



**COUNCIL OF
THE EUROPEAN UNION**

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PROPOSAL

from:	Commission
dated:	25 April 2013
No Cion doc.:	COM(2013) 237 final
Subject:	Proposal for a Council Regulation amending Regulation (EU) No 1344/2011 suspending the autonomous Common Customs Tariff duties on certain agricultural, fishery and industrial products

Delegations will find attached a proposal from the Commission, submitted under a covering letter from Mr Jordi AYET PUIGARNAU, Director, to Mr Uwe CORSEPIUS, Secretary-General of the Council of the European Union.

Encl.: COM(2013) 237 final



EUROPEAN
COMMISSION

Brussels, 25.4.2013
COM(2013) 237 final

2013/0125 (NLE)

Proposal for a

COUNCIL REGULATION

**amending Regulation (EU) No 1344/2011 suspending the autonomous Common Customs
Tariff duties on certain agricultural, fishery and industrial products**

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE PROPOSAL

The Commission, assisted by the Economic Tariff Questions Group (ETQG), has reviewed all requests for temporary suspension of autonomous Common Customs Tariff duties forwarded by the Member States. This proposal concerns a number of agricultural and industrial products. The suspension requests were examined in the light of the criteria set out in the Communication from the Commission concerning autonomous tariff suspensions and quotas (OJ C 363, 13.12.2011, p. 6). Following this review, the Commission considers that the suspension of duties is justified for the products listed in Annex I of this proposal. Also, Annex I lists i) products for which the wording of their description had to be changed and ii) products for which a new CN or TARIC code became necessary, with their new description and/or CN – TARIC code.

Products for which tariff suspension is no longer in the Union's economic interests have to be withdrawn. Accordingly, Annex II lists the products removed from the Annex to Regulation (EU) No 1344/2011 and products for which the wording of their description had to be changed, or products for which a new CN or TARIC code became necessary, which are replaced by new description and/or codes in Annex I.

The proposal is in line with the trade, enterprise, development and external relations policies. Particularly, this proposal is not at the expense of countries enjoying a preferential trading agreement with the EU (e.g. GSP, ACP regime, candidate countries and potential candidates).

2. RESULTS OF CONSULTATIONS WITH THE INTERESTED PARTIES AND IMPACT ASSESSMENTS

The Economic Tariff Questions Group, in which the competent authorities of all Member State are represented, was consulted. All listed suspensions correspond to agreements or compromises reached in the discussions of the group.

There was no mention of potentially serious risks with irreversible consequences.

This proposal will follow an inter-service consultation procedure and will be published after its adoption by the Council.

3. LEGAL ELEMENTS OF THE PROPOSAL

The legal basis of this regulation proposal is Article 31 of the Treaty on the Functioning of the European Union.

By virtue of Article 31 of the Treaty on the Functioning of the European Union autonomous tariff suspensions and quotas are approved by the Council acting by qualified majority on the basis of a Commission proposal, therefore a regulation is the appropriate instrument.

The proposal falls under the exclusive competence of the Union.

The proposal complies with the principle of proportionality as this set of measures is in line with the principles set out to simplify the procedures for the operators engaged in foreign trade and in accordance with the Commission communication concerning autonomous tariff suspensions and quotas (C 363, 13.12.2011 p.6).

4. BUDGETARY IMPLICATION

Uncollected customs duties of a total amount of approximately 33,4 Mio €/year. The effect on the traditional own resources of the budget is -25 Mio €/year (75% x 33,4 Mio €/year).

Proposal for a

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amending Regulation (EU) No 1344/2011 suspending the autonomous Common Customs Tariff duties on certain agricultural, fishery and industrial products

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 31 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) It is in the interest of the Union to suspend totally the autonomous Common Customs Tariff duties on 80 new products currently not listed in the Annex to Council Regulation (EU) No 1344/2011¹. Those products should therefore be inserted in that Annex.
- (2) It is no longer in the interest of the Union to maintain the suspension of autonomous Common Customs Tariff duties for 14 of the products which are currently listed in the Annex to Regulation (EU) No 1344/2011 with TARIC codes 2008 60 19 30, 2008 60 39 30, 2916 19 95 30, 2917 39 95 10, 2934 99 90 12, 3204 11 00 10, 3204 17 00 45, 3204 17 00 55, 3204 19 00 72, 3911 90 99 75, 8108 20 00 20, 8108 90 50 40, 8108 90 50 80, 8708 80 99 10 and 9405 40 39 30. Those products should therefore be deleted from that Annex.
- (3) It is necessary to modify the product description of 22 suspensions in the Annex to Regulation (EU) No 1344/2011 in order to take account of technical product developments and economic trends on the market or linguistic adaptations. Moreover, TARIC codes for eight products should be changed. In addition, for three products multiple classification is considered necessary whereas for 12 products double classification is no longer necessary.
- (4) The suspensions for which technical modifications are necessary should be deleted from the list of suspensions in the Annex to Regulation (EU) No 1344/2011 and should be reinserted in that list with new product descriptions, or new CN or TARIC codes.

¹ OJ L 349, 31.12.2011, p. 1.

- (5) For three products it is considered necessary, in the interest of the Union, to amend the date for their mandatory review. The reviewed suspensions should therefore be deleted from the list of suspensions in the Annex to Regulation (EU) No 1344/2011 and reinserted in that list with new time limits for a mandatory review.
- (6) In the interest of clarity, the modified entries should be marked with an asterisk in the lists of inserted and deleted suspensions set out in Annex I and Annex II to this Regulation.
- (7) In view of their temporary nature, the suspensions listed in Annex I should be reviewed systematically, at the latest five years after their application or renewal. Moreover, closure of certain suspensions should be warranted at any time, as a result of a proposal of the Commission on the basis of a review carried out on initiative of the Commission or on request of one or more Member States if the suspensions are no longer in the Union's interest to be maintained or due to technical product developments, to changed circumstances or to economic trends on the market.
- (8) Regulation (EU) No 1344/2011 should therefore be amended accordingly.
- (9) Since the suspensions laid down in this Regulation have to take effect on 1 July 2013, this Regulation should apply from that date and should enter into force immediately upon its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EU) No 1344/2011 is amended as follows:

- (1) The rows for the products listed in Annex I to this Regulation are inserted.
- (2) The rows for the products for which the CN and TARIC codes are set out in Annex II to this Regulation are deleted.

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 1 July 2013.

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

Done at Brussels,

*For the Council
The President*

ANNEX I

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
*ex 2007 99 50 *ex 2007 99 50	81 91	Acerola puree concentrate: — of the genus <i>Malpighia</i> spp., — with a sugar content by weight of 13 % or more but not more than 30 % for use in the manufacture of products of food and drink industry (1)	9 % (2)	31.12.2017
ex 2007 99 50 ex 2007 99 50	82 92	Acidified banana puree concentrate, obtained by cooking: — of the Genus <i>Musa cavendish</i> , — with a sugar content by weight of 13 % or more but not more than 30 % for use in the manufacture of products of food and drink industry (1)	11.5 % (2)	31.12.2017
*ex 2007 99 50 *ex 2007 99 50 *ex 2007 99 93	83 93 10	Mango puree concentrate, obtained by cooking: — of the Genus <i>Mangifera</i> spp., — with a sugar content by weight of not more than 30 % for use in the manufacture of products of food and drink industry (1)	6 % (2)	31.12.2017
*ex 2007 99 50 *ex 2007 99 50	84 94	Papaya puree concentrate, obtained by cooking: — of the Genus <i>Carica</i> spp., — with a sugar content by weight of 13 % or more but not more than 30 % for use in the manufacture of products of food and drink industry (1)	7.8 % (2)	31.12.2017
ex 2007 99 50 ex 2007 99 50	85 95	Guava puree concentrate, obtained by cooking: — of the Genus <i>Psidium</i> spp., — with a sugar content by weight of 13 % or more but not more than 30 % for use in the manufacture of products of food and drink industry (1)	6 % (2)	31.12.2017
*ex 2805 30 90 *ex 2805 30 90 *ex 2805 30 90 *ex 2805 30 90 *ex 2805 30 90 *ex 2805 30 90 *ex 2805 30 90	40 50 60 70 75 79	Rare earth metals, scandium and yttrium of a purity by weight of 98,5 % or more	0 %	31.12.2015
ex 2811 19 80	30	Phosphorous acid (CAS RN 10294-56-1)/Phosphonic acid (CAS RN 13598-36-2) used as an ingredient for production of additives used in poly(vinyl chloride) industry (1)	0 %	31.12.2017
ex 2903 39 90	25	2,3,3,3-Tetrafluoroprop-1-ene (CAS RN 754-12-1)	0 %	31.12.2017
ex 2903 89 90	50	Chlorocyclopentane (CAS RN 930-28-9)	0 %	31.12.2017
ex 2905 39 95	40	Decane-1,10-diol (CAS RN 112-47-0)	0 %	31.12.2017
ex 2906 29 00	30	2-Phenylethanol (CAS RN 60-12-8)	0 %	31.12.2017
ex 2907 23 00	10	4,4'-Isopropylidenediphenol (CAS RN 80-05-7)	0 %	31.12.2017
ex 2907 29 00	55	Biphenyl-2,2'-diol (CAS RN 1806-29-7)	0 %	31.12.2017
ex 2912 29 00	50	4-Isobutylbenzaldehyde (CAS RN 40150-98-9)	0 %	31.12.2017
ex 2914 50 00	45	3,4-Dihydroxybenzophenone (CAS RN 10425-11-3)	0 %	31.12.2017
ex 2914 70 00	20	2,4'-Difluorobenzophenone (CAS RN 342-25-6)	0 %	31.12.2017
ex 2915 39 00	20	Isopentyl acetate (CAS RN 123-92-2)	0 %	31.12.2017

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
ex 2915 60 19	10	Ethyl butyrate (CAS RN 105-54-4)	0 %	31.12.2017
ex 2915 90 70	30	3,3-Dimethylbutyryl chloride (CAS RN 7065-46-5)	0 %	31.12.2017
ex 2916 12 00	70	2-(2-Vinyloxyethoxy)ethyl acrylate (CAS RN 86273-46-3)	0 %	31.12.2017
*ex 2917 13 90	10	Dimethyl sebacate (CAS RN 106-79-6)	0 %	31.12.2017
ex 2918 29 00	35	Propyl 3,4,5-trihydroxybenzoate (CAS RN 121-79-9)	0 %	31.12.2017
ex 2918 30 00	50	Ethyl acetoacetate (CAS RN 141-97-9)	0 %	31.12.2017
ex 2918 99 90	15	Ethyl 2,3-epoxy-3-phenylbutyrate (CAS RN 77-83-8)	0 %	31.12.2017
*ex 2918 99 90	40	<i>trans</i> -4-Hydroxy-3-methoxycinnamic acid (CAS RN 537-98-4)	0 %	31.12.2013
ex 2920 90 10	60	2,4-Di-tert-butyl-5-nitrophenyl methyl carbonate (CAS RN 873055-55-1)	0 %	31.12.2017
ex 2921 30 99	40	Cyclopropylamin (CAS RN 765-30-0)	0 %	31.12.2017
ex 2922 19 85	20	2-(2-Methoxyphenoxy)ethylamine hydrochloride (CAS RN 64464-07-9)	0 %	31.12.2017
ex 2922 19 85	25	Titanium bis(triethanolamine)diisopropoxide (CAS RN 36673-16-2)	0 %	31.12.2017
ex 2929 10 00	20	Butyl isocyanate (CAS RN 111-36-4)	0 %	31.12.2017
ex 2931 90 90	35	(Z)-Prop-1-en-1-ylphosphonic acid (CAS RN 25383-06-6)	0 %	31.12.2017
ex 2932 99 00	25	1-(2,2-Difluorobenzo[d][1,3]dioxol-5-yl)cyclopropanecarboxylic acid (CAS RN 862574-88-7)	0 %	31.12.2017
ex 2933 19 90	85	Allyl 5-amino-4-(2-methylphenyl)-3-oxo-2,3-dihydro-1H-1-pyrazolcarbothioat (CAS RN 473799-16-5)	0 %	31.12.2017
ex 2933 29 90	80	Imazalil (ISO) (CAS RN 35554-44-0)	0 %	31.12.2017
ex 2933 39 99	57	Tert-butyl 3-(6-amino-3-methylpyridin-2-yl)benzoate (CAS RN 1083057-14-0)	0 %	31.12.2017
ex 2933 49 10	30	Ethyl 4-oxo-1,4-dihydroquinoline-3-carboxylate (CAS RN 52980-28-6)	0 %	31.12.2017
ex 2933 99 80	43	2,3-Dihydro-1 <i>H</i> -pyrrole[3,2,1-ij]quinoline (CAS RN 5840-01-7)	0 %	31.12.2017
ex 2933 99 80	47	Paclobutrazol (ISO) (CAS RN 76738-62-0)	0 %	31.12.2017
ex 2934 99 90	37	4-Propan-2-ylmorpholine (CAS RN 1004-14-4)	0 %	31.12.2017
*ex 3204 11 00	20	Dye C.I. Disperse Yellow 241 (CAS RN 83249-52-9), with a purity of 97 % or more as determined by high pressure liquid chromatography	0 %	31.12.2015
ex 3204 11 00	80	Dye preparation, non-ionogenic, containing: — <i>N</i> -[5-(acetylamino)-4-[(2-chloro-4,6-dinitrophenyl)azo]-2-methoxyphenyl]-2-oxo-2-(phenylmethoxy)ethyl-β-alanine (CAS RN 159010-67-0) — <i>N</i> -[4-[(2-cyano-4-nitrophenyl)azo]phenyl]- <i>N</i> -methyl-2-(1,3-dihydro-1,3-dioxo-2 <i>H</i> -isoindol-2-yl)ethyl-β-alanine (CAS RN 170222-39-6) and — <i>N</i> -[2-chloro-4-[(4-nitrophenyl)azo]phenyl]-2-[2-(1,3-dihydro-1,3-dioxo-2 <i>H</i> -isoindol-2-yl)ethoxy]-2-oxoethyl-β-alanine (CAS RN 371921-34-5)	0 %	31.12.2017
ex 3204 12 00	20	Dye preparation, anionic, containing by weight 75 % or more of disodium-7-((4-chloro-6-(dodecylamino)-1,3,5-triazin-2-yl)amino)-4-hydroxy-3-((4-((4-sulfophenyl)azo)phenyl)azo)-2-naphthalenesulfonate (CAS RN 145703-76-0)	0 %	31.12.2017
ex 3204 12 00	30	Acid dye preparation, anionic, containing:	0 %	31.12.2017

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
		— lithium-amino-4-(4-tert-butylanilino)anthraquinone-2-sulfonate (CAS RN 125328-86-1), — C.I. Acid Green 25 (CAS RN 4403-90-1) and — C.I. Acid Blue 80 (CAS RN 4474-24-2)		
ex 3204 13 00	30	Dye C.I. Basic Blue 7 (CAS RN 2390-60-5)	0 %	31.12.2017
ex 3204 13 00	40	Dye C.I. Basic Violet 1 (CAS RN 603-47-4)/(CAS RN 8004-87-3)	0 %	31.12.2017
*ex 3204 17 00	25	Dye C.I. Pigment Yellow 14 (CAS RN 5468-75-7)	0 %	31.12.2016
*ex 3204 17 00	60	Dye C.I. Pigment Red 53:1 (CAS RN 5160-02-1)	0 %	31.12.2016
*ex 3204 17 00	70	Dye C.I. Pigment Yellow 13 (CAS RN 5102-83-0)	0 %	31.12.2016
ex 3204 17 00	75	Dye C.I. Pigment Orange 5 (CAS RN 3468-63-1)	0 %	31.12.2017
*ex 3204 19 00	73	Dye C.I. Solvent Blue 104 (CAS RN 116-75-6) with a purity of 97 % or more determined by high pressure liquid chromatography	0 %	31.12.2015
ex 3207 40 85	40	Glass (CAS RN 65997-17-3) flakes: — of a thickness of 0,3 µm or more but not more than 10 µm, and — coated with titanium dioxide (CAS RN 13463-67-7) or iron oxide (CAS RN 18282-10-5)	0 %	31.12.2017
ex 3215 19 00	20	Ink: — consisting of a polyester polymer and a dispersion of silver (CAS RN 7440-22-4) and silver chloride (CAS RN 7783-90-6) in methyl propyl ketone (CAS RN 107-87-9), — with a total solid content by weight of 55 % or more, but not more than 57 %, and — with a specific gravity of 1,40 g/cm ³ or more, but not more than 1,60 g/cm ³ , used to imprint electrodes (1)	0 %	31.12.2017
ex 3707 90 20	50	Dry ink powder or toner blend, consisting of: — styrene acrylate/butadiene copolymer — either carbon black or an organic pigment — whether or not containing polyolefin or amorphous silica for use as a developer in the manufacturing of ink/toner filled bottles or cartridges for facsimile machines, computer printers and copiers (1)	0 %	31.12.2017
*ex 3802 90 00	11	Soda flux calcinated diatomaceous earth, acid washed, for use as a filter aid in the manufacture of pharmaceutical and/or biochemical products (1)	0 %	31.12.2017
ex 3812 30 80	75	N,N'-Bis(1,2,2,6,6-pentamethyl-4-piperidiny)-1,6-hexanediamine, polymer with 2,4-dichloro-6-(4-morpholinyl)-1,3,5-triazine (CAS RN 193098-40-7)	0 %	31.12.2017
ex 3812 30 80	80	UV-stabilizer, consisting of: — a hindered amine: N,N'-bis(1,2,2,6,6-pentamethyl-4-piperidiny)-1,6-hexanediamine, polymer with 2,4-dichloro-6-(4-morpholinyl)-1,3,5-triazine (CAS RN 193098-40-7) and — either an o-hydroxyphenyl triazine UV light absorber or — a chemically modified phenolic compound	0 %	31.12.2017
*ex 3812 30 80	85	Mixture containing by weight: — 70 % or more but not more than 80 % of bis(1,2,2,6,6-pentamethyl-4-piperidyl)sebacate (CAS RN 41556-26-7) and — 20 % or more but not more than 30 % of methyl-1,2,2,6,6-pentamethyl-4-piperidyl sebacate (CAS RN 82919-37-7)	0 %	31.12.2016
*ex 3824 90 97	08	Mixture of divinylbenzene-isomers and ethylvinylbenzene-isomers, containing by	0 %	31.12.2014

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
		weight 56 % or more but not more than 85 % of divinylbenzene (CAS RN 1321-74-0)		
*ex 3824 90 97	18	Poly(tetramethylene glycol) bis[(9-oxo-9H-thioxanthen-1-yloxy)acetate] with an average polymer chain length of less than 5 monomer units (CAS RN 515136-48-8)	0 %	31.12.2013
ex 3824 90 97	47	Platinum oxide (CAS RN 12035-82-4) fixed on a porous support of aluminium oxide (CAS RN 1344-28-1), containing by weight: — 0,1 % or more but not more than 1 % of platinum, and — 0,5 % or more but not more than 5 % of ethylaluminium dichloride (CAS RN 563-43-9)	0 %	31.12.2017
ex 3824 90 97	49	Preparation containing: — C,C'-azodi(formamide) (CAS RN 123-77-3), — magnesium oxide (CAS RN 1309-48-4) and — zinc bis(p-toluene sulphinat) (CAS RN 24345-02-6) in which the gas formation from C,C'-azodi(formamide) occurs at 135 °C	0 %	31.12.2017
ex 3824 90 97	51	Diethylene glycol propylene glycol triethanolamine titanate complexes (CAS RN 68784-48-5) dissolved in diethylene glycol (CAS RN 111-46-6)	0 %	31.12.2017
*ex 3824 90 97	87	Paste containing by weight: — 75 % or more, but not more than 85 % of copper, — inorganic oxides, — ethyl cellulose, and — a solvent	0 %	31.12.2017
*ex 3824 90 97	93	Solution containing by weight 80 % or more of 2,4,6-trimethylbenzaldehyde (CAS RN 487-68-3) in acetone	0 %	31.12.2013
*ex 3824 90 97	94	Particles of silicon dioxide on which are covalently bonded organic compounds, for use in the manufacture of high performance liquid chromatography columns (HPLC) and sample preparation cartridges (1)	0 %	31.12.2013
ex 3905 30 00	10	Viscous preparation, essentially consisting of poly(vinylalcohol) (CAS RN 9002-89-5), an organic solvent and water for use as protective coating of wafers during the manufacturing of semiconductors (1)	0 %	31.12.2017
ex 3905 91 00	20	Water soluble copolymer of ethylene and vinyl alcohol (CAS RN 26221-27-2), containing by weight not more than 13 % of the monomer unit ethylene	0 %	31.12.2017
ex 3906 90 90	27	Copolymer of stearyl methacrylate, isooctyl acrylate and acrylic acid, dissolved in isopropyl palmitate	0 %	31.12.2017
ex 3907 20 20	20	Polytetramethylene ether glycol with a weight average molecular weight (Mw) of 2 700 or more but not more than 3 100 (CAS RN 25190-06-1)	0 %	31.12.2017
*ex 3907 20 20	30	Mixture, containing by weight 70 % or more but not more than 80 % of a polymer of glycerol and 1,2-epoxypropane and 20 % or more but not more than 30 % of a copolymer of dibutyl maleate and N-vinyl-2-pyrrolidone	0 %	31.12.2013
*ex 3907 20 20	40	Copolymer of tetrahydrofuran and tetrahydro-3-methylfuran with a number average molecular weight (M _n) of 3 500 (± 100)	0 %	31.12.2013
*ex 3907 40 00	10	Polycarbonate pellets: — containing 7 % or more but not more than 15 % by weight of non halogen flame retardant, and — with a specific gravity of 1,20 (± 0,01)	0 %	31.12.2016
*ex 3907 99 90 *ex 3913 90 00	30 20	Poly(hydroxyalkanoate), predominantly consisting of poly(3-hydroxybutyrate)	0 %	31.12.2015

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
*ex 3909 50 90	10	UV curable water soluble liquid photopolymer consisting of a mixture by weight of — 60 % or more of two-functional acrylated polyurethane oligomers and — 30 % (± 8 %) of mono-functional and tri-functional (metha) acrylates, and — 10 % (± 3 %) of hydroxyl functionalized mono-functional (metha) acrylates	0 %	31.12.2014
ex 3919 10 80 ex 3919 90 00	47 32	Polyester, polyurethane or polycarbonate foil: — with pressure sensitive silicone polymer adhesive, — of a total thickness of not more than 0,7 mm, — of a total width of 1 cm or more, but not more than 1 m, — whether or not in rolls of a kind used for the protection of the surface of products of headings 8521 and 8528	0 %	31.12.2017
ex 3919 10 80 ex 3919 90 00 ex 3920 10 28 ex 3920 10 89	53 34 93 50	Polyethylene foil: — with pressure sensitive, non-rubber adhesive adhering solely to clean and smooth surfaces, — of a total thickness of 0,025 mm or more, but not more than 0,7 mm, and — of a total width of 6 cm or more, but not more than 1 m, — whether or not in rolls, of a kind used for the protection of the surface of products of headings 8521 and 8528	0 %	31.12.2017
ex 3919 90 00 ex 3920 49 10	36 95	Printed laminated sheet with a central layer of poly(vinyl chloride), coated on both sides with a layer of poly(vinyl fluoride) — whether or not with a pressure or heat sensitive adhesive layer — whether or not with a release film — with a toxicity (as determined by test method ABD 0031) of not more than 70 ppm hydrogen fluoride, not more than 120 ppm hydrogen chloride, not more than 10 ppm hydrogen cyanide, not more than 10 ppm nitrogen oxides, not more than 300 ppm carbon monoxide and not more than 10 ppm dihydrogen sulphide and sulphur dioxide taken together — with a flammability within 60 seconds of not more than 130 mm (as determined by test method FAR 25 App.F Pt. I Amdt.83) — with a weight (without release film) of 240 (± 30) g/m ² without adhesive layer, of 340 (± 40) g/m ² with heat sensitive adhesive layer or of 330 (± 40) gm ² with pressure sensitive layer	0 %	31.12.2017
ex 3919 90 00	38	Self-adhesive film composed of: — a top layer predominantly of polyurethane mixed with acrylic polymer emulsions and titanium dioxide, — whether or not containing a second layer of a mixture of vinyl acetate-ethylene copolymer and crosslinkable, — vinyl acetate polymer emulsions, — not more than 6 % by weight of other additives, — a pressure sensitive adhesive; and — covered on one side with a release liner, — whether or not with a separate self-adhesive over laminate protective film, — of a total thickness of not more than 400 μ m	0 %	31.12.2017
ex 3919 90 00	40	Film, with a total thickness of 40 μ m or more, consisting of one or more layers of transparent polyester film: — containing at least one infrared reflective layer with a total normal reflectance according to EN 12898 of 80 % or more — having on one side a layer with a normal emissivity according to EN 12898 of not more than 0,2 — coated on the other side with an pressure sensitive adhesive and a release liner	0 %	31.12.2017
ex 3919 90 00	42	Self-adhesive film composed of: — a first layer containing a mixture of thermoplastic polyurethane and antiblocking agent, — a second layer containing a maleic anhydride copolymer, — a third layer containing a mixture of low density polyethylene, titanium dioxide	0 %	31.12.2017

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
ex 3919 90 00 ex 3921 90 60	44 95	and additives, — a fourth layer containing a mixture of low density polyethylene, titanium dioxide, additives and colour pigment, — a pressure sensitive adhesive; and — covered on one side with a release liner — whether or not with a separate self-adhesive over laminate protective film — of a total thickness of not more than 400 µm Printed laminated sheet — with a core layer of glass fabric, coated on each side with a layer of poly(vinyl chloride), — on one side covered with a layer of poly(vinyl fluoride), — whether or not with a pressure sensitive adhesive layer and a release film on the other side, — with a toxicity (as determined by test method ABD 0031) of not more than 50 ppm hydrogen fluoride, not more than 85 ppm hydrogen chloride, not more than 10 ppm hydrogen cyanide, not more than 10 ppm nitrogen oxides, not more than 300 ppm carbon monoxide and not more than 10 ppm dihydrogen sulphide and sulphur dioxide taken together, — with a flammability within 60 seconds of not more than 110 mm (as determined by test method FAR 25 App.F Pt. I Amdt.83), and — with a weight (without release film) of 490 (± 45) g/m ² without adhesive layer or of 580 (± 50) g/m ² with pressure sensitive layer	0 %	31.12.2017
ex 3920 20 80	95	Polypropylene sheet, put up in rolls, with: — flame retardant level of UL 94 V-0 for material thicknesses of 0,25 mm or more and level UL 94 VTM-0 for material thicknesses of 0,05 mm or more but not more than 0,25 mm (as determined by Flammability Standard UL-94) — dielectric breakdown of 13,1 kV or more but not more than 60,0 kV(as determined by ASTM D149) — tensile yield in a machine direction of 30 MPa or more but not more than 33 MPa (as determined by ASTM D882) — tensile yield in a transverse direction of 22 MPa or more but not more than 25 MPa (as determined by ASTM D882) — density range of 0,988 gm/cm ³ or more but not more than 1,035 gm/cm ³ (as determined by ASTM D792) — moisture absorption of 0,01 % or more but not more than 0,06 %(as determined by ASTM D570) for use in the manufacture of insulators used in the electronics and electrical industries (1)	0 %	31.12.2017
*ex 3920 62 19	02	Coextruded opaque sheet of poly(ethylene terephthalate), of a thickness of 50 µm or more but not more than 350 µm, consisting especially of a layer containing carbon black	0 %	31.12.2013
*ex 3920 62 19	08	Poly(ethylene terephthalate) film, not coated with an adhesive, of a thickness of not more than 25 µm, either: — only dyed in the mass, or — dyed in the mass and metallized on one side	0 %	31.12.2013
*ex 3920 62 19	12	Film of poly(ethylene terephthalate) only, of a total thickness of not more than 120 µm, consisting of one or two layers each containing a colouring and/or UV-absorbing material throughout the mass, uncoated with an adhesive or any other material	0 %	31.12.2013
*ex 3920 62 19	18	Laminated film of poly(ethylene terephthalate) only, of a total thickness of not more than 120 µm, consisting of one layer which is metallised only and one or two layers each containing a colouring and/or UV-absorbing material throughout the mass, uncoated with an adhesive or any other material	0 %	31.12.2013
*ex 3920 62 19	22	Film of poly(ethylene terephthalate), coated or covered on one side or on both sides with a layer of modified polyester, of a total thickness of 7 µm or more but not more than 11 µm, for the manufacture of video tapes with a magnetic layer of metallic pigments and a width of 8 mm or of 12,7 mm (1)	0 %	31.12.2013

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
*ex 3920 62 19	25	Film of poly(ethylene terephthalate) of a thickness of 186 µm or more but not more than 191 µm coated on one side with an acrylic layer in a matrix pattern	0 %	31.12.2014
*ex 3920 62 19	38	Poly(ethylene terephthalate) film, of a thickness of not more than 12 µm, coated on one side with a layer of aluminium oxide of a thickness of not more than 35 nm	0 %	31.12.2013
*ex 3920 62 19	48	Sheets or rolls of poly(ethylene terephthalate): — coated on both sides with a layer of epoxy acrylic resin, — of a total thickness of 37 µm (± 3 µm)	0 %	31.12.2015
*ex 3920 62 19	52	Film of poly(ethylene terephthalate), poly(ethylene naphthalate) or similar polyester, coated on one side with metal and/or metal oxides, containing by weight less than 0,1 % of aluminium, of a thickness of not more than 300 µm and having a surface resistivity of not more than 10 000 ohms (per square) (as determined by the ASTM D 257-99 method)	0 %	31.12.2013
*ex 3920 62 19	55	Matt film of poly(ethylene terephthalate), of a specular gloss of 15 measured at an angle of 45 ° and 18 measured at an angle of 60 ° using a glossmeter (as determined by the ISO 2813:2000 method) and a width of 1 600 mm or more	0 %	31.12.2013
*ex 3920 62 19	58	Film of white poly(ethylene terephthalate), dyed in the mass, of a thickness of 185 µm or more but not more than 253 µm, coated on both sides with an antistatic layer	0 %	31.12.2013
*ex 3920 62 19	76	Transparent poly(ethylene terephthalate) film: — coated on both sides with layers of organic substances on the basis of acryl of a thickness of 7 nm or more but not more than 80 nm, — with a surface tension of 36 Dyne/cm or more but not more than 39 Dyne/cm, — with a light transmission of more than 93 %, — with a haze value of not more than 1,3 %, — with a total thickness of 10 µm or more but not more than 350 µm, — with a width of 800 mm or more but not more than 1 600 mm	0 %	31.12.2013
*ex 3920 62 19	81	Poly(ethylene terephthalate) film: — of a thickness of not more than 20 µm, — coated on at least one side with a gas barrier layer consisting of a polymeric matrix in which silica has been dispersed and of a thickness of not more than 2 µm	0 %	31.12.2017
*ex 3920 92 00	30	Polyamide film: — of a thickness of not more than 20 µm, — coated on at least one side with a gas barrier layer which consists of a polymeric matrix in which silica has been dispersed and of a thickness of not more than 2 µm	0 %	31.12.2013
ex 3920 99 28	55	Thermoplastic polyurethane film extruded, with : — not self-adhesive, — an index of yellow lower of more than 1,0 but not more than 2,5 for 10 mm stacked films (as determined by test method ASTM E 313-10), — a light transmission higher to 87 % for 10mm stacked films (as determined by test method ASTM D 1003-11), — a total thickness of 0,38 mm or more, but not more than 7,6 mm, — a width of 99 cm or more, but not more than 305 cm, of a kind used in the production of laminated safety glass	0 %	31.12.2017
ex 3921 13 10	20	Rolls of open-cell polyurethane foam: — with a thickness of 2,29 mm (± 0,25 mm), — surface-treated with a foraminous adhesion promoter, and — laminated to a polyester film and a layer of textile material	0 %	31.12.2017
*ex 3921 90 55	20	Pre-impregnated reinforced fibreglass containing cyanate ester resin or bismaleimide (B) triazine (T) resin mixed with epoxide resin, measuring: — 469,9 mm (± 2 mm) × 622,3 mm (± 2 mm), or	0 %	31.12.2013

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
		— 469,9 mm (± 2 mm) × 414,2 mm (± 2 mm), or — 546,1 mm (± 2 mm) × 622,3 mm (± 2 mm) for use in the manufacture of printed circuit boards (1)		
*ex 3926 90 97	21	Television pedestal stands with or without bracket for fixation to and stabilization	0 %	31.12.2016
*ex 7020 00 10	10	of television cabinet case/body		
*ex 7326 90 98	40			
*ex 7616 99 90	77			
ex 4104 41 19	10	Buffalo leather, split, chrome tanned synthetic retanned ("crust"), dry	0 %	31.12.2017
ex 7009 10 00	10	Mirror-glass for rear-view mirrors: — equipped with plastic backing plate, — having the ability to reflect variable intensities of ambient light, — whether or not equipped with a heating element, and — whether or not equipped with Blind Spot Module (BSM) display	0 %	31.12.2017
*ex 7019 12 00	05	Rovings ranging from 1 980 to 2 033 tex, composed of continuous glass filaments	0 %	31.12.2017
*ex 7019 12 00	25	of 9 µm (± 0,5 µm)		
*ex 7607 11 90	30	Laminated aluminium foil with: — 99 % or more of aluminium, — a silica and water glass free hydrophilic coating, — a total thickness of not more than 0,120 mm, — a tensile strength of 100 N/mm ² or more (as determined by test method ASTM E8), and — an elongation at break of 1 % or more	0 %	31.12.2013
*ex 7607 20 90	20	Lubricating entry sheet of a total thickness of not more than 350 µm, comprising of: — a layer of aluminium foil of a thickness of 70 µm or more but not more than 150 µm, — a water soluble lubricant of a thickness of 20 µm or more but not more than 200 µm and solid at room temperature	0 %	31.12.2015
ex 7616 99 90	75	Parts in the shape of a rectangular frame: — of painted aluminium, — with a length of 1 011 mm or more but not more than 1 500 mm, — with a width of 622 mm or more but not more than 900 mm, — with a thickness of 0,6 mm (± 0,1 mm), of a kind used in the manufacture of TV sets	0 %	31.12.2017
ex 8105 90 00	10	Bars or wires made of cobalt alloy containing, by weight : — 35 % (± 2 %) cobalt, — 25 % (± 1 %) nickel, — 19 % (± 1 %) chromium and — 7 % (± 2 %) iron conforming to the material specifications AMS 5842, of a kind used in the aerospace industry	0 %	31.12.2017
*ex 8301 60 00	10	Keypads, wholly of either silicone or polycarbonate, including printed keys with	0 %	31.12.2015
*ex 8413 91 00	20	electrical contacting elements		
*ex 8419 90 85	20			
*ex 8438 90 00	10			
*ex 8468 90 00	10			
*ex 8476 90 00	10			
*ex 8479 90 80	87			
*ex 8481 90 00	20			
*ex 8503 00 99	45			
*ex 8515 90 00	20			
*ex 8531 90 85	20			
*ex 8536 90 85	96			
*ex 8543 90 00	50			

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
*ex 8708 91 99 *ex 8708 99 97 *ex 9031 90 85	10 30 30			
*ex 8305 20 00	10	Staples: — of a length of 28 mm, — unbent, packed in a plastic cartridge for use in copiers and printers resulting in a staple of a width of 12 mm (± 1 mm) and a depth of 8 mm (± 1 mm) (1)	0 %	31.12.2013
ex 8431 20 00	30	Drive axle assembly containing differential, reduction gears, crown wheel, drive shafts, wheel hubs, brakes and mast mounting arms for use in the manufacture of vehicles in heading 8427	0 %	31.12.2017
ex 8501 10 99	60	DC motor — with a rotor speed of 3 500 or more but not more than 5 000 rpm loaded and not more than 6 500 rpm when not loaded — with a power supply voltage of 100 V or more but not more than 240 V for use in the manufacture of electric fryers (1)	0 %	31.12.2017
ex 8503 00 99	40	Fuel cell membrane, in rolls or sheets, with a width of not more than 150 cm, of a kind used for manufacture of fuel cells in heading 8501	0 %	31.12.2017
*ex 8504 40 82	40	Printed circuit board equipped with a bridge rectifier circuit and other active and passive components — with two output connectors — with two input connectors which are available and useable in parallel — able to switch between bright and dimmed operation mode — with an input voltage of 40V (+ 25 % -15 %) or 42 V (+ 25 % -15 %) in bright operation mode, with an input voltage of 30 V (± 4 V) in dimmed operation mode, or — with an input voltage of 230V (+20 % -15 %) in bright operation mode, with an input voltage of 160 V (± 15 %) in dimmed operation mode, or — with an input voltage of 120V (15 % -35 %) in bright operation mode, with an input voltage of 60 V (± 20 %) in dimmed operation mode — with an input current reaching 80 % of its nominal value within 20 ms — with an input frequency of 45 Hz or more, but not more than 65 Hz for 42V and 230V, and 45-70Hz for 120V versions — with an maximum inrush current overshoot of not more than 250 % of the input current — with a period of the inrush current overshoot of not more than 100ms — with an input current undershoot of not less than 50 % of the input current — with a period of the inrush current undershoot of not more than 20ms — with a presettable output current — with an output current reaching 90 % of its nominal pre-set value within 50 ms — with an output current reaching zero within 30 ms after removal of the input voltage — with an defined failure status in case of no-load or too-high load (end-of-life function)	0 %	31.12.2017
*ex 8504 40 82	50	Rectifier in a housing with — a rated power of not more than 250 W — an input voltage of 90 V or more, but not more than 305 V — a certified input frequency of 47 Hz or more, but not more than 440 Hz — a constant current output of 350 mA or more, but not more than 15 A — an inrush current of not more than 10 A — an operating temperature range of -40 °C or more, but not more than +85 °C, — suitable for driving of LED-illuminants	0 %	31.12.2017
ex 8505 11 00	35	Permanent magnets of an alloy of either neodymium, iron and boron, or samarium and cobalt coated having undergone inorganic passivation (inorganic coating) using zinc phosphate for the industrial manufacture of products in motor or sensory applications (1)	0 %	31.12.2017
ex 8507 60 00	25	Rectangular modules for incorporation in lithium-ion rechargeable batteries: — of a width of: 352,5 mm (± 1 mm) or 367,1 mm (± 1 mm)	0 %	31.12.2017

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
		<ul style="list-style-type: none"> — of a depth of: 300 mm (± 2mm) or 272,6 mm (± 1mm) — of a height of: 268,9 mm (± 1,4mm) or 229,5 mm (± 1mm) — of a weight of: 45,9 kg or 46,3 kg — with a rating of: 75 Ah and — of a nominal voltage of 60 V 		
ex 8507 60 00	35	Lithium-ion rechargeable batteries, with: <ul style="list-style-type: none"> — a length of 1 475 or more, but not more than 1 515 mm, — a width of 1 365 or more, but not more than 1 375 mm, — a height of 260 mm or more, but not more than 270 mm, — a weight of 320 kg or more, but not more than 330 kg, — a nominal capacity of 18,4 Ah or more, but not more than 130 Ah, — put up in packs of 12 or 16 modules 	0 %	31.12.2017
*ex 8507 60 00	50	Modules for the assembly of batteries of ion lithium electric accumulators with: <ul style="list-style-type: none"> — a length of 298 mm or more, but not more than 408 mm, — a width of 33,5 mm or more, but not more than 209 mm, — a height of 138 mm or more, but not more than 228 mm, — a weight of 3,6 kg or more, but not more than 17 kg, and — a power of 458 kWh or more, but not more than 2 158 kWh 	0 %	31.12.2017
ex 8516 90 00	70	Inner pot <ul style="list-style-type: none"> — containing side and central openings, — of annealed aluminium, — with a ceramic coating, heat resistant to more than 200° C for use in the manufacture of an electric fryer (1) 	0 %	31.12.2017
ex 8522 90 80	15	Heat sinks and cooling fins of aluminium, for maintaining the operating temperature of transistors and/or integrated circuits in products of heading 8521	0 %	31.12.2017
ex 8525 80 19	45	Camera module with a resolution of 1 280 * 720P HD, with two microphones, for use in the manufacture of products of heading 8528 (1)	0 %	31.12.2017
*ex 8526 91 20	80	Integrated audio module (IAM) with a digital video output for connection to an LCD touch screen monitor, interfaced over the Media Oriented Systems Transport (MOST) network and transported over the MOST High protocol, with:	0 %	31.12.2015
*ex 8527 29 00	10	<ul style="list-style-type: none"> — a printed circuit board (PCB) containing a Global Positioning System (GPS) receiver, a gyroscope, and a Traffic Message Channel (TMC) tuner, — a hard disk drive supporting multiple maps, — a HD radio, — a voice recognition system, — a CD and DVD drive, — Bluetooth, MP3 and USB input connectivity, — a voltage of 10 V or more but not more than 16 V, for the use in the manufacture of vehicles in Chapter 87 (1)		
ex 8529 90 92	70	Rectangular fastening and covering frame: <ul style="list-style-type: none"> — of an aluminium alloy containing silicon and magnesium, — with a length of 900 mm or more but not more than 1 500 mm, — with a width of 600 mm or more but not more than 950 mm, of a kind used for the production of TV sets	0 %	31.12.2017
ex 8529 90 92	80	Printed circuit board for backlight:	0 %	31.12.2013
ex 9405 40 39	40	<ul style="list-style-type: none"> — with LED diodes equipped with prisms, — whether or not with connector(s) fitted at one or both ends, to be incorporated in goods of heading 8528 (1)		
ex 8536 69 90	51	SCART type connectors, built into a plastic or metal housing, with 21 pins in 2 rows, for use in the manufacture of products falling within headings 8521 and 8528 (1)	0 %	31.12.2017
*ex 8540 20 80	91	Photomultiplier	0 %	31.12.2016

CN code	TAR IC	Description	Rate of autonomous duty	Date foreseen for mandatory review
ex 8544 42 90	30	PET insulated electric conductor with: — 10 or 80 individual wires, — a length of 50 mm or more, but not more than 800 mm, — connector(s) and/or plug(s) fitted at one or both ends, for use in the manufacture of products falling within headings 8521 and 8528 (1)	0 %	31.12.2017
ex 9001 90 00	25	Unmounted optical elements made from moulded infrared transmitting chalcogenide glass, or a combination of infrared transmitting chalcogenide glass and another lens material	0 %	31.12.2017
ex 9002 90 00	40	Mounted lenses made from infrared transmitting chalcogenide glass, or a combination of infrared transmitting chalcogenide glass and another lens material	0 %	31.12.2017

(1) Suspension of duties is subject to Articles 291 to 300 of Commission Regulation (EEC) No 2454/93 (OJ L 253 11.10.1993, p. 1).

(2) The specific duty rate is applicable.

(*) Suspension relating to a product in the Annex to Regulation (EU) No 1344/2011 for which the CN or TARIC code or the product description is modified by this Regulation.

ANNEX II

CN code	TARIC
*ex 2007 99 50	40
*ex 2007 99 50	50
*ex 2007 99 50	60
ex 2008 60 19	30
ex 2008 60 39	30
*ex 2008 99 48	20
*ex 2008 99 48	93
*ex 2008 99 49	50
*ex 2805 30 90	40
*ex 2805 30 90	50
*ex 2805 30 90	60
ex 2916 19 95	30
ex 2917 39 95	10
*ex 2918 99 90	40
ex 2934 99 90	12
ex 3204 11 00	10
*ex 3204 11 00	20
*ex 3204 17 00	25
ex 3204 17 00	45
ex 3204 17 00	55
*ex 3204 17 00	60
*ex 3204 17 00	70
ex 3204 19 00	72
*ex 3204 19 00	73
*ex 3802 90 00	11
*ex 3824 90 97	08
*ex 3824 90 97	31
*ex 3824 90 97	70
*ex 3824 90 97	72
*ex 3824 90 97	73

CN code	TARIC
*ex 3824 90 97	75
*ex 3907 20 20	11
*ex 3907 20 20	12
*ex 3907 40 00	10
*ex 3907 99 90	30
*ex 3909 50 90	10
ex 3911 90 99	75
*ex 3920 62 19	01
*ex 3920 62 19	03
*ex 3920 62 19	07
*ex 3920 62 19	09
*ex 3920 62 19	11
*ex 3920 62 19	13
*ex 3920 62 19	17
*ex 3920 62 19	19
*ex 3920 62 19	21
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*ex 3920 62 19	51
*ex 3920 62 19	53
*ex 3920 62 19	54
*ex 3920 62 19	56
*ex 3920 62 19	57
*ex 3920 62 19	59
*ex 3920 62 19	75
*ex 3920 62 19	77

CN code	TARIC
*ex 3920 62 19	81
*ex 3920 92 00	30
*ex 3921 90 55	20
*ex 7019 12 00	05
*ex 7019 12 00	25
*ex 7326 90 98	40
*ex 7607 11 90	30
*ex 7607 20 90	20
ex 8108 20 00	20
ex 8108 90 50	40
ex 8108 90 50	80
*ex 8305 20 00	10
*ex 8504 40 82	40
*ex 8504 40 82	50
*ex 8507 60 00	50
*ex 8526 91 20	80
*ex 8528 59 80	10
*ex 8536 90 85	96
*ex 8538 90 99	94
*ex 8540 20 80	91
*ex 8543 90 00	50
ex 8708 80 99	10
ex 9405 40 39	30

(*) Suspension relating to a product in the Annex to Regulation (EU) No 1344/2011 for which the CN or TARIC code or the product description is modified by this Regulation.

LEGISLATIVE FINANCIAL STATEMENT

1. NAME OF THE PROPOSAL:

Proposal for a Council Regulation amending Regulation (EU) No 1344/2011 suspending the autonomous Common Customs Tariff duties on certain agricultural, fishery and industrial products

2. BUDGET LINES:

Chapter and Article: Chapter 12, Article 120

Amount budgeted for the year 2013: **18 631 800 000 € (DB 2013)**

3. FINANCIAL IMPACT:

☐ Proposal has no financial implications

☒ Proposal has no financial impact on expenditure but has a financial impact on revenue – the effect is as follows:

(€ million to one decimal place)

Budget line	Revenue ²	6 month period, starting dd/mm/aaaa	[Year: 2/2013]
Article 120	<i>Impact on own resources</i>	01/07/2013	- 12,5

(€ million to one decimal place)

Situation following action	
	[2014 – 2017]
Article 120	- 25 / year

4. ANTI-FRAUD MEASURES

Checks on the end-use of some of the products covered by this Council Regulation will be carried out in accordance with Articles 291 to 300 of Commission Regulation (EEC) No 2454/93.

² Regarding traditional own resources (agricultural duties, sugar levies, customs duties) the amounts indicated must be net amounts, i.e. gross amounts after deduction of 25 % of collection costs

5. OTHER REMARKS

This proposal contains the amendments which must be made to the Annex to the existing Regulation in order to take account of the following:

1. new requests for suspension which have been presented and accepted;
2. technical product developments and economic trends on the market resulting in the lifting of certain existing suspensions.

Addition

This Annex, in addition to the amendments resulting from description or code changes, contains 80 new products. The uncollected duties corresponding to these suspensions, calculated on the basis of requesting Member State projections for the period 2013 to 2017, amount to 20 Mio €/year.

On the basis of the existing statistics for preceding years, it would appear, however, necessary to increase this amount by an average factor, estimated at 1,8 to take account of imports into other Member States using the same suspensions. This means uncollected duties loss of revenue of some 36 Mio €/year.

Withdrawal:

14 products have been withdrawn from this Annex reflecting the reintroduction of customs duties. This represents an increase of 2,6 Mio € in resources, as estimated on the basis of 2012 statistics.

Estimated cost of this operation

On the basis of the above, the impact on the loss of revenue resulting from this Regulation may be estimated at $36 - 2,6 = 33,4$ Mio € (gross amount, including collection costs) $\times 0,75 = 25$ Mio €/year for the period 01.07.2013 - 31.12.2017.