

COMMISSION REGULATION (EC) No 715/2003**of 24 April 2003****amending Regulations (EC) No 883/2001 and (EC) No 2805/95 respectively laying down detailed rules for implementing Council Regulation (EC) No 1493/1999 as regards trade with third countries in products in the wine sector and fixing the export refunds in the wine sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, as last amended by Regulation (EC) No 2585/2001 ⁽²⁾, and in particular Articles 63 and 64,

Whereas:

- (1) Trade agreements have recently been concluded between the European Union and Poland ⁽³⁾ establishing certain concessions in the form of tariff quotas for certain agricultural products and total liberalisation of trade in other agricultural products. The elimination of refunds in the wine sector with effect from 1 April 2003 is one of these concessions.
- (2) The Polish authorities have undertaken to ensure that only consignments of Community products covered by the trade agreements on which no refund has been granted are allowed for import into those countries. To that end, Article 9(6) of Commission Regulation (EC) No 883/2001 of 24 April 2001 laying down detailed rules for implementing Council Regulation (EC) No 1493/1999 as regards trade with third countries in products in the wine sector ⁽⁴⁾, as last amended by Regulation (EC) No 2380/2002 ⁽⁵⁾, and Article 1 of Commission Regulation (EC) No 2805/95 of 5 December 1995 fixing the export refunds in the wine sector and repealing Regulation (EEC) No 2137/93 ⁽⁶⁾, as last amended by Regulation (EC) No 1574/2002 ⁽⁷⁾, should be amended.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

Article 1

The export licences already issued, comprising advance fixing of the refund, shall be valid for the destination Poland only until 31 March 2003. The security referred to in Article 4(2) of Regulation (EC) No 883/2001 shall be released in proportion to the unused quantities.

Article 2

Annex IV to Regulation (EC) No 883/2001 concerning the list of countries by zone of destination, as referred to in Article 9(6), is hereby replaced by Annex I to this Regulation.

Article 3

The Annex to Regulation (EC) No 2805/95 concerning the other destination definition, is hereby replaced by Annex II to this Regulation.

Article 4

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 April 2003.

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

Done at Brussels, 24 April 2003.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 179, 14.7.1999, p. 1.

⁽²⁾ OJ L 345, 29.12.2001, p. 10.

⁽³⁾ OJ L 97, 15.4.2003, p. 53.

⁽⁴⁾ OJ L 128, 10.5.2001, p. 1.

⁽⁵⁾ OJ L 358, 31.12.2002, p. 117.

⁽⁶⁾ OJ L 291, 6.12.1995, p. 10.

⁽⁷⁾ OJ L 235, 3.9.2002, p. 10.

ANNEX I

'ANNEX IV

List of countries by zone of destination, as referred to in Article 9(6)**Zone 1: Africa**

Angola, Benin, Botswana, British Indian Ocean Territory, Burkina Faso, Burundi, Cameroon, Cape Verde, Central African Republic, Chad, Comoros, Congo (Brazzaville), Côte d'Ivoire, Djibouti, Egypt, Equatorial Guinea, Eritrea, Ethiopia, Gabon, Gambia, Ghana, Guinea, Guinea-Bissau, Kenya, Lesotho, Liberia, Libya, Madagascar, Malawi, Mali, Mauritania, Mauritius, Mayotte, Mozambique, Namibia, Niger, Nigeria, Rwanda, Saint Helena and Dependencies, São Tomé and Príncipe, Senegal, Seychelles, Sierra Leone, Somalia, Sudan, Swaziland, Tanzania, Togo, Uganda, Zambia, Zimbabwe.

Zone 2: Asia and Australasia

Afghanistan, American Oceania, Australian Oceania, Bahrain, Bangladesh, Bhutan, Brunei, Cambodia, China, Federated States of Micronesia, Fiji, French Polynesia, Hong Kong, India, Indonesia, Iran, Iraq, Japan, Jordan, Kiribati, Kuwait, Laos, Lebanon, Macau, Malaysia, Maldives, Marshall Islands, Mongolia, Myanmar, Nauru, Nepal, New Caledonia and Dependencies, New Zealand, New Zealand Oceania, North Korea, Northern Marianas, Oman, Pakistan, Palau, Papua New Guinea, Philippines, Pitcairn, Qatar, Samoa, Saudi Arabia, Singapore, Solomon Islands, South Korea, Sri Lanka, Syria, Taiwan, Thailand, Timor-Est, Tonga, Tuvalu, United Arab Emirates, Vanuatu, Vietnam, Wallis and Futuna, West Bank and Gaza Strip, Yemen.

Zone 3: Eastern Europe and the countries of the Commonwealth of Independent States

Albania, Armenia, Azerbaijan, Belarus, Czech Republic, Georgia, Kazakhstan, Kyrgyzstan, Latvia, Moldova, Russia, Slovakia, Tajikistan, Turkmenistan, Ukraine, Uzbekistan.

Zone 4: Western Europe

Andorra, Ceuta and Melilla, Gibraltar, Faeroe Islands, Iceland, Liechtenstein, Malta, Norway, San Marino, Vatican City.

ANNEX II

'ANNEX

to Commission Regulation (EC) No 1574/2002 amending Regulation (EC) No 2805/95 fixing the export refunds in the wine sector

Product code	Destination	Unit of measurement	Amount of refund
2009 69 11 9100	W01	EUR/hl	39,023
2009 69 19 9100	W01	EUR/hl	39,023
2009 69 51 9100	W01	EUR/hl	39,023
2009 69 71 9100	W01	EUR/hl	39,023
2204 30 92 9100	W01	EUR/hl	39,023
2204 30 94 9100	W01	EUR/hl	10,339
2204 30 96 9100	W01	EUR/hl	39,023
2204 30 98 9100	W01	EUR/hl	10,339
2204 21 79 9100	W02	EUR/hl	5,358
2204 21 79 9100	W03	EUR/hl	5,358
2204 21 80 9100	W02	EUR/hl	6,473
2204 21 80 9100	W03	EUR/hl	6,473
2204 21 83 9100	W02	EUR/hl	7,317
2204 21 83 9100	W03	EUR/hl	7,317
2204 21 84 9100	W02	EUR/hl	8,842
2204 21 84 9100	W03	EUR/hl	8,842
2204 21 79 9200	W02	EUR/hl	6,271
2204 21 79 9200	W03	EUR/hl	6,271
2204 21 80 9200	W02	EUR/hl	7,578
2204 21 80 9200	W03	EUR/hl	7,578
2204 21 79 9910	W02 and W03	EUR/hl	3,771
2204 21 94 9910	W02 and W03	EUR/hl	14,250
2204 21 98 9910	W02 and W03	EUR/hl	14,250
2204 29 62 9100	W02	EUR/hl	5,358
2204 29 62 9100	W03	EUR/hl	5,358
2204 29 64 9100	W02	EUR/hl	5,358
2204 29 64 9100	W03	EUR/hl	5,358
2204 29 65 9100	W02	EUR/hl	5,358
2204 29 65 9100	W03	EUR/hl	5,358
2204 29 71 9100	W02	EUR/hl	6,473
2204 29 71 9100	W03	EUR/hl	6,473
2204 29 72 9100	W02	EUR/hl	6,473
2204 29 72 9100	W03	EUR/hl	6,473
2204 29 75 9100	W02	EUR/hl	6,473
2204 29 75 9100	W03	EUR/hl	6,473
2204 29 62 9200	W02	EUR/hl	6,271
2204 29 62 9200	W03	EUR/hl	6,271
2204 29 64 9200	W02	EUR/hl	6,271
2204 29 64 9200	W03	EUR/hl	6,271
2204 29 65 9200	W02	EUR/hl	6,271
2204 29 65 9200	W03	EUR/hl	6,271
2204 29 71 9200	W02	EUR/hl	7,578

Product code	Destination	Unit of measurement	Amount of refund
2204 29 71 9200	W03	EUR/hl	7,578
2204 29 72 9200	W02	EUR/hl	7,578
2204 29 72 9200	W03	EUR/hl	7,578
2204 29 75 9200	W02	EUR/hl	7,578
2204 29 75 9200	W03	EUR/hl	7,578
2204 29 83 9100	W02	EUR/hl	7,317
2204 29 83 9100	W03	EUR/hl	7,317
2204 29 84 9100	W02	EUR/hl	8,842
2204 29 84 9100	W03	EUR/hl	8,842
2204 29 62 9910	W02 and W03	EUR/hl	3,771
2204 29 64 9910	W02 and W03	EUR/hl	3,771
2204 29 65 9910	W02 and W03	EUR/hl	3,771
2204 29 94 9910	W02 and W03	EUR/hl	14,250
2204 29 98 9910	W02 and W03	EUR/hl	14,250

NB: The product codes and the "A" series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2032/2000 (OJ L 243, 28.9.2000, p. 14).

The other destinations are defined as follows:

W01: Libya, Nigeria, Cameroon, Gabon, Saudi Arabia, United Arab emirates, India, Thailand, Vietnam, Indonesia, Malaysia, Brunei, Singapore, Philippines, China, Hong Kong SAR, South Korea, Japan, Taiwan, Equatorial Guinea

W02: all countries of the African continent with the exception of: Algeria, Morocco, Tunisia, South Africa

W03: all destinations, with the exception of: Africa, America, Australia, Bosnia-Herzegovina, Croatia, Cyprus, Israel, the Republic of Serbia and Montenegro, Slovenia, Switzerland, the former Yugoslav Republic of Macedonia, Turkey, Hungary, Bulgaria, Romania, Estonia, Lithuania, Poland.'