

Commission Implementing Regulation (EU) 2020/1988 of 11 November 2020 laying down rules for the application of Regulations (EU) No 1308/2013 and (EU) No 510/2014 of the European Parliament and of the Council as regards the administration of import tariff quotas in accordance with the ‘first come, first served’ principle

## CHAPTER II

### SPECIFIC SECTORAL RULES

#### SECTION I

#### CEREALS

##### Article 9

##### **Quality requirements for tariff quota under order number 09.0076**

1 Barley shall be eligible for import within the tariff quota under order number 09.0076 if it fulfils the following requirements:

- a specific weight: minimum 60,5 kg/hl;
- b damaged grains: maximum 1 %;
- c moisture content: maximum 13,5 %;
- d sound and fair merchantable grains: minimum 96 %.

2 Compliance with the quality requirements set out in paragraph 1 shall be certified by one of the following documents:

- a a certificate of analysis carried out at the importer’s request by the customs office of release for free circulation; or
- b a certificate of conformity for the imported barley issued by a government authority of the country of origin and recognised by the Commission.

3 In accordance with Article 254 of Regulation (EU) No 952/2013 barley shall be subject to customs supervision, to ensure that:

- a it is malted within 6 months from the date of release for free circulation; and
- b the resulting malt is used in the manufacture of beer aged in vats containing beechwood within no more than 150 days following the date on which barley is processed into malt.

Processing of the imported barley into malt shall be deemed to have taken place when the malting barley has undergone steeping.

4 The amounts of the security to be lodged by operators to ensure that the requirement referred to in paragraph 3 is complied with are set out in Annex I.

5 The security provided for in paragraph 4 shall be released immediately where proof is presented to the customs authorities concerned that:

- a the quality of the barley, established on the basis of the certificate of conformity or the analysis certificate, meets the requirements laid down in paragraph 1;

---

**Changes to legislation:** There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2020/1988. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

---

- b the processing requirement laid down in paragraph 3 has been complied with within the timeframe specified.

6 Certificates issued by the United States' Federal Grain Inspection Service (FGIS) for malting barley to be used in the production of beer aged in vats containing beechwood, as set out in Part A of Annex II, shall be officially recognised by the Commission under the administrative cooperation procedure referred to in Articles 58 and 59 of Implementing Regulation (EU) 2015/2447. If the analytical parameters entered in the certificate of conformity issued by the FGIS indicate conformity with the malting barley quality requirements laid down in paragraph 1 of this Article, samples shall be taken on the basis of a risk analysis in accordance with Article 46 of Regulation (EU) No 952/2013 and shall be of at least 3 % of the product released for free circulation during the tariff quota period in question. Member States shall receive a copy of the stamps authorised by the United States Government by the most appropriate means.

**Changes to legislation:**

There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2020/1988. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulation revoked by [2023 c. 28 Sch. 1 Pt. 2](#)