

**COUNCIL REGULATION (EEC) No 329/77**

of 14 February 1977

**amending Regulations (EEC) No 1464/76 and (EEC) No 1465/76 on the opening, allocation and administration of Community tariff quotas for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the ACP States and the overseas countries and territories associated with the European Economic Community**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 113 and 136 thereof,

Having regard to Council Decision 76/198/EEC on import arrangements for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community<sup>(1)</sup>, and in particular Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas, pursuant to Decision 76/198/EEC, the Council, by Regulation (EEC) No 1465/76<sup>(2)</sup>, opened a Community tariff quota for rum, arrack and tafia falling within subheading 22.09 C I of the Common Customs Tariff and originating in the overseas countries and territories associated with the European Economic Community; whereas Surinam belonged to this group of countries; whereas, when the volume of the tariff quota was fixed, Community imports of the said products originating in Surinam were taken into account;

Whereas, on 16 July 1976, Surinam acceded to the ACP-EEC Convention of Lomé<sup>(3)</sup>; whereas the reference to Surinam was accordingly deleted by Decision 77/155/EEC<sup>(4)</sup> from the list in Annex I to Decision 76/568/EEC<sup>(5)</sup>; whereas, therefore, Surinam no longer benefits under the tariff quota; whereas, however, Surinam is now covered by Protocol 7 to the Convention of Lomé, pursuant to which Regulation (EEC) No 1464/76<sup>(6)</sup> opened a Community tariff quota for the same products originating in the ACP States;

Whereas the abovementioned Decision 76/198/EEC and Protocol 7 lay down strict rules for the fixing of the annual quota volumes for the products in question; whereas, therefore, the volumes of the tariff quotas opened by Regulations (EEC) No 1464/76 and (EEC) No 1465/76 should be adjusted; whereas, during the reference year used for the fixing of the volume of the tariff quota for the overseas countries and territories, only the Benelux countries and the Federal Republic of Germany imported quantities of the products in question originating in the said overseas countries and territories; whereas, therefore, the shares allocated to those Member States within the two tariff quotas in question should also be adjusted;

Whereas these measures do not disturb the equilibrium of the markets for the products in question and do not harm interests within the Community,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. In Article 1 of Regulation (EEC) No 1464/76, the volume of the Community tariff quota shall be increased from 162 013 hectolitres to 171 166 hectolitres of pure alcohol.

2. The text of Article 2 of Regulation (EEC) No 1464/76 shall be replaced by the following:

*Article 2*

1. The tariff quota referred to in Article 1 shall be divided into two parts. The first part (125 395 hectolitres of pure alcohol) shall be for United Kingdom consumption. The second part (45 771 hectolitres of pure alcohol) shall be allocated among the other Member States.

<sup>(1)</sup> OJ No L 37, 12. 1. 1976, p. 24.

<sup>(2)</sup> OJ No L 165, 25. 6. 1976, p. 7.

<sup>(3)</sup> OJ No L 25, 30. 1. 1976, p. 1.

<sup>(4)</sup> See page 15 of this Official Journal.

<sup>(5)</sup> OJ No L 176, 1. 7. 1976, p. 8.

<sup>(6)</sup> OJ No L 165, 25. 6. 1976, p. 5.

2. The shares of each of the Member States to which the second part is allocated pursuant to paragraph 1 shall consist of the following quantities :

	<i>(hectolitres of pure alcohol)</i>
Benelux	4 827
Denmark	2 700
Germany	24 643
France	12 051
Ireland	1 000
Italy	550'

*Article 2*

1. In Article 1 of Regulation (EEC) No 1465/76, the volume of the Community tariff shall be fixed at 71 571 hectolitres of pure alcohol.

2. The text of Article 2 of Regulation (EEC) No 1465/76 shall be replaced by the following :

*Article 2*

The Community tariff quota referred to in Article 1 shall be allocated among the Member States as follows :

	<i>(hectolitres of pure alcohol)</i>
Benelux	3 140
Denmark	160
Germany	68 147
France	8
Ireland	8
Italy	8
United Kingdom	100'

*Article 3*

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

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

Done at Brussels, 14 February 1977.

*For the Council*

*The President*

J. SILKIN