

COMMISSION REGULATION (EC) No 589/2007

of 30 May 2007

amending Regulation (EC) No 1555/96 as regards the trigger levels for additional duties on tomatoes, apricots, lemons, plums, peaches, including nectarines, pears and table grapes

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, and in particular Article 33(4) thereof,

Whereas:

(1) Commission Regulation (EC) No 1555/96 of 30 July 1996 on rules of application for additional import duties on fruit and vegetables ⁽²⁾ provides for surveillance of imports of the products listed in the Annex thereto. That surveillance is to be carried out in accordance with the rules laid down in Article 308d of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽³⁾.

(2) For the purposes of Article 5(4) of the Agreement on Agriculture ⁽⁴⁾ concluded during the Uruguay Round of multilateral trade negotiations and in the light of the

latest data available for 2004, 2005 and 2006, the trigger levels for additional duties on tomatoes, apricots, lemons, plums, peaches, including nectarines, pears and table grapes.

(3) As a result, Regulation (EC) No 1555/96 should be amended.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fresh Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1555/96 is hereby replaced by the Annex hereto.

Article 2

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

It shall apply from 1 June 2007.

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

Done at Brussels, 30 May 2007.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 297, 21.11.1996, p. 1. Regulation as last amended by Commission Regulation (EC) No 47/2003 (OJ L 7, 11.1.2003, p. 64).

⁽²⁾ OJ L 193, 3.8.1996, p. 1. Regulation as last amended by Regulation (EC) No 480/2007 (OJ L 111, 28.4.2007, p. 48).

⁽³⁾ OJ L 253, 11.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 214/2007 (OJ L 62, 1.3.2007, p. 6).

⁽⁴⁾ OJ L 336, 23.12.1994, p. 22.

ANNEX

'ANNEX

Without prejudice to the rules governing the interpretation of the combined nomenclature, the description of the products is deemed to be indicative only. The scope of the additional duties for the purposes of this Annex is determined by the scope of the CN codes as they exist at the time of the adoption of this Regulation.

| Serial No | CN code | Description | Trigger period | Trigger level (tonnes) |
|-----------|--|--|---------------------------------|------------------------|
| 78.0015 | 0702 00 00 | Tomatoes | — 1 October to 31 May | 325 524 |
| 78.0020 | | | — 1 June to 30 September | 25 110 |
| 78.0065 | 0707 00 05 | Cucumbers | — 1 May to 31 October | 3 462 |
| 78.0075 | | | — 1 November to 30 April | 7 332 |
| 78.0085 | 0709 90 80 | Artichokes | — 1 November to 30 June | 5 770 |
| 78.0100 | 0709 90 70 | Courgettes | — 1 January to 31 December | 37 250 |
| 78.0110 | 0805 10 20 | Oranges | — 1 December to 31 May | 271 744 |
| 78.0120 | 0805 20 10 | Clementines | — 1 November to end of February | 116 637 |
| 78.0130 | 0805 20 30 0805 20 50 0805 20 70 0805 20 90 | Mandarins (including tangerines and satsumas); wilkings and similar citrus hybrids | — 1 November to end of February | 91 359 |
| 78.0155 | 0805 50 10 | Lemons | — 1 June to 31 December | 326 811 |
| 78.0160 | | | — 1 January to 31 May | 61 504 |
| 78.0170 | 0806 10 10 | Table grapes | — 21 July to 20 November | 70 731 |
| 78.0175 | 0808 10 80 | Apples | — 1 January to 31 August | 1 026 501 |
| 78.0180 | | | — 1 September to 31 December | 51 941 |
| 78.0220 | 0808 20 50 | Pears | — 1 January to 30 April | 239 427 |
| 78.0235 | | | — 1 July to 31 December | 35 716 |
| 78.0250 | 0809 10 00 | Apricots | — 1 June to 31 July | 14 163 |
| 78.0265 | 0809 20 95 | Cherries, other than sour cherries | — 21 May to 10 August | 114 530 |
| 78.0270 | 0809 30 | Peaches, including nectarines | — 11 June to 30 September | 11 980 |
| 78.0280 | 0809 40 05 | Plums | — 11 June to 30 September | 5 806' |