A prolongation of the derogation should not pre-judge or prejudice the outcome of discussions on possible new rules of origin for GSP. However, the interests of traders concluding contracts both in Nepal and in the Community, as well as the stability and the sustained development of the Nepalese industry in terms of ongoing investment and employment, require that the derogation should be prolonged for a period of time sufficient to permit the continuation or conclusion of longer-term contracts, while facilitating the transition to possible new rules of origin for GSP.

The provisions of Regulation (EC) No 1614/2000, in particular the existence of quantitative limits, which apply on an annual basis, reflecting the Community market’s capacity to absorb the Cambodian products, Cambodia’s export capacity and actual recorded trade flows, were designed to prevent injury to the corresponding branches of Community industry.

The derogation should therefore be renewed until 31 December 2006. However, in order to ensure fair treatment both for Cambodia and for other least developed countries, the continuing need for the derogation should be reviewed once any new rules of origin are adopted in the context of the new generalised system of preferences.

Regulation (EC) No 1614/2000 should therefore be amended accordingly.

The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee, and the following paragraph is added:

‘The continuing need for the derogation shall however be reviewed not later than 31 December 2005, in accordance with the new provisions to be adopted with regard to the generalised system of preferences and the rules of origin related thereto’.

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

It shall apply from 1 January 2005.

For the Commission
László KOVÁCS
Member of the Commission


(Official Journal of the European Union L 296 of 21 September 2004)

On page 8:

for: ‘2.1.4. Phenol derivatives including salicylanides’,

read: ‘2.1.1. Salicylanilides’. 