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COUNCIL REGULATION (EU) No 1388/2013

of 17 December 2013

**opening and providing for the management of autonomous tariff quotas of the Union for certain
agricultural and industrial products, and repealing Regulation (EU) No 7/2010**

(OJ L 354, 28.12.2013, p. 319)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Council Regulation (EU) No 713/2014 of 24 June 2014	L 190	2	28.6.2014

**COUNCIL REGULATION (EU) No 1388/2013****of 17 December 2013****opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products, and repealing Regulation (EU) No 7/2010**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 31 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Union production of certain agricultural and industrial products is insufficient to meet the specific requirements of the user industries in the Union. Consequently Union supplies of those products depend to a considerable extent on imports from third countries. The most urgent Union needs for the products in question should be met immediately on the most favourable terms. Union tariff quotas at preferential duty rates should therefore be opened within the limits of appropriate volumes taking into account the need not to perturb the markets for such products or impede the establishment or development of Union production.
- (2) It is necessary to ensure for all Union importers equal and uninterrupted access to those quotas and to ensure the uninterrupted application of the rates laid down for the quotas to all imports of the products concerned into all Member States until the quotas have been exhausted.
- (3) Commission Regulation (EEC) No 2454/93 ⁽¹⁾ provides for a system of tariff quota management which ensures equal and uninterrupted access to the quotas and uninterrupted application of the rates and follows the chronological order of dates of acceptance of declarations of release for free circulation. The tariff quotas opened by this Regulation should therefore be managed by the Commission and the Member States in accordance with that system.

⁽¹⁾ Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ L 253, 11.10.1993, p. 1).

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- (4) The quota volumes are usually expressed in tonnes. For certain products for which an autonomous tariff quota is opened the quota volume is set out in another measurement unit. Where for those products no supplementary measurement unit is specified in the Combined Nomenclature laid down in Annex I to Council Regulation (EEC) No 2658/87 ⁽¹⁾ there can be uncertainty in respect of the measurement unit used. For the sake of clarity and in the interests of better quota management it is therefore necessary to provide that, in order to benefit from those autonomous tariff quotas, the exact quantity of the products imported be entered in the declaration for release for free circulation using the measurement unit of the quota volume set out for those products in the Annex to this Regulation.

- (5) Council Regulation (EU) No 7/2010 ⁽²⁾ has been amended many times. In the interest of transparency and in order to facilitate economic operators in following the goods subject to autonomous tariff quotas, it is appropriate to replace Regulation (EU) No 7/2010 in its entirety.

- (6) In accordance with the principle of proportionality, it is necessary and appropriate for the achievement of the basic objective of promoting trade between Member States and third countries to lay down rules in order to balance the commercial interest of economic operators in the Union without changing the Union's World Trade Organisation (WTO) schedule. This Regulation does not go beyond what is necessary in order to achieve the objectives pursued in accordance with Article 5(4) of the Treaty on European Union.

- (7) Since the tariff quotas must take effect from 1 January 2014, this Regulation should enter into force immediately upon its publication in the *Official Journal of the European Union* and should apply from 1 January 2014,

HAS ADOPTED THIS REGULATION:

Article 1

For the products listed in the Annex, autonomous tariff quotas of the Union shall be opened within which the autonomous Common Customs Tariff duties shall be suspended for the periods, at the duty rates, and up to the volumes indicated therein.

⁽¹⁾ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

⁽²⁾ Council Regulation (EU) No 7/2010 of 22 December 2009 opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products and repealing Regulation (EC) No 2505/96 (OJ L 3, 7.1.2010, p. 1).



Article 2

The tariff quotas referred to in Article 1 of this Regulation shall be managed by the Commission in accordance with Articles 308a, 308b and 308c of Regulation (EEC) No 2454/93.

Article 3

Where a declaration for release for free circulation is presented for a product mentioned in this Regulation, for which the quota volume is expressed in a measurement unit other than the weight in tonnes or kilograms and other than the value, for products for which no supplementary unit is set out in the Combined Nomenclature laid down in Annex I to Regulation (EEC) No 2658/87, the exact quantity of the products imported shall be entered in 'Box 41: Supplementary units' of that declaration using the measurement unit of the quota volume for those products as set out in the Annex to this Regulation.

Article 4

Regulation (EU) No 7/2010 is hereby repealed.

Article 5

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

It shall apply from 1 January 2014.

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

▼B*ANNEX*

Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2849	ex 0710 80 69	10	Mushrooms of the species <i>Auricularia polytricha</i> (uncooked or cooked by steaming or boiling), frozen, for the manufacture of prepared meals ⁽¹⁾ ⁽²⁾	1.1.-31.12.	700 tonnes	0 %
09.2663	ex 1104 29 17	10	Sorghum grains, processed using milling techniques, that have been at least hulled and de-germed for use in the manufacture of loose fill packaging products ⁽¹⁾	1.1.-31.12	1 500 tonnes	0 %
09.2664	ex 2008 60 19	30	Sweet cherries containing added spirit, whether or not with a sugar content of 9 % by weight, of a diameter of not more than 19,9 mm, with stone, for use in chocolate products ⁽¹⁾	1.1.-31.12	1 000 tonnes	10 % ⁽³⁾
	ex 2008 60 39	30				
09.2913	ex 2401 10 35	91	Natural unmanufactured tobacco, whether or not cut in regular size, having a custom value of not less than Euro 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of goods falling within subheading 2402 10 00 ⁽¹⁾	1.1.-31.12.	6 000 tonnes	0 %
	ex 2401 10 70	10				
	ex 2401 10 95	11				
	ex 2401 10 95	21				
	ex 2401 10 95	91				
	ex 2401 20 35	91				
	ex 2401 20 70	10				
	ex 2401 20 95	11				
	ex 2401 20 95	21				
	ex 2401 20 95	91				
09.2928	ex 2811 22 00	40	Silica filler in the form of granules, with a purity by weight of 97 % or more of silicon dioxide	1.1.-31.12	1 700 tonnes	0 %
09.2703	ex 2825 30 00	10	Vanadium oxides and hydroxides exclusively for use in alloys ⁽¹⁾	1.1.-31.12.	13 000 tonnes	0 %
09.2806	ex 2825 90 40	30	Tungsten trioxide, including blue tungsten oxide (CAS RN 1314-35-8 or CAS RN 39318-18-8)	1.1-31.12	12 000 tonnes	0 %
09.2929	2903 22 00		Trichloroethylene (CAS RN 79-01-6)	1.1.-31.12	10 000 tonnes	0 %
09.2837	ex 2903 79 90	10	Bromochloromethane (CAS RN 74-97-5)	1.1.-31.12.	600 tonnes	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2933	ex 2903 99 90	30	1,3-Dichlorobenzene (CAS RN 541-73-1)	1.1.-31.12.	2 600 tonnes	0 %
09.2950	ex 2905 59 98	10	2-Chloroethanol, for the manufacture of liquid thioplasts of subheading 4002 99 90 (CAS RN 107-07-3) ⁽¹⁾	1.1.-31.12.	15 000 tonnes	0 %
▼M1						
09.2830	ex 2906 19 00	40	Cyclopropylmethanol (CAS RN 2516-33-8)	1.7-31.12	10 tonnes	0 %
▼B						
09.2851	ex 2907 12 00	10	O-Cresol having a purity of not less than 98.5 % by weight (CAS RN 95-48-7)	1.1.-31.12.	20 000 tonnes	0 %
09.2624	2912 42 00		Ethylvanillin (3-ethoxy-4-hydroxybenzaldehyde) (CAS RN 121-32-4)	1.1.-31.12.	950 tonnes	0 %
09.2852	ex 2914 29 00	60	Cyclopropyl methyl ketone (CAS RN 765-43-5)	1.1.-31.12	300 tonnes	0 %
09.2638	ex 2915 21 00	10	Acetic acid of a purity by weight of 99 % or more (CAS RN 64-19-7)	1.1.-31.12.	1 000 000 tonnes	0 %
09.2972	2915 24 00		Acetic anhydride (CAS RN 108-24-7)	1.1.-31.12	20 000 tonnes	0 %
09.2665	ex 2916 19 95	30	Potassium (E,E)-hexa-2,4-dienoate (CAS RN 24634-61-5)	1.1.-31.12	8 000 tonnes	0 %
09.2769	ex 2917 13 90	10	Dimethyl sebacate (CAS RN 106-79-6)	1.1.-31.12	1 000 tonnes	0 %
09.2634	ex 2917 19 90	40	Dodecanedioic acid, of a purity by weight of more than 98,5 % (CAS RN 693-23-2)	1.1.-31.12	4 600 tonnes	0 %
09.2808	ex 2918 22 00	10	<i>o</i> -Acetylsalicylic acid (CAS RN 50-78-2)	1.1.-31.12.	120 tonnes	0 %
09.2975	ex 2918 30 00	10	Benzophenone-3,3',4,4'-tetracarboxylic dianhydride (CAS RN 2421-28-5)	1.1.-31.12.	1 000 tonnes	0 %
09.2602	ex 2921 51 19	10	<i>o</i> -Phenylenediamine (CAS RN 95-54-5)	1.1.-31.12.	1 800 tonnes	0 %
09.2854	ex 2924 19 00	85	3-Iodoprop-2-ynyl N-butylcarbamate (CAS RN 55406-53-6)	1.1.-31.12	1 300 tonnes	0 %
09.2977	2926 10 00		Acrylonitrile (CAS RN 107-13-1)	1.1.-31.12.	75 000 tonnes	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2856	ex 2926 90 95	84	2-Nitro-4(trifluoromethyl)benzonitrile (CAS RN 778-94-9)	1.1.-31.12	500 tonnes	0 %
09.2838	ex 2927 00 00	85	C,C'-Azodi(formamide) (CAS RN 123-77-3) with: — a pH of 6,5 or more but not more than 7,5, and — a semicarbazide (CAS RN 57-56-7) content of not more than 1 500 mg/kg as determined by liquid chromatography mass spectrometry (LC-MS), — decomposition temperature range of 195 °C - 205 °C, — specific gravity 1,64 - 1,66, and — combustion heat 215 - 220 Kcal/mol	1.1.-31.12	100 tonnes	0 %
09.2603	ex 2930 90 99	79	Bis(3-triethoxysilylpropyl)tetrasulphide (CAS RN 40372-72-3)	1.1.-31.12	9 000 tonnes	0 %
09.2955	ex 2932 19 00	60	Flurtamone (ISO) (CAS RN 96525-23-4)	1.1.-31.12.	300 tonnes	0 %
09.2812	ex 2932 20 90	77	Hexan-6-olide (CAS RN 502-44-3)	1.1.-31.12.	4 000 tonnes	0 %
09.2858	2932 93 00		Piperonal (CAS RN 120-57-0)	1.1.-31.12	220 tonnes	0 %
▼M1						
09.2831	ex 2932 99 00	40	1,3:2,4-Bis-O-(3,4-dimethylbenzylidene)-D-glucitol (CAS RN 135861-56-2)	1.7-31.12	300 tonnes	0 %
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09.2860	ex 2933 69 80	30	1,3,5-Tris[3-(dimethylamino)propyl]hexahydro-1,3,5-triazine (CAS RN 15875-13-5)	1.1.-31.12	300 tonnes	0 %
09.2658	ex 2933 99 80	73	5-(Acetoacetyl amino)benzimidazolone (CAS RN 26576-46-5)	1.1.-31.12	200 tonnes	0 %
09.2945	ex 2940 00 00	20	D-Xylose (CAS RN 58-86-6)	1.1.-31.12.	400 tonnes	0 %
09.2862	ex 3105 40 00	10	Monoammonium phosphate (CAS RN 7722-76-1)	1.1.-31.12.2014	45 000 tonnes	0 %
09.2666	ex 3204 17 00	55	Dye C.I. Pigment Red 169 (CAS RN 12237-63-7)	1.1.-31.12	40 tonnes	0 %
09.2659	ex 3802 90 00	19	Soda flux calcinated diatomaceous earth	1.1.-31.12	30 000 tonnes	0 %
09.2908	ex 3804 00 00	10	Sodium lignosulphonate	1.1.-31.12.	40 000 tonnes	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2889	3805 10 90		Sulphate turpentine	1.1.-31.12.	25 000 tonnes	0 %
09.2935	ex 3806 10 00	10	Rosin and resin acids obtained from fresh oleoresins	1.1.-31.12.	280 000 tonnes	0 %

▼M1

09.2832	ex 3808 92 90	40	Preparation containing 38 % or more but not more than 50 % by weight of pyri-thione zinc (INN) (CAS RN 13463-41-7) in an aqueous dispersion	1.7-31.12	250 tonnes	0 %
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09.2814	ex 3815 90 90	76	Catalyst consisting of titanium dioxide and tungsten trioxide	1.1.-31.12.	3 000 tonnes	0 %
09.2829	ex 3824 90 97	19	Solid extract of the residual, insoluble in aliphatic solvents, obtained during the extraction of rosin from wood, having the following characteristics: — a resin acid content not exceeding 30 % by weight, — an acid number not exceeding 110 and — a melting point of 100 °C or more	1.1.-31.12	1 600 tonnes	0 %
09.2907	ex 3824 90 97	86	Mixture of phytosterols, in the form of powder, containing by weight: — 75 % or more of sterols, — not more than 25 % of stanols for use in the manufacture of stanols/sterols or stanol/sterol esters ⁽¹⁾	1.1.-31.12.	2 500 tonnes	0 %
09.2644	ex 3824 90 97	96	Preparation containing by weight: — 55 % or more but not more than 78 % of dimethyl glutarate, — 10 % or more but not more than 30 % of dimethyl adipate, and — not more than 35 % of dimethyl succinate	1.1.-31.12	10 000 tonnes	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2140	ex 3824 90 97	98	Mixture of tertiary amines containing by weight: — 2.0-4.0 % of N,N-dimethyl-1-octanamine — 94 % minimum of N,N-dimethyl-1-decanamine — 2 % maximum of N,N-dimethyl-1-dodecanamine	1.1.-31.12.	4 500 tonnes	0 %
09.2660	ex 3902 30 00	96	Propylene-ethylene copolymer, with a melt viscosity of not more than 1 700 mPa at 190 °C, as determined by ASTM D 3236 method	1.1.-31.12	500 tonnes	0 %

▼M1

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09.2671	ex 3905 99 90	81	Poly(vinylbutyral)(CAS RN 63148-65-2): — containing by weight 17,5 % or more, but not more than 20 % of hydroxyl groups and — with a median particle size (D50) more than 0,6 mm	1.1.-31.12	11 000 tonnes	0 %
09.2616	ex 3910 00 00	30	Polydimethylsiloxane with a degree of polymerisation of 2 800 monomer units (± 100)	1.1.-31.12.	1 300 tonnes	0 %
09.2816	ex 3912 11 00	20	Cellulose acetate flakes	1.1.-31.12.	75 000 tonnes	0 %
09.2864	ex 3913 10 00	10	Sodium alginate, extracted from brown seaweed (CAS RN 9005-38-3)	1.1.-31.12	1 000 tonnes	0 %
09.2641	ex 3913 90 00	87	Sodium hyaluronate, non sterile, with: — a weight average molecular weight (M_w) of not more than 900 000, — an endotoxin level of not more than 0,008 Endotoxin units (EU)/mg, — an ethanol content of not more than 1 % by weight, — an isopropanol content of not more than 0,5 % by weight	1.1.-31.12.	200 kg	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2661	ex 3920 51 00	50	Sheets of polymethylmethacrylate conforming to standards: — EN 4364 (MIL-P-5425E) and DTD5592A, or — EN 4365 (MIL-P-8184) and DTD5592A	1.1.-31.12	100 tonnes	0 %
09.2645	ex 3921 14 00	20	Cellular block of regenerated cellulose, impregnated with water containing magnesium chloride and quaternary ammonium compounds, measuring 100 cm (± 10 cm) × 100 cm (± 10 cm) × 40 cm (± 5 cm)	1.1.-31.12	1 300 tonnes	0 %

▼M1

09.2818	ex 6902 90 00	10	Refractory bricks with — an edge length of more than 300 mm, and — a TiO ₂ content of not more than 1 % by weight, and — a Al ₂ O ₃ content of not more than 0,4 % by weight, and — a change in volume of less than 9 % at 1 700 °C	1.1.-31.12	225 tonnes	0 %
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09.2628	ex 7019 52 00	10	Glass web woven from glass fibre coated in plastic, of a weight of 120 g/m ² (± 10 g/m ²), of a type used in rolling insect screens with fixed frames	1.1.-31.12.	3 000 000 m ²	0 %
09.2799	ex 7202 49 90	10	Ferro-chromium containing 1.5 % or more but not more than 4 % by weight of carbon and not more than 70 % of chromium	1.1.-31.12.	50 000 tonnes	0 %

▼M1

09.2834	ex 7604 29 10	20	Aluminium alloy rods with a diameter of 200 mm or more, but not exceeding 300 mm	1.7-31.12	500 tonnes	0 %
09.2835	ex 7604 29 10	30	Aluminium alloy rods with a diameter of 300,1 mm or more, but not more than 533,4 mm	1.7-31.12	250 tonnes	0 %
09.2629	ex 8302 49 00	91	Aluminium telescopic handle for use in the manufacture of luggage ⁽¹⁾	1.7-31.12	800 000 pieces	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2840	ex 8104 30 00	20	Magnesium powder: — of purity by weight of 98 % or more, but not more than 99,5 % — with a particle size of 0,2 mm or more but not more than 0,8 mm	1.1.-31.12	2 000 tonnes	0 %
09.2642	ex 8501 40 20 ex 8501 40 80	30 40	Assembly, consisting of — a single-phase electric AC commutator motor, with an output of 480 W or more, but not more than 1 400 W, an input power of more than 900 W but not more than 1 600 W, an external diameter of more than 119,8 mm but not more than 135,2 mm and a rated speed of more than 30 000 rpm but not more than 50 000 rpm, and — an air-inducting ventilator, for use in the manufacture of vacuum cleaners ⁽¹⁾	1.1.-31.12.	120 000 pieces	0 %
09.2763	ex 8501 40 80	30	Electric AC commutator motor, single-phase, with an output of more than 750 W, an input power of more than 1 600 W but not more than 2 700 W, an external diameter of more than 120 mm ($\pm$ 0,2 mm) but not more than 135 mm ($\pm$ 0,2 mm), a rated speed of more than 30 000 rpm but not more than 50 000 rpm, equipped with air-inducting ventilator, for use in the manufacture of vacuum cleaners ⁽¹⁾	1.1.-31.12.	2 000 000 pieces	0 %
09.2633	ex 8504 40 82	20	Electric rectifier, with a capacity of not more than 1 kVA, for use in the manufacture of appliances falling within subheading 8509 80 and heading 8510 ⁽¹⁾	1.1.-31.12	4 500 000 pieces	0 %
09.2643	ex 8504 40 82	30	Power supply boards for use in the manufacture of goods falling under heading 8521 and 8528 ⁽¹⁾	1.1.-31.12.	1 038 000 pieces	0 %
09.2620	ex 8526 91 20	20	Assembly for GPS system having a position determination function, without display, and a weight of not more than 2 500 g	1.1.-31.12	3 000 000 pieces	0 %

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Order number	CN code	TARIC	Description	Quota period	Quota volume	Quota duty (%)
09.2672	ex 8529 90 92	75	Printed circuit board with LED diodes:	1.1.-31.12	115 000 000 pieces	0 %
	ex 9405 40 39	70	— whether or not equipped with prisms/ lens, and — whether or not fitted with connector(s) for the manufacture of backlight units for goods of heading 8528 ⁽¹⁾			
09.2003	ex 8543 70 90	63	Voltage controlled frequency generator, consisting of active and passive elements mounted on a printed circuit, contained in a housing with dimensions of not more than 30 mm × 30 mm	1.1.-31.12.	1 400 000 pieces	0 %
09.2668	ex 8714 91 10	21	Bicycle frame, constructed from carbon fibres and artificial resin, painted, lacquered and/or polished, for use in the manufacture of bicycles ⁽¹⁾	1.1-31.12	125 000 pieces	0 %
	ex 8714 91 10	31				
09.2669	ex 8714 91 30	21	Bicycle front fork, constructed from carbon fibres and artificial resin, painted, lacquered and/or polished, for use in the manufacture of bicycles ⁽¹⁾	1.1-31.12	97 000 pieces	0 %
	ex 8714 91 30	31				
09.2631	ex 9001 90 00	80	Unmounted glass lenses, prisms and cemented elements for use in the manufacture or repair of goods of CN codes 9002, 9005, 9013 10 and 9015 ⁽¹⁾	1.1-31.12	5 000 000 pieces	0 %
09.2836	ex 9003 11 00	10	Spectacle frames of plastic or base metal for use in the manufacture of corrective glasses ⁽¹⁾	1.7-31.12	2 900 000 pieces	0 %
	ex 9003 19 00	20				

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⁽¹⁾ ► **M1** Suspension of duties is subject to Articles 291 to 300 of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ L 253 11.10.1993, p. 1). ◀

⁽²⁾ However, the measure is not allowed where processing is carried out by retail or catering undertakings.

⁽³⁾ The specific duty shall apply.