

Commission Regulation (EC) No 437/2009 of 26 May 2009 opening and providing for the administration of a Community import tariff quota for young male bovine animals for fattening

Article 1

1 An import tariff quota for 24 070 young male bovine animals falling within CN codes 0102 90 05, 0102 90 29 or 0102 90 49 and intended for fattening in the Community is hereby opened every year for periods from 1 July to 30 June of the following year (import quota periods).

This tariff quota shall have the order number 09.0113.

2 The quota referred to in paragraph 1 of this Article shall be administered in accordance with Articles 308a, 308b and 308c(1) of Regulation (EEC) No 2454/93. Article 308c(2) and (3) of that Regulation shall not apply.

3 The customs import duty applicable under the tariff quota referred to in paragraph 1 shall be 16 % *ad valorem* plus EUR 582 per tonne net.

The rate of duty provided for in the first subparagraph shall apply on condition that the animals are fattened for at least 120 days in the Member State into which they were imported.

Article 2

[^{F1} In accordance with Article 82 of Council Regulation (EEC) No 2913/92⁽¹⁾, the animals imported shall be subject to customs supervision to ensure that they are fattened for a period of at least 120 days in production units which must be indicated by the importer in the month following the animals' release for free circulation.]

2 Importers shall lodge a security with the competent customs authorities to ensure that the fattening requirement referred to in paragraph 1 is complied with and that unpaid duties are collected where that requirement is not met. The amount of that security for each admissible CN code is given in the Annex.

3 Except in cases of *force majeure*, the security referred to paragraph 2 shall be released only if proof is furnished to the competent authority of the Member State that the young bovine animals:

- a have been fattened on the farm or farms indicated in accordance with paragraph 1;
- b have not been slaughtered before a period of 120 days from the date of import has elapsed; or
- c have been slaughtered for health reasons or have died as a result of sickness or accident before that period has elapsed.

Textual Amendments

- F1** Substituted by [Commission Regulation \(EU\) No 291/2010 of 31 March 2010 correcting Regulations \(EC\) No 437/2009, \(EC\) No 438/2009 and \(EC\) No 1064/2009 as regards the end-use procedure laid down for imports of certain agricultural products under tariff quotas.](#)

Changes to legislation: Commission Regulation (EC) No 437/2009 is up to date with all changes known to be in force on or before 17 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Article 3

Regulation (EC) No 558/2007 is repealed. However, it shall continue to apply to duties arising from licences issued before 1 July 2009 up to the time they expire.

Article 4

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

It shall apply from 1 July 2009.

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

Changes to legislation: Commission Regulation (EC) No 437/2009 is up to date with all changes known to be in force on or before 17 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

(1) [^{F1}OJ L 302, 19.10.1992, p. 1.]

Textual Amendments

F1 Substituted by [Commission Regulation \(EU\) No 291/2010 of 31 March 2010 correcting Regulations \(EC\) No 437/2009, \(EC\) No 438/2009 and \(EC\) No 1064/2009 as regards the end-use procedure laid down for imports of certain agricultural products under tariff quotas.](#)

Changes to legislation:

Commission Regulation (EC) No 437/2009 is up to date with all changes known to be in force on or before 17 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulation partial repeal by [EUR 2020/1987](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Regulation repeal by [EUR 2020/1987](#) Regulation