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I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 2014/95
of 18 August 1995
concerning the stopping of fishing for common sole by vessels flying the flag of
France**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy ⁽¹⁾, and in particular Article 21 (3) thereof,

Whereas Council Regulation (EC) No 3362/94 of 20 December 1994 fixing, for certain fish stocks and groups of fish stocks, the total allowable catches for 1995 and certain conditions under which they may be fished ⁽²⁾, as amended by Regulation (EC) No 746/95 ⁽³⁾, provides for common sole quotas for 1995;

Whereas, in order to ensure compliance, with the provisions relating to the quantitative limitations on catches of stocks subject to quotas, it is necessary for the Commission to fix the date by which catches made by vessels flying the flag of a Member State are deemed to have exhausted the quota allocated;

Whereas, according to the information communicated to the Commission, catches of common sole in the waters of ICES division VII f, g by vessels flying the flag of France or registered in France have reached the quota allocated

for 1995; whereas France has prohibited fishing for this stock as from 25 July 1995; whereas it is therefore necessary to abide by that date,

HAS ADOPTED THIS REGULATION :

Article 1

Catches of common sole in the waters of ICES division VII f, g by vessels flying the flag of France or registered in France are deemed to have exhausted the quota allocated to France for 1995.

Fishing for common sole in the waters of ICES division VII f, g by vessels flying the flag of France or registered in France is prohibited, as well as the retention on board, the transshipment and the landing of such stock captured by the abovementioned vessels after the date of application of this Regulation.

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 25 July 1995.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 August 1995.

For the Commission

Erkki LIIKANEN

Member of the Commission

⁽¹⁾ OJ No L 261, 20. 10. 1993, p. 1.

⁽²⁾ OJ No L 363, 31. 12. 1994, p. 1.

⁽³⁾ OJ No L 74, 1. 4. 1995, p. 1.

COMMISSION REGULATION (EC) No 2015/95
of 21 August 1995

amending Regulation (EC) No 762/94 laying down detailed rules for the application of Council Regulation (EEC) No 1765/92 with regard to the set-aside scheme and Regulation (EEC) No 3887/92 laying down detailed rules for applying the integrated administration and control system for certain Community aid schemes

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

incompatible with the requirements of these two Regulations;

Having regard to the Treaty establishing the European Community,

Whereas these changes will first apply to the set-aside scheme in the 1996/97 marketing year;

Having regard to Council Regulation (EEC) No 1765/92 of 30 June 1992 establishing a support system for producers of certain arable crops⁽¹⁾, as last amended by Regulation (EC) No 1664/95⁽²⁾, and in particular Article 12 thereof,

Whereas in the context of the application of the integrated system, separate declarations should be made in respect of parcels set aside either for environmental reasons pursuant to Regulation (EEC) No 2078/92 or for afforestation pursuant to Regulation (EEC) No 2080/92 which are deducted under the set-aside arrangements introduced by Regulation (EEC) No 1765/92; whereas it is necessary therefore to amend Commission Regulation (EEC) No 3887/92⁽³⁾, as last amended by Regulation (EC) No 1648/95⁽⁴⁾;

Having regard to Council Regulation (EEC) No 3508/92 of 27 November 1992 establishing an integrated administration and control system for certain Community aid schemes⁽⁵⁾ (hereinafter referred to as 'the integrated system'), as last amended by Regulation (EC) No 3235/94⁽⁶⁾, and in particular Article 12 thereof,

Whereas, in Portugal, Council Regulation (EEC) No 3653/90 of 11 December 1990 introducing transitional measures governing the common organization of the market in cereals and rice in Portugal⁽⁷⁾, as amended by Regulation (EC) No 1664/95, provides for direct aid per hectare for certain cereals during a transitional period;

Whereas it is permitted to count against the set-aside requirement land eligible for the arable crops set-aside arrangements pursuant to Council Regulation (EEC) No 2078/92 of 30 June 1992 on agricultural production methods compatible with the requirements of the protection of the environment and the maintenance of the countryside⁽⁸⁾ and Council Regulation (EEC) No 2080/92 of 30 June 1992 establishing a Community aid scheme for forestry measures in agriculture⁽⁹⁾; whereas in order to avoid discrimination between producers, the provision concerning the treatment of certain land set aside should be expanded to include set-aside land covered by those two Regulations as a result of a request under one or other of the two Regulations from 28 June 1995; whereas provision should be made for exempting the land in question from compliance with certain provisions of Commission Regulation (EC) No 762/94⁽¹⁰⁾, as last amended by Regulation (EC) No 1664/95, which are

Whereas Article 7 (5) of Regulation (EEC) No 1765/92 provides that the compensation for the set-aside obligation is to take account of such aids; whereas Article 8 of Regulation (EC) No 762/94 incorrectly refers to the rotational set-aside obligation only; whereas reference should be made to the other two forms of set-aside obligation also;

Whereas Council Regulation (EC) No 2990/94 of 5 December 1994 derogating from Regulation (EEC) No 1765/92 establishing a support system for producers of certain arable crops as regards the set-aside requirement for the 1995/96 marketing year⁽¹¹⁾ derogates from the set-aside requirement contained in Regulation (EEC) No 1765/92 for the 1995/96 marketing year and set the level of the rotational requirement at 12 %; whereas the Regu-

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 12.

⁽²⁾ OJ No L 158, 8. 7. 1995, p. 13.

⁽³⁾ OJ No L 355, 5. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 338, 28. 12. 1994, p. 16.

⁽⁵⁾ OJ No L 215, 30. 7. 1992, p. 85.

⁽⁶⁾ OJ No L 215, 30. 7. 1992, p. 96.

⁽⁷⁾ OJ No L 90, 7. 4. 1994, p. 8.

⁽⁸⁾ OJ No L 391, 31. 12. 1992, p. 36.

⁽⁹⁾ OJ No L 156, 7. 7. 1995, p. 27.

⁽¹⁰⁾ OJ No L 362, 27. 12. 1990, p. 28.

⁽¹¹⁾ OJ No L 316, 9. 12. 1994, p. 1.

lation was published in December 1994; whereas producers in Portugal sowed their winter crops on the basis of the law then in force, under which the level of the rotational requirement was 15 % and that for other forms of set-aside was 20 %, pending the payment of direct aid in respect of all set-aside land; whereas, in view of the legitimate expectations of Portuguese producers, direct aid should be paid to them, for 1995/96, in respect of the area of land set aside in excess of the set-aside obligation, of up to 15 % in the case of rotational set-aside and 20 % in the case of other forms of set-aside;

Whereas it is necessary therefore to amend Regulation (EC) No 762/94;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committees concerned,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 762/94 is hereby amended as follows:

1. The second paragraph of Article 2 is replaced by the following:

'However, areas set aside previously under Regulations (EEC) No 2328/91 and (EEC) No 1765/92 and those set aside pursuant to Regulation (EEC) No 2078/92 or afforested pursuant to Regulation (EEC) No 2080/92 as a result of a request under one of these two Regulations from 28 June 1995 shall, without prejudice to Article 4 (1) to this Regulation, be treated as areas under cultivation.'

2. In Article 3:

- (a) the following sentence is added to paragraph (2):

'However, these provisions shall not apply to land set aside pursuant to Regulation (EEC) No 2078/92 or Regulation (EEC) No 2080/92 counted for the purposes of the set-aside obligation if they are

incompatible with the environmental or afforestation requirements imposed by those two Regulations';

- (b) paragraph (5) is deleted.

3. Article 8 is replaced by the following:

Article 8

In the case of Portugal the compensation referred to in Article 7 (5) of Regulation (EEC) No 1765/92 in respect of the set-aside referred to in paragraph 1 of that Article shall be increased by the amounts shown in the Annex hereto. Those amounts shall be financed in accordance with Article 5 of Regulation (EEC) No 3653/90.

However, for the 1995/96 marketing year, the compensation for the area set aside in excess of the area corresponding to the set-aside obligation shall be increased, up to a maximum of 15 % in respect of rotational set-aside and 20 % in respect of other forms of set-aside, by the amounts shown in the Annex.'

Article 2

The last sentence of the third subparagraph of Article 4 (1) of Regulation (EEC) No 3887/92 is replaced by the following:

'However, the following uses shall be declared separately:

- production of forage intended for drying, whether artificially dehydrated or sundried, as referred to in Council Regulation (EC) No 603/95 (*),
- environmental set-aside and afforestation pursuant to Regulation (EEC) No 2078/92 or Regulation (EEC) No 2080/92 respectively, counted against the set-aside obligation.

(*) OJ No L 63, 21. 3. 1995, p. 1.'

Article 3

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission

COMMISSION REGULATION (EC) No 2016/95

of 21 August 1995

on the sale of olive oil residues held by the Spanish intervention agency

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organization of the market in oils and fats⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden and Regulation (EC) No 3290/94⁽²⁾, and in particular Article 12 (2) thereof,

Whereas Article 2 of Council Regulation (EEC) No 2754/78⁽³⁾, as last amended by Regulation (EEC) No 2203/90⁽⁴⁾, provides that olive oil held by the intervention agencies shall be put up for sale by tender except when particular conditions necessitate recourse to other procedures;

Whereas Article 1 (1) of Commission Regulation (EEC) No 2960/77⁽⁵⁾, as last amended by Regulation (EEC) No 3818/85⁽⁶⁾, provides that intervention agencies may not sell the olive oil which they hold until a Regulation to that effect has been adopted under the procedure provided for in Article 38 of Regulation No 136/66/EEC;

Whereas, following sales by tender of olive oil by the Spanish intervention agency, the intervention agency still holds in stock a quantity of vat bottom residues; whereas these residues contain a considerable percentage of oil; whereas correct management of the olive oil bought in by the intervention agency requires that these residues should therefore be put up for sale;

Whereas, for commercial reasons based chiefly on the fact that there is no well-defined market or price system for

the product in question, it is not advisable to use the sale by tender procedure previously applied for the olive oil; whereas the Spanish intervention agency should therefore sell the product for the best price it can obtain;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Oils and Fats,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Spanish intervention agency 'Servicio Nacional de Productos Agrarios', hereinafter referred to as 'SENPA', shall sell for the best price it can obtain, 209 tonnes of the vat bottom residues which it is holding as a result of the olive oil it bought in up to 31 March 1995.
2. The notice of sale shall be displayed by SENPA at its head office at calle Beneficencia, No 8, 28004 Madrid, Spain, at least 10 days before the date set for the sale.
3. Sale of the product referred to in paragraph 1 shall be effected before 15 September 1995. Delivery of the product sold must take place before 15 November 1995.
4. SENPA shall inform the Commission as soon as possible of the outcome of the sale.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission

⁽¹⁾ OJ No 172, 30. 9. 1966, p. 3025/66.

⁽²⁾ OJ No L 349, 31. 12. 1994, p. 105.

⁽³⁾ OJ No L 331, 28. 11. 1978, p. 13.

⁽⁴⁾ OJ No L 201, 31. 7. 1990, p. 5.

⁽⁵⁾ OJ No L 348, 30. 12. 1977, p. 46.

⁽⁶⁾ OJ No L 368, 31. 12. 1985, p. 20.

COMMISSION REGULATION (EC) No 2017/95

of 21 August 1995

amending Regulation (EC) No 1941/95 opening for the second half of 1995, and laying down detailed rules for the application of, the tariff quotas for live bovine animals weighing between 160 and 300 kilograms originating in and coming from the Republic of Poland, the Republic of Hungary, the Czech Republic and the Slovak Republic

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3491/93 of 13 December 1993 on certain procedures for applying the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Hungary, of the other part⁽¹⁾, and in particular Article 1 thereof,

Having regard to Council Regulation (EC) No 3492/93 of 13 December 1993 on certain procedures for applying the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part⁽²⁾, and in particular Article 1 thereof,

Having regard to Council Regulation (EC) No 3296/94 of 19 December 1994 on certain procedures for applying the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Czech Republic, of the other part⁽³⁾, and in particular Article 1 thereof,

Having regard to Council Regulation (EC) No 3297/94 of 19 December 1994 on certain procedures for applying the Europe Agreement establishing an association between the European Communities and their Member States of the one part, and the Slovak Republic, of the other part⁽⁴⁾, and in particular Article 1 thereof,

Having regard to Council Regulation (EC) No 3290/94 of 22 December 1994 on the adjustments and transitional arrangements required in the agriculture sector in order to

implement the agreements concluded during the Uruguay Round of multilateral trade negotiations⁽⁵⁾, and in particular Article 3 (1) thereof,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽⁶⁾, as last amended by Regulation (EC) No 424/95⁽⁷⁾, and in particular Article 9 (2) thereof,

Whereas Article 2 (d) of Commission Regulation (EC) No 1941/95⁽⁸⁾ may give rise to confusion; whereas the text should be clarified;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 (d) of Regulation (EC) No 1941/95 is replaced by the following:

'(d) Sections 7 and 8 of licence applications and licences shall show the countries referred to in Article 1 (1); licences shall carry with them an obligation to import from one or more of the countries indicated';

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission

⁽¹⁾ OJ No L 319, 21. 12. 1993, p. 1.

⁽²⁾ OJ No L 319, 21. 12. 1993, p. 4.

⁽³⁾ OJ No L 341, 30. 12. 1994, p. 14.

⁽⁴⁾ OJ No L 341, 30. 12. 1994, p. 17.

⁽⁵⁾ OJ No L 349, 31. 12. 1994, p. 105.

⁽⁶⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽⁷⁾ OJ No L 45, 1. 3. 1995, p. 2.

⁽⁸⁾ OJ No L 186, 5. 8. 1995, p. 26.

COMMISSION REGULATION (EC) No 2018/95

of 21 August 1995

determining the quantities available for which applications for licences for certain eggs and poultrymeat products under the regime provided for by the Agreements concluded by the Community with the Republic of Poland, the Republic of Hungary, the Czech Republic, the Slovak Republic, Bulgaria and Romania can be lodged from 1 to 10 September 1995

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EEC) No 2699/93⁽¹⁾ laying down detailed rules for the application in the eggs and poultrymeat sector of the regime provided for by the Agreements concluded by the Community with the Republic of Poland, the Republic of Hungary, the former Czech and Slovak Federal Republic, as last amended by Regulation (EC) No 1504/95⁽²⁾, and in particular Article 4 (5),

Having regard to Commission Regulation (EC) No 1559/94⁽³⁾ laying down detailed rules for the application in the eggs and poultrymeat sector of the regime provided for by the Agreements concluded by the Community, of the one part, and Bulgaria and Romania, of the other part, as last amended by Regulation (EC) No 1504/95, and in particular Article 4 (5) thereof,

Whereas, in order to ensure distribution of the quantities available, the quantities carried forward from the period 1 July to 30 September 1995 should be added to the quantities available for the period 1 October to 31 December 1995,

HAS ADOPTED THIS REGULATION:

Article 1

The quantities available for applications from 1 to 10 September 1995 shall be those listed in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 22 August 1995.

It shall apply from 1 September 1995.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission

⁽¹⁾ OJ No L 245, 1. 10. 1993, p. 88.

⁽²⁾ OJ No L 147, 30. 6. 1995, p. 20.

⁽³⁾ OJ No L 166, 1. 7. 1994, p. 62.

ANNEX

Group No	(tonnes)	
	Total quantity available for the period 1 October to 31 December 1995	
1	1 074,50	
2	272,50	
4	7 183,00	
7	2 100,00	
8	512,50	
9	512,50	
10	662,00	
11	145,00	
12	459,90	
14	1 750,00	
15	2 175,00	
16	700,00	
17	750,00	
18	110,00	
19	124,25	
21	618,75	
22	415,63	
23	1 105,00	
24	125,00	
25	2 335,00	
26	131,25	
27	945,00	
28	141,00	
30	625,00	
31	275,00	
32	345,00	
33	225,00	
34	1 215,00	
35	70,00	
36	490,00	
37	38,12	
38	173,39	
39	836,80	
40	135,97	
43	546,10	

COMMISSION REGULATION (EC) No 2019/95

of 21 August 1995

establishing the standard import values for determining the entry price of
certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 1740/95⁽²⁾, and in particular Article 4 (1) thereof,Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EC) No 150/95⁽⁴⁾, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commis-

sion fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 22 August 1995.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission⁽¹⁾ OJ No L 337, 24. 12. 1994, p. 66.⁽²⁾ OJ No L 167, 18. 7. 1995, p. 10.⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.⁽⁴⁾ OJ No L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 21 August 1995 establishing the standard import values
for determining the entry price of certain fruit and vegetables

(ECU/100 kg)			(ECU/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value	CN code	Third country code ⁽¹⁾	Standard import value
0702 00 35	052	44,6	0808 10 92, 0808 10 94, 0808 10 98	512	186,0
	060	80,2		600	82,0
	066	41,7		624	100,0
	068	32,4		999	114,9
	204	50,9		039	79,3
	212	117,9		064	81,0
	624	75,0		388	61,1
	999	63,2		400	59,3
0707 00 25	052	50,1		508	68,4
	053	166,9		512	62,1
	060	61,0		524	53,0
	066	53,8		528	44,7
	068	60,4		800	96,4
	204	49,1		804	81,2
	624	207,3		999	68,7
	999	92,7	0808 20 57	052	70,0
0709 90 79	052	55,6		388	38,9
	204	77,5		512	89,7
	624	196,3		528	54,0
	999	109,8		800	55,8
0805 30 30	388	45,8		804	64,8
	512	77,7	0809 30 41, 0809 30 49	999	62,2
	524	65,7		052	56,5
	528	59,5		220	121,8
	600	54,7		624	106,8
	624	78,0		999	95,0
0806 10 40	999	63,6	0809 40 30	064	71,3
	052	98,1		066	62,1
	220	110,8		624	152,8
	400	95,1		999	95,4
	412	132,4			

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 3079/94 (OJ No L 325, 17. 12. 1994, p. 17). Code '999' stands for 'of other origin.'

COMMISSION REGULATION (EC) No 2020/95

of 21 August 1995

fixing the aid for cotton for the 1995/96 marketing year

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of Greece, and in particular paragraphs 3 and 10 of Protocol 4 on cotton annexed thereto, as last amended by Council Regulation (EC) No 1553/95 ⁽¹⁾,

Having regard to Council Regulation (EC) No 1554/95 of 29 June 1995 laying down the general rules for the system of aid for cotton and repealing Regulation (EEC) No 2169/81 ⁽²⁾, and in particular Article 5 (1) thereof,

Whereas pursuant to Article 5 of Regulation (EC) No 1554/95, aid must be granted for unginning cotton harvested in the Community when the world market price for unginning cotton is below the guide price;

Whereas the aid is equal to the difference between these two prices;

Whereas the guide price of unginning cotton for the 1995/96 marketing year is laid down in paragraph 8 of the abovementioned Protocol 4;

Whereas the third sentence of Article 7 (1) of Commission Regulation (EEC) No 1201/89 of 3 May 1989 laying down rules implementing the system of aid for cotton ⁽³⁾, as last amended by Regulation (EEC) No 2046/93 ⁽⁴⁾, provides that an application for aid may be lodged from 1 June 1995 for the 1995/96 marketing year; whereas the aid for that marketing year should therefore be fixed;

Whereas, pursuant to Article 2 (3) and (4) of Council Regulation (EEC) No 1964/87 of 2 July 1987 adjusted the system of aid for cotton introduced by Protocol 4 and annexed to the Act of Accession of Greece ⁽⁵⁾, as last amended by Regulation (EC) No 1553/95, the aid for cotton for the 1995/96 marketing year is adjusted by the reduction fixed to take account of the expected overrun of the maximum guaranteed quantity and the national guaranteed quantities fixed in that Article and also taking

account of budget funding available following the application of that reduction; whereas, in these circumstances, the abovementioned amount of aid has provisionally been calculated on the basis of a provisional overall reduction of ECU 18,284 per 100 kilograms for Greece and without reduction for Spain;

Whereas Regulation (EC) No 1554/95 provides for amendments to the methods of determining the world market price of unginning cotton which will apply to the 1995/96 marketing year; whereas, pending the adoption by the Commission of detailed rules of application for the implementation of that new method, the method referred to in Article 4 of Council Regulation (EEC) No 2169/81 ⁽⁶⁾, as last amended by Regulation (EC) No 1554/95, should be used, following the procedures referred to in Commission Regulation (EC) No 1234/95 ⁽⁷⁾, as last amended by Regulation (EC) No 1583/95 ⁽⁸⁾; whereas, when the abovementioned detailed rules of application have been adopted the amount of aid will have to be replaced by an amount calculated in accordance with the new rules,

HAS ADOPTED THIS REGULATION:

Article 1

1. The aid for unginning cotton referred to in Article 5 of Regulation (EC) No 1554/95 shall be fixed for the 1995/96 marketing year at:

- ECU 73,028 per 100 kilograms for Spain,
- ECU 54,744 per 100 kilograms for Greece.

2. However, the amount of the aid will be replaced with effect from 22 August 1995 to take account of the consequences of the stabilizer system as well as any adaptations to the aid arrangements.

Article 2

This Regulation shall enter into force on 22 August 1995.

⁽¹⁾ OJ No L 148, 30. 6. 1995, p. 45.

⁽²⁾ OJ No L 148, 30. 6. 1995, p. 48.

⁽³⁾ OJ No L 123, 4. 5. 1989, p. 23.

⁽⁴⁾ OJ No L 185, 28. 7. 1993, p. 19.

⁽⁵⁾ OJ No L 184, 3. 7. 1987, p. 14.

⁽⁶⁾ OJ No L 211, 31. 7. 1981, p. 2.

⁽⁷⁾ OJ No L 121, 1. 6. 1995, p. 21.

⁽⁸⁾ OJ No L 150, 1. 7. 1995, p. 79.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission

**COMMISSION REGULATION (EC) No 2021/95
of 21 August 1995**

**amending representative prices and additional duties for the import of certain
products in the sugar sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector ⁽¹⁾, as last amended by Regulation (EC) No 1101/95 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽³⁾, and in particular the second subparagraph of Article 1 (2), and Article 3 (1) thereof,

Whereas the amounts of the representative prices and additional duties applicable to the import of white sugar, raw sugar and certain syrups are fixed by Commission Regulation (EC) No 1568/95 ⁽⁴⁾, as last amended by Regulation (EC) No 2006/95 ⁽⁵⁾;

Whereas it follows from applying the general and detailed fixing rules contained in Regulation (EC) No 1423/95 to the information known to the Commission that the representative prices and additional duties at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION :

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 22 August 1995.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 August 1995.

For the Commission

Karel VAN MIERT

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 110, 17. 5. 1995, p. 1.

⁽³⁾ OJ No L 141, 24. 6. 1995, p. 16.

⁽⁴⁾ OJ No L 150, 1. 7. 1995, p. 36.

⁽⁵⁾ OJ No L 195, 18. 8. 1995, p. 24.

ANNEX

to the Commission Regulation of 21 August 1995 amending representative prices and the amounts of additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99

(ECU)

CN code	Amount of representative prices per 100 kg net of product concerned	Amount of additional duty per 100 kg net of product concerned
1701 11 10 ⁽¹⁾	25,60	3,61
1701 11 90 ⁽¹⁾	25,60	8,73
1701 12 10 ⁽¹⁾	25,60	3,47
1701 12 90 ⁽¹⁾	25,60	8,30
1701 91 00 ⁽²⁾	34,28	8,09
1701 99 10 ⁽²⁾	34,28	4,05
1701 99 90 ⁽²⁾	34,28	4,05
1702 90 99 ⁽³⁾	0,34	0,32

⁽¹⁾ For the standard quality as defined in Article 1 of Council Regulation (EEC) No 431/68 (OJ No L 89, 10. 4. 1968, p. 3).

⁽²⁾ For the standard quality as defined in Article 1 of Council Regulation (EEC) No 793/72 (OJ No L 94, 21. 4. 1972, p. 1).

⁽³⁾ By 1 % sucrose content.

COUNCIL DIRECTIVE 95/38/EC**of 17 July 1995****amending Annexes I and II to Directive 90/642/EEC on the fixing of maximum levels for pesticide residues in and on certain products of plant origin, including fruit and vegetables, and providing for the establishment of a list of maximum levels**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/642/EEC of 27 November 1990 on maximum levels for pesticide residues in and on certain products of plant origin, including fruit and vegetables⁽¹⁾, and in particular Article 1 thereof,

Having regard to the proposal from the Commission,

Whereas the Commission has been instructed, within the framework of Directive 90/642/EEC, to prepare a list of pesticide residues and their maximum levels for submission to the Council for approval;

Whereas pesticide residues may occur in products of plant origin, including fruit and vegetables, as a result of agricultural practices; whereas it is necessary to take into account relevant data for both authorized pesticide uses and supervised trials;

Whereas in order better to estimate the maximum potential dietary intake of pesticide residues, it is prudent to establish simultaneously, where appropriate, maximum residue levels for individual pesticides in all major components of diet; whereas these levels represent the use of minimum quantities of pesticide necessary to achieve adequate control, applied in such a manner that the amount of residue is the smallest possible and is toxicologically acceptable;

Whereas it is now appropriate that maximum levels be fixed for certain pesticide residues in products of plant origin, namely methidathion, methomyl, thiodicarb, amitraz, pirimiphos-methyl, aldicarb, thiabendazole; whereas, however, it is not possible to do so for all pesticide residue product combinations due to insufficient data;

Whereas, in the case of thiabendazole, the available data are insufficient to establish, in accordance with current rules, a maximum residue level for citrus fruit; whereas, however, thiabendazole has been included in the list of substances included in Commission Regulation (EEC) No 3600/92⁽²⁾ and is covered by the first stage of the work programme provided for in Article 8 (2) of Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market⁽³⁾; whereas an important element of this programme will be the establishment of maximum levels arising from use as plant protection products;

Whereas certain pesticide residues may remain, in particular, in spices, which may need to be controlled; whereas it is necessary to amend Annex I to Directive 90/642/EEC to include such spices in the list of groups of product to which maximum residue levels apply;

Whereas, it is only considered necessary to establish maximum pesticide residue levels in spices for certain pesticides having regard to the toxicological nature of their residues and their use pattern;

Whereas, however, the available data are insufficient by current standards to establish maximum pesticide residue levels for certain pesticide residue/product combinations; whereas in such cases a period of time not exceeding four years would seem reasonable for the generation of the necessary data; whereas maximum levels should therefore be established on the basis of such data by 1 July 2000 at the latest; whereas failure to provide satisfactory data will result in the establishment of levels at the appropriate limit of determination; whereas satisfactory undertakings to generate the necessary data must be given within one year of adoption of this Directive;

Whereas the maximum residue levels established in this Directive will have to be reviewed in the framework of the re-evaluation of active substances provided for in the work programme referred to in Article 8 (2) of Directive 91/414/EEC,

⁽¹⁾ OJ No L 350, 14. 12. 1990, p. 71. Directive as last amended by Directive 94/30/EC (OJ No L 189, 23. 7. 1994, p. 70).

⁽²⁾ OJ No L 366, 15. 12. 1992, p. 10.

⁽³⁾ OJ No L 230, 19. 8. 1991, p. 1. Directive as last amended by Directive 94/43/EC (OJ No L 227, 1. 9. 1994, p. 31).

‘Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)		
	Methidathion	Methomyl Thiodicarb : sum of methomyl and thiodicarb expressed as methomyl	Amitraz residue : amitraz plus all its metabolites containing 2,4 dimethylaniline, expressed as amitraz
1. Fruit, fresh, dried or uncooked preserved by freezing not containing added sugar ; nuts (i) CITRUS FRUIT grapefruit lemons limes mandarins (including clementines and other hybrids) oranges pomelos others	2	(b)	1
(ii) TREE NUTS (shelled or unshelled) almonds brazil nuts cashew nuts chestnuts coconuts hazelnuts Macadamia Pecans	0,05 (*)	0,05 (*)	(a) 0,02 (*)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residues level (mg/kg)		
	Methiathion	Methomyl Thiodicarb : sum of methomyl and thiodicarb expressed as methomyl	Amitraz residue : amitraz plus all its metabolites containing 2,4 dimethylaniline, expressed as amitraz
pine nuts			
pistachios			
walnuts			
others			
(iii) POME FRUIT	0,3		1
apples		1	
pears		(b)	
quinces			
others		0,05 (*)	
(iv) STONE FRUIT		(b)	
apricots			
cherries	(a)		
peaches (including nectarines, and similar hybrids)			1
plums			
others	0,2		(a)
(v) BERRIES AND SMALL FRUIT			
(a) <i>table and wine grapes</i>	0,5	3	(a)
table grapes			
wine grapes			
(b) <i>strawberries</i> (other than wild)	0,02 (*)	0,05 (*)	(a)
(c) <i>cane fruit</i> (other than wild)	0,02 (*)	0,05 (*)	0,02 (*)
blackberries			
dewberries			
loganberries			
raspberries			
others			
(d) <i>other small fruit and berries</i> (other than wild)	0,02 (*)		
bilberries (fruit of species <i>vaccinium myrtillus</i>)			
cranberries			
currants (red, black and white)		(b)	(a)
gooseberries			
others		0,05 (*)	0,02 (*)
(e) <i>wild berries and wild fruit</i>	0,02 (*)	0,05 (*)	0,02 (*)
(vi) MISCELLANEOUS			0,02 (*)
avocados			
bananas			
dates			
figs			

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residues level (mg/kg)		
	Methiathion	Methomyl Thiodicarb : sum of methomyl and thiodicarb expressed as methomyl	Amitraz residue : amitraz plus all its metabolites containing 2,4 dimethylaniline, expressed as amitraz
kiwi			
kumquats			
lychees			
mangoes			
olives	1	(b)	
passion fruit			
pineapples			
pomegranates			
others	0,02 (*)	0,05 (*)	
2. Vegetables, fresh or uncooked, frozen or dry			
(i) ROOT AND TUBER VEGETABLES	0,02 (*)		0,02 (*)
beetroot			
carrots			
celeriac			
horse radish			
jerusalem artichokes			
parsnips			
parsley root			
radishes		0,5 (*)	
salsify			
sweet potatoes			
swedes			
turnips			
yam			
others		0,05 (*)	
(ii) BULB VEGETABLES		0,05 (*)	0,02 (*)
garlic			
onions	(a)		
shallots	(a)		
spring onions			
others	0,02 (*)		
(iii) FRUITING VEGETABLES			
(a) Solanacea	0,02 (*)	(b)	
tomatoes			0,5
peppers			
aubergines			
others			(a)
(b) Cucurbits — edible peel	0,02 (*)		(a)
cucumbers		(b)	
gherkins			
courgettes		(b)	
others		0,05 (*)	

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residues level (mg/kg)		
	Methiathion	Methomyl Thiodicarb : sum of methomyl and thiodicarb expressed as methomyl	Amitraz residue : amitraz plus all its metabolites containing 2,4 dimethylaniline, expressed as amitraz
(c) <i>Cucurbits — inedible peel</i> melons squashes watermelons others	0,02 (*)	0,2	(a)
(d) <i>sweetcorn</i>	0,02 (*)	0,05 (*)	0,02 (*)
(iv) BRASSICA VEGETABLES			
(a) <i>flowering brassica</i> broccoli cauliflower others	0,02 (*)	(b)	0,02 (*)
(b) <i>head brassica</i> brussels sprouts head cabbage others	0,02 (*)	(b)	0,02 (*)
(c) <i>leaf brassica</i> chinese cabbage kale others	0,02 (*)	(b)	0,02 (*)
(d) <i>Kohlrabi</i>	0,02 (*)	0,05 (*)	0,02 (*)
(v) LEAF VEGETABLES AND FRESH HERBS			
(a) <i>lettuce and similar</i> cress lamb's lettuce lettuce scarole others	0,02 (*)	(b)	0,02 (*)
(b) <i>Spinach and similar</i> beet leaves (chard)	0,02 (*)	2	0,02 (*)
(c) <i>water cress</i>	0,02 (*)	0,05 (*)	0,02 (*)
(d) <i>witloof</i>	0,02 (*)	0,05 (*)	0,02 (*)
(e) <i>herbs</i> chervil chives parsley celery leaves others	0,02 (*)	(b)	0,02 (*)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residues level (mg/kg)		
	Methiathion	Methomyl Thiodicarb : sum of methomyl and thiodicarb expressed as methomyl	Amitraz residue : amitraz plus all its metabolites containing 2,4 dimethylaniline, expressed as amitraz
(vi) LEGUME VEGETABLES (fresh)	0,02 (*)		0,02 (*)
beans (with pods)		(b)	
beans (without pods)			
peas (with pods)		(b)	
peas (without pods)			
others		0,05 (*)	
(vii) STEM VEGETABLES (fresh)			0,02 (*)
asparagus			
cardoons			
celery			
fennel		(b)	
globe artichokes		(b)	
leek	(a)		
rhubarb			
others	0,02 (*)	0,05 (*)	
(viii) FUNGI	0,02 (*)	0,05 (*)	0,02 (*)
cultivated mushrooms			
wild mushrooms			
3. Pulses	0,02 (*)	0,05 (*)	0,02 (*)
beans			
lentils			
peas			
others			
4. Oil seed			
linseed			
peanuts			
poppy seeds			
sesame seeds			
sunflower seed (with shell)			
sunflower seed (without shell)			
rape seed	0,05 (*)		
soya bean		0,2	
mustard seed			
cotton seed	(a)	0,5	(a)
others	0,02 (*)	0,05 (*)	0,02 (*)
5. Potatoes	0,02 (*)	0,05 (*)	0,02 (*)
early and ware potatoes			
6. Tea (Dried leaves and stalks, fermented or otherwise of <i>camellia sinensis</i>)	(b)	0,1 (*)	0,1 (*)
7. Hops (dried), including hop pellets and unconcentrated powder	3	10	50

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)	
	Pirimiphos-methyl	Aldicarb residue : sum of aldicarb, its sulfoxide and its sulfone, expressed as aldicarb
1. Fruit, fresh, dried or uncooked preserved by freezing not containing added sugar ; nuts		
(i) CITRUS FRUIT		0,2
grapefruit		
lemons		
limes		
mandarins (including clementines and other hybrids)	2	
oranges		
pomelo		
others	1	
(ii) TREE NUTS (shelled or unshelled)		
almonds	(b)	
brazil nuts		
cashew nuts		
chestnuts		
coconuts		
hazelnuts	(b)	
macadamia		(b)
pecans		0,2
pine nuts		
pistachios	(b)	
walnuts	(b)	
others	0,05 (*)	0,05 (*)
(iii) POME FRUIT	(b)	0,05 (*)
apples		
pears		
quinces		
others		
(iv) STONE FRUIT	(b)	0,05 (*)
apricots		
cherries		
peaches (including nectarines and similar hybrids)		
plums		
others		
(v) BERRIES AND SMALL FRUIT		
(a) table and wine grapes	(b)	0,05 (*)
table grapes		
wine grapes		
(b) strawberries (other than wild)	(b)	(b)
(c) cane fruit (other than wild)	0,05 (*)	0,05 (*)
blackberries		
dewberries		
loganberries		
raspberries		
others		

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)	
	Pirimiphos-methyl	Aldicarb residue : sum of aldicarb, its sulfoxide and its sulfone, expressed as aldicarb
(d) <i>other small fruit and berries</i> (other than wild) bilberries (fruit of species <i>vaccinium myrtillus</i>) cranberries currants (red, black and white) gooseberries others	0,05 (*)	0,05 (*)
(e) <i>wild berries and wild fruit</i>	0,05 (*)	0,05 (*)
(vi) MISCELLANEOUS avocados bananas dates figs kiwi kumquats lychees mangoes olives passion fruit pineapples pomegranate others	 2 (b) 0,05 (*)	 0,05 (*)
2. Vegetables, fresh or uncooked, frozen or dry		
(i) ROOT AND TUBER VEGETABLES beetroot carrots celeriac horse radish jerusalem artichokes parsnips parsley root radishes salsify sweet potatoes swedes turnips yam others	 1 0,05 (*)	 0,05 (*)
(ii) BULB VEGETABLES garlic onions shallots spring onions others	(b)	0,05 (*)
(iii) FRUITING VEGETABLES (a) <i>solanacea</i> tomatoes peppers aubergines others	(b)	 0,05 (*)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)	
	Pirimiphos-methyl	Aldicarb residue : sum of aldicarb, its sulfoxide and its sulfone, expressed as aldicarb
(b) <i>cucurbits — edible peel</i>	(b)	0,05 (*)
cucumbers		
gherkins		
courgettes		
others		
(c) <i>cucurbits — inedible peel</i>	(b)	0,05 (*)
melons		
squashes		
watermelons		
others		
(d) <i>sweetcorn</i>	0,05 (*)	0,05 (*)
(iv) BRASSICA VEGETABLES		
(a) <i>Flowering brassica</i>	1	
broccoli		(b)
cauliflower		0,2
others		0,05 (*)
(b) <i>head brassica</i>		
brussels sprouts	2	0,2
head cabbage		(b)
others	(b)	0,05 (*)
(c) <i>leafy brassica</i>	(b)	0,05 (*)
chinese cabbage		
kale		
others		
(d) <i>kohlrabi</i>	(b)	0,05 (*)
(v) LEAF VEGETABLES AND FRESH HERBS		
(a) <i>lettuce and similar</i>	(b)	0,05 (*)
cress		
lamb's lettuce		
Lettuce		
scarole		
others		
(b) <i>spinach and similar</i>	(b)	0,05 (*)
beet leaves (chard)		
(c) <i>water cress</i>	0,05 (*)	0,05 (*)
(d) <i>Witloof</i>	0,05 (*)	0,05 (*)
(e) <i>herbs</i>	(b)	0,05 (*)
chervil		
chives		
parsley		
celery leaves		
others		

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)	
	Phosphor- methyl	Aldicarb residue : sum of aldicarb, its sulfoxide and its sulfone, expressed as aldicarb
(vi) LEGUME VEGETABLES (fresh)		0,05 (*)
beans (with pods)		
beans (without pods)		
peas (with pods)		
peas (without pods)	0,05 (*)	
others	(b)	
(vii) STEM VEGETABLES (fresh)	(b)	
asparagus		
cardoons		
celery		
fennel		
globe artichokes		
leek		(b)
rhubarb		
others		0,05 (*)
(viii) FUNGI		0,05 (*)
cultivated mushrooms	(b)	
wild mushrooms	0,05 (*)	
3. Pulses	(b)	0,05 (*)
beans		
lentils		
peas		
others		
4. Oil seed		
linseed	(b)	(b)
peanuts	(b)	
poppy seeds		
sesame seeds		
sunflower seed (with shell)	(b)	
sunflower seed (without shell)	(b)	
rape seed	(b)	(b)
soya bean	(b)	
mustard seed		
cotton seed	(b)	(b)
others	0,05 (*)	0,05 (*)
5. Potatoes	0,05 (*)	(b)
early and ware potatoes		
6. Tea (Dried leaves and stalks, fermented or otherwise, <i>camellia sinensis</i>)	0,05 (*)	0,05 (*)
7. Hops (dried), including hop pellets and unconcentrated powder	0,05 (*)	(b)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)
	Thiabendazole
1. Fruit, fresh, dried or uncooked preserved by freezing not containing added sugar ; nuts	
(i) CITRUS FRUIT	6
grapefruit	
lemons	
limes	
mandarins (including clementines and other hybrids)	
oranges	
pomelo	
others	
(ii) TREE NUTS (shelled or unshelled)	0,1 (*)
almonds	
brazil nuts	
cashew nuts	
chestnuts	
coconuts	
hazelnuts	
macadamia	
pecans	
pine nuts	
pistachios	
walnuts	
others	
(iii) POME FRUIT	5
apples	
pears	
quinces	
others	
(iv) STONE FRUIT	
apricots	
cherries	(b)
peaches (including, nectarines and similar hybrids)	
plums	
others	0,05 (*)
(v) BERRIES AND SMALL FRUIT	
(a) <i>table and wine grapes</i>	(b)
table grapes	
wine grapes	
(b) <i>strawberries</i> (other than wild)	5
(c) <i>cane fruit</i> (other than wild)	
blackberries	
dewberries	
loganberries	
raspberries	(b)
others	0,05 (*)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)
	Thiabendazole
(d) <i>other small fruit and berries</i> (other than wild)	
bilberries (fruit of species <i>vaccinium myrtillus</i>)	
cranberries	
currants (red, black and white)	(b)
gooseberries	(b)
others	0,05 (*)
(e) <i>Wild berries and wild fruit</i>	0,05 (*)
(vi) MISCELLANEOUS	
avocados	
bananas	3
dates	
figs	
kiwi	
kumquat	
lychees	
mangoes	
olives	
passion fruit	
pineapples	
pomegranate	
others (except bananas)	0,05 (*)
2. Vegetables, fresh or uncooked, frozen or dry	
(i) ROOT AND TUBER VEGETABLES	
beetroot	(b)
carrots	
celeriac	
horse radish	
jerusalem artichokes	
parsnip	
parsley root	
radishes	
salsify	
sweet potatoes	
swedes	
turnips	
yam	
others	0,05 (*)
(ii) BULB VEGETABLES	
garlic	(b)
onions	(b)
shallots	(b)
spring onions	
others	0,05 (*)
(iii) FRUITING VEGETABLES	
(a) <i>solanacea</i>	
tomatoes	(b)
peppers	(b)
aubergines	
others	0,05 (*)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)
	Thiabendazole
(b) <i>cucurbits — edible peel</i>	
cucumbers	(b)
gherkins	
courgettes	
others	0,05 (*)
(c) <i>cucurbits — inedible peel</i>	
melons	(b)
squashes	
watermelons	(b)
others	0,05 (*)
(d) <i>sweetcorn</i>	0,05 (*)
(iv) BRASSICA VEGETABLES	
(a) <i>flowering brassica</i>	
Broccoli	5
cauliflower	
others	0,05 (*)
(b) <i>head brassica</i>	
brussels sprouts	(b)
head cabbage	0,05 (*)
others	0,05 (*)
(c) <i>leafy brassica</i>	
chinese cabbage	
kale	
others	
(d) <i>kohlrabi</i>	0,05 (*)
(v) LEAF VEGETABLES AND FRESH HERBS	
(a) <i>lettuce and similar</i>	
cress	
lamb's lettuce	
lettuce	(b)
scarole	
others	0,05 (*)
(b) <i>spinach and similar</i>	0,05 (*)
beet leaves (chard)	
(c) <i>water cress</i>	0,05 (*)
(d) <i>witloof</i>	0,05 (*)
(e) <i>herbs</i>	0,05 (*)
chervil	
chives	
parsley	
celery leaves	
others	
(vi) LEGUME VEGETABLES (fresh)	
beans (with pods)	(b)
beans (without pods)	(b)
peas (with pods)	
peas (without pods)	
others	0,05 (*)

Groups and examples of individual products to which the MRLs apply	Pesticide residues and maximum residue levels (mg/kg)
	Thiabendazole
(vii) STEM VEGETABLES (fresh)	
asparagus	(b)
cardoons	
celery	(b)
fennel	
globe artichokes	
leek	(b)
rhubarb	
others	0,05 (*)
(viii) FUNGI	
cultivated mushrooms	(b)
wild mushrooms	0,05 (*)
3. Pulses	0,05 (*)
beans	
lentils	
peas	
others	
4. Oil Seed	0,05 (*)
linseed	
peanuts	
poppy seeds	
sesame seeds	
sunflower seed (with shell)	
sunflower seed (without shell)	
rape seed	
soya bean	
mustard seed	
cotton seed	
others	
5. Potatoes	
early potatoes	(b)
ware potatoes	5
6. Tea (Dried leaves and stalks fermented or otherwise, <i>camellia sinensis</i>)	0,1 (*)
7. Hops (dried), including hop pellets and unconcentrated powder	0,1 (*)
8. Spices	
cumin seed	
juniper berries	
nutmeg	
pepper, black and white	
vanilla pods	
(whole products)	

(*) Indicates lower limit of analytical determination.

(a) (b) Should levels not be adopted by 1 July 2000, the following maximum levels shall apply:

(a) 0,02 (*).

(b) 0,05 (*).

Article 2

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive not later than 1 July 1996.

When Member States adopt these measures, they shall contain a reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.

Article 3

This Directive is addressed to the Member States.

Done at Luxembourg, 17 July 1995.

For the Council

The President

L. ATIENZA SERNA

COUNCIL DIRECTIVE 95/39/EC**of 17 July 1995****amending the Annexes to Directives 86/362/EEC and 86/363/EEC on the fixing of maximum levels for pesticide residues in and on cereals and foodstuffs of animal origin**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 86/362/EEC of 24 July 1986 on the fixing of maximum levels for pesticide residues in and on cereals⁽¹⁾, and in particular Article 11 thereof,

Having regard to Council Directive 86/363/EEC of 24 July 1986 on the fixing of maximum levels for pesticide residues in and on foodstuffs of animal origin⁽²⁾, and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas the Commission has been instructed, within the framework of Council Directives 86/362/EEC and 86/363/EEC, to prepare a list of pesticide residues and their maximum levels for approval by the Council;

Whereas pesticide residues may be found in cereals and foodstuffs of animal origin as a result of agricultural practices; whereas it is necessary to take into account relevant data for both types of authorized pesticide use and, as appropriate, supervised trials and animal feeding studies;

Whereas in order better to estimate the maximum potential dietary intake of pesticide residues, it is prudent to establish simultaneously, when it is appropriate, maximum residue levels for individual pesticides in all major components of diet; whereas these levels represent

the use of minimum quantities of pesticide necessary to achieve adequate control, applied in such a manner that the amount of residue is the smallest possible or is toxicologically acceptable;

Whereas, in the light of technical and scientific progress and the requirements of public health and agriculture, Directives 86/362/EEC and 86/363/EEC should be amended by adding provisions relating to further pesticide residues for cereals and foodstuffs of animal origin, namely methidathion, methomyl thiodicarb, amitraz, pirimiphos-methyl, aldicarb and thiabendazole;

Whereas, however, the available data are insufficient by current standards to establish maximum pesticide residue levels for certain pesticide residue/product combinations; whereas in such cases a period of time not exceeding four years would seem reasonable for the generation of the necessary data; whereas maximum levels should therefore be established on the basis of such data by 1 July 2000 at the latest; whereas failure to provide satisfactory data will result in the establishment of levels at the appropriate limit of determination; whereas satisfactory undertakings to generate the necessary data must be given within one year of adoption of this Directive;

Whereas the maximum residue levels established in this Directive will have to be reviewed in the framework of the re-evaluation of active substances provided for in the work programme referred to in Article 8 (2) of Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market⁽³⁾,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The following pesticide residues shall be added to Part A of Annex II to Directive 86/362/EEC:

⁽¹⁾ OJ No L 221, 7. 8. 1986, p. 37. Directive as last amended by Directive 94/29/EC (OJ No L 189, 23. 7. 1994, p. 67).

⁽²⁾ OJ No L 221, 7. 8. 1986, p. 43. Directive as last amended by Directive 94/29/EC (OJ No L 189, 23. 7. 1994, p. 67).

⁽³⁾ OJ No L 230, 19. 8. 1991, p. 1.

Pesticide residues	Maximum levels in mg/kg (ppm)
METHIDATHION	0,02 (*)
METHOMYL THIODICARB	0,05 (*)
Residue : sum of methomyl and thiodicarb expressed as methomyl	
AMITRAZ	0,02 (*)
Residue : amitraz plus all metabolites containing 2,4 demethylaniline expressed as amitraz	
PIRIMIPHOS-METHYL	5
ALDICARB	0,05 (*)
Residue : sum of aldicarb, its sulfoxide and its sulfone expressed as aldicarb	
THIABENDAZOLE	(a) wheat, rice 0,05 (*) : others

(*) Indicates lower limit of analytical determination.

(a) Should levels not be adopted by 1 July 2000 the level of 0,05 (*) shall apply.

Article 2

1. The following pesticide residues shall be added to Part A of Annex II to Directive 86/363/EEC :

Pesticide residues	Maximum levels in mg/kg (ppm)		
	of fat, contained in meat, preparations of meat, offals and animal fats listed in Annex I under heading Nos ex 0201, 0202, 0203, 0204, 0205 00 00, 0206, 0207, ex 0208, 0209 00, 0210, 1601 00, 1602 (*) (*)	for raw cow's milk and whole cream cow's milk listed in Annex I under heading No 0401 ; for the other foodstuffs in heading Nos 0401, 0402, 0405 00, 0406, in accordance with (*) (*)	of shelled fresh eggs, for birds' eggs and egg yolks listed in Annex I under heading Nos 0407 00 and 0408 (*) (*)
METHIDATHION	0,02 (*)	0,02 (*)	0,02 (*)
PIRIMIPHOS-METHYL	0,05 (*)	0,05 (*)	0,05 (*)

(*) Indicates lower limit of analytical determination.

(1) In the case of foodstuffs with a fat content of 10 % or less by weight, the residue is related to the total weight of the boned foodstuff. In such cases, the maximum level is one-sixth of the value related to fat content, but must be no less than 0,01 mg/kg.

(2) In determining the residues in raw cow's milk and whole cream cow's milk, a fat content of 4 % by weight should be taken as a basis. For the other foodstuffs listed in Annex I under heading Nos 0401, 0402, 0405 00 and 0406 :

- with a fat content of less than 2 % by weight, the maximum level is taken as half that set for raw milk and whole cream milk,
- with a fat content of 2 % or more by weight, the maximum level is expressed in mg/kg of fat. In such cases, the maximum level is 25 times that set for raw milk and whole cream milk.

(3) For eggs and egg products with a fat content higher than 10 % the maximum level is expressed in mg/kg fat. In this case the maximum level is 10 times higher than the maximum level for fresh eggs.

(4) Footnotes (1), (2) and (3) do not apply in cases where the lower limit of analytical determination is indicated.

2. The following pesticide residues shall be added to Section B of Annex II to Directive 86/363/EEC:

Pesticide residues	Maximum levels in mg/kg (ppm)		
	of meat, including fat, preparations of meat, offals and animal fats as listed in Annex I under heading Nos ex 0201, 0202, 0203, 0204, 0205 00 00, 0206, 0207, ex 0208, 0209 00, 0210, 1601 00 and 1602	for milk and milk products listed in Annex I under heading Nos 0401, 0402, 0405 00 and 0406	of shelled fresh eggs, for birds' eggs and egg yolks listed in Annex I under heading Nos 0407 00 and 0408
METHOMYL	0,02 (*)	0,02 (*)	0,02 (*)
THIODICARB			
Residue : sum of methomyl and thiodicarb expressed as methomyl			
AMITRAZ	Poultrymeat		0,02 (*)
Residues : amitraz plus all metabolites containing 2,4 dimethylamiline expressed as amitraz	0,02 (*)		
ALDICARB	0,01 (*)	0,01 (*)	0,01 (*)
Residue : sum of aldicarb, its sulfoxide and its sulfone expressed as aldicarb			
THIABENDAZOLE	0,1		0,1 (*)
Residue : sum of thiabendazole and 5-hydroxythiabendazole	(with the exception of meat and other ovine, bovine and caprine products)		

(*) Indicates lower limit of analytical determination.

Article 3

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive not later than 22 August 1996.

When Member States adopt these measures, they shall contain a reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by Member States.

Article 4

This Directive is addressed to the Member States.

Done at Luxembourg, 17 July 1995.

For the Council

The President

L. ATIENZA SERNA