



Rural Payments  
Agency

28 March 2019

## Notice to traders 07/19

### Imports of garlic under commission regulation (EU) No. 341/2007

#### Introduction

This notice explains how the rules are applied to this quota and how to apply for a licence. It also advises you of the quota amounts available in the import tariff quota period (1 June 2019 to 31 May 2020) and sub periods. Details of the quantities available are outlined in Annex 1 of this notice.

**Important:** This notice also informs you of the potential impact on your quota applications and licences when the UK leaves the EU.

In the event that the UK leaves the EU without a deal on 12 April 2019, you **will not** be able to submit applications for licences under the quotas detailed in this notice.

However, as advised in Notice to Traders 01/19, any licences issued prior to 12 April, which are still valid for use, will remain available for imports into the UK only.

If the UK enters an extension period before leaving the EU, you **will** be able to submit applications for quota licences during the application period set out in this notice.

Licences issued under these quotas can be used for importing into the EU whilst the UK remains a member. However, once the UK leaves the EU, these licences will only be valid for importing into the UK.

#### Background

You must supply the following documents to prove that you are eligible for a garlic quota licence. If you do not have the proof of trade as detailed below, you are not eligible and cannot apply for a quota licence.

To apply for 'A' licences under the fresh garlic quota, you must qualify as either a 'New Importer' or a 'Traditional Importer'.

### **New Importer**

A New Importer is a trader who has imported at least 50 tonnes of fruit and vegetables (as referred to in Article 1(1)(i) of Regulation (EC) No 1308/2013) in each of the two previous calendar years, or the two previous completed import tariff quota periods. For reference, the products have been listed in Annex 2.

In addition, you must be established and registered for VAT in the Member State where you apply. You must provide us with a copy of your current VAT registration certificate.

### **Traditional Importer**

A Traditional Importer is a trader who has imported at least 50 tonnes of fruit and vegetables (as referred to in Article 1(1)(i) of Regulation (EC) No 1308/2013) during the previous completed import tariff quota period preceding your application. For reference, the products have been listed in Annex 2.

You must also have obtained and used garlic 'A' licences in each of the three previous completed import tariff quota periods. These periods must be consecutive (an import tariff quota runs from 1 June of one year to 31 May of the next).

For traditional importers, a reference quantity will be established based upon the average of all the fresh garlic imported by the trader in the previous three calendar years.

In addition to the above you must be established and registered for VAT in the Member State where you apply. You must provide us with a copy of your current VAT registration certificate.

### **Proof of Trade**

The proof we need to see is:

- A list of licence numbers (if the licence was issued in electronic format) and quantities imported;
- Copies of C88 documents, stamped and signed by Customs as true and certified (if the licence was issued in paper format or the commodity is non-licensable).
- A copy of your VAT Certificate.

Proof that you meet these requirements must be submitted each year prior to your first application in a quota year.

## Available quantities and distribution

The available quantities under these quotas are set out in Annex 1.

These quantities will be split as follows:

1. 70% of the quota is set aside for traditional importers
2. 30% of the quota is set aside for new importers

## Applying for licences

Before you submit a licence application, you must make sure that you are registered with the RPA. If your company is not registered, a company director or an individual legally responsible for the business must apply for a six digit Trader Registration Number.

You will need to telephone our Rural Payments Helpline on 03000 200 301 and select option 2, followed by option 1, then option 3 and ask to be registered as a trader (these options are correct at the time of publication, but are liable to change without notice).

Our website address is [www.gov.uk/government/organisations/rural-payments-agency](http://www.gov.uk/government/organisations/rural-payments-agency). However, not all of the information is available on the website. If you require assistance with the forms detailed below please contact the Import Licensing Team.

You must submit your licence applications using an AGRIM import licence application form. We advise you to use the latest version of the application form, which you can find [here](#). You can also find information on the changes to licensing rules in Notice to Traders [38/16](#).

The person signing the import licence application must be authorised. To become an authorised signatory please complete an [il3 form](#). To avoid any delay in issuing licences, we recommend that the signatory is authorised before sending us your licence application.

You can submit your licence application by either post or e-mail. If you intend to submit your application by email, please ensure that your email address is approved by the RPA. Please complete an [il3 form](#) to register email addresses for approval. We recommend that your email address is approved before sending your application to the [trader@rpa.gov.uk](mailto:trader@rpa.gov.uk) mailbox as this will also avoid unnecessary delays.

Your quota application must be received during the first seven calendar days of:

April, July, October and January.

It is your responsibility to ensure that your application, all supporting documentation, and the security is correct at the time of submission and they are received by the RPA by Friday 5 April 2019.

**Note: We will reject any applications where the security and/or proof of trade is received after Friday 5 April 2019.**

Applications submitted by New Importers must not exceed 10% of the total quantity available in each sub period, for the country of origin of product for which you are applying.

Applications submitted by a Traditional Importer in any import tariff quota period must not exceed their reference quantity.

**Note: If more than one application is lodged for the same order number, all your applications will be rejected.**

### Security

You must lodge security of € 60 per tonne with each licence application. You can find further information on how to lodge your security [here](#).

### Completing a licence application

For information on how to complete an import licence application, please see Notice to Traders [38/16](#) on our website. However, as part of the garlic import tariff quota, licence applications must include the following entries:

- Box 8 of your application must state the country of origin of the product and you must select this as 'Yes'. Licences will carry an obligation to import from the exact country stated;
- Box 20 of your application must contain the correct import tariff quota order number. You must also state 'Traditional Importer' or 'New Importer'.

### Issuing Licences

Your quota licence will be issued from 23 April to 30 April 2019 and will be valid from the day of issue plus two months. Licences are not transferable.

Your licence will have a 5% upward tolerance. However, the reduction in duty will only be valid for the quantities shown in sections 17 and 18 of your licence.

### Returning Licences

You must return your paper licence within 60 days of the expiry date. If you return

your licence more than 60 days after the expiry date, you will lose a proportion of your licence security. If you do not return your licence to us, you will lose all your security.

### **Authority**

You can find details of the arrangements in Commission Implementing Regulation (EU) No 341/2007. You can obtain copies from Stationery Office bookshops and accredited agents, or order from the Stationery Office website ([www.tso.co.uk](http://www.tso.co.uk)).

You can also access Official Journals electronically by visiting the Commission's [Europa](#) website. We are not responsible for the accuracy or completeness of the Europa website. Whilst every care has been taken in producing this guidance, the regulations as published are definitive.

### **Enquiries**

If you have any questions about this notice, please contact the Import Licensing section as follows:

- Telephone helpline number – 03300 416 500
- E-mail address – [trader@rpa.gsi.gov.uk](mailto:trader@rpa.gsi.gov.uk)

This publication was withdrawn on 11 June 2020

## Annex 1

Tariff quotas opened pursuant to Decisions 2001/404/EC, 2006/398/EC and 2014/116/EU for imports of garlic falling within CN code 0703 20 00

Origin	Order number	Quota (kilogrammes)				Total
		First sub period (June to August)	Second sub period (September to November)	Third sub period (December to February)	Fourth sub period (March to May)	
<b>Argentina</b>						<b>19,147,000</b>
Traditional importers	09.4104	-	-	9,590,000	3,813,000	
New importers	09.4099	-	-	4,110,000	1,634,000	
<b>Total</b>		<b>-</b>	<b>-</b>	<b>13,700,000</b>	<b>5,447,000</b>	
<b>China</b>						<b>48,225,000</b>
Traditional importers	09.4105	8,664,000	8,664,000	7,548,000	8,884,000	
New importers	09.4100	3,713,000	3,713,000	3,233,000	3,806,000	
<b>Total</b>		<b>12,377,000</b>	<b>12,377,000</b>	<b>10,781,000</b>	<b>12,690,000</b>	
<b>Other third countries</b>						<b>6,023,000</b>
Traditional importers	09.4106	941,000	1,960,000	929,000	386,000	
New importers	09.4102	403,000	840,000	398,000	166,000	
<b>Total</b>		<b>1,344,000</b>	<b>2,800,000</b>	<b>1,327,000</b>	<b>552,000</b>	
<b>TOTAL</b>		<b>13,721,000</b>	<b>15,177,000</b>	<b>25,808,000</b>	<b>18,689,000</b>	<b>73,395,000</b>

This publication was withdrawn on 17 June 2020

## List of products which can be imported to qualify for the Garlic quota

## Products listed in Article 1(1)(i) of Commission Regulation (EC) No 1234/2007

CN Code	Description
0702 00 00	Tomatoes, fresh or chilled
0703	Onions, shallots, garlic, leeks and other alliaceous vegetables, fresh or chilled
0704	Cabbages, cauliflowers, kohlrabi, kale and similar edible brassicas, fresh or chilled
0705	Lettuce ( <i>Lactuca sativa</i> ) and chicory ( <i>Cichorium spp.</i> ), fresh or chilled
0706	Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots, fresh or chilled
0707 00	Cucumbers and gherkins, fresh or chilled
0708	Leguminous vegetables, shelled or unshelled, fresh or chilled
ex 0709	Other vegetables, fresh or chilled, excluding vegetables of sub-headings 0709 60 91, 0709 60 95, 0709 60 99, 0709 90 31, 0709 90 39 and 0709 90 60
ex 0802	Other nuts, fresh or dried, whether or not shelled or peeled, excluding areca (or betel) and cola nuts of sub-heading 0802 90 30
0803 00 11	Fresh plantains
ex 0803 00 90	Dried plantains
0804 20 10	Figs, fresh
0804 30 00	Pineapples
0804 40 00	Avocados
0804 50 00	Guavas, mangos and mangosteens
0805	Citrus fruit, fresh or dried
0806 10 10	Fresh table grapes
0807	Melons (including watermelons) and pawpaws (papayas), fresh
0808	Apples, pears and quinces, fresh
0809	Apricots, cherries, peaches (including nectarines), plums and sloes, fresh
0810	Other fruit, fresh
0813 50 31 0813 50 39	Mixtures exclusively of dried nuts of CN Nos 0801 and 0802
0910 20	Saffron
ex 0910 99	Thyme, fresh or chilled
ex 1211 9085	Basil, Melissa, mint, origanum vulgare (oregano/wild marjoram), rosemary, sage, fresh or chilled
1212 99 30	Locust (or carob) beans