

# COUNCIL

## COUNCIL DECISION of 15 December 2003

### on trade in certain steel products between the European Community and Ukraine

(2003/893/EC)

THE COUNCIL OF THE EUROPEAN UNION,

HAS DECIDED AS FOLLOWS:

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

#### Article 1

Having regard to the proposal from the Commission,

During the period 1 January to 31 December 2004, imports into the Community of steel products referred to in Annex I originating in Ukraine shall be subject to licensing.

Whereas:

(1) The Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and Ukraine, of the other part <sup>(1)</sup>, provides in Article 22(1) thereof, that trade in some steel products is to be the subject of a specific agreement.

#### Article 2

Imports shall be authorised, for each product group and for the whole of the Community, up to the quantitative limits indicated in Annex II.

(2) The previous bilateral agreement between the European Coal and Steel Community (ECSC) and the Government of Ukraine on trade for certain steel products expired on 31 December 2001.

Licences shall be issued only within these limits.

(3) The European Community has taken over the international obligations of the ECSC since the expiry of the ECSC Treaty, and measures relating to trade in steel products with third countries now fall under the competence of the Community in the field of trade policy.

#### Article 3

The rules for issuing licences and other relevant provisions shall be published in the *Official Journal of the European Union*.

(4) The Parties agreed to conclude a new agreement and the negotiations of this new agreement have not yet been completed.

Member States shall issue licences according to those rules and inform the Commission thereof immediately. The Commission shall keep the Member States regularly informed of the extent to which the quantities have been used up.

(5) Pending the signature and the entry into force of the new agreement, quantitative limits for the year 2004 should be established; these limits should be reviewed in the light of accession of new Member States to the Community on 1 May 2004.

The Member States and the Commission shall confer in order to ensure that these quantities are not exceeded.

(6) Given that the tax of EUR 30/tonne on exports of ferrous scrap applied as of 1 January 2003 has not been lifted nor diminished, it is appropriate to set the quantitative limits for the year 2004 at the same level as for the year 2003,

#### Article 4

The provisions of the agreement on trade in certain steel products together with any measures to give effect to it, shall as from the date of entry into force of the said agreement replace the provisions of this Decision.

<sup>(1)</sup> OJ L 49, 19.2.1998, p. 3.

*Article 5*

This Decision shall take effect on the day of its publication in the *Official Journal of the European Union*.

Done at Brussels, 15 December 2003.

*For the Council*

*The President*

A. MARZANO

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## ANNEX I

## PRODUCTS REFERRED TO IN ARTICLE 1

<b>SA Flat-rolled products</b>	7209 16 90	7219 33 90	7214 30 00
	7209 17 10	7219 34 10	7214 91 10
	7209 17 90	7219 34 90	7214 91 90
SA1 (Coils)	7209 18 10	7219 35 10	7214 99 10
	7209 18 91	7219 35 90	7214 99 31
7208 10 00	7209 18 99		7214 99 39
7208 25 00	7209 25 00	7225 40 80	7214 99 50
7208 26 00	7209 26 10		7214 99 61
7208 27 00	7209 26 90		7214 99 69
7208 36 00	7209 27 10	<b>SB Longs</b>	7214 99 80
7208 37 10	7209 27 90		7214 99 90
7208 37 90	7209 28 10	SB1 (Beams)	
7208 38 10	7209 28 90		7215 90 10
7208 38 90	7209 28 90	7207 19 31	
7208 39 10	7209 30 10	7207 20 71	
7208 39 90			7216 10 00
	7210 11 10		7216 21 00
7211 14 10	7210 12 11	7216 31 11	7216 22 00
7211 19 20	7210 12 19	7216 31 19	7216 40 10
	7210 20 10	7216 31 91	7216 40 90
7219 11 00	7210 30 10	7216 31 99	7216 50 10
7219 12 10	7210 41 10	7216 32 11	7216 50 91
7219 12 90	7210 49 10	7216 32 19	7216 50 99
7219 13 10	7210 50 10	7216 32 91	7216 99 10
7219 13 90	7210 61 10	7216 32 99	
7219 14 10	7210 69 10	7216 33 10	7218 99 20
7219 14 90	7210 70 31	7216 33 90	
	7210 70 39		7222 11 11
7225 20 20	7210 90 31		7222 11 19
7225 30 00	7210 90 33	SB2 (Wire rod)	7222 11 21
	7210 90 38		7222 11 29
		7213 10 00	7222 11 91
SA2 (Heavy plate)		7213 20 00	7222 11 99
	7211 14 90	7213 91 10	7222 11 99
7208 40 10	7211 19 90	7213 91 20	7222 19 10
7208 51 10	7211 23 10	7213 91 41	7222 19 90
7208 51 30	7211 23 51	7213 91 49	7222 30 10
7208 51 50	7211 29 20	7213 91 70	7222 40 10
7208 51 91	7211 90 11	7213 91 90	7222 40 30
7208 51 99		7213 99 10	
7208 52 10	7212 10 10	7213 99 90	7224 90 31
7208 52 91	7212 10 91		7224 90 39
7208 52 99	7212 20 11	7221 00 10	
7208 53 10	7212 30 11	7221 00 90	7228 10 10
	7212 40 10		7228 10 30
7211 13 00	7212 40 91	7227 10 00	7228 20 11
	7212 40 91	7227 20 00	7228 20 19
7225 40 20	7212 50 31	7227 90 10	7228 20 30
7225 40 50	7212 50 51	7227 90 50	7228 30 20
7225 99 10	7212 60 11	7227 90 95	7228 30 41
	7212 60 91		7228 30 49
			7228 30 61
SA3 (Other flat rolled products)	7219 21 10	SB3 (Other longs)	7228 30 69
	7219 21 90		7228 30 70
7208 40 90	7219 22 10	7207 19 11	7228 30 89
7208 53 90	7219 22 90	7207 19 14	7228 60 10
7208 54 10	7219 23 00	7207 19 16	7228 70 10
7208 54 90	7219 24 00	7207 20 51	7228 70 31
7208 90 10	7219 31 00	7207 20 55	7228 80 10
	7219 32 10	7207 20 57	7228 80 90
7209 15 00	7219 32 90		
7209 16 10	7219 33 10	7214 20 00	7301 10 00

## ANNEX II

## QUANTITATIVE LIMITS REFERRED TO IN ARTICLE 2

Products	Tonnes
<i>SA Flat products</i>	
SA1 (Coils)	19 190
SA2 (Heavy plate)	73 444
SA3 (Other flat products)	5 926
<i>SB Long products</i>	
SB1 (Beams)	2 583
SB2 (Wire rod)	36 904
SB3 (Other long products)	46 499