

**COMMISSION REGULATION (EC) No 2603/2001
of 28 December 2001**

concerning the increase and opening of tariff quotas applicable to the importation into the European Community of certain processed agricultural products originating in Switzerland and in Liechtenstein

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, as last amended by Commission Regulation (EC) No 2580/2000 ⁽²⁾, and in particular Article 7(2) thereof,

Having regard to Council Decision 2000/239/EC ⁽³⁾ concerning the conclusion of an Agreement ('the Agreement') in the form of an Exchange of Letters between the European Community, of the one part, and the Swiss Confederation, of the other part, on Protocol 2 to the Agreement between the European Economic Community and the Swiss Confederation ⁽⁴⁾, and in particular Article 2 thereof,

Whereas:

- (1) Commission Regulation (EC) No 2905/2000 of 29 December 2000, concerning the increase and opening of tariff quotas applicable to the importation into the European Community of certain processed agricultural products originating in Switzerland and in Liechtenstein ⁽⁵⁾, opened, for the year 2001, the annual quotas provided for in section III(1) and (3) of the Agreement.
- (2) The Agreement provides that the two parties may decide, before 31 March 2002, to extend the measures laid down. The annual quota is, therefore, to be opened on a pro rata basis for the first three months of the year 2002. The remainder of the annual quota is to be opened from 1 April 2002, subject to the prolongation of the measures for the remaining period of the year.
- (3) The annual quota for goods classified under CN codes 2002 10 00 and ex 2202 90 10, as foreseen in section III(3) of the Agreement, was used up in 2001 and as a consequence, the quota has to be increased by 10 % for the year 2002, as foreseen in section III(3), third indent.
- (4) The preferences foreseen by the Free Trade Agreement between the European Economic Community and Switzerland of 22 July 1972 have been extended to the Principality of Liechtenstein by an additional agreement

approved by Council Regulation (EEC) No 2840/72 ⁽⁶⁾. Therefore, the measures laid down in this Regulation must also be applicable to goods originating in Liechtenstein.

- (5) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽⁷⁾, as last amended by Commission Regulation (EC) No 993/2001 ⁽⁸⁾, codified the provisions for the management of the tariff quotas to be used in the chronological order of the dates of acceptance of the declarations for release for free circulation.
- (6) The measures laid down in this Regulation comply with the opinion of the management committee on horizontal questions concerning trade in processed agricultural products not listed in Annex I,

HAS ADOPTED THIS REGULATION:

Article 1

The Community tariff quotas for imports originating in Switzerland and in Liechtenstein listed in the Annex to this Regulation shall be opened duty-free from 1 January to 31 March 2002.

For imports of goods classified under CN codes 2202 10 00 and ex 2202 90 10, exceeding the duty free quota, a duty of 9,1 % shall be applied.

Article 2

The Community tariff quotas referred to in Article 1 shall be managed by the Commission in accordance with Articles 308a to 308c of Regulation (EEC) No 2454/93.

Article 3

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

It shall apply with effect from 1 January 2002.

⁽¹⁾ OJ L 318, 20.12.1993, p. 18.

⁽²⁾ OJ L 298, 25.11.2000, p. 5.

⁽³⁾ OJ L 76, 25.3.2000, p. 11.

⁽⁴⁾ OJ L 300, 31.12.1972, p. 189.

⁽⁵⁾ OJ L 336, 30.12.2000, p. 52.

⁽⁶⁾ OJ L 300, 31.12.1972, p. 188.

⁽⁷⁾ OJ L 253, 11.10.1993, p. 1.

⁽⁸⁾ OJ L 141, 28.5.2001, p. 1.

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

Done at Brussels, 28 December 2001.

For the Commission

Erkki LIIKANEN

Member of the Commission

ANNEX

Table 1

Order No	CN code	Description	Volume	Applicable rate of duty
09.0911	1302 20 10	Pectic substances, pectinates and pectates: dry	167 tonnes	Free
09.0912	2101 11 11	Extracts, essences and concentrates with a coffee-based dry matter content of 95 % or more by weight	514 tonnes	Free
09.0913	2101 20 20	Extracts, essences and concentrates of tea or maté	36 tonnes	Free
09.0914	2106 90 92	Food preparations/other containing no milk fats, sucrose, isoglucose, glucose or starch or containing, by weight, less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch	257 tonnes	Free

Table 2

Order No	CN code	Description	Volume	Rate of duty applicable within the quota	Rate of duty applicable outside the quota
09.0916	2202 10 00 ex 2202 90 10 (TARIC code 10)	Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured Other non-alcoholic beverages, containing sugar	22 687 500 litres	Free	9,1 %