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► **B**

COUNCIL REGULATION (EC) No 933/95

of 10 April 1995

opening and providing for the administration of Community tariff quotas for certain wines originating in Bulgaria, Hungary and Romania

(OJ L 096 , 28.4.1995, p. 1)

Amended by:

	Official Journal		
	No	page	date
► M1 Council Regulation (EC) No 685/98 of 16 March 1998	L 96	1	28.3.1998
► M2 Council Regulation (EC) No 813/98 of 7 April 1998	L 116	1	18.4.1998
► M3 Council Regulation (EC) No 1481/1999 of 14 June 1999	L 172	1	8.7.1999
► M4 Council Regulation (EC) No 1482/1999 of 14 June 1999	L 172	7	8.7.1999
► M5 Council Regulation (EC) No 1774/1999 of 29 July 1999	L 212	1	12.8.1999
► M6 Council Regulation (EC) No 388/2000 of 24 January 2000	L 49	4	22.2.2000
► M7 Council Regulation (EC) No 678/2001 of 26 February 2001	L 94	1	4.4.2001
► M8 Council Decision 2006/187/EC, of 21 December 2005	L 66	21	8.3.2006

▼**B****COUNCIL REGULATION (EC) No 933/95****of 10 April 1995****opening and providing for the administration of Community tariff quotas for certain wines originating in Bulgaria, Hungary and Romania**

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, in accordance with the agreements in the form of exchanges of letters concluded between the European Community, of the one part, and the Republic of Bulgaria, the Republic of Hungary, and Romania, of the other part, approved by Decisions 93/721/EC, 93/723/EC and 93/725/EC ⁽¹⁾, the Community is to open tariff quotas subject to reduced customs duties for certain wines originating in the said countries; whereas access to those quotas shall be confined to the wines in question accompanied by a document issued by a mutually recognized official body certifying that the wines are those covered by the relevant agreement and originating in the countries concerned;

Whereas those tariff quotas should be opened on an annual basis running from 1 January to 31 December;

Whereas it is necessary, in particular, to ensure for all the parties concerned equal and uninterrupted access to the said quotas and to ensure the uninterrupted application of the rate laid down for the quotas to all imports or reimports into all Member States of the products meeting the conditions specified until the quotas have been used up;

Whereas the decision to open the tariff quotas should be taken by the Community in compliance with its international obligations; whereas, to ensure the efficiency of a common administration of these quotas, there is no obstacle to authorizing Member States to draw from the quota-volumes the necessary quantities corresponding to actual imports; whereas, however, this method of administration requires close cooperation between the Member States and the Commission, and the latter must in particular be able to monitor the rate at which the quotas are used up and inform the Member States accordingly;

Whereas the rules for the management and adjustment of tariff quotas applicable for the countries concerned are set out in Council Regulation (EC) No 1798/94 of 18 July 1994 opening and providing for the administration of Community tariff quotas for certain agricultural products originating in Bulgaria, the Czech Republic, Hungary, Poland, Romania and Slovakia and establishing the detailed provisions for adapting these quotas (1994 to 1997) ⁽²⁾,

HAS ADOPTED THIS REGULATION:

▼**M8***Article 1*

1. From 1 January 2005, and without prejudice to paragraph 2, the customs duties applicable on importation of the following products originating in Bulgaria and Romania shall be suspended at levels and within the limits of tariff quotas as indicated with respect to each product:

⁽¹⁾ OJ No L 337, 31. 12. 1993, pp. 3, 84 and 173.

⁽²⁾ OJ No L 189, 23. 7. 1994, p. 1. Regulation as amended by Regulation (EC) No 2485/94 (OJ No L 265, 15. 10. 1994, p. 5).

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(a) Wines originating in Bulgaria:

Order No	CN code ⁽¹⁾	Description ⁽²⁾	Annual quantity from 1.1.2005 (hl)	Yearly increase from 1.1.2006 (hl)	Tariff quota duty
09.7001	ex 2204 10	Sparkling wine, in containers holding not more than 2 litres	4 000	200	free
09.7003	ex 2204 21	Wine of fresh grapes	510 000	25 500	free
09.7005	ex 2204 29	Wine of fresh grapes	195 000	0	free

⁽¹⁾ See TARIC codes in Annex III.

⁽²⁾ Notwithstanding the rules for interpreting the Combined Nomenclature, the wording for the description of the products is to be considered as indicative only, the preferential scheme being determined, within the context of Article 1(1), by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application to the CN code and corresponding description taken together.

(b) Wines originating in Romania:

Order No	CN code ⁽¹⁾	Description ⁽²⁾	Annual quantity from 1.1.2005 (hl)	Tariff quota duty
09.7013	ex 2204 10 ex 2204 21 ex 2204 29	Wine of fresh grapes	345 000	free

⁽¹⁾ See TARIC codes in Annex III.

⁽²⁾ Notwithstanding the rules for interpreting the Combined Nomenclature, the wording for the description of the products is to be considered as indicative only, the preferential scheme being determined, within the context of Article 1(1), by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application to the CN code and corresponding description taken together.

2. Admission under the tariff quotas referred to in paragraph 1 shall be confined to wines accompanied by a completed document VI 1 or an extract VI 2, in accordance with Commission Regulation (EC) No 883/2001 of 24 April 2001 laying down detailed rules for implementing Council Regulation (EC) No 1493/1999 as regards trade with third countries in products in the wine sector ⁽¹⁾.

▼ **B***Article 2*

Articles 2 to 7 of Regulation (EC) No 1798/94 apply.

Article 3

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

It shall apply as from 1 January 1995.

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

⁽¹⁾ OJ L 128, 10.5.2001, p. 1. Regulation as last amended by Regulation (EC) No 2079/2005 (OJ L 333, 20.12.2005, p. 6).

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ANNEX

TARIC CODES

Order Number	CN Code	TARIC Code
09.7001	ex 2204 10	2204 10 19 91 2204 10 99 91
09.7003	ex 2204 21	2204 21 79 79 2204 21 79 80 2204 21 80 79 2204 21 80 80 2204 21 84 59 2204 21 84 70 2204 21 85 79 2204 21 85 80 2204 21 94 20 2204 21 98 20 2204 21 99 10
09.7005	ex 2204 29	2204 29 65 00 2204 29 75 10 2204 29 83 10 2204 29 83 80 2204 29 84 20 2204 29 94 20 2204 29 98 20 2204 29 99 10
09.7013	ex 2204 10 ex 2204 21	2204 10 19 91 2204 10 19 99 2204 10 99 91 2204 10 99 99 2204 21 79 79 2204 21 79 80 2204 21 80 79 2204 21 80 80 2204 21 84 59 2204 21 84 70 2204 21 85 79 2204 21 85 80 2204 21 94 20 2204 21 98 20 2204 21 99 10

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Order Number	CN Code	TARIC Code
	ex 2204 29	2204 29 65 00 2204 29 75 10 2204 29 83 10 2204 29 83 80 2204 29 84 20 2204 29 94 20 2204 29 98 20 2204 29 99 10