

REGULATION (EU) 2015/756 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
of 29 April 2015
suspending certain concessions relating to the import into the Union of agricultural products
originating in Turkey
(codification)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 207(2) thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

Having regard to the opinion of the European Economic and Social Committee ⁽¹⁾,

Acting in accordance with the ordinary legislative procedure ⁽²⁾,

Whereas:

- (1) Council Regulation (EC) No 1506/98 ⁽³⁾ has been substantially amended ⁽⁴⁾. In the interests of clarity and rationality, that Regulation should be codified.
- (2) Under the Agreement establishing an Association between the European Economic Community and Turkey ⁽⁵⁾ ('the Agreement') concessions were granted to that country in respect of certain agricultural products.
- (3) Decision No 1/98 of the EC-Turkey Association Council ⁽⁶⁾ provides for the improvement and consolidation of trade preferences relating to the import into the Union of agricultural products originating in Turkey and establishes a series of preferential concessions for Union exports of meat and live animals to Turkey.
- (4) Turkey has since 1996 been applying a ban on the import of live animals of the bovine species (CN code 0102) and restrictions on the import of beef (CN codes 0201-0202). Those measures, being quantitative restrictions, are incompatible with the Agreement and prevent the Union from benefiting from the concessions granted to it under Decision No 1/98. Despite talks intended to achieve a negotiated solution with Turkey to the problem, the quantitative restrictions are still in place.
- (5) As a result of those measures, exports to Turkey of the products in question originating in the Union are blocked. In order to protect the Union's commercial interests, the situation should be counterbalanced by means of equivalent measures. The concessions set out in Annex I to this Regulation should therefore be suspended.
- (6) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council ⁽⁷⁾,

HAVE ADOPTED THIS REGULATION:

Article 1

The two tariff quotas set out in Annex I are suspended.

⁽¹⁾ Opinion of 10 December 2014 (not yet published in the Official Journal).

⁽²⁾ Position of the European Parliament of 11 March 2015 (not yet published in the Official Journal) and decision of the Council of 20 April 2015.

⁽³⁾ Council Regulation (EC) No 1506/98 of 13 July 1998 establishing a concession in the form of a Community tariff quota for Turkey in 1998 in respect of hazelnuts and suspending certain concessions (OJ L 200, 16.7.1998, p. 1).

⁽⁴⁾ See Annex II.

⁽⁵⁾ OJ 217, 29.12.1964, p. 3687/64.

⁽⁶⁾ Decision No 1/98 of the EC-Turkey Association Council of 25 February 1998 on the trade regime for agricultural products (OJ L 86, 20.3.1998, p. 1).

⁽⁷⁾ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

Article 2

The Commission shall, by means of implementing acts, terminate the suspension referred to in Article 1 once the barriers to preferential exports from the Union to Turkey have been lifted. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 3(2).

Article 3

1. The Commission shall be assisted by the Committee for the Common Organisation of the Agricultural Markets established by Article 229 of Regulation (EU) No 1308/2013 of the European Parliament and of the Council ⁽¹⁾. That Committee shall be a committee within the meaning of Regulation (EU) No 182/2011.
2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.
3. Where the opinion of the Committee is to be obtained by written procedure, that procedure shall be terminated without result when, within the time limit for delivery of the opinion, the chair of the Committee so decides or at least a quarter of committee members so request.

Article 4

Regulation (EC) No 1506/98 is repealed.

References to the repealed Regulation shall be construed as references to this Regulation and shall be read in accordance with the correlation table in Annex III.

Article 5

This Regulation shall enter into force on the twentieth 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.

Done at Strasbourg, 29 April 2015.

For the European Parliament
The President
M. SCHULZ

For the Council
The President
Z. KALNIŅA-LUKAŠEVICA

⁽¹⁾ Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671).

ANNEX I

Serial No	CN code	Description of goods	Size of quota per year or per period indicated (tonnes)	Rate of duty applicable
09.0217	ex 0807 11 00	Watermelons, fresh:	14 000	Free
		from 16 June to 31 March		
09.0207	2002 90 31	Tomatoes prepared or preserved otherwise than by vinegar or acetic acid, other than whole or in pieces, with a dry matter content of 12 % or more by weight	30 000 with a dry matter content of 28-30 % by weight	Free
09.0209	2002 90 39			
	2002 90 91			
	2002 90 99			

ANNEX II

Repealed Regulation with the amendment thereto

Council Regulation (EC) No 1506/98
(OJ L 200, 16.7.1998, p. 1).

Regulation (EU) No 255/2014 of the European Parliament
and of the Council
(OJ L 84, 20.3.2014, p. 57).

Article 3 only

ANNEX III

Correlation Table

Regulation (EC) No 1506/98	This Regulation
Article 1	—
Article 2	Article 1
Article 3	Article 2
Article 3a	Article 3
—	Article 4
Article 4	Article 5
Annex I	—
Annex II	Annex I
—	Annex II
—	Annex III