

COUNCIL REGULATION (EC) No 1362/2008

of 18 December 2008

**amending Regulation (EC) No 2505/96 opening and providing for the administration of autonomous
Community tariff quotas for certain agricultural and industrial products**

THE COUNCIL OF THE EUROPEAN UNION,

(6) Regulation (EC) No 2505/96 should therefore be amended accordingly.

Having regard to the Treaty establishing the European Community, and in particular Article 26 thereof,

(7) Having regard to the economic importance of this Regulation, it is necessary to rely on the grounds of urgency provided for in point I(3) of the Protocol on the role of national parliaments in the European Union annexed to the Treaty on European Union and to the Treaties establishing the European Community.

Having regard to the proposal from the Commission,

Whereas:

(8) Since the tariff quotas have to take effect from 1 January 2009, this Regulation should apply from the same date and enter into force immediately,

(1) On 20 December 1996 the Council adopted Regulation (EC) No 2505/96 ⁽¹⁾. Community demand for the products to which that Regulation applies should be met under the most favourable conditions. For that purpose with effect from 1 January 2009, one new Community tariff quota should be opened at zero rate of duty for the appropriate amount while avoiding any disturbance to the market regarding this product.

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 2505/96 shall be replaced by the text set out in the Annex to this Regulation.

(2) The quota amounts for two autonomous Community tariff quotas are insufficient to meet the needs of the Community industry for the current quota period ending on 31 December 2008. Consequently, those quota amounts should be increased with effect from 1 January 2008.

Article 2

With effect from 1 January 2008, in Annex I to Regulation (EC) No 2505/96:

(3) The quota amount for one autonomous Community tariff quota disturbs the internal market of the Community. Consequently, this quota amount should be reduced.

(a) the quota volume of the tariff quota for order number 09.2812 shall be fixed at 4 000 tonnes;

(b) the quota volume of the tariff quota for order number 09.2950 shall be fixed at 15 000 tonnes.

(4) It is no longer in the Community interest to continue to grant Community tariff quotas in 2009 for certain products for which such quotas were established for 2008. Those quotas should therefore be closed with effect from 1 January 2009 and the corresponding products should be removed from the list in Annex I to Regulation (EC) No 2505/96.

Article 3

With effect from 1 January 2009, in Annex I to Regulation (EC) No 2505/96:

— the quota volume for the tariff quota for order number 09.2908 shall be fixed at 40 000 tonnes.

(5) In view of the many changes to be made, clarity requires Annex I to Regulation (EC) No 2505/96 to be replaced in its entirety.

Article 4

With effect from 1 January 2009, in Annex I to Regulation (EC) No 2505/96, a row for order number 09.2631 shall be inserted.

⁽¹⁾ OJ L 345, 31.12.1996, p. 1.

Article 5

With effect from 1 January 2009, in Annex I to Regulation (EC) No 2505/96, the rows for the order numbers 09.2618, 09.2713, 09.2719, 09.2771 and 09.2775 shall be deleted.

Article 6

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

This Regulation shall apply from 1 January 2009.

However, Article 2 shall apply from 1 January 2008.

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

Done at Brussels, 18 December 2008.

For the Council
The President
M. BARNIER

ANNEX

'ANNEX I

Order number	CN code	TARIC	Description	Quota period	Quota amount	Quota duty
09.2849	ex 0710 80 69	10	Mushrooms of the species <i>Auricularia polytricha</i> (uncooked or cooked by steaming or boiling), frozen, for the manufacture of prepared meals ⁽¹⁾ ⁽²⁾	1.1.-31.12.	700 tonnes	0 %
09.2913	ex 2401 10 35	91	Natural unmanufactured tobacco, whether or not cut in regular size, having a custom value of not less than EUR 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of goods falling within subheading 2402 10 00 ⁽¹⁾	1.1.-31.12.	6 000 tonnes	0 %
	ex 2401 10 70	10				
	ex 2401 10 95	11				
	ex 2401 10 95	21				
	ex 2401 10 95	91				
	ex 2401 20 35	91				
	ex 2401 20 70	10				
	ex 2401 20 95	11				
	ex 2401 20 95	21				
	ex 2401 20 95	91				
09.2841	ex 2712 90 99	10				
09.2703	ex 2825 30 00	10	Vanadium oxides and hydroxides exclusively for use in alloys ⁽¹⁾	1.1.-31.12.	13 000 tonnes	0 %
09.2806	ex 2825 90 40	30	Tungsten trioxide	1.1.-31.12.	12 000 tonnes	0 %
09.2611	ex 2826 19 90	10	Calcium fluoride having a total content of aluminium, magnesium and sodium of 0,25 mg/kg or less, in the form of powder	1.1.-31.12.	55 tonnes	0 %
09.2837	ex 2903 49 80	10	Bromochloromethane	1.1.-31.12.	600 tonnes	0 %
09.2933	ex 2903 69 90	30	1,3-Dichlorobenzene	1.1.-31.12.	2 600 tonnes	0 %
09.2950	ex 2905 59 98	10	2-Chloroethanol, for the manufacture of liquid thioplasts of subheading 4002 99 90 ⁽¹⁾	1.1.-31.12.	15 000 tonnes	0 %
09.2851	ex 2907 12 00	10	O-Cresol having a purity of not less than 98,5 % by weight	1.1.-31.12.	20 000 tonnes	0 %
09.2624	2912 42 00		Ethylvanillin (3-ethoxy-4-hydroxybenzaldehyde)	1.1.-31.12.	600 tonnes	0 %
09.2767	ex 2910 90 00	80	Allyl glycidyl ether	1.1.-31.12.	1 500 tonnes	0 %
09.2972	2915 24 00		Acetic anhydride	1.1.-31.12.	20 000 tonnes	0 %
09.2769	ex 2917 13 90	10	Dimethyl sebacate	1.1.-31.12.	1 300 tonnes	0 %
09.2808	ex 2918 22 00	10	o-Acetylsalicylic acid	1.1.-31.12.	120 tonnes	0 %
09.2975	ex 2918 30 00	10	Benzophenone-3,3':4,4'-tetracarboxylic dianhydride	1.1.-31.12.	1 000 tonnes	0 %
09.2602	ex 2921 51 19	10	o-Phenylenediamine	1.1.-31.12.	1 800 tonnes	0 %
09.2977	2926 10 00		Acrylonitrile	1.1.-31.12.	30 000 tonnes	0 %
09.2030	ex 2926 90 95	74	Chlorothalonil	1.1.-31.12.	1 500 tonnes	0 %
09.2002	ex 2928 00 90	30	Phenylhydrazine	1.1.-31.12.	1 000 tonnes	0 %
09.2917	ex 2930 90 13	90	Cystine	1.1.-31.12.	600 tonnes	0 %
09.2603	ex 2930 90 85	79	Bis(3-triethoxysilylpropyl)tetrasulphide	1.1.-31.12.	9 000 tonnes	0 %
09.2810	2932 11 00		Tetrahydrofuran	1.1.-31.12.	20 000 tonnes	0 %
09.2955	ex 2932 19 00	60	Flurtamone (ISO)	1.1.-31.12.	300 tonnes	0 %
09.2812	ex 2932 29 85	77	Hexan-6-olide	1.1.-31.12.	4 000 tonnes	0 %

Order number	CN code	TARIC	Description	Quota period	Quota amount	Quota duty
09.2615	ex 2934 99 90	70	Ribonucleic acid	1.1.-31.12.	110 tonnes	0 %
09.2619	ex 2934 99 90	71	2-Thienylacetonitrile	1.1.-31.12.	80 tonnes	0 %
09.2945	ex 2940 00 00	20	D-Xylose	1.1.-31.12.	400 tonnes	0 %
09.2908	ex 3804 00 90	10	Sodium lignosulphonate	1.1.-31.12.	40 000 tonnes	0 %
09.2889	3805 10 90		Sulphate turpentine	1.1.-31.12.	20 000 tonnes	0 %
09.2935	3806 10 10		Rosin and resin acids obtained from fresh oleoresins	1.1.-31.12.	280 000 tonnes	0 %
09.2814	ex 3815 90 90	76	Catalyst consisting of titanium dioxide and tungsten trioxide	1.1.-31.12.	1 600 tonnes	0 %
09.2829	ex 3824 90 97	19	Solid extract of the residual, insoluble in aliphatic solvents, obtained during the extraction of rosin from wood, having the following characteristics: — a resin acid content not exceeding 30 % by weight — an acid number not exceeding 110 and — a melting point of 100 °C or more	1.1.-31.12.	1 600 tonnes	0 %
09.2914	ex 3824 90 97	26	Aqueous solution containing not less than 40 % by weight of dry betaine-extract and between 5 % and 30 % by weight of organic or inorganic salts	1.1.-31.12.	5 000 tonnes	0 %
09.2986	ex 3824 90 97	76	Mixture of tertiary amines containing: — 60 % by weight of dodecyldimethylamine, or more — 20 % by weight of dimethyl(tetradecyl)amine, or more — 0,5 % by weight of hexadecyldimethylamine, or more for use in the production of amine oxides ⁽¹⁾	1.1.-31.12.	14 315 tonnes	0 %
09.2907	ex 3824 90 97	86	Mixture of phytosterols, in the form of powder, containing by weight: — 75 % or more of sterols — not more than 25 % of stanols for use in the manufacture of stanol/sterol esters ⁽¹⁾	1.1.-31.12.	2 500 tonnes	0 %
09.2140	ex 3824 90 97	98	Mixture of tertiary amines containing by weight: — 2,0-4,0 % of N,N-dimethyl-1-octanamine — 94 % minimum of N,N-dimethyl-1-decanamine — 2 % maximum of N,N-dimethyl-1-dodecanamine	1.1.-31.12.	4 500 tonnes	0 %
09.2992	ex 3902 30 00	93	Propylene-butylene copolymer, containing by weight 60 % or more but not more than 68 % of propylene and 32 % or more but not more than 40 % of butylene, of a melt viscosity of not more than 3 000 mPa at 190 °C, as determined by the ASTM D 3236 method, for use as an adhesive in the manufacture of products falling within subheading 4818 40 ⁽¹⁾	1.1.-31.12.	1 000 tonnes	0 %
09.2947	ex 3904 69 90	95	Poly(vinylidene fluoride), in powder form, for the preparation of paint or varnish for coating metal ⁽¹⁾	1.1.-31.12.	1 300 tonnes	0 %
09.2604	ex 3905 30 00	10	Poly(vinyl alcohol) partially acetalized with 5-(4-azido-2-sulphobenzylidene)-3-(formylpropyl)-rhodanine, sodium salt	1.1.-31.12.	100 tonnes	0 %
09.2616	ex 3910 00 00	30	Polydimethylsiloxane with a degree of polymerisation of 2 800 monomer units (\pm 100)	1.1.-31.12.	1 300 tonnes	0 %
09.2816	ex 3912 11 00	20	Cellulose acetate flakes for use in the manufacture of cellulose acetate filament tow ⁽¹⁾	1.1.-31.12.	45 500 tonnes	0 %

Order number	CN code	TARIC	Description	Quota period	Quota amount	Quota duty
09.2818	ex 6902 90 00	10	Refractory bricks with: — an edge length of more than 300 mm and — a TiO ₂ content of not more than 1 % by weight and — a Al ₂ O ₃ content of not more than 0,4 % by weight and — a change in volume of less than 9 % at 1 700 °C	1.1.-31.12.	75 tonnes	0 %
09.2628	ex 7019 52 00	10	Glass web woven from glass fibre coated in plastic, of a weight of 120 g/m ² (± 10 g/m ² , of a type used in rolling insect screens with fixed frames	1.1.-31.12.	350 000 m ²	0 %
09.2799	ex 7202 49 90	10	Ferro-chromium containing 1,5 % or more but not more than 4 % by weight of carbon and not more than 70 % of chromium	1.1.-31.12.	50 000 tonnes	0 %
09.2629	ex 7616 99 90	85	Aluminium telescopic handle for use in the manufacture of luggage ⁽¹⁾	1.1.-31.12.	240 000 units	0 %
09.2763	ex 8501 40 80	30	Electric AC commutator motor, single-phase, with an output of more than 750 W, an input power of more than 1 600 W but not more than 2 700 W, an external diameter of more than 120 mm (± 0,2 mm) but not more than 135 mm (± 0,2 mm), a rated speed of more than 30 000 rpm but not more than 50 000 rpm, equipped with air-inducting ventilator, for use in the manufacture of vacuum cleaners ⁽¹⁾	1.1.-31.12.	2 000 000 units	0 %
09.2620	ex 8526 91 20	20	Assembly for GPS system having a position determination function	1.1.-31.12.	2 000 000 units	0 %
09.2003	ex 8543 70 90	63	Voltage controlled frequency generator, consisting of active and passive elements mounted on a printed circuit, contained in a housing with dimensions of not more than 30 × 30 mm	1.1.-31.12.	1 400 000 units	0 %
09.2631	ex 9001 90 00	80	Unmounted glass lenses, prisms and cemented elements for use in the manufacture of goods of CN codes 9005, 9013 and 9015 ⁽¹⁾	1.1.-31.12.	5 000 000 units	0 %

⁽¹⁾ Entry under this subheading is subject to conditions laid down in the relevant Community provisions (see Articles 291 to 300 of Commission Regulation (EEC) No 2454/93 (OJ L 253, 11.10.1993, p. 1)).

⁽²⁾ However, the measure is not allowed where processing is carried out by retail or catering undertakings.'