

Commission Regulation (EU) No 1199/2009 of 8 December 2009 amending Regulation (EC) No 1159/2009 fixing the import duties in the cereals sector applicable from 1 December 2009

COMMISSION REGULATION (EU) No 1199/2009
of 8 December 2009

amending Regulation (EC) No 1159/2009 fixing the import duties in the cereals sector applicable from 1 December 2009

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation)⁽¹⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 in respect of import duties in the cereals sector⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) The import duties in the cereals sector applicable from 1 December 2009 were fixed by Commission Regulation (EC) No 1159/2009⁽³⁾.
- (2) As the average of the import duties calculated differs by more than EUR 5/tonne from that fixed, a corresponding adjustment must be made to the import duties fixed by Regulation (EC) No 1159/2009.
- (3) Regulation (EC) No 1159/2009 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 1159/2009 are hereby replaced by the text in the Annex to this Regulation.

Article 2

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

It shall apply from 9 December 2009.

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

Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EU) No 1199/2009. (See end of Document for details)

Done at Brussels, 8 December 2009.

For the Commission, On behalf of the President,

Jean-Luc DEMARTY

Director-General for Agriculture and Rural Development

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 1199/2009. (See end of Document for details)

ANNEX I

**IMPORT DUTIES ON THE PRODUCTS REFERRED TO IN ARTICLE 136(1) OF
REGULATION (EC) NO 1234/2007 APPLICABLE FROM 9 DECEMBER 2009**

| CN code | Description | Import duties^a(EUR/t) |
|----------------|--|---|
| 1001 10 00 | Durum wheat, high quality | 0,0 |
| | medium quality | 0,0 |
| | low quality | 8,78 |
| 1001 90 91 | Common wheat seed | 0,0 |
| ex 1001 90 99 | High quality common wheat, other than for sowing | 0,0 |
| 1002 00 00 | Rye | 37,85 |
| 1005 10 90 | Maize seed other than hybrid | 17,53 |
| 1005 90 00 | Maize, other than seed ^b | 17,53 |
| 1007 00 90 | Grain sorghum other than hybrids for sowing | 37,85 |

a For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal the importer may benefit, under Article 2(4) of Regulation (EC) No 1249/96, from a reduction in the duty of:

- 3 EUR/t, where the port of unloading is on the Mediterranean Sea, or
- 2 EUR/t, where the port of unloading is in Denmark, Estonia, Ireland, Latvia, Lithuania, Poland, Finland, Sweden, the United Kingdom or the Atlantic coast of the Iberian peninsula.

b The importer may benefit from a flatrate reduction of EUR 24 per tonne where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating the duties laid down in Annex I 30.11.2009-7.12.2009

1. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

(EUR/t)

| | Common wheat^a | Maize | Durum wheat, high quality | Durum wheat, medium quality^b | Durum wheat, low quality^c | Barley |
|----------------------|---------------------------------|--------------|----------------------------------|--|---|---------------|
| Exchange | Minnéapolis | Chicago | — | — | — | — |
| Quotation | 152,42 | 103,68 | — | — | — | — |
| Fob price USA | — | — | 131,77 | 121,77 | 101,77 | 75,75 |

a Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

b Discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

c Discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EU) No 1199/2009. (See end of Document for details)

| | | | | | | |
|-------------------------------|-------|-------|---|---|---|---|
| Gulf of Mexico premium | — | 14,49 | — | — | — | — |
| Great Lakes premium | 13,89 | — | — | — | — | — |

a Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

b Discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

c Discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

| | |
|--|-------------|
| Freight costs: Gulf of Mexico–Rotterdam: | 22,85 EUR/t |
| Freight costs: Great Lakes–Rotterdam: | 46,48 EUR/t |

Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EU) No 1199/2009. (See end of Document for details)

- (1) OJ L 299, 16.11.2007, p. 1.
- (2) OJ L 161, 29.6.1996, p. 125.
- (3) OJ L 314, 1.12.2009, p. 3.

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EU) No 1199/2009.