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COMMISSION IMPLEMENTING REGULATION (EU) 2024/3165

of 18 December 2024

amending Council Regulation (EC) No 499/96 as regards Union tariff quotas for certain fish and fishery products originating in Iceland

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 499/96 of 19 March 1996, opening and providing for the administration of tariff quotas for certain fish and fishery products originating in Iceland ([1]), and in particular Article 5(1), points (a) and (d), thereof,

Whereas:

(1) By Decision of 21 April 2016 ([2]), the Council authorised the signing, on behalf of the European Union, and provisional application of the Agreement between the European Union, Iceland, the Principality of Liechtenstein and the Kingdom of Norway on an EEA Financial Mechanism 2014-2021, the Agreement between the Kingdom of Norway and the European Union on a Norwegian Financial Mechanism for the period 2014-2021, the Additional Protocol to the Agreement between the European Economic Community and the Kingdom of Norway and the Additional Protocol to the Agreement between the European Economic Community and Iceland ('the 2016-2021 Additional Protocol').

(2) The 2016-2021 Additional Protocol provides for the renewal of three duty-free tariff quotas that ended on 30 April 2014 and for one new duty-free tariff quota for release for free circulation in the European Union of certain fish and fishery products originating in Iceland, until 30 April 2021.

(3) The 2016-2021 Additional Protocol further provides that the volumes of the tariff quotas covering the period from 1 May 2014 until the date on which its provisional application becomes effective are to be proportionally allocated and made available for the period from the date that it applies provisionally until 30 April 2021. It does not provide for any carrying-over of remaining volumes in a tariff quota to a subsequent application period.

(4) In 2024, a new Additional Protocol to the Agreement between the European Economic Community and the Republic of Iceland ('the 2025-2028 Additional Protocol') was concluded concerning special provisions applicable to imports into the Union of certain fish and fishery products originating in Iceland ([3]). The Annex thereto provides for annual duty-free tariff quotas for release for free circulation in the Union.

(5) The annual duty-free tariff quotas set out in the 2025-2028 Additional Protocol are to apply from day the provisional application of 2025-2028 Additional Protocol becomes effective, until 30 April 2028. It further provides that the tariff quota volumes covering the period from 1 May 2021 until the day the 2025-2028 Additional Protocol applies provisionally are to be proportionally allocated annually from 1 May to 30 April each year until 30 April 2028.

([1]) OJ L 75, 23.3.1996, p. 8, ELI: http://data.europa.eu/eli/reg/1996/499/2016-08-01.

([2]) Council Decision (EU) 2016/837 of 21 April 2016 on the signing, on behalf of the European Union, and provisional application of the Agreement between the European Union, Iceland, the Principality of Liechtenstein and the Kingdom of Norway on an EEA Financial Mechanism 2014-2021, the Agreement between the Kingdom of Norway and the European Union on a Norwegian Financial Mechanism for the period 2014-2021, the Additional Protocol to the Agreement between the European Economic Community and the Kingdom of Norway, and the Additional Protocol to the Agreement between the European Economic Community and Iceland (OJ L 141, 28.5.2016, p. 1, ELI: http://data.europa.eu/eli/dec/2016/837/oj).

([3]) Additional Protocol to the Agreement between the European Economic Community and the Republic of Iceland (OJ L, 2024/2601, 8.10.2024, ELI: http://data.europa.eu/eli/prot/2024/2601/oj).

(6) The 2025-2028 Additional Protocol also provides for the transfer of the unused accumulated quota volumes of these tariff quotas for a period of up to two years following the end of its application, but no longer than the provisional application of a subsequent protocol establishing duty-free quotas for the same products.

(7) The 2025-2028 Additional Protocol is to enter into force provisionally on 1 January 2025.

(8) In order to ensure that the tariff quotas are available from the date of the provisional entry into force of the 2025-2028 Additional Protocol, the tariff quotas provided for in this Regulation should apply from 1 January 2025.

(9) It is necessary to amend Regulation (EC) No 499/96 in order to implement the tariff quotas laid down in the 2025-2028 Additional Protocol.

(10) Regulation (EC) No 499/96 should therefore be amended accordingly.

(11) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 499/96 is amended as follows:

(1) In Article 1, the following paragraph is added:

'5. The tariff quotas with order numbers 09.0834 to 09.0841 shall cover the period from 1 May 2021 to 30 April 2028. In case these tariff quotas are not exhausted during this period and in case any subsequent protocol establishing duty-free tariff quotas for the same products is not provisionally applied, imports from Iceland can be made for the remaining accumulated quota volume of those quotas for up to two years following the end of this application period but not longer than the provisional application of any subsequent protocol establishing duty-free tariff quotas for the same products.'

(2) In the Annex after order number 09.0700, the text in the Annex to this Regulation is added.

Article 2

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

It shall apply from 1 January 2025.

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

Done at Brussels, 18 December 2024.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Order No	CN code	TARIC subdi-vision	Description of products	Quota period	Quota volume (in tonnes net weight unless otherwise specified)	Quota duty (%)
09.0839	0303 51 00		Herring (*Clupea harengus, Clupea pallasii*), frozen[2]	From 1.1.2025 to 30.4.2025	280	0
				From 1.5.2025 to 30.4.2026	840	
				From 1.5.2026 to 30.4.2027	840	
				From 1.5.2027 to 30.4.2028	840	
09.0840	0304 49 50		Fillets of redfish *(Sebastes* spp.), fresh or chilled	From 1.1.2025 to 30.4.2025	1 750	0
				From 1.5.2025 to 30.4.2026	5 250	
				From 1.5.2026 to 30.4.2027	5 250	
				From 1.5.2027 to 30.4.2028	5 250	
09.0841	0306 15 00		Frozen Norway lobsters (*Nephrops norvegicus*)	From 1.1.2025 to 30.4.2025	70	0
				From 1.5.2025 to 30.4.2026	210	
				From 1.5.2026 to 30.4.2027	210	
				From 1.5.2027 to 30.4.2028	210	

Order No	CN code	TARIC subdivision	Description of products	Quota period	Quota volume (in tonnes net weight unless otherwise specified)	Quota duty (%)
09.0834	1604 19 92 1604 20 90		Preparations of cod and other fish	From 1.1.2025 to 30.4.2025	1 400	0
				From 1.5.2025 to 30.4.2026	4 200	
				From 1.5.2026 to 30.4.2027	4 200	
				From 1.5.2027 to 30.4.2028	4 200	
09.0835			**Fresh or chilled**:	From 1.1.2025 to 30.4.2025	3 850	0
	0302 23 00		Sole (*Solea* spp.)	From 1.5.2025 to 30.4.2026	11 550	
	0302 24 00 0302 29		Turbot (*Psetta maxima*) Megrim (*Lepidorhombus* spp.) and other flat fish	From 1.5.2026 to 30.4.2027	11 550	
	0302 59 90		Fish of the families Bregmacerotidae, Euclichthyidae, Gadidae, Macrouridae, Melanonidae, Merlucciidae, Moridae and Muraenolepididae	From 1.5.2027 to 30.4.2028	11 550	
	0302 82 00		Rays and skates (*Rajidae*)			
	0302 89 50		Monkfish (*Lophius* spp.)			
	0302 89 90		Other fresh or chilled fish			
			Frozen:			
	0303 32 00		Plaice (*Pleuronectes platessa*)			
	0303 39 85		Flatfish			
	ex 0303 59 90	10	Indian mackerel (*Rastrelliger* spp.)			

Order No	CN code	TARIC subdi-vision	Description of products	Quota period	Quota volume (in tonnes net weight unless otherwise specified)	Quota duty (%)
	0303 69 90		Fish of the families Bregmacerotidae, Euclichthyidae, Gadidae, Macrouridae, Melanonidae, Merlucciidae, Moridae and Muraenolepididae			
	0303 82 00		Rays and skates (*Rajidae*)			
	0303 89 90		Other fish			
	0303 99 00		Fish fins, heads, tails, maws and other edible fish offal			
			Fresh or chilled fillets of:			
	0304 43 00		Flat fish (*Pleuronectidae, Bothidae, Cynoglossidae, Soleidae, Scophthalmide and Citharidae*)			
	ex 0304 44 90	90	Fish of the families Bregmacerotidae, Euclichthyidae, Gadidae, Macrouridae, Melanonidae, Merlucciidae, Moridae and Muraenolepididae			
	0304 46 00		Toothfish			
	0304 49 10		Freshwater fish			
	0304 49 90		Other fish, not elsewher specified			
	0304 95 10		Frozen surimi			
09.0836	0305 39 10		Fillets of salmon salted or in brine, but not smoked	From 1.1.2025 to 30.4.2025	35	0
	0305 42 00		Smoked herring	From 1.5.2025 to 30.4.2026	105	
	0305 69 50		Salmon only salted or in brine	From 1.5.2026 to 30.4.2027	105	
	0305 41 00		Smoked salmon, including fillets	From 1.5.2027 to 30.4.2028	105	

Order No	CN code	TARIC subdi-vision	Description of products	Quota period	Quota volume (in tonnes net weight unless otherwise specified)	Quota duty (%)
09.0837	0305 72 00		Fish heads, tails and maws, smoked, dried, salted or in brine	From 1.1.2025 to 30.4.2025	1 365	
	0305 79 00		Fish fins and other edible fish offal, smoked, dried, salted or in brine	From 1.5.2025 to 30.4.2026	4 095	
	0305 43 00		Smoked trout (*Salmo trutta, Oncorhynchus mykiss, Oncorhynchus clarki, Oncorhynchus aguabonita, Oncorhynchus gilae, Oncorhynchus apache* and *Oncorhynchus chrysogaster*)	From 1.5.2026 to 30.4.2027	4 095	
				From 1.5.2027 to 30.4.2028	4 095	
			Other smoked fish			
	0305 49 80		Prepared or preserved salmon, whole or in pieces, but not minced			
	1604 11 00					
			Other prepared or preserved salmon			
	1604 20 10					
			Prepared or preserved sea cucumbers			
	1605 61 00					
			Prepared or preserved sea urchins			
	1605 62 00					
09.0838	0302 22 00		Fresh or chilled plaice (*Pleuronectes platessa*)	From 1.1.2025 to 30.4.2025	1 750	0
	0302 59 20		Fresh or chilled whiting (*Merlangius merlangus)*	From 1.5.2025 to 30.4.2026	5 250	
	0304 49 10		Fresh or chilled fillets of freshwater fish, not elsewhere specified	From 1.5.2026 to 30.4.2027	5 250	
	0304 52 00		Fresh or chilled meat, whether or not minced, of Salmonidae	From 1.5.2027 to 30.4.2028	5 250	
			Frozen fillets of freshwater fish, not elsewhere specified			
	0304 89 10		Other fish, only salted or in brine			
	0305 69 80					

Order No	CN code	TARIC subdi-vision	Description of products	Quota period	Quota volume (in tonnes net weight unless otherwise specified)	Quota duty (%)
	0304 82 10 0304 82 90		Frozen fillets of trout (*Salmo trutta, Oncorhynchus mykiss, Oncorhynchus clarki, Oncorhynchus aguabonita, Oncorhynchus gilae*)			
	0302 59 40		Fresh or chilled ling (*Molva* spp.)			
	0305 53 90		Dried fish of the families Bregmacerotidae, Euclichthyidae, Gadidae, Macrouridae, Melanonidae, Merlucciidae, Moridae and Muraenolepididae, other than cod			
	0303 14 20 0303 14 90		Frozen trout '*Oncorhynchus mykiss*', with heads and gills on, gutted			
	0302 14 00		Fresh or chilled Atlantic salmon '*Salmo salar*' and Danube salmon '*Hucho hucho*'			
	0303 13 00		Frozen Atlantic salmon '*Salmo salar*' and Danube salmon '*Hucho hucho*'			
	0304 41 00		Fresh or chilled fillets of Pacific salmon (*Oncorhynchus nerka, Oncorhynchus gorbuscha, Oncorhynchus keta, Oncorhynchus tschawytscha, Oncorhynchus kisutch, Oncorhynchus masou* and *Oncorhynchus rhodurus*), Atlantic salmon (*Salmo salar*) and Danube salmon (*Hucho hucho*)			
	0304 81 00		Frozen fillets of Pacific salmon (*Oncorhynchus nerka, Oncorhynchus gorbuscha, Oncorhynchus keta, Oncorhynchus tschawytscha, Oncorhynchus kisutch, Oncorhynchus masou* and *Oncorhynchus rhodurus*), Atlantic salmon (*Salmo salar*) and Danube salmon (*Hucho hucho*)			