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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 9.12.2008
C(2008) 8041 final

COMMISSION DECISION

of 9.12.2008

pursuant to Article 10(2) of Council Regulation (EC) No 732/2008 applying a scheme of generalised tariff preferences for the period from 1 January 2009 to 31 December 2011 in respect of Nigeria

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pursuant to Article 10(2) of Council Regulation (EC) No 732/2008 applying a scheme of generalised tariff preferences for the period from 1 January 2009 to 31 December 2011 in respect of Nigeria

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 732/2008 of 22 July 2008 applying a scheme of generalised tariff preferences for the period from 1 January 2009 to 31 December 2011 and amending Regulations (EC) No 552/97, (EC) No 1933/2006 and Commission Regulations (EC) No 1100/2006 and (EC) No 964/2007¹, and in particular Article 10(2) thereof,

Whereas:

- (1) Regulation (EC) No 732/2008 provides for the granting of a special incentive arrangement for sustainable development and good governance to developing countries which satisfy certain requirements established under its Articles 8 and 9.
- (2) Each developing country wishing to avail itself of the special incentive arrangement had to submit a request to that effect by 31 October 2008, accompanied by comprehensive information concerning ratification of the relevant conventions, the legislation and measures to implement effectively the provisions of the conventions and its commitment to accept and comply fully with the monitoring and review mechanism envisaged in the relevant conventions and related instruments. To be granted the request, the requesting country also has to be considered to be a vulnerable country as defined in Article 8(2) of Regulation (EC) No 732/2008,
- (3) On 30 October 2008 Nigeria submitted a request to be granted the special incentive arrangement as from 1 January 2009
- (4) The request has been examined in accordance with the provisions of Article 10(1) of Regulation (EC) No 732/2008. The examination revealed that Nigeria has not ratified the United Nations Convention on the Prevention and Punishment of the Crime of Genocide listed in point 7 of Annex III of Regulation (EC) No 732/2008,
- (5) Therefore, Nigeria does not fulfil all the necessary requirements of Article 8(1)(a) of Regulation (EC) No 732/2008 and its request should not be granted,

¹ OJ L 211, 6.8.2008, p. 1.

- (6) The measures provided for in this Decision are in accordance with the opinion of the Generalised Preferences Committee,

HAS ADOPTED THIS DECISION:

Article 1

Nigeria does not fulfil all the necessary requirements to benefit from the special incentive arrangement for sustainable development and good governance as from 1 January 2009 and its request to benefit from that arrangement is not granted.

Article 2

This Decision is addressed to the Federal Republic of Nigeria.

Done at Brussels, 9.12.2008.

For the Commission
Catherine Ashton
Member of the Commission

