

Official Journal

of the European Communities

ISSN 0378-6978

L 256

Volume 40

19 September 1997

English edition

Legislation

Contents

I *Acts whose publication is obligatory*

- ★ **Commission Regulation (EC) No 1801/97 of 18 September 1997 amending Regulation (EEC) No 3536/91 setting the latest time of entry into storage for skimmed-milk powder sold under Regulation (EEC) No 3398/91** 1
- Commission Regulation (EC) No 1802/97 of 18 September 1997 laying down to what extent applications for issue of export licences submitted during September 1997 for beef and veal products which may benefit from special import treatment in Canada may be accepted 2
- Commission Regulation (EC) No 1803/97 of 18 September 1997 establishing the standard import values for determining the entry price of certain fruit and vegetables 3
- Commission Regulation (EC) No 1804/97 of 18 September 1997 fixing the export refunds on cereals and on wheat or rye flour, groats and meal 5
- Commission Regulation (EC) No 1805/97 of 18 September 1997 fixing the export taxes on cereal products 7
- Commission Regulation (EC) No 1806/97 of 18 September 1997 fixing the maximum export refund on barley in connection with the invitation to tender issued in Regulation (EC) No 1337/97 9
- Commission Regulation (EC) No 1807/97 of 18 September 1997 concerning tenders notified in response to the invitation to tender for the export of rye issued in Regulation (EC) No 1338/97 10
- Commission Regulation (EC) No 1808/97 of 18 September 1997 fixing the maximum export refund on common wheat in connection with the invitation to tender issued in Regulation (EC) No 1339/97 11
- Commission Regulation (EC) No 1809/97 of 18 September 1997 fixing the maximum export refund on oats in connection with the invitation to tender issued in Regulation (EC) No 1773/97 12

II *Acts whose publication is not obligatory*

Commission

97/622/EC:

- * **Commission Decision of 27 May 1997 concerning questionnaires for Member States reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC)..... 13**

97/623/EC:

- * **Commission Decision of 12 September 1997 amending Decision 96/687/EC adopting the plan allocating to the Member States resources to be charged to the 1997 budget year for the supply of food from intervention stocks for the benefit of the most deprived persons in the Community 20**
-

Corrigenda

Corrigendum to Commission Regulation (EC) No 1781/97 of 15 September 1997 on applications for import licences for rice and broken rice submitted in the first five working days of September 1997 pursuant to the arrangements provided for in Council Regulation (EC) No 1522/96 (OJ L 252 of 16. 9. 1997) 22

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1801/97**of 18 September 1997****amending Regulation (EEC) No 3536/91 setting the latest time of entry into storage for skimmed-milk powder sold under Regulation (EEC) No 3398/91**

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 7 (5) thereof,

Whereas Commission Regulation (EEC) No 3536/91 ⁽³⁾, as last amended by Regulation (EC) No 1990/96 ⁽⁴⁾, limited the quantity of skimmed-milk powder released for sale to that taken into storage before 1 April 1996;

Whereas, in view of the quantity still available and the market situation, that date should be amended to 1 June 1996;

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

HAS ADOPTED THIS REGULATION:

Article 1

The date of '1 April 1996' referred to in Article 1 of Regulation (EEC) No 3536/91 is hereby replaced by '1 June 1996'.

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, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 148, 28. 6. 1968, p. 13.

⁽²⁾ OJ L 206, 16. 8. 1996, p. 21.

⁽³⁾ OJ L 335, 6. 12. 1991, p. 8.

⁽⁴⁾ OJ L 265, 18. 10. 1996, p. 2.

COMMISSION REGULATION (EC) No 1802/97

of 18 September 1997

laying down to what extent applications for issue of export licences submitted during September 1997 for beef and veal products which may benefit from special import treatment in Canada may be accepted

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

Having regard to Commission Regulation (EC) No 1445/95 of 26 June 1995 on rules of application for import and export licences in the beef and veal sector and repealing Regulation (EEC) No 2377/80⁽¹⁾, as last amended by Regulation (EC) No 1572/97⁽²⁾, and in particular Article 12a (8) thereof,

Whereas Regulation (EC) No 1445/95 lays down, in Article 12a, detailed rules for export licence applications for the products referred to in Article 1 of Commission Regulation (EC) No 2051/96⁽³⁾, laying down certain detailed rules for granting of assistance for the export of beef and veal which may benefit from a special import treatment in Canada, as amended by Regulation (EC) No 2333/96⁽⁴⁾;

Whereas Regulation (EC) No 2051/96 fixed the quantities of meat which might be exported on special terms for the year 1997, whereas no applications were submitted for export licences for beef and veal,

HAS ADOPTED THIS REGULATION:

Article 1

No applications for export licences were lodged for the beef and veal referred to in Regulation (EC) No 2051/96 for the month of September 1997.

Article 2

Applications for licences in respect of the meat referred to in Article 1 may be entered in accordance with Article 12a of Regulation (EC) No 1445/95 during the first five days of the month of October 1997 the total quantity available being 5 000 tonnes.

Article 3

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 143, 27. 6. 1995, p. 35.

⁽²⁾ OJ L 211, 5. 8. 1997, p. 39.

⁽³⁾ OJ L 274, 26. 10. 1996, p. 18.

⁽⁴⁾ OJ L 317, 6. 12. 1996, p. 13.

COMMISSION REGULATION (EC) No 1803/97**of 18 September 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 Regu-
lation (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 multilat-
eral trade negotiations, the criteria whereby the Commis-
sion fixes the standard values for imports from third

countries, in respect of the products and periods stipu-
lated 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 19 September
1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ L 325, 14. 12. 1996, p. 5.

⁽³⁾ OJ L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 18 September 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
ex 0707 00 25	060	81,7
	999	81,7
0709 90 79	052	90,9
	999	90,9
0805 30 30	388	73,9
	524	60,3
	528	58,0
	999	64,1
0806 10 40	052	81,8
	064	42,1
	400	189,6
	999	104,5
0808 10 92, 0808 10 94, 0808 10 98	064	49,2
	388	39,9
	400	58,4
	512	50,7
	528	52,5
	804	87,9
	999	56,4
0808 20 57	052	84,2
	064	86,4
	388	38,9
	999	69,8
0809 30 41, 0809 30 49	052	128,4
	066	43,4
	400	133,9
	999	101,9
0809 40 30	052	61,2
	064	52,0
	066	58,4
	068	49,6
	400	108,3
	624	133,8
	999	77,2

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

COMMISSION REGULATION (EC) No 1804/97

of 18 September 1997

fixing 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 Article 13 (2) thereof,

Whereas Article 13 of Regulation (EEC) No 1766/92 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products in the Community may be covered by an export refund;

Whereas the refunds must be fixed taking into account the factors referred to in Article 1 of Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽³⁾, as last amended by Regulation (EC) No 1259/97⁽⁴⁾;

Whereas, as far as wheat and rye flour, groats and meal are concerned, when the refund on these products is being calculated, account must be taken of the quantities of cereals required for their manufacture; whereas these quantities were fixed in Regulation (EC) No 1501/95;

Whereas the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination;

Whereas the refund must be fixed once a month; whereas it may be altered in the intervening period;

Whereas it follows from applying the detailed rules set out above to the present situation on the market in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be as set out in the Annex hereto;

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

The export refunds on the products listed in Article 1 (a), (b) and (c) of Regulation (EEC) No 1766/92, excluding malt, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.

⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 10.

ANNEX

to the Commission Regulation of 18 September 1997 fixing 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
1001 10 00 9200	—	—	1101 00 11 9000	—	—
1001 10 00 9400	—	—	1101 00 15 9100	01	4,00
1001 90 91 9000	—	—	1101 00 15 9130	01	3,75
1001 90 99 9000	—	—	1101 00 15 9150	01	3,50
1002 00 00 9000	03	13,00	1101 00 15 9170	01	3,25
	02	0	1101 00 15 9180	01	3,00
1003 00 10 9000	—	—	1101 00 15 9190	—	—
1003 00 90 9000	03	2,00	1101 00 90 9000	—	—
	02	0	1102 10 00 9500	01	31,50
1004 00 00 9200	—	—	1102 10 00 9700	—	—
1004 00 00 9400	—	—	1102 10 00 9900	—	—
1005 10 90 9000	—	—	1103 11 10 9200	—	— ⁽²⁾
1005 90 00 9000	—	—	1103 11 10 9400	—	— ⁽²⁾
1007 00 90 9000	—	—	1103 11 10 9900	—	—
1008 20 00 9000	—	—	1103 11 90 9200	01	0 ⁽²⁾
			1103 11 90 9800	—	—

(1) The destinations are identified as follows:

- 01 All third countries,
- 02 Other third countries,
- 03 Switzerland, 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 L 214, 30. 7. 1992, p. 20).

COMMISSION REGULATION (EC) No 1805/97
of 18 September 1997
fixing the export taxes on cereal products

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 16 thereof,

Whereas Article 16 of Regulation (EC) No 1766/92 provides that where quotations or prices on the world market for certain products reach the level of Community prices and such situation is likely to continue and deteriorate thereby disturbing or threatening to disturb the Community market, appropriate measures may be taken; whereas Article 15 of Commission Regulation (EC) No 1501/95⁽³⁾, as last amended by Regulation (EC) No 1259/97⁽⁴⁾, provides that where such conditions are met, an export tax may be fixed and may vary according to the destination;

Whereas prices on the world market for common wheat and durum wheat have reached the level of those in the Community; whereas this situation is likely to lead to an excessive export of common wheat, of durum wheat, flour of durum wheat, and groats and meal of durum wheat

from the Community; whereas it has therefore been decided to apply an export tax to these products at a level adapted to the current situation on the world market and which will avoid disturbance to the Community market;

Whereas Commission Regulation (EEC) No 120/89⁽⁵⁾, as last amended by Regulation (EC) No 2194/96⁽⁶⁾, and in particular Article 3 thereof, is applicable;

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

The export taxes referred to in Article 15 of Regulation (EC) No 1501/95 are fixed at the level set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.

⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 10.

⁽⁵⁾ OJ L 16, 20. 1. 1989, p. 19.

⁽⁶⁾ OJ L 293, 16. 11. 1996, p. 3.

ANNEX

CN code	Level of export tax in ECU/tonne
1001 10 00	15,00
1001 90 99	3,00
1101 00 11	22,50
1101 00 15	—
1101 00 90	—
1103 11 10	22,50
1103 11 90	—

COMMISSION REGULATION (EC) No 1806/97**of 18 September 1997****fixing the maximum export refund on barley in connection with the invitation
to tender issued in Regulation (EC) No 1337/97**

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 Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽³⁾, as last amended by Regulation (EC) No 1259/97⁽⁴⁾, and in particular Article 7 thereof,

Whereas an invitation to tender for the refund and/or the tax for the export of barley to all third countries was opened pursuant to Commission Regulation (EC) No 1337/97⁽⁵⁾;

Whereas Article 7 of Regulation (EC) No 1501/95 provides that the Commission may, on the basis of the tenders notified, in accordance with the procedure laid down in Article 23 of Regulation (EEC) No 1766/92, decide to fix a maximum export refund taking account of the criteria referred to in Article 1 of Regulation (EC) No

1501/95; whereas in that case a contract is awarded to any tenderer whose bid is equal to or lower than the maximum refund, as well as to any tenderer whose bid relates to an export tax;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

For tenders notified from 12 September to 18 September 1997, pursuant to the invitation to tender issued in Regulation (EC) No 1337/97, the maximum refund on exportation of barley shall be ECU 8,97 per tonne.

Article 2

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.

⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 10.

⁽⁵⁾ OJ L 184, 12. 7. 1997, p. 1.

COMMISSION REGULATION (EC) No 1807/97**of 18 September 1997****concerning tenders notified in response to the invitation to tender for the export
of rye issued in Regulation (EC) No 1338/97**

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 organisation of the market in cereals ⁽¹⁾, as last amended by Regulation (EC) No 923/96 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals ⁽³⁾, as last amended by Regulation (EC) No 1259/97 ⁽⁴⁾, and in particular Article 7 thereof,

Whereas an invitation to tender for the refund and/or the tax for the export of rye to all third countries was opened pursuant to Commission Regulation (EC) No 1338/97 ⁽⁵⁾;

Whereas Article 7 of Regulation (EC) No 1501/95 allows the Commission to decide, in accordance with the procedure laid down in Article 23 of Regulation (EEC) No

1766/92 and on the basis of the tenders notified, to make no award; whereas on the basis of the criteria laid down in Article 1 of Regulation (EC) No 1501/95 a maximum refund or minimum tax should not be fixed;

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

No action shall be taken on the tenders notified from 12 to 18 September 1997 in response to the invitation to tender for the refund or the tax for the export of rye issued in Regulation (EC) No 1338/97.

Article 2

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.

⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 10.

⁽⁵⁾ OJ L 184, 12. 7. 1997, p. 4.

COMMISSION REGULATION (EC) No 1808/97
of 18 September 1997

**fixing the maximum export refund on common wheat in connection with the
invitation to tender issued in Regulation (EC) No 1339/97**

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 Regulation (EC) No 923/96 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals ⁽³⁾, as last amended by Regulation (EC) No 1259/97 ⁽⁴⁾, and in particular Article 7 thereof,

Whereas an invitation to tender for the refund and/or the tax for the export of common wheat to all third countries was opened pursuant to Commission Regulation (EC) No 1339/97 ⁽⁵⁾;

Whereas Article 7 of Regulation (EC) No 1501/95 provides that the Commission may, on the basis of the tenders notified, in accordance with the procedure laid down in Article 23 of Regulation (EEC) No 1766/92, decide to fix a maximum export refund taking account of the criteria referred to in Article 1 of Regulation (EC) No

1501/95; whereas in that case a contract is awarded to any tenderer whose bid is equal to or lower than the maximum refund, as well as to any tenderer whose bid relates to an export tax;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

For tenders notified from 12 to 18 September 1997, pursuant to the invitation to tender issued in Regulation (EC) No 1339/97, the maximum refund on exportation of common wheat shall be ECU 2,98 per tonne.

Article 2

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.

⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 10.

⁽⁵⁾ OJ L 184, 12. 7. 1997, p. 7.

COMMISSION REGULATION (EC) No 1809/97**of 18 September 1997****fixing the maximum export refund on oats in connection with the invitation to tender issued in Regulation (EC) No 1773/97**

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 Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽³⁾, as last amended by Regulation (EC) No 1259/97⁽⁴⁾,

Having regard to Commission Regulation (EC) No 1773/97 of 12 September 1997 on a special intervention measure for cereals in Finland and Sweden⁽⁵⁾, and in particular Article 8 thereof,

Whereas an invitation to tender for the refund for the export of oats produced in Finland and Sweden for export from Finland or Sweden to all third countries was opened pursuant to Regulation (EC) No 1773/97;

Whereas Article 8 of Regulation (EC) No 1773/97 provides that the Commission may, on the basis of the tenders notified, in accordance with the procedure laid down in Article 23 of Regulation (EEC) No 1766/92,

decide to fix a maximum export refund taking account of the criteria referred to in Article 1 of Regulation (EC) No 1501/95; whereas in that case a contract is awarded to any tenderer whose bid is equal to or lower than the maximum refund;

Whereas the application of the abovementioned criteria to the current market situation for the cereal in question results in the maximum export refund being fixed at the amount specified in Article 1;

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

For tenders notified from 12 to 18 September 1997, pursuant to the invitation to tender issued in Regulation (EC) No 1773/97, the maximum refund on exportation of oats shall be ECU 18,50 per tonne.

Article 2

This Regulation shall enter into force on 19 September 1997.

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

Done at Brussels, 18 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.
⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.
⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.
⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 10.
⁽⁵⁾ OJ L 250, 13. 9. 1997, p. 1.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 27 May 1997

concerning questionnaires for Member States reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC)

(97/622/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/692/EEC of 23 December 1991 on the standardization and rationalization of reports on the implementation of certain Directives relating to the Environment⁽¹⁾, and in particular Articles 5 and 6 and its Annex VI,

Having regard to Council Directive 75/442/EEC of 15 July 1975 on waste⁽²⁾, as last amended by Commission Decision 96/350/EC⁽³⁾,

Having regard to Council Directive 91/689/EEC of 12 December 1991 on hazardous waste⁽⁴⁾, as last amended by Directive 94/31/EC⁽⁵⁾,

Having regard to European Parliament and Council Directive 94/62/EC of 20 December 1994 on packaging and packaging waste⁽⁶⁾,

Whereas Article 8 (1) of Directive 91/689/EEC requires Member States to transmit to the Commission information on the application of this Directive in the context of the report provided for in Article 16 (1) of Directive 75/442/EEC;

Whereas Article 17 of Directive 94/62/EC requires Member States to transmit to the Commission information on the application of this Directive in accordance with Article 5 of Directive 91/692/EEC;

Whereas Article 16 of Directive 75/442/EEC, has been replaced by Article 5 of Directive 91/692/EEC which requires Member States to transmit to the Commission information on the implementation of certain Community Directives in the form of a sectoral report;

Whereas, this report has to be established on the basis of a questionnaire or an outline drafted by the Commission in accordance with the procedure set out in Article 6 of Directive 91/692/EEC;

Whereas the first sectoral report will cover the period 1998 to 2000 inclusive;

Whereas the measures envisaged by this Decision are in accordance with the opinion expressed by the Committee established in accordance with Article 6 of the abovementioned Directive,

HAS ADOPTED THIS DECISION:

Article 1

The questionnaires attached to this Decision, which relate to Directive 91/689/EEC and Directive 94/62/EC, are hereby adopted.

Article 2

The Member States will use these questionnaires as a basis for the drawing up of the sectoral reports they are required to submit to the Commission pursuant to Article 5 of Directive 91/692/EEC and to Article 17 of Directive 94/62/EEC.

⁽¹⁾ OJ L 377, 31. 12. 1991, p. 48.

⁽²⁾ OJ L 194, 25. 7. 1975, p. 39.

⁽³⁾ OJ L 135, 6. 6. 1996, p. 32.

⁽⁴⁾ OJ L 377, 31. 12. 1991, p. 20.

⁽⁵⁾ OJ L 168, 2. 7. 1994, p. 28.

⁽⁶⁾ OJ L 365, 31. 12. 1994, p. 10.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 27 May 1997.

For the Commission

Ritt BJERREGAARD

Member of the Commission

*ANNEX***LIST OF QUESTIONNAIRES**

1. Questionnaire relating to Council Directive 91/689/EEC of 12 December 1991 on hazardous waste ⁽¹⁾, as last amended by Directive 94/31/EC ⁽²⁾.
2. Questionnaire relating to European Parliament and Council Directive 94/62/EC of 20 December 1994 on packaging and packaging waste ⁽³⁾.

⁽¹⁾ OJ L 377, 31. 12. 1991, p. 20.

⁽²⁾ OJ L 168, 2. 7. 1994, p. 28.

⁽³⁾ OJ L 365, 31. 12. 1994, p. 10.

QUESTIONNAIRE

for the report of the Member States on the transposition and implementation of Directive 91/689/EEC on hazardous waste, as last amended by Directive 94/31/EC

There is no need to repeat information already supplied but please indicate clearly where and when that information was provided.

I. INCORPORATION INTO NATIONAL LAW

1. (a) Has the Commission been provided with the national laws and regulations which implement Directive 91/689/EEC as amended into national law?
(Yes/No)
- (b) If the answer to (a) above is 'No', please state the reasons why.
2. (a) Has the Commission been provided with the national laws and regulations which implement Council Decision 94/904/EC establishing a list of hazardous waste pursuant to Article 1 (4), first indent of Directive 91/689/EEC, into national law?
(Yes/No)
- (b) If the answer to question (a) above is 'No', please state the reasons why.

II. IMPLEMENTATION OF THE DIRECTIVE

3. (a) Has any waste other than those listed in Decision 94/904/EC been considered to display any of the properties listed in Annex III to Directive 91/689/EEC, pursuant to its Article 1 (4), second indent?
(Yes/No)
- (b) If the answer to question (a) above is 'Yes', has the case(s) been notified to the Commission?
(Yes/No)
- (c) If the answer to question (b) above is 'No', please state the reasons why.
4. (a) Have measures been adopted to distinguish domestic hazardous waste from non-domestic hazardous waste?
(Yes/No)
- (b) If the answer to question (a) above is 'Yes', please provide details.
5. (a) Have the necessary measures pursuant to Article 2 (1) been taken?
(Yes/No)
- (b) If the answer to question (a) above is 'Yes', please provide details.
- (c) If the answer to question (a) above is 'No', please state the reasons why.
6. (a) Have the necessary measures pursuant to Article 2 (2) to (4) been taken?
(Yes/No)
- (b) If the answer to question (a) above is 'Yes', please provide details.
- (c) If the answer to question (a) above is 'No', please state the reasons why.
7. (a) Have general rules been adopted to provide exemptions pursuant to Article 3 (2)?
(Yes/No)
- (b) If the answer to question (a) above is 'Yes', please provide details.
- (c) If the answer to question (a) above is 'Yes', and if the rules referred to in Article 3 (2) have not been sent to the Commission, please state the reasons why.

8. (a) Are appropriate periodic inspections carried out by the competent authorities for producers of hazardous waste, pursuant to Article 4 (1)?

(Yes/No)

(b) If the answer to question (a) above is 'Yes', please give details of frequency.

9. (a) Are the producers of hazardous waste, establishments or undertakings referred to in Article 4 (2) required to keep records, pursuant to Article 14 of Directive 75/442/EEC?

(Yes/No)

(b) If the answer to question (a) above is 'Yes', please give details, including details of any standard form in use.

10. (a) Have the necessary measures pursuant to Article 5 (1) been taken?

(Yes/No)

(b) If the answer to question (a) above is 'Yes', please provide details.

(c) If the answer to question (a) above is 'No', please state the reasons why.

11. (a) Have waste management plans been drawn up, pursuant to Article 6?

(Yes/No)

(b) If the answer to question (a) above is 'No', please state reasons why.

(c) If the answer to question (a) above is 'Yes', please indicate whether these waste management plans have been drawn up separately or in the framework of the general waste management plans referred to in Article 7 of Directive 75/442/EEC.

(d) If these waste management plans have been drawn up separately from the general waste management plans referred to in Article 7 of Directive 75/442/EEC, please give the following details, where available, indicating whether any of the figures given is an estimate:

(tonnes/year)

	Hazardous waste
Total waste produced ⁽¹⁾ , of which: — recycled ⁽¹⁾ : — incinerated ⁽¹⁾ : — incinerated with energy recovery ⁽¹⁾ : — landfilled ⁽¹⁾ : — others, please specify ⁽¹⁾ :	
— recycled ⁽²⁾ : — incinerated ⁽²⁾ : — incinerated with energy recovery ⁽²⁾ : — landfilled ⁽²⁾ : — others, please specify ⁽²⁾ :	

⁽¹⁾ Within the Member State.

⁽²⁾ Outside the Member State.

- (e) If the answer to question (a) above is 'Yes', have the waste management plans been made public?

(Yes/No)

(f) If the answer to question (e) above is 'No', please state the reasons why.

12. (a) Have there been any circumstances under which necessary steps, including temporary derogations from Directive 91/689/EEC pursuant to Article 7, have been taken?

(Yes/No)

(b) If the answer to question (a) above is 'Yes', and the Commission has not been informed thereof, please state the reasons why.

QUESTIONNAIRE

for the drafting of reports by Member States on the implementation and application of Directive
94/62/EC on packaging and packaging waste

There is no need to repeat information already supplied but please indicate clearly where and when the information was provided.

I. IMPLEMENTATION IN NATIONAL LAW

1. (a) Has the Commission been provided with details of the laws, regulations and administrative provisions introduced to comply with the Directive?
(Yes/No)
(b) If the answer to (a) is 'No', state the reason why.
2. (a) Are there plans to adopt further measures, not detailed below, within the framework of the Directive and under the scope of the notification obligation of Article 16?
(Yes/No)
(b) If the answer to (a) is 'Yes', has the Commission been notified of the measures in accordance with Article 16?
(c) If the answer to (b) is 'No', state the reason why.
3. (a) If programmes have been set up the objectives of which go beyond those referred to in Article 6 (1) (a) and (b), have those objectives been communicated to the Commission in accordance with Article 6 (6)?
(Yes/No)
(b) If the answer to (a) is 'No', state the reason why.

II. APPLICATION OF THE DIRECTIVE

1. (a) Have measures to prevent the formation of packaging waste been implemented in accordance with Article 4, other than those introduced in accordance with Article 9?
(Yes/No)
(b) If the answer to (a) is 'No', state the reason why.
(c) Describe the measures taken, referring to any consultation with economic operators.
2. (a) Have measures been taken to encourage reuse systems in accordance with Article 5?
(Yes/No)
(b) If the answer to (a) is 'Yes', describe the measures.
3. (a) Have the necessary measures been taken, pursuant to Article 7, to set up systems for the return and/or collection of used packaging and/or packaging waste and systems for the reuse or recovery, including recycling, of packaging and/or collected packaging waste?
(Yes/No)
(b) If the answer to (a) is 'No', state the reason why.
(c) Give details of the measures taken and of the systems which have been set up.
4. With regard to achievement of the recovery and recycling targets referred to in Article 6, please fill in and attach the formats adopted pursuant to Article 12 (3) indicating the method used to obtain data.

5. (a) Has the use of materials obtained from recycled packaging waste been encouraged in accordance with Article 6 (2)?
(Yes/No)
- (b) If the answer to (a) is 'Yes', describe the actions undertaken.
6. How have the measures and targets referred to in Article 6 (1) (a) and (b) been published in accordance with Article 6 (4)? Describe the information campaign aimed at the general public and economic operators.
7. What measures have been taken, in accordance with Article 13, to ensure that users of packaging receive the information laid down in that Article?
8. (a) Are there any national standards relating to the essential requirements, in accordance with Article 9, and to the concentration levels of heavy metals, in accordance with Article 11.
(Yes/No)
- (b) If the answer to (a) is 'Yes', have they been communicated to the Commission?
(Yes/No)
- (c) If the answer to (b) is 'No', state the reason why.
9. (a) Do the waste management plans required by Article 7 of Directive 75/442/EEC include a specific chapter on the management of packaging and packaging waste, in accordance with Article 14 of Directive 94/62/EC?
(Yes/No)
- (b) If the answer to (a) is 'No', state the reason why.
10. (a) Have economic instruments been adopted, in accordance with Article 15, to attain the targets set in the Directive?
(Yes/No)
- (b) If the answer to (a) is 'Yes', specify the measures adopted.
-

COMMISSION DECISION

of 12 September 1997

amending Decision 96/687/EC adopting the plan allocating to the Member States resources to be charged to the 1997 budget year for the supply of food from intervention stocks for the benefit of the most deprived persons in the Community

(97/623/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Whereas the measures provided for in this Decision are in accordance with the opinion of all the relevant management committees,

Having regard to the Treaty establishing the European Community,

HAS ADOPTED THIS DECISION:

Article 1

Having regard to Council Regulation (EEC) No 3730/87 of 10 December 1987 laying down the general rules for the supply of food from intervention stocks to designated organizations for distribution to the most deprived persons in the Community⁽¹⁾, as amended by Regulation (EC) No 2535/95⁽²⁾, and in particular Article 6 thereof,

The Annex to Decision 96/687/EC is hereby amended as follows:

Whereas Commission Regulation (EEC) No 3149/92⁽³⁾, as last amended by Regulation (EEC) No 267/96⁽⁴⁾, sets detailed rules for the supply of food from intervention stocks for the benefit of the most deprived persons in the Community; whereas it also contains provisions on mobilization on the Community market should intervention stocks of certain products not be available at the time;

1. in point (b) 'Quantity of each type of product to be withdrawn from intervention stocks for distribution in each Member State up to the maximum amount indicated in point (a)', the quantity of 5 000 tonnes for Greece is deleted.

2. points (c) and (d) are replaced by the following:

'(c) and (d) 1. Allocations to Member States for purchase of products on the Community market:

(i) for Luxembourg:

— beef: ECU 17 260

— milk powder: ECU 26 718

(ii) for Greece:

— olive oil: ECU 9 308 500.

Whereas the Commission by Decision 96/687/EC⁽⁵⁾, amended by Decision 97/595/EC⁽⁶⁾, determined the amounts available to execute the 1997 plan in each Member State and set the quantities of each product to be withdrawn from intervention stocks; whereas when the plan was adopted it seemed likely that enough olive oil would be available in intervention storage to meet demand; whereas the quantities of olive oil required to execute the plan are not available in storage; whereas the purchase on the market of olive oil not available from intervention stocks should therefore be authorized; whereas specific provisions need to be introduced to ensure that the supply contract is properly fulfilled and to ensure compliance with the deadlines applying to the reimbursement of expenditure in the current financial year;

Allocation of the supply contract to the successful tenderer is subject to the provision by the tenderer of a security equivalent to the offer price, made out in the name of the intervention agency. Payment to the successful tenderer shall be made at the latest by 15 October 1997.

In accordance with Articles 2 (3) and 5 (1) of Regulation (EEC) No 3149/92, the amounts fixed above shall be converted into national currency using the agricultural conversion rate applicable on 1 October 1996.

2. The appropriations needed to cover the intra-Community transfer costs of the intervention products are fixed at ECU 1 million.'

⁽¹⁾ OJ L 352, 15. 12. 1987, p. 1.
⁽²⁾ OJ L 260, 31. 10. 1995, p. 3.
⁽³⁾ OJ L 313, 30. 10. 1992, p. 50.
⁽⁴⁾ OJ L 36, 14. 2. 1996, p. 2.
⁽⁵⁾ OJ L 317, 6. 12. 1996, p. 22.
⁽⁶⁾ OJ L 239, 30. 8. 1997, p. 56.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 12 September 1997.

For the Commission

Franz FISCHLER

Member of the Commission

CORRIGENDA

Corrigendum to Commission Regulation (EC) No 1781/97 of 15 September 1997 on applications for import licences for rice and broken rice submitted in the first five working days of September 1997 pursuant to the arrangements provided for in Council Regulation (EC) No 1522/96

(Official Journal of the European Communities L 252 of 16 September 1997)

Page 24, Article 1 (2), last line:

for: '... 9 707 tonnes ...',

read: '... 9,707 tonnes ...'.
