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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 640/97**of 14 April 1997****closing an invitation to tender for the supply of cereals as food aid**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

Having regard to Council Regulation (EC) No 1292/96 of 27 June 1996 on food-aid policy and food-aid management and special operations in support of food security ⁽¹⁾, and in particular Article 24 (1) (b) thereof,

For lot F of the Annex to Regulation (EC) No 538/97 the invitation to tender is closed.

Whereas, by Regulation (EC) No 538/97 ⁽²⁾, the Commission issued an invitation to tender for the supply of cereals as food aid; whereas the conditions of the supply, as regards lot F, should be reviewed and the invitation to tender for this lot should consequently be closed,

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, 14 April 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 166, 5. 7. 1996, p. 1.

⁽²⁾ OJ No L 83, 25. 3. 1997, p. 8.

COMMISSION REGULATION (EC) No 641/97

of 14 April 1997

amending Commission Regulation (EC) No 1249/96 of 28 June 1996 on rules of application (cereals sector import duties) for Council Regulation (EEC) No 1766/92

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 Article 10 (4) thereof,

Whereas provisions on the treatment of cereals imported into the Community are set out in Commission Regulation (EC) No 1249/96⁽³⁾;

Whereas experience in applying the provisions of Regulation (EC) No 1249/96 to flint maize imports indicates a need to adjust its provisions on customs control of this product and on the duty reduction to be granted; whereas Regulation (EC) No 1249/96 should therefore be amended;

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1249/96 is hereby amended as follows:

1. Article 2 (5) is replaced by the following:

‘5. Import duties shall be reduced by:

— ECU 14 per tonne on standard high quality common wheat,

— ECU 8 per tonne on malting barley,

— ECU 14 per tonne on flint maize meeting the specifications of Annex I.

For granting of the reduction the following requirements must be met:

(a) The applicant must enter in box 20 of the import licence the processed product to be made from the cereals;

(b) The importer must give a written undertaking along with the import licence application that all the cereals will be processed in line with box 20 of the licence within six months of the date of entry for free circulation. He shall specify the processing location by stating either:

— a processing firm or Member State, or

— a maximum of five processing plants.

Before the goods are consigned for processing a control copy T5 shall be made out in the office of customs clearance in accordance with Commission Regulation (EEC) No 2454/93⁽¹⁾. The information required under (a) above and the name and location of the processing plant shall be given in box 104 of the T5.

(c) The importer must lodge with the competent authority a security of ECU 14 per tonne for common wheat and flint maize and ECU 8 per tonne for barley. If however the duty in force on the day of completion of the customs import formalities is less than ECU 14 per tonne for common wheat or flint maize or ECU 8 per tonne for barley the security shall be equal to the duty amount.

The security shall be released on production of evidence of the specific final use warranting a quality premium on the price of the basic product mentioned at (a). This evidence, possibly by means of the control copy T5, must demonstrate to the satisfaction of the competent authorities of the Member State of importation that all the cereals imported have been processed into the product indicated at (a).

⁽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.

Processing shall be deemed to have occurred when, within the time limit specified at (b):

- in the case of common wheat the product indicated at (a) has been produced at either:
 - one or more of the plants belonging to the firm in the Member State, or
 - the plant or one of the plants referred to in (b).
- the malting barley has undergone steeping,
- the flint maize has been processed into a product of CN code 1904 10 10 or 1103 13.

2. Annex I is replaced by Annex I to this Regulation.

3. The following Article 2a is added:

'Article 2a

1. In the case of imports of flint maize of CN code 1005 90 00 into the Community for which import licence applications were made between 1 July 1996 and the date of entry into force of this Regulation and on which a duty reduction of ECU 8 per tonne was granted, payment shall be made, at the request of the importer or his agent, of the difference between the import duty paid on the quantities actually imported and the amount due had a reduction of ECU 14 per tonne been applied.

2. On request by the party concerned the competent authority of the Member State that issued the import licence shall, in accordance with Article 880 of Regulation (EEC) No 2454/93, issue a certificate, taking the form shown in Annex III, specifying the quantity on which part repayment of the duty as referred to in paragraph 1 may be made.

3. Applications for repayment supported by the certificate referred to in paragraph 2 and the evidence of specific final use referred to in Article 2 (5) (c) must be presented within 30 days of the date of entry into force of this Regulation. They must be accompanied by the import licence, the certificate referred to in paragraph 2 and the declaration of entry for free circulation of the cereals in question.'

4. Annex II to this Regulation is added as Annex III.

5. In Article 6 (1) the first subparagraph is replaced by the following:

'1. Representative samples shall be taken of every consignment of durum wheat, common wheat of standard high or medium quality and flint maize by the customs office of entry for free circulation, the provisions of the Annex to Commission Directive 76/371/EEC (?) applying, for determination of:

- in the case of common wheat of standard high or medium quality, protein content, specific weight and impurity content (Schwarzbesatz) as defined in Council Regulation (EEC) No 2731/75 (?),
- in the case of durum wheat, specific weight, impurity content (Schwarzbesatz) and vitreous grain content,
- in the case of flint maize, flotation index, specific weight and vitreous grain content.

If however the Commission officially recognizes a quality certificate for common wheat, durum wheat or flint maize issued by the country of origin of the cereals samples shall be taken for verification of the certified quality only from a sufficiently representative number of consignments.

Certificates issued by the *Argentine Servicio Nacional de Sanidad y Calidad Agroalimentaria* (Senasa) shall be officially recognized by the Commission under an administrative cooperation procedure as specified in Articles 63 to 65 of Regulation (EEC) No 2454/93. When the analytical parameters entered on the quality certificate issued by Senasa show conformity with the flint maize quality standards given in Annex I samples shall be taken from at least 3 % of the cargoes arriving at each entry port during the marketing year. A blank specimen of the quality certificates to be issued by Senasa is given in Annex IV. Reproductions of the stamp and signatures authorized by the Argentine Government shall be published in the 'C' series of the *Official Journal of the European Communities*.'

6. Annex III to this Regulation is added as Annex IV.

7. Article 6 (2) is replaced by:

'The standard methods for the determinations referred to in paragraph 1 shall be those given in Commission Regulations (EEC) Nos 1908/84 (') and 2731/75.

Flint maize is maize of the species *Zea mays indurata* the grains of which present a dominantly vitreous endosperm (hard or horny texture). They are generally orange or red. The upper part (opposite the germ), or crown, shows no fissure.

Vitreous grains of flint maize are defined as grains meeting two criteria:

- their crown shows no fissure,
- when cut lengthwise their endosperm shows a central mealy part completely surrounded by a horny part. The horny part must account for the dominant part of the total cut surface.

The vitreous grain percentage shall be established by counting in a representative sample of 100 grains the number meeting these criteria.

The reference method for determining the flotation index is given in Annex V.'

8. Annex IV to this Regulation is added as Annex V.

Article 2

This Regulation shall enter into force on the third 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, 14 April 1997.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX I

ANNEX I

CLASSIFICATION STANDARDS FOR IMPORTED PRODUCTS
(on the basis of a moisture content of 12 % by weight or equivalent)

Product	Common wheat and spelt ⁽¹⁾ excluding meslin			Durum wheat	Flint maize	Maize other than flint	Other grains
CN code	1001 90			1001 10	1005 90 00	1005 10 90 and 1005 90 00	1002, 1003 and 1007 00 90
Quality	High	Medium	Low				
1. Minimum protein percentage	14,0	11,5	—	—	—	—	—
2. Minimum specific weight kg/hl	77,0	74,0	—	76,0	76,0	—	—
3. Maximum impurity percentage (Schwarzbesatz)	1,5	1,5	—	1,5	—	—	—
4. Minimum vitreous grain percent- age	—	—	—	75,0	95,0	—	—
5. Maximum flotation index	—	—	—	—	25,0	—	—

⁽¹⁾ Including husked spelt.

PERMITTED TOLERANCES

Permitted tolerances	Common/durum wheat	Flint maize
Protein percentage	— 0,7	—
Specific weight	— 0,5	— 0,5
Impurity percentage	+ 0,5	—
Vitreous grain percentage	— 2,0	— 3,0
Flotation index	—	+ 1,0'

*ANNEX II**ANNEX III***SPECIMEN BLANK CERTIFICATE FOR REPAYMENT OF DUTY UNDER ARTICLE 2A**

Import licence No:

Holder (name, full address and Member State):

Issuing agency (name and address):

Rights assigned to (name, full address and Member State):

Quantity (in kilograms) for which repayment may be requested under Regulation (EC) No 1249/96:

(Date and signature)

ANNEX III

ANNEX IV

BLANK QUALITY CERTIFICATE FROM SENASA AUTHORIZED BY ARGENTINE
GOVERNMENT (ARTICLE 6(1))

REPÚBLICA ARGENTINA

SECRETARÍA DE AGRICULTURA, GANADERÍA, PESCA Y ALIMENTACIÓN
SECRETARY OF AGRICULTURE, LIVESTOCK, FISHERIES AND FOODSERVICIO NACIONAL DE SANIDAD Y CALIDAD AGROALIMENTARIA (SENASA)
NATIONAL AGRIFOOD HEALTH AND QUALITY SERVICECERTIFICADO DE CALIDAD DE MAÍZ FLINT O PLATA
CON DESTINO A LA UNIÓN EUROPEA
QUALITY CERTIFICATE OF FLINT MAIZE OR PLATA MAIZE TO EUROPEAN UNION

MAÍZ FLINT

Grano Cosecha Certificado No
Grain Crop CertificateExportador
Shipper or SellerEmbarcó en el Puerto de el
Loaded at the Port of onEn el vapor Bandera
Vessel FlagBodega Con destino a
Hold DestinationGranel kg
In bulkPeso total en kilogramos
Total weightEmbolsado kg
In bags

Calidad

- (quality) * Granos de Maíz Flint (%):
-
- * Peso hectolítrico (kg/hl):
-
- * Test de flotación (%):

Definición
(definition)Maíz flint o maíz plata son los granos de la especie *Zea mays* que presentan endosperma predominantemente vítreo (textura dura o córnea) con escasa zona almidonosa, generalmente de color colorado y/o anaranjado, sin hendidura en la parte superior o corona.

OBSERVACIONES

REMARQUES

Los datos de calidad (grado) se refieren a la mercadería en conjunto, y no necesariamente a los parciales que de él se extraigan.

The data quality (grade) refers to the grain as a whole, and not necessarily to the sublots obtained therefrom.

Cualquier raspadura, enmienda o agregado invalida este documento.

Any erasure, correction or addendum renders this document null and void.

FIRMA Y SELLO
SIGNATURE AND SEALFIRMA Y SELLO
SIGNATURE AND SEAL

*ANNEX IV**ANNEX V***STANDARD METHOD FOR DETERMINING FLOTATION INDEX (ARTICLE 6(2))**

Prepare an aqueous solution of sodium nitrate of specific weight 1,25 and conserve it at 35 °C.

Place in the solution 100 grains of maize from a representative sample of maximum moisture content 14,5 %.

Shake the solution at 30 second intervals for five minutes to eliminate air bubbles.

Separate the floating from the submerged grains and count them.

Flotation index for trial = $\frac{\text{number of floating grains}}{\text{number of submerged grains}} \times 100$

Repeat five times.

The flotation index is the arithmetic mean for the five trials excluding the two extreme values.'

COMMISSION REGULATION (EC) No 642/97

of 14 April 1997

limiting the term of validity of export licences for common and durum wheat flour 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 Article 9 thereof,

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 (1) thereof,

Whereas Article 7 (1) of Regulation (EC) No 1162/95 fixes the term of validity of export licences, in particular for products covered by CN codes 1101 00 11, 1101 00 15, 1103 11 10 and 1103 11 90; whereas that term of validity extends to the end of the fourth month following that of issue of the licence; whereas the term of validity is fixed in accordance with market requirements and the need for sound management;

Whereas current export commitments for common and durum wheat flour and meal for the 1996/97 marketing year make it desirable to limit the issuing of licences in order to avoid committing quantities from the new marketing year; whereas licences to be issued in forthcoming weeks must be reserved for exports in May and June 1997; whereas, to that end, the term of validity of export licences to be issued for execution up to 30 June 1997 must be limited; whereas a temporary derogation should accordingly be introduced from Article 7 (1) of Regulation (EC) No 1162/95;

Whereas, in order to ensure sound management of the market and to prevent speculation, provision should be made for customs export formalities for certain export licences for end-of-marketing-year flour and meal to be completed by 30 June 1997 at the latest either as direct exports or exports under the arrangements laid down in Articles 4 and 5 of Council Regulation (EEC) No 565/80 of 4 March 1980 on the advance payment of export

refunds in respect of agricultural products⁽⁵⁾, as amended by Regulation (EC) No 2026/83⁽⁶⁾; whereas such limiting of the term of validity of export licences entails a derogation from Articles 27 (5) and 28 (5) of Commission Regulation (EEC) No 3665/87 of 27 November 1987 laying down common detailed rules for the application of the system of export refunds on agricultural products⁽⁷⁾, as last amended by Regulation (EC) No 495/97⁽⁸⁾;

Whereas the application of the measures provided for in this Regulation must coincide with its entry into force in order to avoid risks of market disturbance;

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Notwithstanding Article 7 (1) of Regulation (EC) No 1162/95, export licences for products covered by CN codes 1101 00 11, 1101 00 15, 1103 11 10 and 1103 11 90 and applied for from the date of entry into force of this Regulation to 16 May 1997 shall be valid until 30 June 1997 only.

2. Customs export formalities for the above licences must be completed by 30 June 1997 at the latest.

That deadline shall also apply to the formalities referred to in Article 30 of Regulation (EEC) No 3665/87 in respect of products placed under the arrangements referred to in Regulation (EEC) No 565/80 under cover of such licences.

One of the following shall be entered in Section 22 of the licences:

Limitación establecida en el apartado 2 del artículo 1 del Reglamento (CE) n° 642/97

Begrænsning, jf. artikel 1, stk 2, i forordning (EF) nr. 642/97

Kürzung der Gültigkeitsdauer gemäß Artikel 1 Absatz 2 der Verordnung (EG) Nr. 642/97

⁽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.

⁽⁵⁾ OJ No L 62, 7. 3. 1980, p. 5.

⁽⁶⁾ OJ No L 199, 22. 7. 1983, p. 12.

⁽⁷⁾ OJ No L 351, 14. 12. 1987, p. 1.

⁽⁸⁾ OJ No L 77, 19. 3. 1997, p. 12.

Περιορισμός που προβλέπεται στο άρθρο 1 παράγραφος 2 του κανονισμού (ΕΚ) αριθ. 642/97

Limitation provided for in Article 1 (2) of Regulation (EC) No 642/97

Limitation prévue à l'article 1^{er} paragraphe 2 du règlement (CE) n° 642/97

Limitazione prevista all'articolo 1, paragrafo 2 del regolamento (CE) n. 642/97

Beperking als bepaald in artikel 1, lid 2, van Verordening (EG) nr. 642/97

Limitação estabelecida no n° 2 do artigo 1º do Regulamento (CE) n° 642/97

Asetuksen (EY) N:o 642/97 1 artiklan 2 kohdassa säädetty rajoitus

Begränsning enligt artikel 1.2 i förordning (EG) nr 642/97.

Article 2

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

It shall apply to licences applied for from the date of its entry into force.

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

Done at Brussels, 14 April 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 643/97

of 14 April 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 15 April 1997.

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

Done at Brussels, 14 April 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 14 April 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 20	052	89,1
	204	66,3
	212	116,5
	624	128,7
	999	100,1
0707 00 15	068	124,7
	999	124,7
0709 90 75	052	95,0
	204	62,0
	999	78,5
0805 10 11, 0805 10 15, 0805 10 19	052	40,4
	204	43,8
	212	61,6
	220	36,8
	400	37,1
	448	24,0
	600	39,4
	624	47,1
	625	36,1
	999	40,7
0805 30 20	600	67,4
	999	67,4
0808 10 61, 0808 10 63, 0808 10 69	060	47,7
	388	90,3
	400	94,2
	404	103,5
	508	71,8
	512	73,8
	524	76,3
	528	78,7
	720	103,4
	804	100,8
	999	84,1
0808 20 37	388	70,4
	512	73,2
	528	78,7
	999	74,1

⁽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 644/97

of 14 April 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 636/97 ⁽³⁾;

Whereas it follows from applying the detailed rules contained in Regulation (EC) No 636/97 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 export possibilities exist for a quantity of 70 000 tonnes of maize to certain destinations; whereas the procedure laid down in Article 7 (4) of Commission Regulation (EC) No 1162/95 ⁽⁴⁾, as last amended by Regulation (EC) No 1527/96 ⁽⁵⁾, should be used; whereas account should be taken of this when the refunds are fixed;

Whereas the representative market rates defined in Article 1 of Council Regulation (EEC) No 3813/92 ⁽⁶⁾, as last amended by Regulation (EC) No 150/95 ⁽⁷⁾, 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 ⁽⁸⁾, as last amended by Regulation (EC) No 1482/96 ⁽⁹⁾,

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 636/97 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 15 April 1997.

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

Done at Brussels, 14 April 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 96, 11. 4. 1997, p. 11.

⁽⁴⁾ OJ No L 117, 24. 5. 1995, p. 2.

⁽⁵⁾ OJ No L 190, 31. 7. 1996, p. 23.

⁽⁶⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁷⁾ OJ No L 22, 31. 1. 1995, p. 1.

⁽⁸⁾ OJ No L 108, 1. 5. 1993, p. 106.

⁽⁹⁾ OJ No L 188, 27. 7. 1996, p. 22.

ANNEX

to the Commission Regulation of 14 April 1997 altering the export refunds on cereals and on wheat or rye flour, groats and meal

(ECU/tonne)			(ECU/tonne)		
Product code	Destination (1)	Amount of refund	Product code	Destination (1)	Amount of refund
0709 90 60	—	—	1008 20 00 9000	—	—
0712 90 19	—	—	1101 00 11 9000	—	—
1001 10 00 9200	—	—	1101 00 15 9100	01	5,00
1001 10 00 9400	—	—	1101 00 15 9130	01	4,50
1001 90 91 9000	—	—	1101 00 15 9150	01	4,00
1001 90 99 9000	—	—	1101 00 15 9170	01	3,75
1002 00 00 9000	03	25,00	1101 00 15 9180	01	3,50
	02	0	1101 00 15 9190	—	—
1003 00 10 9000	—	—	1101 00 90 9000	—	—
1003 00 90 9000	03	20,00	1102 10 00 9500	01	41,00
	02	0	1102 10 00 9700	—	—
1004 00 00 9200	—	—	1102 10 00 9900	—	—
1004 00 00 9400	—	—	1103 11 10 9200	01	5,00 (2)
1005 10 90 9000	—	—	1103 11 10 9400	—	— (2)
1005 90 00 9000	03	10,00 (2)	1103 11 10 9900	—	—
	04	25,00 (2)	1103 11 90 9200	01	5,00 (2)
	02	—	1103 11 90 9800	—	—
1007 00 90 9000	—	—			

(1) The destinations are identified as follows:

- 01 All third countries,
- 02 Other third countries,
- 03 Switzerland and Liechtenstein,
- 04 Slovenia, Czech Republic, Slovakia and Poland.

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

(3) Refund fixed under the procedure laid down in Article 7 (4) of Regulation (EC) No 1162/95 in respect of a quantity of 70 000 tonnes of maize.

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

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 25 March 1997

recognizing in principle the completeness of the dossier submitted for detailed examination in view of the possible inclusion of *Pseudomonas chlororaphis* in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market

(Text with EEA relevance)

(97/248/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 accepted for incorporation in plant protection products;

Whereas on 15 December 1994, Svenska Lantmännen submitted a dossier to the Swedish authorities in view of obtaining the inclusion of the active substance *Pseudomonas chlororaphis* in Annex I to the Directive;

Whereas the Swedish authorities indicated to the Commission the results of a first examination of the completeness of the dossier 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 the said Directive; whereas subsequently, in accordance with the

provisions of Article 6 (2), the dossier was submitted by the applicants to the Commission and other Member States;

Whereas the dossier was referred to the Standing Committee on Plant Health in the meeting of the working group 'legislation' thereof on 20 March 1996;

Whereas Article 6 (3) of the Directive requires it being confirmed at the level of the Community that the 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 to 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 Sweden will pursue the detailed examination for the dossier and report the conclusions of its examination 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 the report 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 dossier submitted by Svenska Lantmännen to the Commission and the Member States with a view to the

inclusion of *Pseudomonas chlororaphis* as active substance in Annex I to Directive 91/414/EEC and which was referred to the Standing Committee on Plant Health on 20 March 1996, is 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 to the Directive.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION DECISION

of 25 March 1997

amending Commission Decision 92/452/EEC establishing lists of embryo collection teams and embryo production teams approved in third countries for export of bovine embryos to the Community

(Text with EEA relevance)

(97/249/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 89/556/EEC of 25 September 1989 on animal health conditions governing intra-Community trade in and imports from third countries of embryos of domestic animals of the bovine species⁽¹⁾, as last amended by Decision 94/113/EC⁽²⁾ and in particular Article 8 (1) thereof,

Whereas Commission Decision 92/452/EEC⁽³⁾ as last amended by Decision 97/104/EC⁽⁴⁾ establishes lists of embryo collection teams and embryo production teams approved in third countries for export of bovine embryos to the Community;

Whereas the competent authorities of the United States of America have forwarded an amendment to their list of embryo collection teams; whereas guarantees regarding compliance with the requirements specified in Article 8 of Directive 89/556/EEC have been received by the Commission;

Whereas it is now necessary to amend the list of approved teams as regards the United States of America;

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

In part 3 of the Annex to Decision 92/452/EEC, in respect of the United States of America:

(a) the following teams are added:

Team approval number		Address	Team veterinarian
Embryo collection	Embryo production		
'96WI093 E-1093		Wittenburg Veterinary Clinic N. 4692 Birnamwood Rd Birnamwood, WI	Dr John Proski
97MT094 E-1060		Reyher Embryonics 7195 Thorpe Road Belgrade, MT	Dr Darrel DeGrofft

⁽¹⁾ OJ No L 302, 19. 10. 1989, p. 1.⁽²⁾ OJ No L 53, 24. 2. 1994, p. 23.⁽³⁾ OJ No L 250, 29. 8. 1992, p. 40.⁽⁴⁾ OJ No L 36, 6. 2. 1997, p. 31.

(b) the following team is deleted:

Team approval number		Address	Team veterinarian
Embryo collection	Embryo production		
'91WI052 E-29		ABS Specialty Genetics 3804 Vinburn Road DeForest, WI	Dr Patrick Phillips'

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION DECISION

of 25 March 1997

approving the programme for the eradication of infectious bovine
rhinotracheitis in Austria

(Text with EEA relevance)

(97/250/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 64/432/EEC⁽¹⁾ of 26 June 1964, on animal health problems affecting intra-Community trade in bovine animals and swine, as last amended by Commission Decision 97/122/EC⁽²⁾, and in particular Article 9 (3) thereof,

Whereas an eradication programme was commenced in Austria for infectious bovine rhinotracheitis in March 1995, whereas this programme was approved by Commission Decision 95/62/EC⁽³⁾ for a two-year period which expired on 28 February 1997;

Whereas the eradication programme is still in progress; whereas the programme should allow infectious bovine rhinotracheitis to be eradicated from Austria in the future;

Whereas it is therefore appropriate to extend the approval of the programme for a further period of three years;

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

Article 1

The programme for the eradication of infectious bovine rhinotracheitis from Austria is hereby approved for a further period of three years.

Article 2

Austria shall bring into force by 1 April 1997 the laws, regulations and administrative provisions for implementing the programme referred to in Article 1.

Article 3

This Decision shall enter into force on 1 April 1997.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 25 March 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No 121, 29. 7. 1964, p. 1977/64.

⁽²⁾ OJ No L 45, 15. 2. 1997, p. 48.

⁽³⁾ OJ No L 55, 11. 3. 1995, p. 45.