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COMMISSION REGULATION (EC) No 1345/2005

of 16 August 2005

laying down detailed rules for the application of the system of import licences for olive oil

(OJ L 212, 17.8.2005, p. 13)

Amended by:

		Official Journal		
		No	page	date
► <u>M1</u>	Commission Regulation (EC) No 514/2008 of 9 June 2008	L 150	7	10.6.2008
► <u>M2</u>	Commission Regulation (EU) No 557/2010 of 24 June 2010	L 159	13	25.6.2010



**COMMISSION REGULATION (EC) No 1345/2005
of 16 August 2005**

**laying down detailed rules for the application of the system of
import licences for olive oil**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 865/2004 of 29 April 2004 on the common organisation of the market in olive oil and table olives and amending Regulation (EEC) No 827/68 ⁽¹⁾, and in particular Article 10(4) thereof,

Whereas:

- (1) Article 10 of Regulation (EC) No 865/2004 lays down special arrangements for the issue of import licences for olive oil. Certain special detailed rules of application should be laid down for the issue of those licences.
- (2) This Regulation complements Commission Regulation (EC) No 1291/2000 of 9 June 2000 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products ⁽²⁾.
- (3) For the sake of clarity and transparency, Commission Regulation (EC) No 1476/95 of 28 June 1995 laying down special detailed rules for the application of the system of import licences for olive oil ⁽³⁾ should be repealed as from 1 November 2005.
- (4) Commission Regulation (EC) No 2543/95 of 30 October 1995 laying down special detailed rules for the application of the system of export licences for olive oil ⁽⁴⁾ provides for a compulsory system for the issue of export licences. Under Article 10(3) of Regulation (EC) No 865/2004, the issue of export licences becomes an optional measure depending on market developments. Consequently, Regulation (EC) No 2543/95 should also be repealed as from 1 November 2005.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Olive Oil and Table Olives,

HAS ADOPTED THIS REGULATION:

Article 1

1. This Regulation lays down special detailed rules for the application of the system of import licences provided for in Article 10 of Regulation (EC) No 865/2004.

⁽¹⁾ OJ L 206, 9.6.2004, p. 37.

⁽²⁾ OJ L 152, 24.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 1741/2004 (OJ L 311, 8.10.2004, p. 17).

⁽³⁾ OJ L 145, 29.6.1995, p. 35. Regulation as last amended by Regulation (EC) No 1081/2001 (OJ L 149, 2.6.2001, p. 17).

⁽⁴⁾ OJ L 260, 31.10.1995, p. 33. Regulation as last amended by Regulation (EC) No 406/2004 (OJ L 67, 5.3.2004, p. 10).

▼ M1

2. The imports of products falling within CN codes 0709 90 39, 0711 20 90 and 2306 90 19 for which an import licence shall be presented are laid down in Article 1(2)(a) of Commission Regulation (EC) No 376/2008 ⁽¹⁾. The period of validity of the import licence and the amount of the security to be lodged shall be as set out in Annex II, Part I, to that Regulation.

▼ B*Article 2*

1. In order to be eligible for the special scheme provided for in the regulations on the implementation of the agreements concluded between the Community and certain third countries, import licence applications and import licences shall include the name of the third country concerned in boxes 7 and 8.

2. The import licence shall make it obligatory to import, from the third country indicated, the product meeting the criteria laid down in the regulations referred to in paragraph 1 for which the licence was issued.

▼ M1**▼ B***Article 4*

1. Member States shall notify the Commission of the quantities for which import licences have been issued, giving details of the quantities and, in the cases referred to in Article 2(1), the origins of the imports, by the following deadlines:

- (a) no later than the fifth of each month for the period from the 16th to the last day of the previous month, and no later than the 20th of each month for the period from the first to the 15th of the current month in the case of the products referred to in Article 1(a) of Regulation (EC) No 865/2004;
- (b) during the first month following the end of each marketing year in the case of the products listed in Article 1(b) and (c) of Regulation (EC) No 865/2004 for which an import licence was issued.

If a Member State considers that importation of the quantities covered by applications for licences lodged in that Member State threatens to disturb the market, it shall immediately notify the Commission, giving details of the quantities in accordance with paragraph 1 and making a distinction between the quantities for which licences have been applied for but not yet issued or approved and the quantities for which licences have been issued during the current fortnight.

▼ M2

2. The notifications referred to in point a of first subparagraph of Article 4(1), including 'nil' notifications, shall be made by the Member States by electronic means using the form made available to them by the Commission.

The notifications referred to in point b of first subparagraph of Article 4(1) and in the second subparagraph of Article 4(1), including 'nil' notifications, shall be made in accordance with Commission Regulation (EC) No 792/2009 ⁽²⁾.

⁽¹⁾ OJ L 114, 26.4.2008, p. 3.

⁽²⁾ OJ L 228, 1.9.2009, p. 3.

▼B

Article 5

Regulations (EC) Nos 1476/95 and 2543/95 are hereby repealed.

Article 6

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

It shall apply from 1 November 2005.

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

▼ M2
