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Contents

I *Acts whose publication is obligatory*

Commission Regulation (EC) No 1344/97 of 14 July 1997 on the supply of split peas as food aid 1

Commission Regulation (EC) No 1345/97 of 14 July 1997 on the supply of cereals as food aid 4

* Commission Regulation (EC) No 1346/97 of 14 July 1997 fixing for the 1997/98 marketing year the minimum price and the amount of production aid for processed tomato products 7

Commission Regulation (EC) No 1347/97 of 14 July 1997 establishing the standard import values for determining the entry price of certain fruit and vegetables 10

II *Acts whose publication is not obligatory*

Commission

97/431/EC:

* Commission Decision of 12 June 1997 on the approval of the Community support framework for Community structural assistance in the regions concerned by Objective 2 in Spain for the period 1997 to 1999 12

97/432/EC:

* Commission Decision of 2 July 1997 on a Community financial contribution for a surveillance programme relating to the eradication of foot-and-mouth disease in Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia 15

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1344/97
of 14 July 1997
on the supply of split peas as food aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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,

Whereas the abovementioned Regulation lays down the list of countries and organizations eligible for food-aid operations and specifies the general criteria on the transport of food aid beyond the fob stage;

Whereas, following the taking of a number of decisions on the allocation of food aid, the Commission has allocated split peas to certain beneficiaries;

Whereas it is necessary to make these supplies in accordance with the rules laid down by Commission Regulation (EEC) No 2200/87 of 8 July 1987 laying down general rules for the mobilization in the Community of products to be supplied as Community food aid⁽²⁾, as amended by Regulation (EEC) No 790/91⁽³⁾; whereas it is necessary to specify the time limits and conditions of supply and the procedure to be followed to determine the resultant costs;

Whereas, in order to ensure that the supplies are carried out, provision should be made for tenderers to be able to mobilize either green split peas or yellow split peas,

HAS ADOPTED THIS REGULATION:

Article 1

Split peas shall be mobilized in the Community, as Community food aid for supply to the recipient listed in the Annex, in accordance with Regulation (EEC) No 2200/87 and under the conditions set out in the Annex. Supplies shall be awarded by the tendering procedure.

Tenders shall cover either green split peas or yellow split peas. Tenders shall be rejected unless they specify the type of peas to which they relate.

The successful tenderer is deemed to have noted and accepted all the general and specific conditions applicable. Any other condition or reservation included in his tender is deemed unwritten.

Article 2

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, 14 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 166, 5. 7. 1996, p. 1.

⁽²⁾ OJ No L 204, 25. 7. 1987, p. 1.

⁽³⁾ OJ No L 81, 28. 3. 1991, p. 108.

ANNEX

LOTS A and B

1. **Operation Nos** ⁽¹⁾: 124/96 (A); 125/96 (B)
2. **Programme**: 1996
3. **Recipient** ⁽²⁾: Rwanda
4. **Representative of the recipient**: WFP, BP 1150 Kigali, Rwanda
Tel. (250) 876 11/12/13/14, fax 876 21
5. **Place or country of destination** ⁽³⁾: Rwanda
6. **Product to be mobilized**: split peas
7. **Characteristics and quality of the goods** ⁽⁴⁾ ⁽⁷⁾ ⁽⁸⁾ ⁽¹⁰⁾: —
8. **Total quantity (tonnes)**: 5 000
9. **Number of lots**: two (A: 2 500 tonnes; B: 2 500 tonnes)
10. **Packaging and marking** ⁽⁶⁾ ⁽⁹⁾ ⁽¹¹⁾: see OJ No C 267, 13. 9. 1996, p. 1 (1.0.A (1) (c), (2) (c) and B (6))
see OJ No C 114, 29. 4. 1991, p. 1 (II.A (3))
Language to be used for the marking: French
11. **Method of mobilization**: the Community market
12. **Stage of supply**: free at destination
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: —
16. **Address of the warehouse and, if appropriate, port of landing**: Entrepôt WFP/PAM à Kigali: Oprovia, Kicukiro
17. **Period for making the goods available at the port of shipment where the supply is awarded at the port of shipment stage**: A: 1 — 14. 9. 1997; B: 15 — 28. 9. 1997
18. **Deadline for the supply**: A: 26. 10. 1997; B: 27. 10 — 9. 11. 1997
19. **Procedure for determining the costs of supply**: invitation to tender
20. **Date of expiry of the period allowed for submission of tenders**: 29. 7. 1997 (12 noon (Brussels time))
21. **In the case of a second invitation to tender**:
 - (a) deadline for the submission of tenders: 12. 8. 1997 (12 noon (Brussels time))
 - (b) period for making the goods available at the port of shipment where the supply is awarded at the port of shipment stage: A: 15 — 28. 9. 1997; B: 29. 9 — 12. 10. 1997
 - (c) deadline for the supply: A: 9. 11. 1997; B: 10 — 23. 11. 1997
22. **Amount of tendering security**: ECU 5 per tonne
23. **Amount of delivery security**: 10 % of the amount of the tender in ecus
24. **Address for submission of tenders and tendering securities** ⁽¹⁾: Bureau de l'aide alimentaire, à l'attention de Mr T. Vestergaard, Bâtiment Loi 130, bureau 7/46, Rue de la Loi/Wetstraat 200, B-1049 Brussels (telex 25670 AGREC B; fax (32 2) 296 70 03 / 296 70 04 (exclusively))
25. **Refund payable on application by the successful tenderer** ⁽⁴⁾: —

Notes:

- (¹) The operation number should be mentioned in all correspondence.
- (²) The successful tenderer shall contact the recipient as soon as possible to establish which consignment documents are required.
- (³) The successful tenderer shall deliver to the beneficiary a certificate from an official entity certifying that for the product to be delivered the standards applicable, relative to nuclear radiation, in the Member State concerned, have not been exceeded. The radioactivity certificate must indicate the caesium-134 and -137 and iodine-131 levels.
- (⁴) Article 7 (3) (g) of Regulation (EEC) No 2200/87 shall not be applicable to tenders submitted.
- (⁵) Programme de Sécurité Alimentaire de l'Union Européenne au Rwanda, BP 515, Kigali; tel. (250) 756 92/770 21, fax 731 46.
- (⁶) Since the goods may be rebagged, the successful tenderer must provide 2 % of empty bags of the same quality as those containing the goods, with the marking followed by a capital 'R'.
- (⁷) The successful tenderer shall supply to the beneficiary or its representative, on delivery, the following document:
 - phytosanitary certificate.
- (⁸) Notwithstanding OJ No C 114, point IIA (3) (c) is replaced by the following: 'the words "European Community" and point IIA (3) (b) by the following: 'pois cassés'.
- (⁹) Tenders shall be rejected unless they specify the type of peas to which they relate.
- (¹⁰) Yellow or green peas (*Pisum sativum*) for human consumption of the most recent crop. The peas must not have been coloured artificially. The split peas must be steam-treated for at least two minutes or have been fumigated (¹¹) and meet the following requirements:
 - moisture: maximum 15 %,
 - foreign matters: maximum 0,1 %,
 - broken split peas: maximum 10 % (pea fragments passing through a sieve of circular mesh of 5 mm diameter),
 - percentage of discoloured seeds or of different colour: maximum 1,5 % (yellow peas), maximum 15 % (green peas),
 - cooking time: maximum 60 minutes, without soaking.
- (¹¹) The free holding period for containers must be at least 15 days.

(¹¹) The successful tenderer shall supply to the beneficiary or its representative, on delivery, a fumigation certificate.

COMMISSION REGULATION (EC) No 1345/97
of 14 July 1997
on the supply of cereals as food aid

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

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,

Whereas the abovementioned Regulation lays down the list of countries and organizations eligible for food-aid operations and specifies the general criteria on the transport of food aid beyond the fob stage;

Whereas, following the taking of a number of decisions on the allocation of food aid, the Commission has allocated cereals to certain beneficiaries;

Whereas it is necessary to make these supplies in accordance with the rules laid down by Commission Regulation (EEC) No 2200/87 of 8 July 1987 laying down general rules for the mobilization in the Community of products to be supplied as Community food aid⁽²⁾, as amended by Regulation (EEC) No 790/91⁽³⁾; whereas it is necessary to specify the time limits and conditions of

supply and the procedure to be followed to determine the resultant costs,

HAS ADOPTED THIS REGULATION:

Article 1

Cereals shall be mobilized in the Community, as Community food aid for supply to the recipient listed in the Annex, in accordance with Regulation (EEC) No 2200/87 and under the conditions set out in the Annex. Supplies shall be awarded by the tendering procedure.

The successful tenderer is deemed to have noted and accepted all the general and specific conditions applicable. Any other condition or reservation included in his tender is deemed unwritten.

Article 2

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, 14 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 166, 5. 7. 1996, p. 1.

⁽²⁾ OJ No L 204, 25. 7. 1987, p. 1.

⁽³⁾ OJ No L 81, 28. 3. 1991, p. 108.

ANNEX

LOT A

1. **Operation No** (1): 340/96
2. **Programme**: 1996
3. **Recipient** (2): Euronaid, PO Box 12, NL-2501 CA Den Haag (tel. (31 70) 33 05 757; fax 36 41 701; telex: 30960 EURON NL)
4. **Representative of the recipient**: to be designated by the recipient
5. **Place or country of destination**: Uganda
6. **Product to be mobilized**: milled rice (product code 1006 30 92 9900, 1006 30 94 9900, 1006 30 96 9900, 1006 30 98 9900)
7. **Characteristics and quality of the goods** (3) (4): see OJ No C 114, 29. 4. 1991, p. 1 (IIA (1) (f))
8. **Total quantity (tonnes)**: 1 422
9. **Number of lots**: one
10. **Packaging and marking** (5) (7) (8): see OJ No C 267, 13. 9. 1996, p. 1 (1.0 A (1) (c), (2) (c) and B (6)) and see OJ No C 114, 29. 4. 1991, p. 1 (IIA (3))
Language to be used for the marking: English
Supplementary markings: 'Expiry date ...'
11. **Method of mobilization**: the Community market
12. **Stage of supply**: free at port of shipment
13. **Port of shipment**: —
14. **Port of landing specified by the recipient**: —
15. **Port of landing**: —
16. **Address of the warehouse and, if appropriate, port of landing**: —
17. **Period for making the goods available at the port of shipment**: 25. 8 — 14. 9. 1997
18. **Deadline for the supply**: —
19. **Procedure for determining the costs of supply**: invitation to tender
20. **Date of expiry of the period allowed for submission of tenders**: 29. 7. 1997 (12 noon (Brussels time))
21. **In the case of a second invitation to tender**:
 - (a) deadline for the submission of tenders: 12. 8. 1997 (12 noon (Brussels time))
 - (b) period for making the goods available at the port of shipment: 8 — 28. 9. 1997
 - (c) deadline for the supply: —
22. **Amount of tendering security**: ECU 5 per tonne
23. **Amount of delivery security**: 10 % of the amount of the tender in ecus
24. **Address for submission of tenders and tendering securities** (1): Bureau de l'aide alimentaire, à l'attention de Mr T. Vestergaard, Bâtiment Loi 130, bureau 7/46, Rue de la Loi/Wetstraat 200, B-1049 Brussels (telex 25670 AGREC B; fax (32 2) 296 70 03 / 296 70 04 (exclusively))
25. **Refund payable on application by the successful tenderer** (4): refund applicable on 31. 7. 1997, fixed by Commission Regulation (EC) No 1215/97 (OJ No L 170, 28. 6. 1997, p. 46)

Notes:

- (¹) The operation number should be mentioned in all correspondence.
- (²) The successful tenderer shall contact the recipient as soon as possible to establish which consignment documents are required.
- (³) The successful tenderer shall deliver to the beneficiary a certificate from an official entity certifying that for the product to be delivered the standards applicable, relative to nuclear radiation, in the Member State concerned, have not been exceeded. The radioactivity certificate must indicate the caesium-134 and -137 and iodine-131 levels.
- (⁴) Commission Regulation (EEC) No 2330/87 (OJ No L 210, 1. 8. 1987, p. 56), as last amended by Regulation (EEC) No 2226/89 (OJ No L 214, 25. 7. 1989, p. 10), is applicable as regards the export refund. The date referred to in Article 2 of the said Regulation is that referred to in point 25 of this Annex.

The amount of the refund, shall be converted into national currency by applying the agricultural conversion rate applicable on the day of completion of the customs export formalities. The provisions of Articles 13 to 17 of Commission Regulation (EEC) No 1068/93 (OJ No L 108, 1. 5. 1993, p. 106), as last amended by Regulation (EC) No 1482/96 (OJ No L 188, 27. 7. 1996, p. 22), shall not apply to this amount.
- (⁵) The successful tenderer shall supply to the beneficiary or its representative, on delivery, the following documents:
 - phytosanitary certificate,
 - fumigation certificate (the cargo shall be fumigated before shipment with phosphine gas).
- (⁶) Shipment to take place in 20-foot containers condition FCL/FCL.

The supplier shall be responsible for the cost of making the containers available in the stack position at the container terminal at the port of shipment. The recipient shall be responsible for all subsequent loading costs, including the cost of moving the containers from the container terminal. The provisions of Article 13 (2), second paragraph, of Regulation (EEC) No 2200/87 shall not apply.

The supplier has to submit to the recipient's agent a complete packing list of each container, specifying number of bags belonging to each shipping number as specified in the invitation to tender.

The supplier has to seal each container with a numbered locktainer (SYSKO locktainer 180 seal), number of which to be provided to the beneficiary's forwarder.
- (⁷) Since the goods may be rebagged, the successful tenderer must provide 2 % of empty bags of the same quality as those containing the goods, with the marking followed by a capital 'R'.
- (⁸) Notwithstanding OJ No C 114, point IIA (3)(c) is replaced by the following: 'the words "European Community"'.

COMMISSION REGULATION (EC) No 1346/97
of 14 July 1997

**fixing for the 1997/98 marketing year the minimum price and the amount of
production aid for processed tomato products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2201/96 of 28 October 1996 on the common organization of the markets in processed fruit and vegetable products⁽¹⁾, and in particular Articles 3 (3) and 4 (9) thereof,

Whereas pursuant to Article 3 (1) of Regulation (EC) No 2201/96 the minimum price to be paid to producers is to be determined on the basis of the minimum price applying during the previous marketing year, the movement of basic prices in the fruit and vegetable sector and the need to ensure the normal marketing of fresh products for the various uses, including supply to the processing industry;

Whereas Commission Regulation (EEC) No 2022/92⁽²⁾, which lays down detailed rules of application for the minimum price to be paid to producers for certain tomatoes used in the production of tomato concentrate, juice and flakes on the basis of the soluble dry weight content, should continue to apply;

Whereas Article 4 of Regulation (EC) No 2201/96 lays down the criteria for fixing the amount of production aid; whereas account must, in particular, be taken of the aid fixed or calculated before the reduction provided for in paragraph 10 of that Article for the previous marketing year, adjusted to take account of changes in the minimum price to be paid to producers and the difference between the cost of the raw material in the Community and in the major competing third countries; whereas, in respect of tomato concentrates, preserved whole peeled and unpeeled tomatoes and tomato juices, trends in the

volume and prices of imports must be taken into consideration;

Whereas Article 4 (10) of Regulation (EC) No 2201/96 stipulates that the aid fixed for tomato concentrates and their derivatives is to be reduced by 5,37 %; whereas a supplement to the reduced aid is to be paid on the basis of the quantities of tomato concentrate produced for France and Portugal;

Whereas the Management Committee for Products Processed from Fruit and Vegetables has not delivered an opinion within the time limit set by his chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1997/98 marketing year the minimum price referred to in Article 3 of Regulation (EC) No 2201/96 to be paid to producers shall be as set out in Annex I.

Article 2

1. For the 1997/98 marketing year the level of production aid referred to in Article 4 of the same Regulation shall be as set out in Annex II.

2. The additional aid for tomato concentrate, juice and flakes as referred to in the second subparagraph of Article 4 (10) of Regulation (EC) No 2201/96 shall be fixed by the Commission if the condition provided for in the said subparagraph is met.

Article 3

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 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 297, 21. 11. 1996, p. 29.

⁽²⁾ OJ No L 207, 23. 7. 1992, p. 9.

ANNEX I

Minimum price to be paid to producers

Product	ECU/100 kg net, ex-producer or producer organization
Tomatoes intended for the manufacture of:	
(a) tomato concentrate and juice with a soluble dry weight content of between 4,8 and 5,4 %	9,358 ⁽¹⁾
(b) preserved whole peeled and unpeeled tomatoes or frozen whole peeled tomatoes:	
— the San Marzano variety	15,491
— the Roma and similar varieties	11,917
(c) preserved non-whole peeled and unpeeled tomatoes and non-whole frozen peeled tomatoes	9,358
(d) tomato flakes with a soluble dry weight content of between 4,8 and 5,4 %	11,917 ⁽¹⁾

⁽¹⁾ These prices are rectified by:

- 5 % if the soluble dry weight content is less than 4,8 % but is 4 % or more,
- + 5 % if the soluble dry weight content is more than 5,4 %.

ANNEX II

Production aid

Product	ECU/100 kg net
1. Tomato concentrates with a dry weight content of 28 % or more but less than 30 %	26,783
2. Preserved whole peeled tomatoes in tomato juice:	
(a) of the San Marzano variety	10,177
(b) of the Roma and similar varieties	7,177
3. Preserved whole peeled tomatoes of the Roma and similar varieties in water	6,101
4. Preserved whole unpeeled tomatoes of the Roma and similar varieties	5,024
5. Frozen whole peeled tomatoes	
(a) of the San Marzano variety	10,177
(b) of the Roma and similar varieties	7,177
6. Preserved peeled tomatoes, non-whole or in pieces	}
7. Preserved unpeeled tomatoes, non-whole or in pieces	
8. Non-whole frozen peeled tomatoes	
9. Tomato flakes	89,123
10. Tomato juice with a dry weight content of 7 % or more but less than 12 %:	
(a) with a dry weight content of 7 % or more but less than 8 %	6,927
(b) with a dry weight content of 8 % or more but less than 10 %	8,312
(c) with a dry weight content of 10 % or more	10,159
11. Tomato juice with a dry weight content of less than 7 %:	
(a) with a dry weight content of 5 % or more	5,541
(b) with a dry weight content of 4,5 % or more but less than 5 %	4,387

COMMISSION REGULATION (EC) No 1347/97**of 14 July 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 July 1997.

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

Done at Brussels, 14 July 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 July 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
0709 90 77	052	108,0
	999	108,0
0805 30 30	388	68,0
	524	49,5
	528	57,9
	999	58,5
0808 10 71, 0808 10 73, 0808 10 79	388	88,2
	400	80,6
	508	88,3
	512	66,8
	524	76,0
	528	68,4
	800	163,8
	804	89,2
	999	90,2
0808 20 47	388	63,2
	512	24,4
	528	66,0
	804	98,9
	999	63,1
0809 20 49	052	251,3
	064	191,5
	068	200,7
	400	251,6
	616	187,1
	999	216,4
0809 40 30	624	270,2
	999	270,2

⁽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'.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 12 June 1997

on the approval of the Community support framework for Community structural assistance in the regions concerned by Objective 2 in Spain for the period 1997 to 1999

(Only the Spanish text is authentic)

(97/431/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2052/88 of 24 June 1988 on the tasks of the Structural Funds and their effectiveness and on coordination of their activities between themselves and with the operations of the European Investment Bank and the other existing financial instruments⁽¹⁾, as last amended by Regulation (EC) No 3193/94⁽²⁾, and in particular Article 9 (9) thereof,

After consultation of the Advisory Committee on the Development and Conversion of Regions and the Committee pursuant to Article 124 of the Treaty,

Whereas, in accordance with Article 9 (9) of Regulation (EEC) No 2052/88, the Commission, on the basis of the regional and social conversion plans submitted by the Member States, shall establish, through partnership and in agreement with the Member State concerned, the Community support frameworks for Community structural operations for the regions concerned by Objective 2;

Whereas Article 8 *et seq.* under Title III of Council Regulation (EEC) No 4253/88 of 19 December 1988 laying down provisions for implementing Regulation (EEC) No 2052/88 as regards coordination of the activities of the different Structural Funds between themselves and with

the operations of the European Investment Bank and the other existing financial instruments⁽³⁾, as last amended by Regulation (EC) No 3193/94, stipulates the conditions for the preparation and implementation of Community support frameworks; whereas Article 8 (3) sets out the content of Community support frameworks;

Whereas the Commission has established, by Decision 96/472/EC of 26 July 1996⁽⁴⁾, as last amended by Decision 97/237/EC⁽⁵⁾, the list of declining industrial areas concerned by Objective 2 for the programming period from 1997 to 1999;

Whereas the global maximum allocation foreseen for the assistance of the Structural Funds for the Community support framework is composed of resources coming from the indicative allocation of Structural Fund commitment appropriations for the period 1997 to 1999 under Objective 2 resulting from Commission Decision 96/468/EC of 19 July 1996⁽⁶⁾ and from unused appropriations of ECU 156 123 356 coming from the operational programmes approved for the programming period 1994 to 1996 pursuant to Commission Decision C (97) 544 of 10 March 1997 amending Decision C (94) 3438 on the approval of the Community support framework for Community structural assistance in the regions concerned by Objective 2 in Spain for the programming period 1994 to 1996;

⁽¹⁾ OJ No L 185, 15. 7. 1988, p. 9.

⁽²⁾ OJ No L 337, 24. 12. 1994, p. 11.

⁽³⁾ OJ No L 374, 31. 12. 1988, p. 1.

⁽⁴⁾ OJ No L 193, 3. 8. 1996, p. 54.

⁽⁵⁾ OJ No L 94, 9. 4. 1997, p. 20.

⁽⁶⁾ OJ No L 192, 2. 8. 1996, p. 29.

Whereas the Spanish Government submitted to the Commission on 8 August 1996 the regional and social conversion plan as referred to in Article 9 (8) of Regulation (EEC) No 2052/88 for the regions concerned by Objective 2 in Spain for the period 1997 to 1999;

Whereas the plan submitted by this Member State includes a description of the conversion priorities selected, together with an indication of the levels of assistance under the European Regional Development Fund (ERDF) and the European Social Fund (ESF), as well as an indication of the planned use of the resources of the European Investment Bank (EIB) and the other financial instruments, envisaged for implementation of the plan;

Whereas the Community support framework has been established in agreement with the Member State concerned through the partnership defined in Article 4 of Regulation (EEC) No 2052/88;

Whereas, in accordance with Article 3 of Regulation (EEC) No 4253/88, the Commission is charged with ensuring, within the framework of the partnership, coordination and consistency between assistance from the Funds and assistance provided by the EIB and the other financial instruments, including the Cohesion Fund;

Whereas the EIB has been involved in the drawing up of the Community support framework in accordance with the provisions of Article 8 (1) of Regulation (EEC) No 4253/88; whereas it has declared itself prepared to contribute to the implementation of the framework in conformity with its statutory provisions; whereas, however, it has not yet been possible to evaluate precisely the amounts of Community loans corresponding to the financial needs;

Whereas Article 2 second subparagraph of Commission Regulation (EEC) No 1866/90 of 2 July 1990 on arrangements for using the ecu for the purpose of the budgetary management of the Structural Funds⁽¹⁾, as last amended by Regulation (EC) No 2745/94⁽²⁾, stipulates that in the Commission decisions approving the Community support frameworks, the Community assistance available for the entire period and the annual breakdown thereof shall be set out in ecus at prices for the year in which each decision is taken and shall be subject to indexation; whereas this annual breakdown must be compatible with the progressive increase in the commitment appropriations shown in Annex II to Regulation (EEC) No 2052/88; whereas indexation is based on a single rate per year, corresponding to the rates applied annually to budget appropriations on the basis of the mechanism for the technical adjustment of the financial perspectives;

Whereas it is appropriate to mention that this Decision is governed by the provisions on the eligibility of expenditure laid down in the Annex to Commission Decision

C (97) 1035/11 of 23 April 1997 amending the decisions approving the Community support frameworks, the single programming documents and the Community initiatives programmes in respect of Spain;

Whereas, in accordance with Article 10 (2) of Regulation (EEC) No 4253/88, this Decision shall be sent as a declaration of intent to the Member State;

Whereas, in accordance with Article 20 (1) and (2) of Regulation (EEC) No 4253/88, the budgetary commitments relating to the contribution from the structural Funds to the financing of the operations covered by the Community support framework will be made on the basis of specific Commission decisions approving the operations concerned,

HAS ADOPTED THIS DECISION:

Article 1

The Community support framework for Community structural assistance in the regions concerned by Objective 2 in Spain, covering the period 1 January 1997 to 31 December 1999, is hereby approved.

The Commission declares that it intends to contribute to the implementation of this Community support framework in accordance with the detailed provisions thereof and in compliance with the rules and guidelines for the Structural Funds and other existing financial instruments.

Article 2

1. The Community support framework includes the following essential information:

- (a) a statement of the main priorities for joint action, their specific quantified objectives, an appraisal of their expected impact and their consistency with economic, social and regional policies in Spain;

the main priorities are:

- (1) support for employment, competitiveness and internationalization of the economic activity,
 - (2) protection of the environment,
 - (3) promotion for research, technology and innovation,
 - (4) development of communications linked to economic activities,
 - (5) local and urban development,
 - (6) technical assistance;
- (b) an outline of the operations to be implemented, particularly their specific objectives and the main types of measures involved;
 - (c) the indicative financing plan;

⁽¹⁾ OJ No L 170, 3. 7. 1990, p. 36.

⁽²⁾ OJ No L 290, 11. 11. 1994, p. 4.

(d) the detailed provisions for implementing the Community support framework comprising:

- the procedures for monitoring and evaluation,
- the provisions on financial implementation,
- the rules for compliance with Community policies;

(e) the procedures for verifying additionality and an initial evaluation of the latter;

(f) the arrangements for associating the environmental authorities with the implementation of the Community support framework;

(g) information on the means available for technical assistance necessary for the preparation, implementation or adaptation of the measures concerned.

2. The indicative financing plan, not giving rise to indexation, specifies the total cost of the main priorities adopted for joint action by the Community and the Member State concerned, that is ECU 7 404 046 480 for the whole period, and the financial arrangements envisaged for budgetary assistance from the Structural Funds, that is ECU 1 485 046 356.

The resulting national financial contribution, which is approximately ECU 1 616 418 298 for the public sector and ECU 4 302 581 826 for the private sector, may be met in part by Community loans, in particular from the EIB.

Article 3

1. For the purpose of indexation, the annual breakdown of the global maximal allocation foreseen for the assistance from the Structural Funds is as follows:

<i>ECU (1997 prices)</i>	
1997	425 497 000
1998	442 638 000
1999	460 788 000
Total	1 328 923 000

2. To this global maximum allocation is added an amount of ECU 156 123 356 not subject to indexation, resulting from unused appropriations of the corresponding Community support framework covering the period 1994 to 1996;

3. For guidance, the initial forecast breakdown of the total Community assistance available between the Structural Funds is as follows:

ERDF	ECU 1 132 433 356
ESF	ECU 352 613 000
Total	ECU 1 485 046 356

This breakdown may be altered subsequently in the light of adjustments decided according to the procedure laid down in Article 25 (5) of Regulation (EEC) No 4253/88.

Article 4

This Decision is governed by the provisions laid down in the Annex to Decision C (97) 1035/11.

Article 5

This Decision is addressed to the Kingdom of Spain as a declaration of intent in accordance with Article 10 (2) of Regulation (EEC) No 4253/88.

Done at Brussels, 12 June 1997.

For the Commission

Monika WULF-MATHIES

Member of the Commission

COMMISSION DECISION

of 2 July 1997

on a Community financial contribution for a surveillance programme relating to the eradication of foot-and-mouth disease in Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia

(Only the Danish, English and Italian texts are authentic)

(97/432/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field ⁽¹⁾, as last amended by Council Decision 94/370/EC ⁽²⁾, and, in particular Articles 12 and 13 thereof,

Whereas outbreaks of foot-and-mouth disease during the late spring and/or summer of 1996 were reported by Albania, Former Yugoslav Republic of Macedonia and the Federal Republic of Yugoslavia;

Whereas the appearance of foot-and-mouth disease in Eastern European countries is a serious danger to the Community's livestock population;

Whereas as a result of outbreaks of foot-and-mouth disease in May 1996 in Albania, the Commission adopted 13 June 1996 Decision 96/367/EC ⁽³⁾ concerning protection measures in relation to foot-and-mouth disease in Albania;

Whereas by 14 June 1996 the Commission by adopting Decision 96/368/EC ⁽⁴⁾ on a Community financial contribution concerning measures to control foot-and-mouth disease in Albania, made available up to a maximum of 600 000 doses of vaccines to the Albanian authorities;

Whereas due to outbreaks of foot and mouth disease in the Former Yugoslav Republic of Macedonia, the Commission adopted Decision 96/439/EC ⁽⁵⁾ on 18 July 1996, on a Community financial contribution to measures to control foot-and-mouth disease in the former Yugoslav Republic of Macedonia;

Whereas within the context of the said Decision, a total of 250 000 doses of vaccine to protect bovine animals against foot-and-mouth disease were made available;

Whereas the programmes established for vaccination against foot-and-mouth disease in Albania and Former Yugoslav Republic of Macedonia may have included vaccination of livestock incubating foot-and-mouth disease virus, but not showing signs of the disease;

Whereas it cannot be excluded that the implementation of a vaccination programme in Albania and Former Yugoslav Republic of Macedonia has produced 'carrier animals';

Whereas the foot-and-mouth disease situation in certain areas of Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia remains unclear, as regards antibodies to foot-and-mouth disease virus elicited due to field virus or vaccine virus antigen;

Whereas a sero-surveillance programme designed to detect antibodies to the foot-and-mouth disease virus has been drawn up for certain areas of Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia;

Whereas the said programme when carried out can provide valuable information on the disease situation in the area subjected to the surveillance programme;

Whereas a team of experts from Member States and the European Commission in cooperation with the veterinary authorities of Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia have drawn up a sero-surveillance programme for the areas affected by foot-and-mouth disease;

Whereas the said programme includes that the collection of blood samples is carried out by the third countries concerned and that laboratory examinations of the collected blood samples are carried out at selected National Foot and Mouth Disease laboratories in Member States of the European Union;

Whereas the programme in particular will be based on a very close cooperation between:

— the veterinary central administration of Albania and the national foot-and-mouth disease laboratory in Italy,

⁽¹⁾ OJ No L 224, 18. 8. 1990, p. 19.

⁽²⁾ OJ No L 168, 2. 7. 1994, p. 31.

⁽³⁾ OJ No L 145, 19. 6. 1996, p. 17.

⁽⁴⁾ OJ No L 145, 19. 6. 1996, p. 19.

⁽⁵⁾ OJ No L 181, 20. 7. 1996, p. 37.

- the veterinary central administration of the Former Yugoslav Republic of Macedonia (FYROM) and the national foot-and-mouth disease laboratory in Denmark,
- the veterinary central administration of the Federal Republic of Yugoslavia (FRY) and the national foot-and-mouth disease laboratory of the United Kingdom;

Whereas the starting date of the programme shall take into account local constraints which may affect collection of blood samples in areas subject to sero-surveillance;

Whereas the starting date may vary from area to area;

Whereas Annex B of Council Directive 85/511/EEC of 18 November 1985, introducing Community measures for the control of foot-and-mouth disease ⁽¹⁾, as last amended by Commission Decision 92/380/EEC ⁽²⁾, lists national laboratories authorized to handle live foot-and-mouth disease virus;

Whereas Community financial aid should be granted to laboratories and third countries engaged in the implementation of the established sero-surveillance programme;

Whereas for supervisory purposes Articles 8 and 9 of Council Regulation (EEC) No 729/70 of 21 April 1970 on financing of the Common Agricultural Policy ⁽³⁾, as last amended by Regulation (EC) No 1287/95 ⁽⁴⁾, should apply;

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

1. The sero-surveillance programme for foot-and-mouth disease described in Annex I for certain areas of Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia is hereby approved.

2. For the implementation of the sero-surveillance programme referred to in paragraph 1, the Community will provide a financial contribution of a maximum of ECU 236 790.

3. The financial contribution referred to in paragraph 2 shall be provided to national foot-and-mouth disease laboratories, listed in Annex II, for actions described in Annex III.

Article 2

The Community's financial contribution shall be paid as follows:

- 50 % by way of advance at the request of the National Foot and Mouth Disease laboratories referred to in Annex II. The request for advanced financial contribution shall be accompanied by information on the date laboratory examinations will commence on samples obtained from the areas included in the sero-surveillance programme,
- the balance following presentation and acceptance of supporting technical and financial documents. These documents must be presented to the European Commission not later than six months after the starting date of laboratory examinations referred to in Annex I.

Article 3

Articles 8 and 9 of Regulation (EEC) No 729/70 shall apply *mutatis mutandis*.

Article 4

This Decision is addressed to Denmark, Italy and the United Kingdom.

Done at Brussels, 2 July 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ No L 315, 26. 11. 1985, p. 11.

⁽²⁾ OJ No L 198, 17. 7. 1992, p. 54.

⁽³⁾ OJ No L 94, 28. 4. 1970, p. 13.

⁽⁴⁾ OJ No L 125, 8. 6. 1995, p. 1.

*ANNEX I***SERO-SURVEILLANCE PROGRAMME FOR FOOT-AND-MOUTH DISEASE****Objective**

The sero-surveillance programme referred to in Article 1 (1) has the objective:

- to assess the level and geographical distribution of antibodies linked to vaccines used and to field virus,
- to confirm that foot-and-mouth disease is under control in selected areas of Albania, Federal Republic of Yugoslavia and Former Yugoslav Republic of Macedonia.

Furthermore, it has the objective to validate a newly-developed laboratory test designed to differentiate antibodies to foot-and-mouth disease virus caused by field virus infection or as a result of vaccination.

Design of sero-surveillance programme

The sero-surveillance programme is designed to detect the presence of antibodies to foot-and-mouth disease virus type A22 produced by field virus and vaccine virus, respectively. The programme takes into account that due to the applied husbandry system a village may be considered as one epidemiological unit. In areas close to a confirmed outbreak, the programme should be designed so as to detect antibodies at 5 % prevalence with a 95 % level of confidence.

The implementation of the programme shall be based on a close cooperation between:

- (a) the veterinary central administration of Albania and the national foot-and-mouth disease laboratory in Italy.

About 2 380 blood samples shall be collected from animals (cattle, sheep and goats) kept in 11 different districts in Albania and sent to Italy for laboratory examination;

- (b) the veterinary central administration of the Former Yugoslav Republic of Macedonia and the national foot-and-mouth disease laboratory in Denmark.

About 7 460 blood samples shall be collected from animals (cattle, sheep, goats and pigs) kept in 29 different districts in to Former Yugoslav Republic of Macedonia and sent to Denmark for laboratory examination;

- (c) the veterinary central administration of the Federal Republic of Yugoslavia and the national foot-and-mouth disease laboratory of the United Kingdom.

About 6 420 blood samples shall be collected from animals (cattle, sheep, goats and pigs) kept in 37 different communities in the Federal Republic of Yugoslavia and sent to the United Kindom for laboratory examination.

The national foot-and-mouth disease laboratories mentioned under (a), (b) and (c) shall

- inform the Commission about the date laboratory examinations will commence on samples obtained from the areas included in the sero-surveillance programme,
 - prepare and submit a report on the work carried out to the Commission. The report shall contain an epidemiological analysis of data obtained during the implementation of the sero-surveillance programme. The report shall be submitted to the Commission not later than four months after the date laboratory examinations were commenced.
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ANNEX II

National laboratories authorized to handle live foot-and-mouth disease virus in accordance with the provisions of Council Directive 85/511/EEC and agreed to participate in the implementation of the sero-surveillance programme referred to in Article 1 (1)

1. Istituto Zooprofilattico Spesimentale della Lombardia e dell'Emilia Romagna, Brescia, Italy;
 2. Statens Veterinære Institut for Virusforskning, Lindholm, Denmark;
 3. Institute for Animal Health, Pirbright, Woking, Surrey, United Kingdom.
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ANNEX III

IMPLEMENTATION OF SERO-SURVEILLANCE PROGRAMME FOR ANTIBODIES TO
FOOT-AND-MOUTH DISEASE VIRUS

CHAPTER A

Sero-surveillance programme, Albania

Instituto Zooprofilattico Spesimentale della Lombardia e dell'Emilia, Romagna, Brescia, Italy will carry out the following actions in relation to laboratory examinations of a maximum of 2 500 blood samples originating from Albania.

<i>(in ecus)</i>	
Actions	Estimated costs
I. Provide Albania with equipment for:	
(a) identification of animals	2 500
(b) collection of blood samples	2 500
(c) transport of blood samples	500
II. Cover costs incurred for:	
(a) transport of equipment referred to under I (a), (b) and (c)	500
(b) transport of blood samples from Albania to Brescia	500
III. Reagents to National Foot and Mouth Disease Laboratory in Albania	5 000
IV. Cover costs incurred for travel of scientist/epidemiologist involved in sero-surveillance programme	
(a) 2 return tickets Milan-Tirana	1 750
(b) 10 days subsistence	800
V. Perform laboratory examinations of blood samples	
<i>A-22 virus strain</i>	
2 500 samples (ELISA) ⁽¹⁾	17 500
1 000 samples (NSP) ⁽²⁾	8 000
150 samples (VN) ⁽³⁾	3 000
<i>O1 virus strain</i>	
300 samples (ELISA)	2 100
VI. Collate and analyze field and laboratory data, prepare and distribute report	720
Total maximum	45 370

⁽¹⁾ ELISA: Enzyme-linked immunosorbent assay.

⁽²⁾ NSP: Non-structural proteins.

⁽³⁾ VN: Virus neutralization.

CHAPTER B

Sero-surveillance programme, Former Yugoslav Republic of Macedonia

Statens Veterinære Institut for Virusforskning, Lindholm, Denmark will carry out the following actions in relation to laboratory examinations of a maximum of 7 500 blood samples originating in the Former Yugoslav Republic of Macedonia (FYROM)

<i>(in ecus)</i>	
Actions	Estimated costs
I. Provide FYROM with equipment for:	
(a) identification of animals	7 500
(b) collection of blood samples	7 500
(c) transport of blood samples	1 500
II. Cover costs incurred for:	
(a) transport of equipment referred to under I (a), (b) and (c)	1 000
(b) transport of blood samples from FYROM to Lindholm	1 000
III. Reagents to National Foot and Mouth Disease Laboratory in FYROM	5 000
IV. Cover costs incurred for travel of scientist/epidemiologist involved in sero-surveillance programme	
(a) 2 return tickets Copenhagen-Skopje	2 500
(b) 10 days subsistence	800
V. Perform laboratory examinations of blood samples	
<i>A-22 virus strain</i>	
7 500 samples (ELISA) ⁽¹⁾	52 500
2 000 samples (NSP) ⁽²⁾	16 000
300 samples (VN) ⁽³⁾	6 000
<i>O1 virus strain</i>	
300 samples (ELISA)	2 100
VI. Collate and analyze field and laboratory data, prepare and distribute report	2 080
Total maximum	105 480

⁽¹⁾ ELISA: Enzyme-linked immunosorbent assay.

⁽²⁾ NSP: Non-structural proteins.

⁽³⁾ VN: Virus neutralization.

CHAPTER C

Sero-surveillance programme, Federal Republic of Yugoslavia

Institute for Animal Health, Pirbright, Woking, Surrey, UK will carry out the following actions in relation to laboratory examinations of a maximum of 6 500 blood samples originating from the Federal Republic of Yugoslavia.

(in ecus)

Actions	Estimated costs
I. Provide FRY with equipment for:	
(a) identification of animals	6 500
(b) collection of blood samples	6 500
(c) transport of blood samples	1 200
II. Cover costs incurred for:	
(a) transport of equipment referred to under I (a), (b) and (c)	1 000
(b) transport of blood samples from FRY to Pirbright	1 000
III. Reagents to National Foot and Mouth Disease Laboratory in the Federal Republic of Yugoslavia	5 000
IV. Cover costs incurred for travel of scientist/epidemiologist involved in sero-surveillance programme	
(a) 2 return tickets London-Beograd	2 500
(b) 10 days subsistence	800
V. Perform laboratory examinations of blood samples	
<i>A-22 virus strain</i>	
6 500 samples (ELISA) ⁽¹⁾	45 500
500 samples (NSP) ⁽²⁾	4 000
390 samples (VN) ⁽³⁾	7 800
<i>O1 virus strain</i>	
300 samples (ELISA)	2 100
VI. Collate and analyze field and laboratory data, prepare and distribute report	2 040
Total maximum	85 940

⁽¹⁾ ELISA: Enzyme-linked immunosorbent assay.

⁽²⁾ NSP: Non-structural proteins.

⁽³⁾ VN: Virus neutralization.

CHAPTER D

Reimbursement of expenditures

Expenditures mentioned in chapters A, B and C will be reimbursed as follows:

- (a) Actions I to IV: The relevant documentation (invoices) will be communicated to the Commission.
- (b) Action V: Financial participation calculated on the basis of the number of tests performed.
The unit price per tests is for:
- the ELISA: ECU 7,
 - the NSP test: ECU 8,
 - the VN test: ECU 20.
- (c) Action VI: Financial participation calculated on the basis of the number of samples (ECU 100/500 samples) and geographical areas (districts or communities) investigated (20 ECU/one geographical area).
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