

Commission Regulation (EC) No 1439/95 of 26 June 1995 laying down detailed rules for the application of Council Regulation (EEC) No 3013/89 as regards the import and export of products in the sheepmeat and goatmeat sector

TITLE II

Quotas

A.

Import of products under CN codes 0104 10 30, 0104 10 80, 0104 20 90 and 0204 under GATT/WTO country-specific tariff quotas and under preferential quota systems

Article 8

Applications for an import licence for imports within country-specific tariff quotas referred to in Article 12 of Regulation (EEC) No 3013/89 and for imports under the Europe Agreements establishing an association between the European Communities and their Member States of the one part, and Bulgaria, the Czech Republic, Hungary, Poland, Slovakia and Romania of the other part, shall be accompanied by a valid document of origin.

Article 9

1 The document of origin referred to in Article 8 shall be valid only if it is duly completed and endorsed, in accordance with the provisions of this Regulation, by an issuing authority shown in the list in Annex I.

2 The document of origin shall be deemed to have been duly endorsed if it specifies the place and date of issue and the final date of validity, and if it bears the stamp of the issuing authority and the signature of the person or persons empowered to sign it.

Article 10

1 The document of origin referred to in Article 8 shall be drawn up in one original and three numbered copies of different colours and shall consist of a form, a model of which is shown in Annex II.

The form shall measure approximately 210 × 297 mm. The original shall be drawn up on such paper as shall show up any tampering by mechanical or chemical means.

2 The forms shall be printed and completed in at least one of the official languages of the Community.

3 The original and the copies thereof shall be either typewritten or handwritten. In the latter case, they must be completed in ink and in block capitals.

4 Each document of origin shall bear an individual serial number allocated by the issuing authority referred to in Article 9. The copies shall bear the same serial number as the original.

5 Each document of origin shall bear the reference 'issued in accordance with Title II A of Regulation (EC) No 1439/95.'

6 The issuing authority shall keep two copies and give the original and one copy to the applicant.

Changes to legislation: There are outstanding changes not yet made to Commission Regulation (EC) No 1439/95. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Article 11

1 The document of origin shall be valid for three months from its actual date of issue but in any event not later than 31 December of the year of its issue.

The original of the document of origin shall be submitted, together with a copy, to the competent authorities at the time when the application for the corresponding import licence is submitted.

However, from 1 October, documents of origin valid from 1 January until 31 March of the following year for quantities within the quota for that year may be issued on condition that they are not used in applications for import licences until 1 January of that year.

2 The original shall be retained by the authority issuing the import licence. However, where the application for an import licence relates to only part of the quantity appearing on the document of origin, the issuing authority shall state on the latter the quantity in respect of which it has been used and, after having affixed its stamp thereto, shall pass it to the party concerned.

Article 12

1 An issuing authority shown in the list set out in Annex I shall:

- a be recognized as such by the exporting third country;
- b undertake to verify the particulars appearing on document of origin;
- c undertake to issue documents of origin only within the quantities and the duties provided for in Regulation (EC) No 1440/95 and in subsequent annual tariff quota regulations;
- d undertake to communicate to the Commission before the fifteenth day of each month the quantities, including the CN codes, in respect of which documents of origin were issued, together with the issue number of each document and the year to which it refers, broken down according to the duty payable and the intended destination during the preceding month; however, for all products they shall as soon as the documents of origin for 75 % of the quantities concerned have been issued (undertake, at the Commission's request, to communicate to the Commission any relevant information more frequently);
- e at the request of the Commission, undertaken to supply to the Commission and, if appropriate, to the Member States any item of relevant information enabling the particulars appearing on documents of origin to be verified.

[^{F12} The list may be revised by the Commission where any issuing authority is no longer recognised, where it fails to fulfil any of the obligations incumbent on it or where a new issuing authority is designated.]

Textual Amendments

- F1** Inserted by [Commission Regulation \(EC\) No 344/1999 of 16 February 1999](#).

Article 13

1 The import licence referred to in Article 8 shall be issued not later than one working day following that on which the application is lodged. Subject to the third subparagraph of Article 11 (1), it shall be valid until the final date of validity of the document of origin submitted in accordance with Article 8 but not later than 31 December of the year of issue of the document of origin.

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However, in duly justified exceptional cases Member States may extend the validity of an import licence for a period up to 25 January of the following year. Member States shall inform the Commission before 31 March each year of the import quantities and the circumstances involved for each supplier country.

However, as soon as the Commission has requested from a supplier country, pursuant to Article 12 (1) (d), more frequent data as to the issue of documents of origin, the Commission can request that the import licence be issued only after the competent authority is satisfied that all information on the document of origin corresponds to the information received from the Commission through more frequent communication on the matter. The licence shall be issued immediately thereafter.

2 Import licences shall be issued only within the quantities laid down in the relevant tariff quotas and only in response to an application accompanied by a valid document of origin issued for the same calendar year.

3 On issue, each import licence shall bear in Box 20 the remark ‘issued in accordance with Title II.A of Regulation (EC) No 1439/95’.

4 No security shall be required for the issue of the import licence referred to in paragraph 1.

5 The import licence must be returned to the issuing agency as soon as possible after use and not later than five days after its expiry.

Article 14

[^{F21} Licence applications and licences shall bear in box 8 the name of the country of origin. In the case of products falling within CN codes 0104 10 30, 0104 10 80 and 0104 20 90, licence applications and licences shall bear in boxes 17 and 18 particulars of the net mass and where appropriate the number of animals to be imported.

A licence shall make it compulsory to import the products from the country indicated.]

2 Notwithstanding Article 8 (4) of Regulation (EEC) No 3719/88, the quantity put in free circulation may not exceed that indicated in Boxes 17 and 18 of the import licence; the number ‘0’ shall be entered to this effect in Box 19 of the said licence.

[^{F23} Import licences issued in respect of the quantities referred to in Part 1 of the Annex to Commission Regulation (EC) No 2808/2000⁽¹⁾ and in subsequent annual tariff quota regulations shall bear in box 24 at least one of the following entries:

- Derecho limitado a 0 [aplicación de la parte 1 del anexo del Reglamento (CE) n^o 2808/2000 y de posteriores Reglamentos por los que se establecen contingentes arancelarios anuales]
- Told nedsat til 0 (jf. del 1 i bilaget til forordning (EF) nr. 2808/2000 og efterfølgende forordninger om årlige toldkontingenter)
- Beschränkung des Zollsatzes auf Null (Anwendung von Teil 1 des Anhangs der Verordnung (EG) Nr. 2808/2000 und der späteren jährlichen Verordnungen über die Zollkontingente)
- Μηδενικός δασμός [εφαρμογή του μέρους 1 του παραρτήματος του κανονισμού (ΕΚ) αριθ. 2808/2000 και των μεταγενέστερων κανονισμών για τις δασμολογικές ποσοστώσεις]
- Duty limited to zero (application of Part 1 of the Annex to Regulation (EC) No 2808/2000 and subsequent annual tariff quota regulations)

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- Droit de douane nul [application de la partie 1 de l'annexe du règlement (CE) n° 2808/2000 et des règlements ultérieurs sur les contingents tarifaires]
- [^{F3}Carina ograničena na nultu stopu (primjena Dijela 1. Priloga Uredbe (EZ) br. 2808/2000 i naknadnih uredbi o godišnjim carinskim kvotama)]
- Dazio limitato a zero [applicazione della parte 1 dell'allegato del regolamento (CE) n. 2808/2000 e dei successivi regolamenti relativi ai contingenti tariffari annuali]
- Invoerrecht beperkt tot 0 (toepassing van deel 1 van de bijlage bij Verordening (EG) nr. 2808/2000 en van de latere verordeningen tot vaststelling van de jaarlijkse tariefcontingenten)
- Direito limitado a zero [aplicação da parte 1 do anexo do Regulamento (CE) n.º 2808/2000 e regulamentos subsequentes relativos aos contingentes pautais anuais]
- Tulli rajoitettu 0 prosenttiin (asetuksen (EY) N:o 2808/2000 liitteessä olevan 1 osan ja sen jälkeen annettujen vuotuisia tariffikiintiötä koskevien asetusten soveltaminen)
- Tull begränsad till noll procent (tillämpning av del 1 i bilagan till förordning (EG) nr 2808/2000 och i senare förordningar om årliga tullkvoter).]

[^{F24} Import licences issued in respect of the quantities referred to in Part 2 of the Annex to Regulation (EC) No 2808/2000 and in subsequent annual tariff quota regulations shall bear in box 24 at least one of the following entries:

- Derecho limitado a 0 [aplicación de la parte 2 del anexo del Reglamento (CE) n° 2808/2000 y de posteriores Reglamentos por los que se establecen contingentes arancelarios anuales]
- Told nedsat til 0 (jf. del 2 i bilaget i forordning (EF) nr. 2808/2000 og efterfølgende forordninger om årlige toldkontingenter)
- Beschränkung des Zollsatzes auf Null (Anwendung von Teil 2 des Anhangs der Verordnung (EG) Nr. 2808/2000 und der späteren jährlichen Verordnungen über die Zollkontingente)
- Μηδενικός δασμός [εφαρμογή του μέρους 2 του παραρτήματος του κανονισμού (ΕΚ) αριθ. 2808/2000 και των μεταγενέστερων κανονισμών για τις δασμολογικές ποσοστώσεις]
- Duty limited to zero (application of Part 2 of the Annex to Regulation (EC) No 2808/2000 and subsequent annual tariff quota regulations)
- Droit de douane nul [application de la partie 2 de l'annexe du règlement (CE) n° 2808/2000 et des règlements ultérieurs sur les contingents tarifaires]
- [^{F3}Carina ograničena na nultu stopu (primjena Dijela 2. Priloga Uredbe (EZ) br. 2808/2000 i naknadnih uredbi o godišnjim carinskim kvotama)]
- Dazio limitato a zero [applicazione della parte 2 dell'allegato del regolamento (CE) n. 2808/2000 e dei successivi regolamenti relativi ai contingenti tariffari annuali]
- Invoerrecht beperkt tot 0 (toepassing van deel 2 van de bijlage bij Verordening (EG) nr. 2808/2000 en van de latere verordeningen tot vaststelling van de jaarlijkse tariefcontingenten)
- Direito limitado a zero [aplicação da parte 2 do anexo do Regulamento (CE) n.º 2808/2000 e regulamentos subsequentes relativos aos contingentes pautais anuais]
- Tulli rajoitettu 0 prosenttiin (asetuksen (EY) N:o 2808/2000 liitteessä olevan 2 osan ja sen jälkeen annettujen vuotuisia tariffikiintiötä koskevien asetusten soveltaminen)
- Tull begränsad till noll procent (tillämpning av del 2 i bilagan till förordning (EG) nr 2808/2000 och i senare förordningar om årliga tullkvoter).]

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Textual Amendments

- F2** Substituted by Commission Regulation (EC) No 272/2001 of 9 February 2001 amending Regulation (EC) No 2808/2000 opening Community tariff quotas for 2001 for sheep, goats, sheepmeat and goatmeat falling within CN codes 01041030, 01041080, 01042010, 01042090 and 0204 and derogating from Regulation (EC) No 1439/95 laying down detailed rules for the application of Council Regulation (EEC) No 3013/89 as regards the import and export of products in the sheepmeat and goatmeat sector and amending Regulation (EC) No 1439/95.
- F3** Inserted by Commission Regulation (EU) No 519/2013 of 21 February 2013 adapting certain regulations and decisions in the fields of free movement of goods, freedom of movement for persons, right of establishment and freedom to provide services, company law, competition policy, agriculture, food safety, veterinary and phytosanitary policy, fisheries, transport policy, energy, taxation, statistics, social policy and employment, environment, customs union, external relations, and foreign, security and defence policy, by reason of the accession of Croatia.
- F4** Deleted by Commission Regulation (EC) No 272/2001 of 9 February 2001 amending Regulation (EC) No 2808/2000 opening Community tariff quotas for 2001 for sheep, goats, sheepmeat and goatmeat falling within CN codes 01041030, 01041080, 01042010, 01042090 and 0204 and derogating from Regulation (EC) No 1439/95 laying down detailed rules for the application of Council Regulation (EEC) No 3013/89 as regards the import and export of products in the sheepmeat and goatmeat sector and amending Regulation (EC) No 1439/95.

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(1) [^{F2}OJ L 326, 22.12.2000, p. 1.]

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- F2** Substituted by [Commission Regulation \(EC\) No 272/2001 of 9 February 2001 amending Regulation \(EC\) No 2808/2000 opening Community tariff quotas for 2001 for sheep, goats, sheepmeat and goatmeat falling within CN codes 01041030, 01041080, 01042010, 01042090 and 0204 and derogating from Regulation \(EC\) No 1439/95 laying down detailed rules for the application of Council Regulation \(EEC\) No 3013/89 as regards the import and export of products in the sheepmeat and goatmeat sector and amending Regulation \(EC\) No 1439/95.](#)

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Changes and effects yet to be applied to :

- Regulation revoked by [2023 c. 28 Sch. 1 Pt. 2](#)