

COMMISSION IMPLEMENTING REGULATION (EU) 2023/953**of 12 May 2023****amending Implementing Regulation (EU) 2020/761 as regards the rules governing the tariff rate quota for export of milk powder to the Dominican Republic**

THE EUROPEAN COMMISSION,

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

Having regard to 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 ⁽¹⁾, and in particular Article 187 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2020/761 ⁽²⁾ lays down the rules for the management of import and export tariff quotas for agricultural products managed by a system of import and export licences and provides for specific rules for the administration of those quotas.
- (2) As of 1 July 2023, according to the Economic Partnership Agreement between the CARIFORUM States and the European Community and its Member States ⁽³⁾, the Dominican Republic may import milk powder from the Union at zero duty for an unlimited quantity. As a consequence and for the reason of clarity, the provisions on the tariff rate quota for exports of milk powder from the Union to the Dominican Republic should be removed from Implementing Regulation (EU) 2020/761 with the application as of the next licence application period.
- (3) Implementing Regulation (EU) 2020/761 should therefore be amended accordingly.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) 2020/761 is amended as follows:

- (1) Articles 55, 56 and 57 are deleted;
- (2) Annex I and Annex XIII, Part B – Sector: Milk are amended in accordance with the Annex to this Regulation.

Article 2

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

It shall apply as of the first licence application period for the tariff quota period starting on 1 July 2023.

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ Commission Implementing Regulation (EU) 2020/761 of 17 December 2019 laying down rules for the application of Regulations (EU) No 1306/2013, (EU) No 1308/2013 and (EU) No 510/2014 of the European Parliament and of the Council as regards the management system of tariff quotas with licences (OJ L 185, 12.6.2020, p. 24).

⁽³⁾ Council Decision 2008/805/EC of 15 July 2008 on the signature and provisional application of the Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part (OJ L 289, 30.10.2008, p. 1).

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

Done at Brussels, 12 May 2023.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annex I and Annex XIII, Part B – Sector: Milk to Commission Implementing Regulation (EU) 2020/761 are amended as follows:

(1) in Annex I, the following row is deleted:

Milk powder quota opened by the Dominican Republic	Milk and milk products	Export	EU: simultaneous examination	No	Yes		No'
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(2) in Annex XIII, Part B – Sector: Milk, the following table is deleted:

Order number	Not applicable
International agreement or other act	The Economic Partnership Agreement between the Cariforum States, of the one part, and the European Community and its Member States, of the other part
Tariff quota period	1 July to 30 June
Tariff quota sub-periods	No
Licence application	In accordance with Articles 6, 7 and 8 of this Regulation
Product description	Milk powders, sweetened or not
Destination	Dominican Republic
Proof of origin at licence application. If yes, body authorised to issue it	No
Proof of origin for release into free circulation	Yes, in accordance with Article 55(4) of this Regulation
Quantity in kilograms	22 400 000 kg
CN codes	0402 10, 0402 21 and 0402 29
Proof of trade	In accordance with Article 8(2)(c) of Delegated Regulation (EU) 2020/760 25 tonnes
Security for export licence	EUR 3 per 100 kg
Specific entries to be made on the licence application and on the licence	In accordance with Article 56(3) of this Regulation
Period of validity of a licence	In accordance with Article 13 of this Regulation
Transferability of licence	No
Reference quantity	No
Operator registered in LORI database	No
Specific conditions	In accordance with Articles 55, 56 and 57 of this Regulation'