

This document is meant purely as a documentation tool and the institutions do not assume any liability for its contents

► **B**

COUNCIL REGULATION (EC) No 779/98

of 7 April 1998

on the import into the Community of agricultural products originating in Turkey, repealing Regulation (EEC) No 4115/86 and amending Regulation (EC) No 3010/95

(OJ L 113, 15.4.1998, p. 1)

Amended by:

| | | Official Journal | | |
|--------------------|---|------------------|------|-----------|
| | | No | page | date |
| ► <u>M1</u> | Regulation (EU) No 255/2014 of the European Parliament and of the Council of 26 February 2014 | L 84 | 57 | 20.3.2014 |

**COUNCIL REGULATION (EC) No 779/98****of 7 April 1998****on the import into the Community of agricultural products originating in Turkey, repealing Regulation (EEC) No 4115/86 and amending Regulation (EC) No 3010/95**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas Decision No 1/98 of the EC-Turkey Association Council of 25 February 1998 on the trade regime for agricultural products establishes the system of preferences applicable to imports into the Community of agricultural products originating in Turkey; whereas provision should be made to allow the Commission to adopt special detailed rules for the application of that new import regime, without prejudice to Articles 6 and 7 of Council Regulation (EC) No 1981/94 of 25 July 1994 opening and providing for the administration of Community tariff quotas for certain products originating in Algeria, Cyprus, Egypt, Israel, Jordan, Malta, Morocco, West Bank and Gaza Strip, Tunisia and Turkey, and providing detailed rules for extending and adapting these tariff quotas ⁽¹⁾;

Whereas, in the case of products for which Community regulations require a certain import price to be observed, application of the preferential tariff system is subject to observance of that price;

Whereas Regulation (EEC) No 4115/86 ⁽²⁾ lays down the arrangements applicable to imports into the Community of agricultural products originating in Turkey on the basis of Decision No 1/80 of the EC-Turkey Association Council; whereas the provisions on agriculture of that Decision were repealed by Decision No 1/98 of the EC-Turkey Association Council; whereas, as a result, Regulation (EEC) No 4115/86 should be repealed;

Whereas the tariff concessions for the three products originating in Turkey laid down in Council Regulation (EC) No 3010/95 of 18 December 1995 totally or partially suspending the customs duties applicable to certain products falling within Chapters 1 to 24 and Chapter 27 of the Combined Nomenclature originating in Malta and Turkey ⁽³⁾, should also be abolished;

Whereas the Decision of the Association Council applies from 1 January 1998; whereas, in view of the urgency, this Regulation should enter into force on the day of its publication in the *Official Journal of the European Communities*,

⁽¹⁾ OJ L 199, 2.8.1994, p. 1. Regulation as last amended by Commission Regulation (EC) No 1667/97 (OJ L 236, 27.8.1997, p. 3).

⁽²⁾ OJ L 380, 31.12.1986, p. 16. Regulation as amended by Regulation (EC) No 1620/97 (OJ L 224, 14.8.1997, p. 1).

⁽³⁾ OJ L 314, 28.12.1995, p. 1. Regulation as amended by Regulation (EC) No 540/96 (OJ L 79, 29.3.1996, p. 8).

▼B

HAS ADOPTED THIS REGULATION:

▼M1*Article 1*

The Commission shall, by means of implementing acts, adopt rules necessary for the application of the import regime for the products listed in Annex I to the Treaty on the Functioning of the European Union which originate in Turkey and which are imported into the Union under the conditions laid down in Decision No 1/98 of the EC-Turkey Association Council. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 2a(2).

▼B*Article 2*

In the case of products for which Community regulations require a certain import price to be observed, application of the preferential tariff system shall be subject to observance of that price.

In the case of fishery products for which a reference price is set, application of the preferential tariff shall be subject to observance of that price.

▼M1*Article 2a*

1. The Commission shall be assisted by the Committee for the Common Organisation of the Agricultural Markets established by Article 229 of Regulation (EU) No 1308/2013 of the European Parliament and of the Council⁽¹⁾. That Committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council⁽²⁾.

2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

3. Where the opinion of the committee is to be obtained by written procedure, that procedure shall be terminated without result when, within the time-limit for delivery of the opinion, the chair of the committee so decides or at least a quarter of committee members so request.

▼B*Article 3*

Regulation (EEC) No 4115/86 is hereby repealed.

⁽¹⁾ Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 (OJ L 347, 20.12.2013, p. 671).

⁽²⁾ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).



Article 4

Regulation (EC) No 3010/95 is hereby amended as follows:

1. the title shall be replaced by the following:

‘Council Regulation (EC) No 3010/95 of 18 December 1995 totally or partially suspending the customs duties applicable to certain products falling within Chapters 1 to 24 of the Combined Nomenclature originating in Malta’.

2. Articles 1 and 2 shall be replaced by the following:

‘Article 1

Imports into the Community of the products originating in Malta listed in the Annex to this Regulation shall be subject to the customs duties indicated for each product.

Article 2

For the purposes of applying this Regulation, the rules of origin shall be those in force at any given time for the purposes of the Agreement establishing an association between the European Economic Community and Malta.’

3. Annex I concerning the list of products falling within Chapters 1 to 24 originating in Malta shall be entitled ‘Annex’.
4. Annex II concerning the list of products falling within Chapters 1 to 24 originating in Turkey shall be repealed.

Article 5

This Regulation shall enter into force on the day of 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.