

Council Regulation (EC) No 3061/95 of 22 December 1995 amending Regulation (EC) No 992/95 opening and providing for the administration of Community tariff quotas for certain agricultural and fishery products originating in Norway

COUNCIL REGULATION (EC) No 3061/95

of 22 December 1995

amending Regulation (EC) No 992/95 opening and providing for the administration of Community tariff quotas for certain agricultural and fishery products originating in Norway

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 113 thereof,

Having regard to the proposal from the Commission,

Whereas pursuant to the provisions of Regulation (EC) No 992/95<sup>(1)</sup> Community tariff quotas have been opened for certain agricultural and fishery products originating in Norway; whereas the quotas were granted under an Agreement between the European Economic Community and the Kingdom of Norway concluded on 14 May 1973<sup>(2)</sup>; whereas, following the accession of Spain and Portugal to the Community, an Agreement in the form of exchanges of letters was concluded between the Community and Norway and approved by Decision 86/557/EEC<sup>(3)</sup>;

Whereas the above Agreement has been amended or supplemented by the Agreement on the European Economic Area, and by the bilateral Agreement in the form of exchanges of letters with Norway and approved by Decision 93/737/EC<sup>(4)</sup>;

Whereas, following the accession of Austria, Finland and Sweden, the abovementioned quotas have to be adjusted to take into account, *inter alia*, the existing trade arrangements for fishery products between Austria, Finland and Sweden, on the one hand, and Norway, on the other;

Whereas an Additional Protocol to the above Agreement has therefore been concluded between the European Community and the Kingdom of Norway and approved by Decision 95/312/EC<sup>(5)</sup>, whereas by virtue of this Protocol the Community has undertaken to open, each year and subject to certain conditions, Community tariff quotas at zero duty for a number of fishery products originating in Norway;

Whereas the tariff quotas in question should accordingly be opened from 1 January to 31 December each year; whereas it has not been possible to implement these concessions before 1 July this year and therefore, exceptionally for 1995, provision must be made for the quotas to be opened for the period from 1 July to 31 December, but for the full annual volume;

Whereas an Agreement in the form of an exchange of letters for certain agricultural products was concluded between the European Community, on the one hand, and the Kingdom of Norway, on the other hand, and approved by Decision 95/582/EC<sup>(6)</sup>; whereas in the abovementioned

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Agreement the Community has undertaken to open from 1 January 1995 annual Community tariff quotas at zero duty for certain agricultural products from Norway,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EC) No 992/95 is amended as follows:

1. In Article 1, paragraph 3 shall be replaced by the following:
3. The Protocol on the definition of the concept of originating products and on methods of administrative cooperation<sup>(7)</sup> annexed to the Agreement between the European Economic Community and the Kingdom of Norway, as amended by the provisions of Article 3 of the Additional Protocol to the Agreement, shall apply.
2. Annexes I and II shall be replaced by Annexes I and II to this Regulation.

*Article 2*

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

Annex I shall apply from 1 January 1995 or during the periods indicated in Annex I.

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

Done at Brussels, 22 December 1995.

*For the Council*

*The President*

L. ATIENZA SERNA

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## ANNEX I

### Products originating in Norway

Order No	CN code <sup>b</sup>	Description	Amount of quotas (tonnes)	Quota duty (%)
09.0701	ex 1504 20 10 ex 1504 30 19 ex 1516 10 90	Oils and fats of marine animals, other than whale oil and sperm oil, in packings of a net capacity of more than 1 kg	1 000	8,5
09.0703	0305	Fish, dried, salted, or in brine; smoked fish, whether or not cooked before or during the smoking process; fishmeal fit for human consumption:		
		– Dried fish, whether or not salted but not smoked:	13 250	0
	0305 51	– – Cod ( <i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i> ):		
	ex 0305 51 90	– – – Dried, salted:		
		– – – – Excluding cod of the species <i>Gadus macrocephalus</i>		
	0305 59	– – Other:		

**a** This duty shall be progressively reduced according to the following timetable: 4,4% on 1. 1. 1996, and 3% on 1. 1. 1997.

**b** See Taric codes in Annex II.

**c** Volumes applicable from 1 July to 31 December 1995 and thereafter from 1 January to 31 December of each year.

**d** Checks on compliance with this use shall be carried out in accordance with the relevant Community provisions.

**e** The specific additional duty shall be applied.

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		--- Fish of the species <i>Boreogadus saida</i> :		
	0305 59 19	---- Dried, salted		
		From 1 April to 31 December		
09.0711		Prepared or preserved fish, including caviar and caviar substitutes prepared from fish eggs;		
	ex 1604 13 90	--- Other:	400	5,8 <sup>a</sup>
		---- Sardinella; brisling or sprats excluding raw fillets merely coated with batter or breadcrumbs, whether or not prefried in oil, deep-frozen		
		---- Other:		
	1604 19 92	----- Cod ( <i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i> )		
	ex 1604 19 93	----- Coalfish ( <i>Pollachius virens</i> ), excluding smoked coalfish		
	1604 19 94	----- Hake ( <i>Merluccius</i> )		

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		spp., <i>Urophycis</i> spp.)		
	1604 19 95	----- Alaska pollak ( <i>Theragra chalcogramma</i> ) and pollack ( <i>Pollachius pollachius</i> )		
	1604 19 98	----- Other		
	ex 1604 20 90	---- Fish other than herring and smoked saithe:		
		---- Other than mackerel		
		---- Mackerel ( <i>Scomber australasicus</i> )		
09.0715	0302 11 00	Trout, fresh or chilled	500 <sup>c</sup>	0
	0303 21 00	Frozen trout		
09.0716	0302 12 00	Salmon, fresh or chilled	6 100 <sup>c</sup>	0
09.0717	0303 10 00	Frozen Pacific salmon	580 <sup>c</sup>	0
	ex 0303 22 00	Frozen Atlantic salmon		
09.0718	0304 10 13	Salmon fillets, fresh or chilled	610 <sup>c</sup>	0
	0304 20 13	Frozen salmon fillets		
09.0719	0302 19 00	Other <i>Salmonidae</i> , fresh or chilled	670 <sup>c</sup>	0
	0303 29 00	Other frozen <i>Salmonidae</i>		
09.0720	0302 69 45	Ling, fresh or chilled	370 <sup>c</sup>	0

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09.0721	0302 22 00	Plaice, fresh or chilled	250 <sup>e</sup>	0
	0302 23 00	Sole, fresh or chilled		
	0302 29 10	Megrim, fresh or chilled		
	0302 29 90	Other		
	0303 39 10	Frozen flounder		
	0303 39 20	Frozen megrim		
	0303 39 30	Frozen fish of the genus <i>Rhombosolea</i>		
	0303 39 80	Other		
	0302 69 65	Hake, fresh or chilled		
	0302 69 81	Monkfish, fresh or chilled		
	0302 69 86	Southern blue whiting, fresh or chilled		
	0302 69 87	Fresh or chilled sword fish		
	0302 69 91	Fresh or chilled horse mackerel		
	0302 69 92	Pink cusk-eel, fresh or chilled		
0302 69 93	Fish of the species <i>Kathetostoma giganteum</i>			
0302 69 96	Other			
09.0722	0304 90 35 0304 90 38 0304 90 39	Frozen meat of cod and of fish of the species <i>Boreogadus Saida</i> Other	500 <sup>b</sup>	0

**a** This duty shall be progressively reduced according to the following timetable: 4,4% on 1. 1. 1996, and 3% on 1. 1. 1997.**b** See Taric codes in Annex II.**c** Volumes applicable from 1 July to 31 December 1995 and thereafter from 1 January to 31 December of each year.**d** Checks on compliance with this use shall be carried out in accordance with the relevant Community provisions.**e** The specific additional duty shall be applied.

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	0304 90 41	Frozen coalfish meat		
	0304 90 45	Frozen haddock meat		
	0304 90 47 0304 90 49	Frozen hake meat		
	0304 90 59	Frozen meat of blue whiting		
	0304 90 61	Meat of Alaska pollack, frozen		
	0304 90 65	Meat of swordfish, frozen		
	ex 0304 90 97	Frozen meat of saltwater fish, excluding mackerel		
09.0723	3 024 090	Herrings, fresh or chilled from 16 June to 14 February	800 <sup>b</sup>	0
	0303 50 90	Frozen herrings, from 16 June to 14 February		
09.0724	0302 64 90	Mackerel, fresh or chilled, from 16 June to 14 February	260 <sup>c</sup>	0
09.0725	0303 74 19	Frozen mackerel, from 16 June to 14 February	100 <sup>c</sup>	0
09.0726	0302 69 31 0302 69 33	Redfish ( <i>Sebastes</i> spp.), fresh or chilled	130 <sup>c</sup>	0
	0303 79 35 0303 79 37	Redfish ( <i>Sebastes</i> spp.), frozen		

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**b** See Taric codes in Annex II.

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09.0727	0304 10 19	Fillets of other freshwater fish, fresh or chilled	110 <sup>b</sup>	0
	0304 20 19	Frozen fillets of other freshwater fish		
09.0728	0304 10 33	Fillets of coalfish, fresh or chilled	180 <sup>b</sup>	0
	0304 10 35	Fillets of redfish, fresh or chilled		
	0304 10 38	Other		
09.0729	0304 10 92		130 <sup>c</sup>	0
0304 10 93	Flaps of herring, fresh or chilled			
0304 10 98	Other			
09.0730	0304 20 21	Frozen fillets of cod and of fish of the species <i>Boreogadus saida</i>	9 000 <sup>e</sup>	0
	0304 20 29	Frozen coalfish fillets		
	0304 20 31	Frozen haddock fillets		
	0304 20 33	Frozen fillets of redfish		
	0304 20 35 0304 20 37	Frozen fillet of the species <i>Sebastes marinas</i>		
	0304 20 57	Frozen hake fillets (genus <i>Merluccius</i> )		
	0304 20 59	Frozen hake fillets (genus <i>Urophycis</i> )		

**a** This duty shall be progressively reduced according to the following timetable: 4,4% on 1. 1. 1996, and 3% on 1. 1. 1997.**b** See Taric codes in Annex II.**c** Volumes applicable from 1 July to 31 December 1995 and thereafter from 1 January to 31 December of each year.**d** Checks on compliance with this use shall be carried out in accordance with the relevant Community provisions.**e** The specific additional duty shall be applied.



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	0304 20 71	Frozen plaice fillets		
	0304 20 83	Frozen fillets of monkfish		
	0304 20 85	Frozen fillets of Alaska pollack		
	0304 20 87	Frozen fillets of swordfish		
	0304 20 91	Frozen fillets of blue grenadier		
	0304 20 96	Other		
09.0731	ex 0305 20 00	Livers and roes, dried, salted or in brine, but not smoked	1 900 <sup>c</sup>	0
09.0732	0305 41 00	Smoked salmon	450 <sup>c</sup>	0
09.0733	0305 42 00	Smoked herring	140 <sup>a</sup>	0
	0305 49 10	Smoked lesser or Greenland halibut		
	0305 49 20	Smoked Atlantic halibut		
	0305 49 30	Smoked mackerel		
	0305 49 40	Smoked trout		
	0305 49 50	Smoked eel		
09.0734	0305 49 90	Other smoked fish	250 <sup>c</sup>	0
		Other fish, salted but not dried or smoked and fish in brine		
09.0735	0305 61 00	Herrings, salted but not dried or smoked and herrings in brine	1 440 <sup>c</sup>	0

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**b** See Taric codes in Annex II.

**c** Volumes applicable from 1 July to 31 December 1995 and thereafter from 1 January to 31 December of each year.

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09.0736	0306 13 10	Frozen Pandalidae shrimps	950 <sup>c</sup>	0
	0306 19 30	Frozen Norway lobsters		
09.0737	ex 0306 23 10	Pandalidae shrimps, not frozen boiled on board	800 <sup>c</sup>	0
09.0738	ex 0306 23 10 <sup>d</sup>	Pandalidae shrimps, not frozen, for processing <sup>d</sup>	900 <sup>c</sup>	0
	0306 29 30	Norway lobsters, not frozen		
09.0739	1604 11 00	Prepared or preserved salmon, whole or in pieces	170 <sup>c</sup>	0
09.0740	1604 12 91 1604 12 99	Prepared or preserved herrings, whole or in pieces, in airtight containers; other	3 000 <sup>c</sup>	0
09.0741	1604 13 90	Prepared or preserved sardines, sardinella and brisling or sprats, whole or in pieces	180 <sup>c</sup>	0
09.0742	1604 15 11 1604 15 19	Prepared or preserved mackerel, whole or in pieces	130 <sup>c</sup>	0
09.0743	1604 19 92	Prepared or preserved cod, whole or in pieces	5 500 <sup>c</sup>	0

**a** This duty shall be progressively reduced according to the following timetable: 4,4% on 1. 1. 1996, and 3% on 1. 1. 1997.

**b** See Taric codes in Annex II.

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	1604 19 93	Prepared or preserved coalfish		
	1604 19 94	Prepared or preserved hake		
	1604 19 95	Prepared or conserved Alaska pollack and pollack		
	1604 19 98	Other fish, prepared or preserved		
	1604 20 90	Prepared or preserved meat of other fish		
09.0744	1604 20 10	Prepared or preserved salmon meat	300 <sup>c</sup>	0
09.0745	ex 1605 20 10 ex 1605 20 91 ex 1605 20 99	Peeled and frozen shrimps and prawns	5 500 <sup>c</sup>	0
09.0746	ex 1605 20 10 ex 1605 20 91 ex 1605 20 99	Shrimps and prawns other than frozen and peeled	1 000 <sup>c</sup>	0
09.0747	2301 20 00	Flours, meals and pellets, of fish or of crustaceans, molluscs or other aquatic invertebrates	28 000 <sup>c</sup>	0
09.0748	1605 10 00	Prepared or preserved crab	50 <sup>c</sup>	0
09.0751	ex 0704 10 10	Cauliflowers, fresh or chilled, from 1 August to 31 October	2 000	0
09.0753	ex 0704 90 90	Broccoli, fresh or chilled, from	1 000	0

**a** This duty shall be progressively reduced according to the following timetable: 4,4% on 1. 1. 1996, and 3% on 1. 1. 1997.

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		1 July to 31 October		
09.0755	ex 0704 90 90	China cabbages, fresh or chilled, from 1 July to 28 February	3 000	0
09.0757	0809 20 51 0809 20 59 0809 20 61 0809 20 69 ex 0809 20 71 ex 0809 20 79	Cherries, fresh, from 16 July to 31 August	600	0 <sup>e</sup>
09.0759	ex 0809 40 30 ex 0809 40 40 ex 0809 40 90	Plums and sloes, fresh, from 1 September to 15 October	600	0 <sup>e</sup>
09.0761	ex 0810 10 10	Strawberries, fresh, from 15 July to 31 July	750	0
09.0762	ex 0810 10 90	Strawberries, fresh, from 1 August to 15 September	750	0
09.0775	1504 10 10	Fish-liver oils and their fractions, of a vitamin A content not exceeding 2 500 IU/g	103	0
09.0776	1504 20 10	Solid fractions fats and oils and their fractions, of fish, other than liver oils	384	0
09.0777	ex 1516 10 90	Animal fats and oils and their fractions	5 141	0

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**d** Checks on compliance with this use shall be carried out in accordance with the relevant Community provisions.

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## ANNEX II

### TARIC CODES

Order No	CN codes	Taric codes
09.0701	ex 1504 20 10 ex 1504 30 19 ex 1516 10 90	1504 20 10*90 1504 30 19*90 1516 10 90*11
09.0703	ex 0305 51 90	0305 51 90*10
		*20
	ex 1604 13 90	1604 13 90*91
		*99
09.0711	ex 1604 19 93	1604 19 93*90
	ex 1604 20 90	1604 20 90*30
		*40
		*90
09.0717	ex 0303 22 00	0303 22 00*21
		23
		25
		29
09.0722	ex 0304 90 97	0304 90 97*31
		39
		50
		60
		70
		80
		90
09.0731	ex 0305 20 00	0305 20 00*11
		19
		93
		98
09.0737	ex 0306 23 10	0306 23 10*20
		95
09.0738	ex 0306 23 10	0306 23 10*11
		91
09.0745	ex 1605 20 10	1605 20 10*20

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		91
	ex 1605 20 91	1605 20 91*20
		91
	ex 1605 20 99	1605 20 99*20
		91
09.0746	ex 1605 20 10	1605 20 10*30
		96
		99
	ex 1605 20 91	1605 20 91*30
		96
		99
	ex 1605 20 99	1605 20 99*30
		96
		99
09.0751	ex 0704 10 10	0704 10 10*30
09.0753	ex 0704 90 90	0704 90 90*13
09.0755	ex 0704 90 90	0704 90 90*92
		*94
		*97
09.0757	ex 0809 20 71	0809 20 71*10
	ex 0809 20 79	0809 20 79*11
		0809 20 79*19
09.0759	ex 0809 40 30	0809 40 30*51
		*52
		*53
		*54
		*55
		*56
	ex 0809 40 40	0809 40 40*20
	ex 0809 40 90	0809 40 90*50
09.0761	ex 0809 10 10	0810 10 10*60
		*80
09.0762	ex 0810 10 90	0810 10 90*12
		*14

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09.0777	ex 1516 10 90	1516 10 90*11
		19

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- (1) OJ No L 101, 4. 5. 1995, p. 1.
- (2) OJ No L 171, 27. 6. 1993, p. 2.
- (3) OJ No L 328, 22. 11. 1986, p. 76.
- (4) OJ No L 346, 31. 12. 1993, p. 17.
- (5) OJ No L 187, 8. 8. 1995, p. 15.
- (6) See p. 17 of this Official Journal.
- (7) OJ No L 171, 27. 6. 1973, p. 1, Protocol as amended by Decision No 1/94 of the EC-Norway Joint Committee (OJ No L 204, 6. 8. 1994, p. 90) and by the Additional Protocol (OJ No L 187, 8. 8. 1995, p. 15).'



**Status:**

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