To achieve optimum use of the quantities, an operator who has used up at least one half of the amount already authorised should be permitted to apply for a further amount, provided that quantities are available in the quotas.
- (8) To secure a sound administration, import authorisations should be valid for 9 months from the date of issue but only until the end of the year at the latest. Member States should issue licences only after being notified by the Commission that quantities are available and only if an operator can prove the existence of a contract and can certify, in the absence of a specific provision to the contrary, that he has not already been allocated a Community import authorisation under this Regulation for the categories and countries concerned. The competent national authorities should, however, be authorised, in response to importers' applications, to extend by 3 months and up to 31 March 2013 licences of which at least one half has been used by the application date.
- (9) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee established by Article 25 of Regulation (EC) No 517/94,

HAS ADOPTED THIS REGULATION:

Article 1

The purpose of this Regulation is to lay down rules on the management of quantitative quotas for imports of certain textile products set out in Annex IV to Regulation (EC) No 517/94 for the year 2012.

Article 2

The quotas referred to in Article 1 shall be allocated according to the chronological order of receipt by the Commission of Member States' notifications of applications from individual operators, for amounts not exceeding the maximum quantities per operator set out in Annex I.

The maximum quantities shall not, however, apply to operators able to prove to the competent national authorities, when making their first application for 2012, that, in respect of given categories and given third countries, they imported more than the maximum quantities specified for each category pursuant to import licences granted to them for 2011.

⁽¹⁾ OJ L 67, 10.3.1994, p. 1.

⁽²⁾ OJ L 326, 10.12.2010, p. 25.

In the case of such operators, the competent authorities may authorise imports not exceeding the quantities imported in 2011 from given third countries and in given categories, provided that enough quota capacity is available.

Article 3

Any importer who has already used up 50 percent or more of the amount allocated to him under this Regulation may make a further application, in respect of the same category and country of origin, for amounts not exceeding the maximum quantities laid down in Annex I.

Article 4

1. The competent national authorities listed in Annex II may, from 10 o'clock a.m. on 9 January 2012, notify the Commission of the amounts covered by requests for import authorisations.

The time fixed in the first subparagraph shall be understood as Brussels time.

2. The competent national authorities shall issue authorisations only after being notified by the Commission pursuant to Article 17(2) of Regulation (EC) No 517/94 that quantities are available for importation.

They shall issue authorisations only if an operator:

- (a) proves the existence of a contract relating to the provision of the goods; and
- (b) certifies in writing that, in respect of the categories and countries concerned:
 - (i) the operator has not already been allocated an authorisation under this Regulation; or
 - (ii) the operator has been allocated an authorisation under this Regulation but has used up at least 50 percent of it.

3. Import authorisations shall be valid for 9 months from the date of issue, but until 31 December 2012 at the latest.

The competent national authorities may, however, at the importer's request, grant a three-month extension for authorisations which are at least 50 percent used up at the time of the request. Such extension shall in no circumstances expire later than 31 March 2013.

Article 5

This Regulation shall enter into force on 1 January 2012.

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

Done at Brussels, 16 December 2011.

For the Commission
The President
José Manuel BARROSO

ANNEX I

Maximum amounts referred to in Articles 2 and 3

Country concerned	Category	Unit	Maximum amount
Belarus	1	Kilograms	20 000
	2	Kilograms	80 000
	3	Kilograms	5 000
	4	Pieces	20 000
	5	Pieces	15 000
	6	Pieces	20 000
	7	Pieces	20 000
	8	Pieces	20 000
	15	Pieces	17 000
	20	Kilograms	5 000
	21	Pieces	5 000
	22	Kilograms	6 000
	24	Pieces	5 000
	26/27	Pieces	10 000
	29	Pieces	5 000
	67	Kilograms	3 000
	73	Pieces	6 000
	115	Kilograms	20 000
117	Kilograms	30 000	
118	Kilograms	5 000	
North Korea	1	Kilograms	10 000
	2	Kilograms	10 000
	3	Kilograms	10 000
	4	Pieces	10 000
	5	Pieces	10 000
	6	Pieces	10 000
	7	Pieces	10 000

Country concerned	Category	Unit	Maximum amount
	8	Pieces	10 000
	9	Kilograms	10 000
	12	Pairs	10 000
	13	Pieces	10 000
	14	Pieces	10 000
	15	Pieces	10 000
	16	Pieces	10 000
	17	Pieces	10 000
	18	Kilograms	10 000
	19	Pieces	10 000
	20	Kilograms	10 000
	21	Pieces	10 000
	24	Pieces	10 000
	26	Pieces	10 000
	27	Pieces	10 000
	28	Pieces	10 000
	29	Pieces	10 000
	31	Pieces	10 000
	36	Kilograms	10 000
	37	Kilograms	10 000
	39	Kilograms	10 000
	59	Kilograms	10 000
	61	Kilograms	10 000
	68	Kilograms	10 000
	69	Pieces	10 000
	70	Pairs	10 000
	73	Pieces	10 000
	74	Pieces	10 000
	75	Pieces	10 000
	76	Kilograms	10 000

Country concerned	Category	Unit	Maximum amount
	77	Kilograms	5 000
	78	Kilograms	5 000
	83	Kilograms	10 000
	87	Kilograms	8 000
	109	Kilograms	10 000
	117	Kilograms	10 000
	118	Kilograms	10 000
	142	Kilograms	10 000
	151A	Kilograms	10 000
	151B	Kilograms	10 000
	161	Kilograms	10 000

ANNEX II

List of licensing offices referred to in Article 4

1. Austria

Bundesministerium für Wirtschaft, Familie und Jugend
 Außenwirtschaftsadministration
 Abteilung C2/2
 Stubenring 1A
 1011 Wien, Österreich
 Tel.: +43 171100-0
 Fax: +43 171100-8386

2. Belgium

FOD Economie, kmo, Middenstand en Energie
 Algemene Directie Economisch Potentieel
 Dienst Vergunningen
 Vooruitganstraat 50
 1210 Brussel
 Tel. +32 22776713
 Fax +32 22775063

SPF Économie, PME, classes moyennes et énergie
 Direction générale potentiel économique
 Service licences
 Rue du Progrès 50
 1210 Bruxelles
 BELGIQUE
 Tél. +32 22776713
 Fax +32 22775063

3. Bulgaria

Министерство на икономиката, енергетиката и туризма
 Дирекция „Регистриране, лицензиране и контрол“
 ул. „Славянска“ № 8
 1052 София
 Тел.: +359 29 40 7008/+359 29 40 7673/
 +359 29 40 7800
 Факс: +359 29 81 5041/+359 29 80 4710/
 +359 29 88 3654

4. Cyprus

Ministry of Commerce, Industry and Tourism
 Trade Department
 6 Andrea Araouzou Str.
 CY-1421 Nicosia
 Τηλ. +357 2 867100
 Φαξ +357 2 375120

5. Czech Republic

Ministerstvo průmyslu a obchodu
 Licenční správa
 Na Františku 32
 CZ-110 15 Praha 1
 Tel.: (420) 22490 7111
 Fax: (420) 22421 2133

6. Denmark

Erhvervs- og Byggestyrelsen
 Økonomi- og Erhvervsministeriet
 Langelinje Allé 17
 DK – 2100 København
 Tlf. (45) 35 46 60 30
 Fax (45) 35 46 60 29

7. Estonia

Majandus- ja Kommunikatsiooniministeerium
 Harju 11
 15072 Tallinn
 EESTI/ESTONIA
 Tel: +372 6256400
 Faks: +372 6313660

8. Finland

Tullihallitus
 PL 512
 FI-00101 Helsinki
 SUOMI
 Puhelin: +358 96141
 Faksi: +358 204922852

Tullstyrelsen
 PB 512
 FI-00101 Helsingfors
 FINLAND
 Faksi: +358 204922852

9. France

Ministère de l'économie, de l'industrie et de l'emploi
 Direction générale de la compétitivité, de l'industrie et des services
 Sous-direction «industries de santé, de la chimie et des nouveaux matériaux»
 Bureau «matériaux du futur et nouveaux procédés»
 Le Bervil
 12, rue Villiot
 75572 Paris Cedex 12
 FRANCE
 Tél. + 33 153449026
 Fax + 33 153449172

10. Germany

Bundesamt für Wirtschaft und Ausfuhrkontrolle (BAFA)
 Frankfurter Str. 29-35
 65760 Eschborn, Deutschland
 Tel.: +49 6196-9080
 Fax: +49 6196-908800

11. Greece

Υπουργείο Ανάπτυξης, Ανταγωνιστικότητας & Ναυτιλίας
 Γενική Διεύθυνση Διεθνούς Οικονομικής Πολιτικής
 Διεύθυνση Καθεστώτων Εισαγωγών-Εξαγωγών, Εμπορικής
 Άμυνας
 Κορνάρου 1
 GR-105 63 Αθήνα
 Τηλ. +(30 210) 328 6021-22
 Φαξ +(30 210) 328 60 94

12. Hungary

Magyar Kereskedelmi Engedélyezési Hivatal
 Budapest
 Némethvölgyi út 37–39.
 1124
 MAGYARORSZÁG
 Tel. +36 1458 5503
 Fax + 36 1458 5814
 E-mail: mkeh@mkeh.gov.hu

13. Ireland

Department of Enterprise, Trade and Employment
Internal Market
Kildare Street
IRL-Dublin 2
Tel. (353 1) 631 21 21
Fax (353 1) 631 28 26

14. Italy

Ministero dello Sviluppo economico
Dipartimento per l'impresa e l'internazionalizzazione
Direzione generale per la Politica commerciale internazionale
Divisione III — Politiche settoriali
Viale Boston, 25
I-00144 Roma
Tel. (39 06) 5964 7517, 5993 2202, 5993 2198
Fax (39 06) 5993 2263, 5993 2636
E-mail: polcom3@sviluppoeconomico.gov.it

15. Latvia

Ekonomikas ministrija
Brīvības iela 55
LV-1519 Rīga
Tālr.: + 371 670 132 99/+ 371 670 132 48
Fakss: + 371 672 808 82

16. Lithuania

Lietuvos Respublikos Ūkio ministerija
Gedimino pr. 38, Vasario 16-osios g. 2
LT-01104 Vilnius
Tel.: + 370 706 64 658/+ 370 706 64 808
Faks. + 370 706 64 762

17. Luxembourg

Ministère de l'économie et du commerce
Office des licences
Boîte postale 113
2011 Luxembourg
LUXEMBOURG
Tél. + 352 4782371
Fax + 352 466138

18. Malta

Il-Ministeru tal-Finanzi, l-Ekonomija u l-Investment
Id-Dipartiment tal-Kummerċ, Id-Direttorat tas-Servizzi
Kummerċjali
Lascaris
Valletta VLT 2000
Malta
Tel. 00 356 256 90 202
Fax 00 356 212 37 112

19. Netherlands

Belastingdienst/Douane
Centrale dienst voor in- en uitvoer
Kempkensberg 12
Postbus 30003
9700 RD Groningen
Tel. +31 881512122
Fax +31 881513182

20. Poland

Ministerstwo Gospodarki
Pl. Trzech Krzyży 3/5
PL-00-950 Warszawa
Tel.: 0048/22/693 55 53
Faks: 0048/22/693 40 21

21. Portugal

Ministério das Finanças
Direcção-Geral das Alfândegas e dos Impostos Especiais
sobre o Consumo
Rua Terreiro do Trigo
Edifício da Alfândega
P-1149-060 LISBOA
Tel. (351-1) 218 814 263
Fax: (351-1) 218 814 261
E-mail: dsl@dgaiec.min-financas.pt

22. Romania

Ministerul Economiei,
Comerțului și Mediului de Afaceri
Direcția Generală Politici Comerciale
Str. Ion Câmpineanu, nr. 16
București, sector 1
Cod poștal 010036
Tel. +40 213150081
Fax +40 213150454
e-mail: clc@dce.gov.ro

23. Slovakia

Ministerstvo hospodárstva SR
Oddelenie licencií
Mierová 19
SK-827 15 Bratislava
Tel.: +421 24854 2021 / +421 2 4854 7119
Fax: + 421 24342 3919

24. Slovenia

Ministrstvo za finance
Carinska uprava Republike Slovenije
Carinski urad Jesenice
Center za TARIC in kvote
Spodnji plavž 6c
SLO-4270 Jesenice
Slovenija
Telefon: +386-4 2974470
Telefaks: +386-4 2974472
E-naslov: taric.cuje@gov.si

25. Spain

Ministerio de Industria, Turismo y Comercio
Dirección General de Comercio e Inversiones
Paseo de la Castellana nº 162
E-28046 Madrid
Tel. (34 91) 349 38 17 / 349 38 74
Fax (34 91) 349 38 31
E-mail: sgindustrial.sccc@comercio.mityc.es

26. Sweden

National Board of Trade (Kommerskollegium)
Box 6803
113 86 Stockholm
Tfn +46 86904800
Fax +46 8306759
E-post: registrator@kommers.se

27. United Kingdom

Department for Business, Innovation and Skills
Import Licensing Branch
Queensway House – West Precinct
Billingham
UK-TS23 2NF
Tel. (44-1642) 36 43 33
Fax (44-1642) 36 42 69
E-mail: enquiries.ilb@bis.gsi.gov.uk
