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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 417/97

of 4 March 1997

amending Regulation (EC) No 1466/95 laying down special detailed rules of application for export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

The following Article 1c is hereby added to Regulation (EC) No 1466/95:

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular Article 17 (14) thereof,

Article 1c

1. This Article shall apply to applications for export licences for milk and milk products exported in the form of products falling within subheading 0406 30 of the combined nomenclature, in accordance with the indent of Article 8 (3) of Regulation (EEC) No 3665/87.

2. The licence application and licence shall contain a reference to this Article in box 20.

3. The licence application shall be accompanied by the authorization granted by the competent authorities to have recourse to the customs arrangements in question.

4. The Member State shall take the necessary measures under these arrangements for identifying and checking the quality and quantity of the product referred to in paragraph 1 for which a refund has been requested as well as the application of the rules on eligibility for refunds.

Whereas Commission Regulation (EC) No 1466/95 ⁽³⁾, as last amended by Regulation (EC) No 1895/96 ⁽⁴⁾, lays down special detailed rules of application for export refunds on milk and milk products; whereas Article 8 (3) of Regulation (EEC) No 3665/87 ⁽⁵⁾, as last amended by Regulation (EC) No 300/97 ⁽⁶⁾, allows refunds to be granted on ingredients of Community origin of processed cheese manufactured under the inward processing arrangements; whereas certain detailed rules should be laid down in order to ensure the proper operation and effective supervision of this specific measure and, therefore, Regulation (EC) No 1466/95 should be amended;

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

Article 2

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

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 21.

⁽³⁾ OJ No L 144, 28. 6. 1995, p. 22.

⁽⁴⁾ OJ No L 247, 28. 9. 1996, p. 36.

⁽⁵⁾ OJ No L 351, 14. 12. 1987, p. 1.

⁽⁶⁾ OJ No L 50, 20. 2. 1997, p. 18.

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

Done at Brussels, 4 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

**COMMISSION REGULATION (EC) No 418/97
of 4 March 1997**

**amending Regulation (EEC) No 210/69 on communications between Member
States and the Commission with regard to milk and milk products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular Article 28 thereof,

Whereas Commission Regulation (EEC) No 210/69 ⁽³⁾, as last amended by Regulation (EC) No 1171/96 ⁽⁴⁾, lays down what information on the management of the market in milk and milk products must be regularly notified to the Commission;

Whereas Commission Regulation (EC) No 417/97 ⁽⁵⁾ amending Commission Regulation (EC) No 1466/95 ⁽⁶⁾ provides for specific arrangements for granting refunds on ingredients of Community origin in processed cheese manufactured under the inward-processing arrangements; whereas provision should be made for the transmission of information on this subject; whereas this information should be transmitted by the IDES system; whereas, in order to distinguish the applications under these arrangements, the computer code for communication by IDES should be specified;

Whereas the Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

Article 6 of Regulation (EEC) No 210/69 is hereby amended as follows:

1. Article 6 (1) (a) is replaced by the following:

(a) — the quantities, split up by code of the export refund nomenclature for milk products and by destination code, for which:

(i) licences as referred to in Article 1 of Commission Regulation (EC) No 1466/95 ^(*), with the exception of those referred to in Article 1c of that Regulation, have been applied for on that day

(IDES computer communication code: 1);

(ii) licences as referred to in Article 1c of Commission Regulation (EC) No 1466/95 have been applied for on that day

(IDES computer communication code: 9);

— where appropriate, the fact that none has been applied for;

^(*) OJ No L 144, 28. 6. 1995, p. 22.’

2. The following is added after Article 6 (2) (f):

(g) the quantities of milk products, split up by combined nomenclature code and by code of country of origin which are not in one of the situations referred to in Article 9 (2) of the Treaty and are imported for use in the manufacture of products falling within CN code 0406 30, in accordance with the third indent of Article 8 (3) of Commission Regulation (EEC) No 3665/87 ^(*) and for which the authorization referred to in Article 1c (3) of Regulation (EC) No 1466/95 has been granted;

^(*) OJ No L 351, 14. 12. 1987, p. 1.’

Article 2

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

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 21.

⁽³⁾ OJ No L 28, 5. 2. 1969, p. 1.

⁽⁴⁾ OJ No L 155, 27. 6. 1996, p. 15.

⁽⁵⁾ See page 1 of this Official Journal.

⁽⁶⁾ OJ No L 144, 28. 6. 1995, p. 22.

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

Done at Brussels, 4 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 419/97
of 4 March 1997
amending the import duties in the cereals sector

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector⁽³⁾, and in particular Article 2 (1) thereof,

Whereas the import duties in the cereals sector are fixed by Commission Regulation (EC) No 371/97⁽⁴⁾;

Whereas Article 2 (1) of Regulation (EC) No 1249/96 provides that if during the period of application, the

average import duty calculated differs by ECU 5 per tonne from the duty fixed, a corresponding adjustment is to be made; whereas such a difference has arisen; whereas it is therefore necessary to adjust the import duties fixed in Regulation (EC) No 371/97,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 371/97 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 5 March 1997.

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

Done at Brussels, 4 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ No L 161, 29. 6. 1996, p. 125.

⁽⁴⁾ OJ No L 60, 1. 3. 1997, p. 18.

ANNEX I

Import duties for the products listed in Article 10 (2) of Regulation (EEC) No 1766/92

CN code	Description	Import duty by land inland waterway or sea from Mediterranean, the Black Sea or Baltic Sea ports (ECU/tonne)	Import duty by sea from other ports ⁽²⁾ (ECU/tonne)
1001 10 00	Durum wheat ⁽¹⁾	15,09	5,09
1001 90 91	Common wheat seed	28,96	18,96
1001 90 99	Common high quality wheat other than for sowing ⁽³⁾	28,96	18,96
	medium quality	39,01	29,01
	low quality	64,43	54,43
1002 00 00	Rye	68,22	58,22
1003 00 10	Barley, seed	68,22	58,22
1003 00 90	Barley, other ⁽³⁾	68,22	58,22
1005 10 90	Maize seed other than hybrid	75,94	65,94
1005 90 00	Maize other than seed ⁽³⁾	75,94	65,94
1007 00 90	Grain sorghum other than hybrids for sowing	68,22	58,22

⁽¹⁾ In the case of durum wheat not meeting the minimum quality requirements referred to in Annex I to Regulation (EC) No 1249/96, the duty applicable is that fixed for low-quality common wheat.

⁽²⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2 (4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

- ECU 3 per tonne, where the port of unloading is on the Mediterranean Sea, or
- ECU 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic Coasts of the Iberian Peninsula.

⁽³⁾ The importer may benefit from a flat-rate reduction of ECU 14 or 8 per tonne, where the conditions laid down in Article 2 (5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(period from 28 February 1997 to 3 March 1997)

1. Averages over the two-week period preceding the day of fixing:

Exchange quotations	Minneapolis	Kansas City	Chicago	Chicago	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11,5 %	SRW2	YC3	HAD2	US barley 2
Quotation (ECU/tonne)	126,17	134,40	116,62	102,27	175,45 ⁽¹⁾	122,33 ⁽¹⁾
Gulf premium (ECU/tonne)	35,42	17,13	9,49	12,28	—	—
Great Lakes premium (ECU/tonne)	—	—	—	—	—	—

⁽¹⁾ Fob Gulf.

2. Freight/cost: Gulf of Mexico — Rotterdam: ECU 12,78 per tonne; Great Lakes — Rotterdam: ECU 23,94 per tonne.

3. Subsidy (third paragraph of Article 4 (2) of Regulation (EC) No 1249/96: ECU 0,00 per tonne).

COMMISSION REGULATION (EC) No 420/97

of 4 March 1997

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 2375/96⁽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 5 March 1997.

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

Done at Brussels, 4 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ No L 325, 14. 12. 1996, p. 5.

⁽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 4 March 1997 establishing the standard import values for determining the entry price of certain fruit and vegetables

(ECU/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 15	204	55,7
	212	113,8
	624	200,1
	999	123,2
0707 00 15	068	60,9
	999	60,9
0709 10 10	220	197,3
	999	197,3
0709 90 73	052	99,0
	204	73,1
	999	86,0
0805 10 01, 0805 10 05, 0805 10 09	052	46,4
	204	43,6
	212	49,4
	220	22,3
	448	25,8
	464	42,3
	600	40,5
	624	54,0
	999	40,5
0805 30 20	052	75,5
	600	62,3
	999	68,9
0808 10 51, 0808 10 53, 0808 10 59	052	62,1
	060	58,7
	400	83,5
	404	94,9
	508	85,1
	512	85,0
	528	85,2
	720	96,9
	999	81,4
0808 20 31	039	106,6
	388	69,3
	400	110,6
	512	63,5
	528	65,6
	999	83,1

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 68/96 (OJ No L 14, 19. 1. 1996, p. 6). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 421/97

of 4 March 1997

altering the export refunds on cereals and on wheat or rye flour, groats and meal

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals ⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96 ⁽²⁾, and in particular the fourth subparagraph of Article 13 (2) thereof,

Whereas the export refunds on cereals and on wheat or rye flour, groats and meal were fixed by Commission Regulation (EC) No 360/97 ⁽³⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EC) No 360/97 to the information known to the Commission that the export refunds at present in force should be altered to the amounts set out in the Annex hereto;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92 ⁽⁴⁾, as last amended by Regulation (EC) No 150/95 ⁽⁵⁾, are used

to convert amounts expressed in third country currencies and are used as the basis for determining the agricultural conversion rates of the Member States' currencies; whereas detailed rules on the application and determination of these conversions were set by Commission Regulation (EEC) No 1068/93 ⁽⁶⁾, as last amended by Regulation (EC) No 1482/96 ⁽⁷⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 1766/92, exported in the natural state, as fixed in the Annex to Regulation (EC) No 360/97 are hereby altered as shown in the Annex to this Regulation in respect of the products set out therein.

Article 2

This Regulation shall enter into force on 5 March 1997.

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

Done at Brussels, 4 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.
⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.
⁽³⁾ OJ No L 59, 28. 2. 1997, p. 41.
⁽⁴⁾ OJ No L 387, 31. 12. 1992, p. 1.
⁽⁵⁾ OJ No L 22, 31. 1. 1995, p. 1.

⁽⁶⁾ OJ No L 108, 1. 5. 1993, p. 106.
⁽⁷⁾ OJ No L 188, 27. 7. 1996, p. 22.

ANNEX

**to the Commission Regulation of 4 March 1997 altering the export refunds on cereals and on
wheat or rye flour, groats and meal**

<i>(ECU/tonne)</i>			<i>(ECU/tonne)</i>		
Product code	Destination ⁽¹⁾	Amount of refund	Product code	Destination ⁽¹⁾	Amount of refund
0709 90 60 9000	—	—	1008 20 00 9000	—	—
0712 90 19 9000	—	—	1101 00 11 9000	—	—
1001 10 00 9200	—	—	1101 00 15 9100	01	10,00
1001 10 00 9400	01	0	1101 00 15 9130	01	9,50
1001 90 91 9000	—	—	1101 00 15 9150	01	9,00
1001 90 99 9000	03	3,00	1101 00 15 9170	01	8,00
	02	0	1101 00 15 9180	01	7,50
1002 00 00 9000	03	21,00	1101 00 15 9190	—	—
	02	0	1101 00 90 9000	—	—
1003 00 10 9000	—	—	1102 10 00 9500	01	41,00
1003 00 90 9000	03	17,50	1102 10 00 9700	—	—
	02	0	1102 10 00 9900	—	—
1004 00 00 9200	—	—	1103 11 10 9200	01	9,00 ⁽²⁾
1004 00 00 9400	—	—	1103 11 10 9400	—	— ⁽²⁾
1005 10 90 9000	—	—	1103 11 10 9900	—	—
1005 90 00 9000	—	—	1103 11 90 9200	01	9,00 ⁽²⁾
1007 00 90 9000	—	—	1103 11 90 9800	—	—

⁽¹⁾ The destinations are identified as follows:

- 01 All third countries,
- 02 Other third countries,
- 03 Switzerland and Liechtenstein.

⁽²⁾ No refund is granted when this product contains compressed meal.

NB: The zones are those defined in amended Commission Regulation (EEC) No 2145/92 (OJ No L 214, 30. 7. 1992, p. 20).

COMMISSION REGULATION (EC) No 422/97
of 4 March 1997

**providing for the rejection of applications for export licences in relation to
products falling within CN code 1101 00 15**

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

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organization of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1162/95 of 23 May 1995 laying down special detailed rules for the application of the system of import and export licences for cereals and rice⁽³⁾, as last amended by Regulation (EC) No 1527/96⁽⁴⁾, and in particular Article 7 (3) thereof,

Whereas the quantity covered by applications for advance fixing of refunds on common wheat flour could give rise

to speculation; whereas it has therefore been decided to reject all applications for export licences of such products made on 4 March 1997,

HAS ADOPTED THIS REGULATION:

Article 1

In accordance with Article 7 (3) of Regulation (EC) No 1162/95, applications for export licences with advance fixing of refunds for products falling within CN code 1101 00 15 made on 4 March 1997 shall be rejected.

Article 2

This Regulation shall enter into force on 5 March 1997.

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

Done at Brussels, 4 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ No L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ No L 117, 24. 5. 1995, p. 2.

⁽⁴⁾ OJ No L 190, 31. 7. 1996, p. 23.

II

(Acts whose publication is not obligatory)

COUNCIL

**DECISION No 4/96 OF THE ASSOCIATION COUNCIL, ASSOCIATION
BETWEEN THE EUROPEAN COMMUNITIES AND THEIR MEMBER
STATES, OF THE ONE PART, AND THE CZECH REPUBLIC, OF THE
OTHER PART,**

of 27 December 1996

**concerning the export of certain ECSC and EC steel products from the Czech
Republic to the Community for the period 1 January to 31 December 1997
(extension of the double-checking system established by Decision No 2/96 of the
Association Council)**

(97/163/ECSC)

THE ASSOCIATION COUNCIL,

Whereas the Contact Group referred to in Article 10 of Protocol 2 to 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⁽¹⁾, which entered into force on 1 February 1995, agreed on 18 October 1996 to recommend to the Association Council established under Article 104 of the Agreement that the double-checking system introduced in 1996 by Association Council Decision No 2/96⁽²⁾ should be extended for the period between 1 January and 31 December 1997 subject to certain amendments;

Whereas the Association Council, having been supplied with all relevant information, has agreed with this recommendation,

HAS DECIDED AS FOLLOWS:

Article 1

The double-checking system established by Association Council Decision No 2/96 for the period 1 January to 31 December 1996 shall continue to apply for the period between 1 January and 31 December 1997, subject to the amendments shown in Article 2. In the preamble and Article 1 (1) and (3) of the Decision, references to the period 1 January to 31 December 1996 shall be replaced by the words '1 January to 31 December 1997'. Article 1 (4) shall be repealed.

Article 2

1. The first sentence of Article 2 (2) of the Decision shall be amended to read as follows:

'The Community undertakes to supply the Czech authorities with precise statistical information on import documents issued by Member States in respect of the export documents issued by the Czech authorities pursuant to Article 1.'

2. Annex I to the Decision shall be replaced by the text contained in the Annex to this Decision.

3. In Annex III to the Decision, 'Export Licence' shall be replaced by 'Export Document'.

4. In Annex IV to the Decision, paragraph 3 shall be amended to read as follows:

'The export documents shall be valid for six months from the date of their issue.'

Article 3

This Decision shall enter into force on the date of signature.

It shall apply with effect from 1 January 1997.

Done at Brussels, 27 December 1996.

For the Association Council

The President

J. ZIELENIEC

⁽¹⁾ OJ No L 360, 31. 12. 1994, p. 2.

⁽²⁾ OJ No L 133, 4. 6. 1996, p. 16.

ANNEX

ANNEX I

CZECH REPUBLIC

List of products subject to double-checking (1997)

Heavy Plates

(excluding ex-CN Codes)

7208 40 10
7208 51 30
7208 51 50
7208 51 91
7208 51 99
7208 52 91
7208 52 99
7208 54 10
7208 90 10
7208 90 90

Cold-rolled sheet

7209 15 00
7209 16 90
7209 17 90
7209 18 91
7209 18 99
7209 25 00
7209 26 90
7209 27 90
7209 28 90

7211 23 10
7211 23 51
7211 29 20

Hot-rolled strip and hoop

7211 14 10
7211 14 90
7211 19 20
7211 19 90
7212 60 91
7220 11 00
7220 12 00
7220 90 31
7226 19 10
7226 20 20
7226 91 10
7226 91 90
7226 99 20

Wire rod

7213 10 00
7213 20 00
7213 91 10
7213 91 20
7213 91 41
7213 91 49
7213 91 70
7213 91 90
7213 99 10
7213 99 90

7221 00 10
7221 00 90

7227 10 00
7227 20 00
7227 90 10
7227 90 50
7227 90 95

Hematite pig iron

7201 10 19

Beams and sections

7216 31 11
7216 31 19
7216 31 91
7216 31 99
7216 32 11
7216 32 19
7216 32 91
7216 32 99

Welded Tubes

Complete CN heading 7306'

JOINT DECLARATION

In the context of Association Council Decision No 2/96, as extended by Association Council Decision No 4/96, the Community and the Czech Republic declared that, if so requested by the producers of products subject to double-checking, they will inform each other immediately in the event of any problems relating to the operation of the Decision and the products concerned which might require consultations as provided for in Article 3 thereof.

**Information concerning the entry into force of the Interim Agreement on trade
and trade-related measures with Kazakhstan**

The Interim Agreement on trade and trade-related measures which the Council decided on 13 May 1996 to conclude with Kazakhstan (see *Official Journal of the European Communities* No L 147 of 20 June 1996, and No L 306 of 28 November 1996, page 49), will enter into force on 1 April 1997, with the notification of fulfilment of procedures referred to in Article 33 of the Agreement having been completed by both sides on 17 February 1997.

COMMISSION

COMMISSION DECISION

of 17 February 1997

recognizing in principle the completeness of the dossiers submitted for detailed examination in view of the possible inclusion of flupyrsulfuron-methyl, azimsulfuron and paecilomyces fumosoroseus in Annex I of Council Directive 91/414/EEC concerning the placing of plant protection products on the market

(Text with EEA relevance)

(97/164/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, as last amended by Commission Directive 96/68/EC ⁽²⁾, and in particular Article 6 (3) thereof,

Whereas Council Directive 91/414/EEC has provided for the development of a Community list of active substances authorized for incorporation in plant protection products;

Whereas applicants have submitted dossiers for three active substances to Member States' authorities in view of obtaining the inclusion of the active substances in Annex I of the Directive;

Whereas a dossier for the active substance flupyrsulfuron-methyl (DPX-KE459) has been submitted by Du Pont de Nemours France to the French authorities on 26 October 1995;

Whereas a dossier for the active substance azimsulfuron has been submitted by Du Pont de Nemours Italiana SpA to the Italian authorities on 4 March 1996;

Whereas a dossier for the active substance Paecilomyces fumosoroseus has been submitted by Thermo Trilogy Corporation to the Belgian authorities on 18 May 1994;

Whereas the said authorities indicated to the Commission the results of a first examination of the completeness of the dossiers with regard to the data and information requirements provided for in Annex II and, for at least one plant protection product containing the active

substance concerned, in Annex III of Directive; whereas subsequently, in accordance with the provisions of Article 6 (2), the dossiers were submitted by the applicants to the Commission and other Member States;

Whereas the dossier for flupyrsulfuron-methyl was referred to the Standing Committee on Plant Health on 16 August 1996;

Whereas the dossier for azimsulfuron was referred to the Standing Committee on Plant Health on 11 October 1996;

Whereas the dossier for Paecilomyces fumosoroseus was referred to the Standing Committee on Plant Health on 24 November 1995;

Whereas Article 6 (3) of the Directive requires it being confirmed at the level of the Community that each dossier is to be considered as satisfying in principle the data and information requirements provided for in Annex II and, for at least one plant protection product containing the active substance concerned, in Annex III of the Directive;

Whereas such confirmation is necessary in order to pursue the detailed examination of the dossier as well as in order to open to Member States the possibility of granting provisional authorization for plant protection products containing this active substance in due respect of the conditions laid down in Article 8 (1) of the Directive, and in particular the condition to make a detailed assessment of the active substances and the plant protection products with regard of the requirements of the Directive;

Whereas such decision does not prejudice that further data or information may be requested from the applicant where it would appear during the detailed examination that such information or data are required for a decision to be taken;

⁽¹⁾ OJ No L 230, 19. 8. 1991, p. 1.

⁽²⁾ OJ No L 277, 30. 10. 1996, p. 25.

Whereas it is understood between the Member States and the Commission that France will pursue the detailed examination for the dossier for flupyr-sulfuron-methyl, that Italy will pursue the detailed examination for the dossier for azimsulfuron and that Belgium will pursue the detailed examination for the dossier for Paecilomyces fumosoroseus;

Whereas France, Italy and Belgium will report the conclusions of their examinations accompanied by any recommendations on the inclusion or non inclusion and any conditions related thereto to the Commission as soon as possible and at the latest within a period of one year; whereas on receipt of these reports the detailed examination will be continued with the expertise from all Member States within the framework of the Standing Committee on Plant Health;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DECISION:

Article 1

The following dossiers are considered as satisfying in principle the data and information requirements provided for in Annex II and, for a plant protection product containing the active substance concerned, in Annex III of the Directive:

1. the dossier submitted by Du Pont de Nemours France to the Commission and the Member States with a view to the inclusion of flupyr-sulfuron-methyl as active substance in Annex I of Directive 91/414/EEC and which was referred to the Standing Committee on Plant Health on 16 August 1996;
2. the dossier submitted by Du Pont de Nemours Italiana SpA to the Commission and the Member States with a view to the inclusion of azimsulfuron as active substance in Annex I of Directive 91/414/EEC and which was referred to the Standing Committee on Plant Health on 11 October 1996;
3. the dossier submitted by Thermo Trilogy Corporation to the Commission and the Member States with a view to the inclusion of paecilomyces fumosoroseus as active substance in Annex I of Directive 91/414/EEC and which was referred to the Standing Committee on Plant Health on 24 November 1995.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 17 February 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION DECISION**of 18 February 1997**

amending Decision 96/742/EC drawing up a list of border inspection posts agreed for veterinary checks on products and animals from third countries and laying down detailed rules concerning the checks to be carried out by the veterinary experts of the Commission

(Text with EEA relevance)

(97/165/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/675/EEC of 10 December 1990 laying down the principles governing the organization of veterinary checks on products entering the Community from third countries ⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden and, in particular, Article 9 (4) thereof,

Having regard to Council Directive 91/496/EEC of 15 July 1991 laying down the principles governing the organization of veterinary checks on animals entering the Community from third countries and amending Directives 89/662/EEC, 90/425/EEC and 90/675/EEC ⁽²⁾, as last amended by the Act of Accession of Austria, Finland and Sweden and, in particular, Article 6 (4) thereof,

Whereas Commission Decision 96/742/EC ⁽³⁾ draws up a list of border inspection posts agreed for veterinary checks on products and animals from third countries;

Whereas certain border inspection posts have been inspected by the Commission's departments; whereas, in addition, the Member States may propose that posts included in the list be withdrawn or that new posts be included therein, these new posts having to be inspected before inclusion in the list;

Whereas, in view of the results of the inspections and the proposals by the competent authorities of Member States, Commission Decision 96/742/EC must be amended accordingly;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

The annex of Decision 96/742/EC is amended as follows:

1. In the section concerning Belgium the references relating to the border inspection posts are replaced by the following:

⁽¹⁾ OJ No L 373, 31. 12. 1990, p. 1.

⁽²⁾ OJ No L 268, 24. 9. 1991, p. 56.

⁽³⁾ OJ No L 338, 28. 12. 1996, p. 91.

1	2	3	4	5	6	7	8	9	10	11
	Antwerpen	Port	x	x	x	x				
	Brussel/Zaventem	Airport	x	x	x	x	x	x	x	
	Gent	Port	x	x	x					
	Liège	Airport	x	x						
	Oostende	Airport	x	x				x	x	
	Zeebrugge	Port	x	x	x	x				

2. In the section concerning Greece the references relating to the border inspection posts are replaced by the following:

1	2	3	4	5	6	7	8	9	10	11
	Evzoni	Road	x	x	x	x	x	x	x	
	Hellenikon/Athina	Airport	x	x	x	x			x	
	Idomeni	Rail					x	x		
	Igoumenitsa	Port	x	x	x	x	x	x	x	
	Kakavia	Road	x	x	x	x	x	x	x	
	Neos Kafkasos	Road	x	x	x	x	x	x	x	
		Rail	x	x	x	x	x	x	x	
	Ormenion	Road	x	x	x	x	x	x	x	
	Peplos	Road		x		x	x	x	x	
	Pireas	Port	x	x	x	x	x			
	Promachonas	Road	x	x	x	x	x	x	x	
		Rail					x	x	x	
	Thessaloniki	Port	x	x	x	x	x	x	x	
		Airport	x	x	x	x			x	

3. In the section concerning Italy the references relating to the border inspection posts are replaced by the following:

[illegible]

1	2	3	4	5	6	7	8	9	10	11
	Genova	Airport	x	x	x	x			x	
		Port	x	x	x	x				
	Gorizia	Airport	x	x	x	x				
		Road	x	x	x	x	x	x	x	
	Grand San Bernardo — Pollein	Road	x	x	x	x	x	x	x	
	La Spezia	Port	x	x	x	x				
	Livorno — Pisa	Airport	x	x	x	x				
		Port	x	x	x	x				
	Milano — Linate	Airport	x	x	x	x			x	
	Milano — Malpensa	Airport	x	x	x	x	x	x	x	
	Napoli	Airport	x	x		x				
		Port				x				
	Olbia	Port	x							Fishery Products only
	Palermo	Airport	x	x		x				
		Port	x	x	x	x				
	Prosecco — Ferneti	Road	x	x	x	x	x	x	x	
		Rail	x	x	x	x				
	Ravenna	Port	x	x	x	x				
	Reggio Calabria	Airport	x	x		x				
	Roma — Fiumicino	Airport	x	x	x	x		x	x	
	Salerno	Port	x	x	x	x				
	Taranto	Port	x	x	x	x				
	Torino — Caselle	Airport	x	x	x	x			x	
	Trapani	Port	x	x						
	Trieste	Port	x	x	x	x	x	x	x	
		Road	x	x	x	x	x			
	Venezia	Airport	x	x	x	x				
		Port	x	x	x	x				
	Verona — Villafranca	Airport	x	x	x	x	x	x	x	

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 18 February 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION DECISION

of 20 February 1997

suspending the buying-in of butter in certain Member States

(Only the Danish, German, Greek, French, Dutch, Finnish, Swedish and English texts are authentic)

(97/166/EC)

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

Having regard to Council Regulation (EEC) No 804/68 of 27 June 1968 on the common organization of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1587/96 ⁽²⁾, and in particular the first subparagraph of Article 7a (1) and Article 7a (3) thereof,

Whereas Council Regulation (EEC) No 777/87 ⁽³⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, sets out the circumstances under which the buying-in of butter and skimmed-milk powder may be suspended and subsequently resumed and, where suspension takes place, the alternative measures that may be taken;

Whereas Commission Regulation (EEC) No 1547/87 ⁽⁴⁾, as last amended by Regulation (EC) No 1802/95 ⁽⁵⁾, lays down the criteria for opening and suspending the buying-in of butter by invitation to tender in the Member States or, in the case of the United Kingdom and Germany, in a region thereof;

Whereas Commission Decision 97/113/EC ⁽⁶⁾ suspends the buying-in of butter in certain Member States; whereas information on market prices shows that the condition laid down in Article 1 (3) of Regulation (EEC) No 1547/87 is currently met in Belgium, Germany, Greece, France, Luxembourg, the Netherlands, Austria, Finland, Sweden, Northern Ireland and Great Britain but is no longer met in Denmark; whereas the list of Member States in which that suspension applies must be adjusted accordingly;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS DECISION:

Article 1

The buying-in of butter by invitation to tender as provided for in Article 1 (3) of Regulation (EEC) No 777/87 is hereby suspended in Belgium, Germany, Greece, France, Luxembourg, the Netherlands, Austria, Finland, Sweden and Northern Ireland and Great Britain.

Article 2

Decision 97/113/EC is hereby repealed.

Article 3

This Decision is addressed to the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the Hellenic Republic, the French Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Republic of Austria, the Republic of Finland, the Kingdom of Sweden and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 20 February 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ No L 206, 16. 8. 1996, p. 21.

⁽³⁾ OJ No L 78, 20. 3. 1987, p. 10.

⁽⁴⁾ OJ No L 144, 4. 6. 1987, p. 12.

⁽⁵⁾ OJ No L 174, 26. 7. 1995, p. 27.

⁽⁶⁾ OJ No L 40, 11. 2. 1997, p. 22.