

COMMISSION REGULATION (EC) No 2309/2003
of 29 December 2003
amending Annexes III B, IV and VI to Council Regulation (EC) No 517/94 as regards textile quotas
for 2004

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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 5(2) thereof,

Whereas:

- (1) Regulation (EC) No 517/94 establishes the annual quantitative limits for certain textile products originating in Serbia and Montenegro and in North Korea.
- (2) As from 1 May 2004, the European Union will include 10 new Member States. Article 6(7) of the Act of Accession provides that the new Member States are to apply the common trade policy concerning textiles and that the quantitative restrictions applied by the Community to imports of textile and clothing products must be adjusted to take account of the accession of the new Member States to the Community. The quantitative restrictions applicable to imports of certain textile products from third countries into the enlarged Community must consequently be adjusted to include imports into the 10 new Member States. This requires the amendment of certain Annexes to Regulation (EC) No 517/94.
- (3) It is appropriate to use a methodology for amending the quantities which takes into account the traditional imports into the new Member States in adjusting the new quota levels. A formula consisting of the average of

the last three years' imports from third countries into the 10 new Member States, adjusted pro rata temporis, would provide an adequate measurement of historic flows. The years 2000 to 2002 have been selected as the most significant, as they represent the latest available information about the 10 new Member States' imports of textiles and clothing.

- (4) Annexes III B, IV and VI to Regulation (EEC) No 517/94 should therefore be amended so as to list quota levels applicable for the year 2004. The detailed rules governing 2004 quota allocation are those contained in Commission Regulation (EC) No 2308/2003 of 29 December 2003 on the management of textile quotas established under Council Regulation (EC) No 517/94 for the year 2004⁽²⁾.
- (5) Regulation (EC) No 517/94 should therefore be amended accordingly.
- (6) 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

Annexes III B, IV and VI to Regulation (EC) No 517/94 are amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day 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 Brussels, 29 December 2003.

For the Commission
Pascal LAMY
Member of the Commission

⁽¹⁾ OJ L 67, 10.3.1994, p. 1, as last amended by Commission Regulation (EC) No 1484/2003 (OJ L 212, 22.8.2003, p. 46).

⁽²⁾ See page 13 of this Official Journal.

ANNEX

Annexes III B, IV and VI to Regulation (EC) No 517/94 are amended as follows:

1. Annex III B is replaced by the following:

'ANNEX III B

**Annual Community quantitative limits referred to in the fourth indent of Article 2(1)
Serbia and Montenegro ⁽¹⁾**

Category	Unit	Quantity
1	tonnes	2 350
2	tonnes	2 853
2a	tonnes	645
3	tonnes	312
5	1 000 pieces	1 326
6	1 000 pieces	594
7	1 000 pieces	311
8	1 000 pieces	1 109
9	tonnes	292
15	1 000 pieces	460
16	1 000 pieces	232
67	tonnes	244

⁽¹⁾ Including Kosovo as defined by United Nations Security Council Resolution 1244 of 10 June 1999.'

2. Annex IV is replaced by the following:

'ANNEX IV

Annual Community quantitative limits referred to in Article 3(1)

North Korea

Category	Unit	Quantity
1	tonnes	128
2	tonnes	150
3	tonnes	81
4	1 000 pieces	289
5	1 000 pieces	188
6	1 000 pieces	218
7	1 000 pieces	97
8	1 000 pieces	302
9	tonnes	71
12	1 000 pairs	1 308
13	1 000 pieces	1 509
14	1 000 pieces	154
15	1 000 pieces	175
16	1 000 pieces	88
17	1 000 pieces	61
18	tonnes	61
19	1 000 pieces	411

Category	Unit	Quantity
20	tonnes	142
21	1 000 pieces	3 416
24	1 000 pieces	263
26	1 000 pieces	175
27	1 000 pieces	288
28	1 000 pieces	286
29	1 000 pieces	120
31	1 000 pieces	293
36	tonnes	95
37	tonnes	378
39	tonnes	51
59	tonnes	466
61	tonnes	40
68	tonnes	120
69	1 000 pieces	184
70	1 000 pieces	270
73	1 000 pieces	149
74	1 000 pieces	133
75	1 000 pieces	39
76	tonnes	120
77	tonnes	14
78	tonnes	184
83	tonnes	54
87	tonnes	8
109	tonnes	11
117	tonnes	51
118	tonnes	23
142	tonnes	10
151A	tonnes	10
151B	tonnes	10
161	tonnes	152'

3. Annex VI is replaced by the following:

'ANNEX VI

OUTWARD PROCESSING TRAFFIC

Annual Community quantitative limits referred to in Article 4

Serbia and Montenegro ⁽¹⁾

Category	Unit	Quantity
5	1 000 pieces	1 501
6	1 000 pieces	4 457
7	1 000 pieces	2 190
8	1 000 pieces	4 936
15	1 000 pieces	2 576
16	1 000 pieces	1 374

⁽¹⁾ Including Kosovo as defined by United Nations Security Council Resolution 1244 of 10 June 1999.'