

Commission Implementing Regulation (EU) No 1163/2012 of 7 December 2012 laying down rules for the management and distribution of textile quotas established for the year 2013 under Council Regulation (EC) No 517/94

COMMISSION IMPLEMENTING REGULATION (EU) No 1163/2012
of 7 December 2012

laying down rules for the management and distribution of textile quotas established for the year 2013 under Council Regulation (EC) No 517/94

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 517/94 of 7 March 1994 on common rules for imports of textile products from certain third countries not covered by bilateral agreements, protocols or other arrangements, or by other specific Community import rules⁽¹⁾, and in particular Article 17(3) and (6) and Article 21(2) thereof,

Whereas:

- (1) Regulation (EC) No 517/94 established quantitative restrictions on imports of certain textile products originating in certain third countries to be allocated on a first come, first served basis.
- (2) Under that Regulation it is possible, in certain circumstances, to use other allocation methods, to divide quotas into tranches, or to reserve a proportion of a specific quantitative limit exclusively for applications which are supported by evidence of the results of past import performance.
- (3) Rules for management of the quotas established for 2013 should be adopted before the quota year begins so that the continuity of trade flows is not affected unduly.
- (4) The measures adopted in previous years, such as those in Commission Implementing Regulation (EU) No 1323/2011 of 16 December 2011 laying down rules for the management and distribution of textile quotas established for the year 2012 under Council Regulation (EC) No 517/94⁽²⁾, proved to be satisfactory and it is therefore appropriate to adopt similar rules for 2013.
- (5) In order to satisfy the greatest possible number of operators it is appropriate to make the 'first come, first served' allocation method more flexible by placing a ceiling on the quantities which can be allocated to each operator by that method.
- (6) To guarantee a degree of continuity in trade and efficient quota administration, operators should be allowed to make their initial import authorisation application for 2013 equivalent to the quantity which they imported in 2012.
- (7) To achieve optimum use of the quantities, an operator who has used up at least one half of the amount already authorised should be permitted to apply for a further amount, provided that quantities are available in the quotas.

Status: Point in time view as at 07/12/2012.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 1163/2012. (See end of Document for details)

- (8) To secure a sound administration, import authorisations should be valid for nine months from the date of issue but only until the end of the year at the latest. Member States should issue licences only after being notified by the Commission that quantities are available and only if an operator can prove the existence of a contract and can certify, in the absence of a specific provision to the contrary, that he has not already been allocated a Union import authorisation under this Regulation for the categories and countries concerned. The competent national authorities should, however, be authorised, in response to importers' applications, to extend by three months and up to 31 March 2014 licences of which at least one half has been used by the application date.
- (9) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee established by Article 25 of Regulation (EC) No 517/94,

HAS ADOPTED THIS REGULATION:

Article 1

The purpose of this Regulation is to lay down rules on the management of quantitative quotas for imports of certain textile products set out in Annex IV to Regulation (EC) No 517/94 for the year 2013.

Article 2

The quotas referred to in Article 1 shall be allocated according to the chronological order of receipt by the Commission of Member States' notifications of applications from individual operators, for amounts not exceeding the maximum quantities per operator set out in Annex I.

The maximum quantities shall not, however, apply to operators able to prove to the competent national authorities, when making their first application for 2013, that, in respect of given categories and given third countries, they imported more than the maximum quantities specified for each category pursuant to import licences granted to them for 2012.

In the case of such operators, the competent authorities may authorise imports not exceeding the quantities imported in 2012 from given third countries and in given categories, provided that enough quota capacity is available.

Article 3

Any importer who has already used up 50 percent or more of the amount allocated to him under this Regulation may make a further application, in respect of the same category and country of origin, for amounts not exceeding the maximum quantities laid down in Annex I.

Article 4

1 The competent national authorities listed in Annex II may, from 10.00 o'clock a.m. on 8 January 2013, notify the Commission of the amounts covered by requests for import authorisations.

The time fixed in the first subparagraph shall be understood as Brussels time.

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*Changes to legislation: There are currently no known outstanding effects for the
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2 The competent national authorities shall issue authorisations only after being notified by the Commission pursuant to Article 17(2) of Regulation (EC) No 517/94 that quantities are available for importation.

They shall issue authorisations only if an operator:

- a proves the existence of a contract relating to the provision of the goods; and
- b certifies in writing that, in respect of the categories and countries concerned:
 - (i) the operator has not already been allocated an authorisation under this Regulation; or
 - (ii) the operator has been allocated an authorisation under this Regulation but has used up at least 50 percent of it.

3 Import authorisations shall be valid for nine months from the date of issue, but until 31 December 2013 at the latest.

The competent national authorities may, however, at the importer's request, grant a three-month extension for authorisations which are at least 50 percent used up at the time of the request. Such extension shall in no circumstances expire later than 31 March 2014.

Article 5

This Regulation shall enter into force on 1 January 2013.

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

Done at Brussels, 7 December 2012.

For the Commission

The President

José Manuel BARROSO

*Status: Point in time view as at 07/12/2012.**Changes to legislation: There are currently no known outstanding effects for the
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ANNEX I

MAXIMUM AMOUNTS REFERRED TO IN ARTICLES 2 AND 3

Country concerned	Category	Unit	Maximum amount
Belarus	1	Kilograms	20 000
	2	Kilograms	80 000
	3	Kilograms	5 000
	4	Pieces	20 000
	5	Pieces	15 000
	6	Pieces	20 000
	7	Pieces	20 000
	8	Pieces	20 000
	15	Pieces	17 000
	20	Kilograms	5 000
	21	Pieces	5 000
	22	Kilograms	6 000
	24	Pieces	5 000
	26/27	Pieces	10 000
	29	Pieces	5 000
	67	Kilograms	3 000
	73	Pieces	6 000
	115	Kilograms	20 000
117	Kilograms	30 000	
118	Kilograms	5 000	
Country concerned	Category	Unit	Maximum amount
North Korea	1	Kilograms	10 000
	2	Kilograms	10 000
	3	Kilograms	10 000
	4	Pieces	10 000
	5	Pieces	10 000
	6	Pieces	10 000
	7	Pieces	10 000
	8	Pieces	10 000
	9	Kilograms	10 000
	12	Pairs	10 000

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13	Pieces	10 000
14	Pieces	10 000
15	Pieces	10 000
16	Pieces	10 000
17	Pieces	10 000
18	Kilograms	10 000
19	Pieces	10 000
20	Kilograms	10 000
21	Pieces	10 000
24	Pieces	10 000
26	Pieces	10 000
27	Pieces	10 000
28	Pieces	10 000
29	Pieces	10 000
31	Pieces	10 000
36	Kilograms	10 000
37	Kilograms	10 000
39	Kilograms	10 000
59	Kilograms	10 000
61	Kilograms	10 000
68	Kilograms	10 000
69	Pieces	10 000
70	Pairs	10 000
73	Pieces	10 000
74	Pieces	10 000
75	Pieces	10 000
76	Kilograms	10 000
77	Kilograms	5 000
78	Kilograms	5 000
83	Kilograms	10 000
87	Kilograms	8 000
109	Kilograms	10 000
117	Kilograms	10 000
118	Kilograms	10 000

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142	Kilograms	10 000
151A	Kilograms	10 000
151B	Kilograms	10 000
161	Kilograms	10 000

ANNEX II

List of Licensing offices referred to in Article 4

1. **Belgium**

FOD Economie, KMO, Middenstand en Energie

(FPS Economy, SMEs, Self-Employed and Energy)

Algemene Directie Economisch Potentieel

Dienst Vergunningen

Vooruitgangstraat 50

1210 Brussel

BELGIË

Tel. +32 22776713

Fax +32 22775063

SPF Economie, PME, Classes moyennes et Energie

(FPS Economy, SMEs, Self-Employed and Energy)

Direction générale Potentiel économique

Service Licences

Rue du Progrès 50

1210 Bruxelles

BELGIQUE

Tél: +32 22776713

Fax +32 22775063

2. **Bulgaria**

Министерство на икономиката, енергетиката и туризма

Дирекция 'Регистриране, лицензиране и контрол'

ул. 'Славянска' № 8

1052 София/Sofia

Status: Point in time view as at 07/12/2012.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 1163/2012. (See end of Document for details)

BЪЛГАРИЯ/BULGARIA

Тел.: +359 29407008 / 29407673 / 29407800

Факс: +359 29815041 / 29804710 / 29883654

Ministry of Economy, Energy and Tourism

8, Slavyanska Str.

Sofia 1052

BULGARIA

Tel. +359 29407008 / 29407673 / 29407800

Fax +359 2981504 / 29804710 / 29883654

3. **Czech Republic**

Ministerstvo průmyslu a obchodu

(Ministry of Industry and Trade)

Licenční správa

Na Františku 32

110 15 Praha 1

ČESKÁ REPUBLIKA

Tel. +420 224907111

Fax +420 224212133

4. **Denmark**

Erhvervs- og Vækstministeriet

(*Ministry for Business and Growth*)

Erhvervsstyrelsen

Langelinje Allé 17

2100 København

DANMARK

Tel. +45 35466030

Fax +45 35466029

5. **Germany**

Bundesamt für Wirtschaft und Ausfuhrkontrolle (BAFA)

[*Federal Office of Economics and Export Control*]

Frankfurter Str. 29-35

65760 Eschborn

Status: Point in time view as at 07/12/2012.

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DEUTSCHLAND

Tel. +49 6196908-0

Fax +49 6196908-800

6. **Estonia**

Majandus- ja Kommunikatsiooniministeerium

(Ministry of Economic Affairs and Communications)

Harju 11

EST-15072 Tallinn

EESTI/ESTONIA

Tel. +372 6256400

Fax +372 6313660

7. **Ireland**

An Roinn Post, Fiontar agus Nuálaíochta

Sráid Chill Dara

Baile Átha Cliath 2

ÉIRE

Teil. +353 16312121

Fax +353 16312826

Department of Jobs, Enterprise and Innovation

Kildare street

Dublin 2

IRELAND

Tel. +353 16312121

Fax +353 16312826

8. **Greece**

Υπουργείο Ανάπτυξης, Ανταγωνιστικότητας & Ναυτιλίας

Γενική Διεύθυνση Διεθνούς Οικονομικής Πολιτικής

Διεύθυνση Καθεστώτων Εισαγωγών-Εξαγωγών, Εμπορικής Άμυνας

Κορνάρου 1

105 63 Αθήνα/Athens

ΕΛΛΑΔΑ/GREECE

Τηλ. + 30 2103286041-43 / 2103286021

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Fax + 30 2103286094

Ministry of Development, Competitiveness and Shipping,

General Directorate for International Economic Policy,

Directorate of Import-Export Regimes, Trade Defence Instruments

Unit A'

1 Kornarou Str.

10563 Athens

GREECE

Tel. +30 2103286041-43 / 2103286021

Fax +30 2103286094

9. Spain

Ministerio de Economía y Competitividad

(Ministry of Economy and Competitiveness)

Dirección General de Comercio e Inversiones

Paseo de la Castellana nº 162

28046 Madrid

ESPAÑA

Tel. +34 913493817 / 3493874

Fax +34 913493831

E-mail: sgindustrial.scc@comercio.mineco.es

10. France

Ministère du Redressement Productif

(Ministry for Production Recovery)

Direction générale de la compétitivité, de l'industrie et des services

Bureau des matériaux

BP 80001

67, Rue Barbès

94201 Ivry-sur-Seine Cedex

FRANCE

tel. +33 179843449

E-mail: isabelle.paimblanc@finances.gouv.fr

11. Croatia⁽³⁾

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Državni ured za trgovinsku politiku

(State Office for Trade Policy)

Ljudevita Gaja 4

HR-10 000 ZAGREB

CROATIA

Phone: +385 16106114

Fax +385 16109114

12. **Italy**

Ministero dello Sviluppo economico

(Ministry of Economic Development)

Dipartimento per l'impresa e l'internazionalizzazione

Direzione generale per la Politica commerciale internazionale

Divisione III — Politiche settoriali

Viale Boston, 25

00144 Roma RM

ITALIA

Tel. +39 0659647517 / 59932202

Tel. +39 0659932406

Fax +39 0659932263 / 59932636

E-mail: polcom3@mise.gov.it

13. **Cyprus**

Ministry of Commerce, Industry and Tourism

Trade Department

6 Andrea Araouzou Str.

1421 Nicosia

CYPRUS

Tel. +357 2867100

Fax +357 2375120

14. **Latvia**

Latvijas Republikas Ekonomikas ministrija

(Ministry of Economics of the Republic of Latvia)

Brīvības iela 55

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Rīga, LV-1519

LATVIJA

Tel. +371 67013248

Fax +371 67280882

15. **Lithuania**

Lietuvos Respublikos ūkio ministerija

(Ministry of Economy of the Republic of Lithuania)

Gedimino pr. 38/Vasario 16-osios g. 2

LT-01104 Vilnius

LIETUVA/LITHUANIA

Tel. +370 70664658 / 70664808

Faks. +370 70664762

E-mail: vienaslangelis@ukmin.lt

16. **Luxembourg**

Ministère de l'Economie et du Commerce Extérieur

(Ministry of Economy and Foreign Trade)

Office des licences

Boîte postale 113

2011 Luxembourg

LUXEMBOURG

Tel. +352 4782371

Fax +352 466138

17. **Hungary**

Magyar Kereskedelmi Engedélyezési Hivatal

(Hungarian Trade Licencing Office)

Budapest

Németvölgyi út 37-39.

1124

MAGYARORSZÁG/HUNGARY

Tel. +36 14585503

Fax +36 14585814

E-mail: keo@mkeh.gov.hu

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18. **Malta**

Ministry of Finance, Economy and Investment
Commerce Department, Trade Services Directorate
Lascaris
Valletta LTV2000

MALTA

Tel. +356 25690202

Fax +356 21237112

19. **Netherlands**

Belastingdienst/Douane
(*Customs Administration*)
centrale dienst voor in- en uitvoer
Kempkensberg 12
Postbus 30003
9700 RD Groningen

NEDERLAND

Tel. +31 881512122

Fax +31 881513182

20. **Austria**

Bundesministerium für Wirtschaft, Familie und Jugend
(*Federal Ministry of Economy, Family and Youth*)
Außenwirtschaftskontrolle
Abteilung C2/9
Stubenring 1
1011 Wien

ÖSTERREICH

Tel. +43 171100-0

Fax +43 171100-8386

21. **Poland**

Ministerstwo Gospodarki
(*Ministry of Economy*)

Status: Point in time view as at 07/12/2012.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 1163/2012. (See end of Document for details)

Pl.Trzech Krzyzy 3/5

00-950 Warszawa

POLSKA/POLAND

Tel. +48 226935553

Fax +48 226934021

22. Portugal

Ministério das Finanças

(Ministry of Finance)

Direcção Geral das Alfândegas e dos Impostos Especiais sobre o Consumo

Rua Terreiro do Trigo

Edifício da Alfândega

1149-060 Lisboa

PORTUGAL

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Fax +351 1218814261

E-mail: dsl@dgaiec.min-financas.pt

23. Romania

Ministerul Economiei

(Ministry of Economy)

Comerţului şi Mediului de Afaceri

Direcţia Politici Comerciale

Calea Victoriei, nr.152, sector 1

Bucureşti

Cod poştal: 010096

ROMÂNIA

Tel. +40 213150081

Fax +40 213150454

E-mail: clc@dce.gov.ro

24. Slovenia

Ministrstvo za finance

(Ministry of Finance)

Carinska uprava Republike Slovenije

Status: Point in time view as at 07/12/2012.

*Changes to legislation: There are currently no known outstanding effects for the
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Carinski urad Jesenice
Center za TARIC in kvote
Spodnji Plavž 6 c
SI-4270 Jesenice
SLOVENIJA
Tel. +386 42974470
Fax +386 42974472
E-mail: taric.cuje@gov.si

25. **Slovakia**

Ministerstvo hospodárstva SR
(Ministry of Economy of the Slovak Republic)
Odbor výkonu obchodných opatrení
Mierová 19
827 15 Bratislava
SLOVENSKO/SLOVAKIA
Tel. +421 248547019
Fax +421 243423915
E-mail: jan.krocka@mhsr.sk

26. **Finland**

Tullihallitus
(National Board of Customs)
PL 512
FI-00101 Helsinki
SUOMI/FINLAND
Tel. +358 96141
Fax +358 204922852
Tullstyrelsen
(National Board of Customs)
PB 512
FI-00101 Helsingfors
SUOMI/FINLAND
Fax +358 204922852

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27. **Sweden**

Kommerskollegium

(National Board of Trade)

Box 6803

SE-113 86 Stockholm

SVERIGE

Tel. +46 86904800

Fax +46 8306759

E-mail: registrator@kommers.se

28. **United Kingdom**

Import Licensing Branch

Department for Business, Innovation and Skills

Queensway House — West Precinct

Billingham

TS23 2NF

UNITED KINGDOM

E-mail: enquiries.ilb@bis.gsi.gov.uk

Status: Point in time view as at 07/12/2012.

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- (1) [OJ L 67, 10.3.1994, p. 1.](#)
- (2) [OJ L 335, 17.12.2011, p. 57.](#)
- (3) Subject to and as of the date of accession of Croatia.

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