

EU EXTERNAL ECONOMIC RELATIONS

- ◆ Common Customs Tariff (CCT)
- ◆ Common Commercial Policy (CCP)

ARTICLE 206 TFEU

- ◆ By establishing a customs union in accordance with Articles 28 to 32, the Union shall contribute in the common interest, to the harmonious development of world trade, the progressive abolition of restrictions on international trade and the lowering of customs and other barriers.

COMMON CUSTOMS TARIFF

- ◆ Uniform system of tariffs
- ◆ In place since July 1968
 - Classification of goods
 - Valuation rules of goods
 - Origin rules of goods
- ◆ Community Customs Code.. 1992
Regulation replaced by the Modernised
Customs Code (MCC) Reg 450/2008

EXTERNAL RELATION

- ◆ Common Commercial Policy Arts 206 & 207 TFEU
- ◆ Association Agreements with 3rd countries Arts 198-204
- ◆ Cooperation with third countries and humanitarian aid Art 208-211 & 214 TFEU
- ◆ International agreements Arts 216-219 TFEU
- ◆ Relations with international organisations Art 220-221 TFEU

Article 207 TFEU

- ◆ The common commercial policy shall be based on uniform principles, particularly with regard to changes in tariff rates, the conclusion of tariff and trade agreements relating to trade in goods and services and the commercial aspects of intellectual property, foreign direct investment, the achievement of uniformity in measures of liberalisation, export policy and measures to protect trade such as those to be taken in the event of dumping and subsidies. The common commercial policy shall be conducted in the context of the principles and objectives of the Union's external action.

LEGAL PERSONALITY & COMPETENCES (Article 235 TFEU)

- ◆ Articles 2-6 TFEU
- ◆ on categories and areas of Union competence
- ◆ Express powers – Art 207 TFEU
- ◆ Implied powers: *ERTA Case, Case 22/70* (now Art 3(2) TFEU)
- ◆ *Opinion 1/76* (now Art 3(2) TFEU)
- ◆ *Open Skies Agreement C-476/98*

SCOPE OF THE CCP

- ◆ Inseparable link with internal free movement of goods
- ◆ Rules of origin main tool on principle of uniformity of treatment with 3rd countries
- ◆ Trade in goods and services (but excludes transport)

SCOPE OF CCP cont'd

- ◆ *Sociaal Fonds.... Dutch Diamond Case* [1973]
- ◆ Aim: to contribute to harmonious development of world trade and progressive removal of barriers
- ◆ Opinion 1/94 (WTO Opinion)

COMMON TRADE RULES

(non-tariff barriers to external trade)

- ◆ Regulation 1061/2009 on the export regime
- ◆ Regulation 260/2009 on the import regime

Trade Agreements

- ◆ Preferential agreements
- ◆ Mediterranean
- ◆ Developing countries
- ◆ Lome Convention
- ◆ EC/EFTA
- ◆ US, Japan & China |

EU Trade Defence Measures

- ◆ Anti-dumping Regulation 384/1996
- ◆ Anti-subsidy (Counterveiling) Regulation 2026/97

NB Regulation 461/2004 amending further above 2

- ◆ Safeguard Measures - Regulation 3285/94
- ◆ Trade Barriers Regulation – Regulation 3286/94