RÈGLEMENT (CE) N° 2019/94 DE LA COMMISSION

du 2 août 1994

relatif aux importations de résidus de l'amidonnerie du maïs des États-Unis d'Amérique

LA COMMISSION DES COMMUNAUTÉS EUROPÉENNES,

vu le traité instituant la Communauté européenne,

vu le règlement (CEE) n° 1766/92 du Conseil, du 30 juin 1992, portant organisation commune des marchés dans le secteur des céréales (¹), modifié en dernier lieu par le règlement (CE) n° 1866/94 (²), et notamment son article 9 paragraphe 2,

considérant que, dans le cadre du GATT, la Communauté européenne et les États-Unis d'Amérique sont convenus de clarifier la définition tarifaire des résidus de l'amidonnerie du maïs; que les importations de ces produits dans la Communauté font l'objet d'analyses de laboratoire permettant de vérifier leur conformité avec la définition tarifaire; que le Federal Grain Inspection Service (FGIS) du département de l'agriculture des États-Unis d'Amérique et l'industrie américaine de l'extraction par voie humide certifieront, sous contrôle régulier des autorités américaines, la conformité des importations de ces produits des États-Unis d'Amérique dans la Communauté avec la définition convenue;

considérant que, sur la base de la mise en place d'un système de certificats d'accompagnement permettant de vérifier la conformité des importations des États-Unis d'Amérique, il convient de continuer à appliquer aux importations des États-Unis d'Amérique accompagnées desdits certificats, et à toutes les autres importations de résidus de l'amidonnerie du maïs, les contrôles d'usage à l'importation;

considérant que la communication périodique par les États membres à la Commission de la quantité et de la valeur des produits importés sous le couvert des certificats est un des éléments convenus avec les États-Unis d'Amérique qui permettra un suivi plus efficace de l'application de l'accord précité;

considérant que le comité de gestion des céréales n'a pas émis d'avis dans le délai imparti par son président,

A ARRÊTÉ LE PRÉSENT RÈGLEMENT:

Article premier

- 1. La conformité des résidus de l'amidonnerie du maïs importés des États-Unis d'Amérique dans la Communauté sous le code NC 2303 10 19, avec la définition des marchandises relevant de ce code est vérifiée, par le biais de contrôle de laboratoire, en ce qui concerne toutes les expéditions non accompagnées d'un certificat émis par le FGIS et un certificat émis par l'industrie américaine de l'extraction par voie humide, selon les modèles figurant à l'annexe du présent règlement.
- 2. Les expéditions en provenance des États-Unis d'Amérique qui sont accompagnées de ces deux certificats, et les expéditions de tout autre pays tiers, sont soumises aux contrôles d'usage à l'importation.

Article 2

Avant la fin de chaque mois, les États membres communiquent à la Commission la quantité et la valeur des produits importés au cours du mois précédent sous le code NC 2303 10 19 sous couvert des certificats de conformité visés par l'article 1^{er} paragraphe 1.

Article 3

Le présent règlement entre en vigueur le 8 septembre

Le présent règlement est obligatoire dans tous ses éléments et directement applicable dans tout État membre.

Fait à Bruxelles, le 2 août 1994.

Par la Commission
Hans VAN DEN BROEK
Membre de la Commission

⁽¹) JO n° L 181 du 1. 7. 1992, p. 21. (²) JO n° L 197 du 30. 7. 1994, p. 1.

OMB NO: 0580-0013 (For additional OMB information see reverse.)



U.S. DEPARTMENT OF AGRICULTURE FEDERAL GRAIN INSPECTION SERVICE

ORIGINAL NOT NEGOTIABLE

COMMODITY INSPECTION CERTIFICATE

в- 21646

DATE OF ISSUANCE	ISSUED AT		LEVEL OF INSPECTION	
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APPLICANT		LOCATION OF COMMODITY		
IDENTIFICATION		QUANTITY AND CONTAINER		
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I CERTIFY THAT THE SERVICES SPECIFIED ABOVE WERE PERFORMED WITH THE RESULTS STATED.

INSPECTOR

This cartificate is issued under the authority of the Agricultural Marketing Act of 1946, as amended (7 U. S. C. 1821 at seq.), and the regulations thereunder (7 CFR 88.1 at seq.), and is receivable in all courts of the United States as prime facie evidence of the truth of the statements therein contained. This certificate does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act, or other Federal laws.

WARNING: Sec. 203(h) of the Agricultural Marketing Act of 1946 provides that anyone who shall knowingly falsely make, issue, alter, forge, or counterfeit any official certificate, or aid, setsit, or be a party to such actions, is subject to a fine of not more than \$1,000 or imprisonment for not more than 1 year, or both.

The conduct of all services and the licensing of inspection/grading/sampling personnel under the regulations governing such services shall be accomplished without discrimination as to race, color, religion, sax, national origin, age, or handicap.



U.S. DEPARTMENT OF AGRICULTURE FEDERAL GRAIN INSPECTION SERVICE

ORIGINAL NOT NEGOTIABLE



COMMODITY CERTIFICATE SUBMITTED SAMPLE INSPECTION

A-00403

DATE OF ISSUANCE	ISSUED AT		LEVEL OF INSPECTION		
COMMODITY	MMODITY		QUANTITY IN SAMPLE		
IDENTIFICATION OF SAMPLE		SAMPLE SUBMITTED BY			
				'	
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WOT OFFICIALLY SAMPLED

RESULTS OF THE ABOVE INSPECTION APPLY ONLY TO THE QUANTITY OF SAMPLE INDICATED AND NOT TO THE COMMODITY FROM WHICH THE SAMPLE MAY HAVE BEEN TAKEN.

I CERTIFY THAT THE SERVICES SPECIFIED ABOVE WERE PERFORMED WITH THE RESULTS STATED.

INSPECTOR

This certificate is issued under the authority of the Agricultural Marketing Act of 1945, as amended (7 U. S. C. 1821 et. seq.), and the regulations thereunder (7 CFR 68.1 et. seq.), and is receivable in all courts of the United States as prima facie evidence of the truth of the statements therein contained. This certificate does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act, or other Federal laws.

WARNING: Sec. 203(h) of the Agricultural Marketing Act of 1946 provides that anyone who shall knowingly faisely make, issue, alter, forge, or counterfeit any official certificate, or aid, assist, or be a party to such actions, is subject to a fine of not more than \$1,000 or imprisonment for not more than 1 year, or both.

The conduct of all services and the licensing of inspecting/grading/sampling personnel under the regulations governing such services shall be accomplished without discrimination as to race, color, religion, sex, national origin, age, or handicap.

CORN REFINERS ASSOCIATION, INC. Washington, D.C.

Certificate of Conformity

residues from the manufacture of starch from maize) aboard the vessel	On behalf of the Corn Refiners Association, Inc., the undersigned confirms receipt of <i>Producer's Certificates</i> affirming that of corn gluten feed (CN 2303 1019:
States on or about	residues from the manufacture of starch from maize) aboard the
the wet-mill maize-refining process, (II), contain not more than: (a) 28 percent starch content (dry basis), (b) 40 percent protein content (dry basis), (c) 4.5 percent fat (dry basis, as measured by test method A of the Directive 84/4/EEC of 20 December 1983), and (d) 15 percent by weight screenings/cleanings from corn subsequently used for the manufacture of starch and starch products, it being understood that, for the use of yellow number 2 corn, the figure is up to 10 percent, AND (III) may contain residues from steepwater derived from the wet milling process and used in the manufacture of alcohol or other starch derived products which utilize steep water as part of their manufacturing process and which were in existence in 1992, (the presence of which does not result in an increase in the feed value	
than: (a) 28 percent starch content (dry basis), (b) 40 percent protein content (dry basis), (c) 4.5 percent fat (dry basis, as measured by test method A of the Directive 84/4/EEC of 20 December 1983), and (d) 15 percent by weight screenings/cleanings from corn subsequently used for the manufacture of starch and starch products, it being understood that, for the use of yellow number 2 corn, the figure is up to 10 percent, AND (III) may contain residues from steepwater derived from the wet milling process and used in the manufacture of alcohol or other starch derived products which utilize steep water as part of their manufacturing process and which were in existence in 1992, (the presence of which does not result in an increase in the feed value	
of the corn gluten feed).	than: (a) 28 percent starch content (dry basis), (b) 40 percent protein content (dry basis), (c) 4.5 percent fat (dry basis, as measured by test method A of the Directive 84/4/EEC of 20 December 1983), and (d) 15 percent by weight screenings/cleanings from corn subsequently used for the manufacture of starch and starch products, it being understood that, for the use of yellow number 2 corn, the figure is up to 10 percent, AND (III) may contain residues from steepwater derived from the wet milling process and used in the manufacture of alcohol or other starch derived products which utilize steep water as part of their manufacturing process and which were in existence in 1992, (the
	of the corn gluten feed).

Signature

ERNST & YOUNG 1225 Connecticut Ave., N.W. Washington, D.C. 20036

The Corn Refiners Association, Inc., 1701 Pennsylvania Ave., N.W., Washington, D.C. 20006, provides blank Producer's Certificates upon request to any corn wet milling company operating in the United States. The Corn Refiners Association, Inc., provides these certificates as a service to facilitate the export of U.S. corn gluten feed to the European Union. The Corn Refiners Association, Inc., has retained the independent accounting firm of ERNST & YOUNG, to verify the Association's receipt of these Producer's Certificates on a per vessel basis, as gathered and submitted by shipping companies conveying corn gluten feed to any Member State of the Union. This is neither a weight certificate for commercial trade purposes, nor an independent certification of product quality by either the Corn Refiners Association, Inc., or ERNST & YOUNG; it is intended solely to describe product that has been certified by producers and any commercial handlers for customs clearance purposes.

AUDIT CONTROL NO.