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► **B** **COMMISSION REGULATION (EC) No 376/2008**
of 23 April 2008
laying down common detailed rules for the application of the system of import and export licences
and advance fixing certificates for agricultural products
(Codified version)
(OJ L 114, 26.4.2008, p. 3)

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 74/2010 of 26 January 2010	L 23	28	27.1.2010
► <u>M3</u>	Commission Implementing Regulation (EU) No 669/2011 of 12 July 2011	L 183	4	13.7.2011
► <u>M4</u>	Commission Implementing Regulation (EU) No 1349/2011 of 20 December 2011	L 338	26	21.12.2011
► <u>M5</u>	Commission Implementing Regulation (EU) No 418/2012 of 16 May 2012	L 130	1	17.5.2012
► <u>M6</u>	Commission Regulation (EU) No 519/2013 of 21 February 2013	L 158	74	10.6.2013
► <u>M7</u>	Commission Delegated Regulation (EU) No 907/2014 of 11 March 2014	L 255	18	28.8.2014
► <u>M8</u>	Commission Delegated Regulation (EU) 2015/1538 of 23 June 2015	L 242	1	18.9.2015
► <u>M9</u>	Commission Delegated Regulation (EU) 2016/1237 of 18 May 2016	L 206	1	30.7.2016

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COMMISSION REGULATION (EC) No 376/2008

of 23 April 2008

**laying down common detailed rules for the application of the system
of import and export licences and advance fixing certificates for
agricultural products**

(Codified version)

▼ M9

▼ B

Article 34

▼ M9

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10. In the case of import licences for which a Community provision makes this paragraph applicable, paragraphs 4 to 8 notwithstanding, the proof of utilisation of the licence as referred to in Article 32(1)(a) must be produced within 45 days of expiry of the licence, unless this is impossible for reasons of *force majeure*.

Where the proof of utilisation of licences as specified in Article 32(1)(a) is provided after the prescribed time limit:

- (a) where the licence has been used, taking account of the lower tolerance, within the term of validity, 15 % of the total amount of the security as indicated in the licence shall be forfeit by way of a flat-rate deduction;
- (b) where the licence has been partly used within the term of validity, the security shall be forfeit in an amount equal to:
 - (i) the difference between 95 % of the quantity indicated in the licence and the quantity actually imported, plus
 - (ii) 15 % of the security remaining after the flat-rate deduction made under point (i), plus
 - (iii) 3 % of the amount of the security remaining after the deduction made under points (i) and (ii), for each day by which the time limit for provision of proof is exceeded.

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