

Commission Regulation (EC) No 341/2007 of 29 March 2007 opening and providing for the administration of tariff quotas and introducing a system of import licences and certificates of origin for garlic and certain other agricultural products imported from third countries

CHAPTER II

**‘A’ LICENCES**

*Article 8*

**Reference quantity of traditional importers**

For the purposes of this Chapter, the ‘reference quantity’ shall be the quantity of garlic imported by a traditional importer within the meaning of Article 4, as follows:

- (a) for traditional importers who imported garlic between 1998 and 2000 into the Community as constituted at 1 January 1995, the maximum quantity of garlic imported during one of the 1998, 1999 and 2000 calendar years;
- (b) for traditional importers who imported garlic between 2001 and 2003 into the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia or Slovakia, the maximum quantity of garlic imported during:
  - (i) either the 2001, 2002 or 2003 calendar year;
  - (ii) or the 2001/2002, 2002/2003 or 2003/2004 import tariff quota period;
- (c) for traditional importers who imported garlic between 2003 and 2005 into Bulgaria or Romania, the maximum quantity of garlic imported during:
  - (i) either the 2003, 2004 or 2005 calendar year;
  - (ii) or the 2003/2004, 2004/2005 or 2005/2006 import tariff quota period;
- (d) for traditional importers who do not fall within points (a), (b) or (c), the maximum quantity of garlic imported during one of the first three completed import tariff quota periods during which they have obtained import licences pursuant to Regulation (EC) No 565/2002<sup>(1)</sup>, Regulation (EC) No 1870/2005 or this Regulation.

Garlic originating in Member States of the Community as constituted at 1 January 2007 shall not be taken into account in the calculation of the reference quantity.

The Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia shall choose and apply one of the two methods referred to in point (b) of the first paragraph to all traditional importers, in accordance with objective criteria and in such a way as to ensure equal treatment between operators.

Bulgaria and Romania shall choose and apply one of the two methods referred to in point (c) of the first paragraph to all traditional importers, in accordance with objective criteria and in such a way as to ensure equal treatment between operators.

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- (1) [OJ L 86, 3.4.2002, p. 11](#). Regulation repealed by Regulation (EC) No 1870/2005.