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Legislation

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I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 2435/1999
of 17 November 1999
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 1498/98 ⁽²⁾, and in particular Article 4 (1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

- (2) 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 18 November 1999.

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

Done at Brussels, 17 November 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 17 November 1999 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	101,8
	204	37,4
	999	69,6
0707 00 05	052	104,3
	628	134,8
	999	119,6
0709 90 70	052	90,0
	204	102,4
	999	96,2
0805 20 10	204	57,7
	999	57,7
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	58,2
	999	58,2
0805 30 10	052	46,6
	528	77,3
	600	68,2
	999	64,0
0806 10 10	052	156,9
	400	306,4
	508	325,5
	999	262,9
0808 10 20, 0808 10 50, 0808 10 90	060	34,7
	400	76,1
	404	71,9
	804	22,6
	999	51,3
0808 20 50	052	100,5
	064	65,7
	400	91,3
	720	80,6
	999	84,5

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2645/98 (OJ L 335, 10.12.1998, p. 22). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 2436/1999**of 17 November 1999****fixing the export refunds on white sugar and raw sugar exported in its unaltered state**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2038/1999 of 13 September 1999 on the common organisation of the markets in the sugar sector ⁽¹⁾, and in particular point (a) of the second subparagraph of Article 18(5) thereof,

Whereas:

- (1) Article 18 of Regulation (EC) No 2038/1999 provides that the difference between quotations or prices on the world market for the products listed in Article 1(1)(a) of that Regulation and prices for those products within the Community may be covered by an export refund;
- (2) Regulation (EC) No 2038/1999 provides that when refunds on white and raw sugar, undenatured and exported in its unaltered state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 19 of that Regulation; whereas the same Article provides that the economic aspect of the proposed exports should also be taken into account;
- (3) the refund on raw sugar must be fixed in respect of the standard quality; the latter is defined in Article 1 of Council Regulation (EC) No 431/68 of 9 April 1968 determining the standard quality for raw sugar and fixing the Community frontier crossing point for calculating cif prices for sugar ⁽²⁾, as amended by Regulation (EC) No 3290/94 ⁽³⁾; furthermore, this refund should be fixed in accordance with Article 19(4) of Regulation (EC) No 2038/1999; candy sugar is defined in Commission Regulation (EC) No 2135/95 of 7 September 1995 laying down detailed rules of application for the grant of

export refunds in the sugar sector ⁽⁴⁾; the refund thus calculated for sugar containing added flavouring or colouring matter must apply to their sucrose content and, accordingly, be fixed per 1 % of the said content;

- (4) the world market situation or the specific requirements of certain markets may make it necessary to vary the refund for sugar according to destination;
- (5) in special cases, the amount of the refund may be fixed by other legal instruments;
- (6) the refund must be fixed every two weeks; whereas it may be altered in the intervening period;
- (7) it follows from applying the rules set out above to the present situation on the market in sugar and in particular to quotations or prices for sugar within the Community and on the world market that the refund should be as set out in the Annex hereto;
- (8) the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1(1)(a) of Regulation (EC) No 2038/1999, undenatured and exported in the natural state, are hereby fixed to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 18 November 1999.

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

Done at Brussels, 17 November 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 89, 10.4.1968, p. 3.

⁽³⁾ OJ L 349, 31.12.1994, p. 105.

⁽⁴⁾ OJ L 214, 8.9.1995, p. 16.

ANNEX

**to the Commission Regulation of 17 November 1999 fixing the export refunds on white sugar and raw sugar
exported in its unaltered state**

Product code	Amount of refund
	— EUR/100 kg —
1701 11 90 9100	43,22 ⁽¹⁾
1701 11 90 9910	42,70 ⁽¹⁾
1701 11 90 9950	⁽²⁾
1701 12 90 9100	43,22 ⁽¹⁾
1701 12 90 9910	42,70 ⁽¹⁾
1701 12 90 9950	⁽²⁾
	— EUR/1 % of sucrose × 100 kg —
1701 91 00 9000	0,4698
	— EUR/100 kg —
1701 99 10 9100	46,98
1701 99 10 9910	48,90
1701 99 10 9950	46,69
	— EUR/1 % of sucrose × 100 kg —
1701 99 90 9100	0,4698

⁽¹⁾ Applicable to raw sugar with a yield of 92 %; if the yield is other than 92 %, the refund applicable is calculated in accordance with the provisions of Article 19 (4) of Regulation (EC) No 2038/1999.

⁽²⁾ Fixing suspended by Commission Regulation (EEC) No 2689/85 (OJ L 255, 26.9.1985, p. 12), as amended by Regulation (EEC) No 3251/85 (OJ L 309, 21.11.1985, p. 14).

COMMISSION REGULATION (EC) No 2437/1999**of 17 November 1999****fixing the maximum export refund for white sugar for the 16th partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EC) No 1489/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2038/1999 of 13 September 1999 on the common organisation of the markets in the sugar sector ⁽¹⁾, and in particular the second subparagraph of Article 18(5) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1489/1999 of 7 July 1999 on a standing invitation to tender to determine levies and/or refunds on exports of white sugar ⁽²⁾, requires partial invitations to tender to be issued for the export of this sugar;
- (2) pursuant to Article 9(1) of Regulation (EC) No 1489/1999 a maximum export refund shall be fixed, as the case may be, account being taken in particular of the state and foreseeable development of the Community

and world markets in sugar, for the partial invitation to tender in question;

- (3) following an examination of the tenders submitted in response to the 16th partial invitation to tender, the provisions set out in Article 1 should be adopted;
- (4) the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

For the 16th partial invitation to tender for white sugar issued pursuant to Regulation (EC) No 1489/1999 the maximum amount of the export refund is fixed at EUR 52,202/100 kg.

Article 2

This Regulation shall enter into force on 18 November 1999.

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

Done at Brussels, 17 November 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 172, 8.7.1999, p. 27.

COMMISSION REGULATION (EC) No 2438/1999**of 17 November 1999****fixing the representative prices and the additional import duties for molasses in the sugar sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2038/1999 of 13 September 1999 on the common organization of the market in sugar ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1422/95 of 23 June 1995 laying down detailed rules of application for imports of molasses in the sugar sector and amending Regulation (EEC) No 785/68 ⁽²⁾, and in particular Articles 1(2) and 3(1) thereof,

Whereas:

- (1) Regulation (EC) No 1422/95 stipulates that the cif import price for molasses, hereinafter referred to as the 'representative price', should be set in accordance with Commission Regulation (EEC) No 785/68 ⁽³⁾; that price should be fixed for the standard quality defined in Article 1 of the above Regulation;
- (2) the representative price for molasses is calculated at the frontier crossing point into the Community, in this case Amsterdam; that price must be based on the most favourable purchasing opportunities on the world market established on the basis of the quotations or prices on that market adjusted for any deviations from the standard quality; the standard quality for molasses is defined in Regulation (EEC) No 785/68;
- (3) when the most favourable purchasing opportunities on the world market are being established, account must be taken of all available information on offers on the world market, on the prices recorded on important third-country markets and on sales concluded in international trade of which the Commission is aware, either directly or through the Member States; under Article 7 of Regulation (EEC) No 785/68, the Commission may for this purpose take an average of several prices as a basis, provided that this average is representative of actual market trends;
- (4) the information must be disregarded if the goods concerned are not of sound and fair marketable quality or if the price quoted in the offer relates only to a small

quantity that is not representative of the market; offer prices which can be regarded as not representative of actual market trends must also be disregarded;

- (5) if information on molasses of the standard quality is to be comparable, prices must, depending on the quality of the molasses offered, be increased or reduced in the light of the results achieved by applying Article 6 of Regulation (EEC) No 785/68;
- (6) a representative price may be left unchanged by way of exception for a limited period if the offer price which served as a basis for the previous calculation of the representative price is not available to the Commission and if the offer prices which are available and which appear not to be sufficiently representative of actual market trends would entail sudden and considerable changes in the representative price;
- (7) where there is a difference between the trigger price for the product in question and the representative price, additional import duties should be fixed under the conditions set out in Article 3 of Regulation (EC) No 1422/95; should the import duties be suspended pursuant to Article 5 of Regulation (EC) No 1422/95, specific amounts for these duties should be fixed;
- (8) application of these provisions will have the effect of fixing the representative prices and the additional import duties for the products in question as set out in the Annex to this Regulation;
- (9) the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and the additional duties applying to imports of the products referred to in Article 1 of Regulation (EC) No 1422/95 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 18 November 1999.

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 141, 24.6.1995, p. 12.

⁽³⁾ OJ L 145, 27.6.1968, p. 12.

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

Done at Brussels, 17 November 1999.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX

fixing the representative prices and additional import duties applying to imports of molasses in the sugar sector

(in EUR)

CN code	Amount of the representative price in 100 kg net of the product in question	Amount of the additional duty in 100 kg net of the product in question	Amount of the duty to be applied to imports in 100 kg net of the product in question because of suspension as referred to in Article 5 of Regulation (EC) No 1422/95 ⁽²⁾
1703 10 00 ⁽¹⁾	6,42	0,21	—
1703 90 00 ⁽¹⁾	7,16	0,07	—

⁽¹⁾ For the standard quality as defined in Article 1 of amended Regulation (EEC) No 785/68.

⁽²⁾ This amount replaces, in accordance with Article 5 of Regulation (EC) No 1422/95, the rate of the Common Customs Tariff duty fixed for these products.

COMMISSION REGULATION (EC) No 2439/1999**of 17 November 1999****on the conditions for the authorisation of additives belonging to the group 'binders, anti-caking agents and coagulants' in feedingstuffs**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs ⁽¹⁾, as last amended by Commission Regulation (EC) No 1636/1999 ⁽²⁾, and in particular Article 11 thereof,

Whereas:

- (1) kaolinitic clays originating from certain mines situated in the Federal Republic of Germany have been found to contain extremely high levels of dioxins. According to available information, this could be a contamination of geological origin;
- (2) under Article 11 of Directive 70/524/EEC, a Member State which, as a result of new information or of a reassessment of existing information made since the provisions in question were adopted, finds that the use of one of the additives listed in the Directive constitutes a danger to animal or human health or the environment may temporarily suspend the authorisation to use that additive;
- (3) several Member States have prohibited the use of contaminated kaolinitic clays in pre-mixtures and feedingstuffs;
- (4) under Article 3a(b) of Directive 70/524/EEC, authorisation of an additive is to be given only if, taking account of the conditions of use, it does not adversely affect human or animal health or the environment;
- (5) the use of feedingstuffs contaminated with dioxins may contaminate foodstuffs of animal origin. Dioxins are classified as a human carcinogen by recognised international organisations. These organisations recommend that measures are taken to reduce the ingestion of dioxins through food as much as possible;
- (6) contaminated additives should be avoided as much as possible;
- (7) a complete risk assessment cannot be carried out for lack of adequate scientific data. In view of the need for urgent measures to prevent an unacceptable degree of contamination of feedingstuffs and pending the results

of the monitoring programme on clays and the risk assessment, the acceptable level of dioxins in kaolinitic clays should be restricted by way of precaution to the analytical limit of determination. This limit may be reviewed in the light of the results of any investigations carried out and of the monitoring programme;

- (8) the contamination of kaolin found in Germany could in fact also concern other additives authorised for use as binders, anti-caking agents and coagulants under Directive 70/524/EEC, as indicated by the fact that ball clay, sedimentary clays containing other minerals besides kaolin, originating from a mine in the United States has also been shown to be heavily naturally contaminated by dioxins of geological origin. It is appropriate to examine in the frame of the monitoring programme the possible presence of dioxins in all these authorised additives. It is foreseen for the time being to apply a provisional maximum limit only for the kaolinitic clays, the analytical limit of determination will apply as the maximum limit after a well-defined period of time for the additives other than the kaolinitic clays in the absence of the establishment, if required, of a specific maximum limit based on sufficient data concerning the presence of dioxins;
- (9) the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS REGULATION:

Article 1

The conditions for the authorisation of additives belonging to the group 'binders, anti-caking agents and coagulants' referred to in the Annex to this Regulation are hereby replaced by those set out in the Annex hereto in accordance with Directive 70/524/EEC.

The Commission shall re-examine the provisions of this Regulation before 1 March 2000 in the light of any investigations carried out and of the results of the monitoring programme.

Article 2

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

⁽¹⁾ OJ L 270, 14.12.1970, p. 1.

⁽²⁾ OJ L 194, 27.7.1999, p. 17.

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

Done at Brussels, 17 November 1999.

For the Commission

David BYRNE

Member of the Commission

ANNEX

EC number	Additive	Chemical formula, description	Species or category of animals	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorisation
					mg/kg of complete feedingstuff			
Binders, anti-caking agents and coagulants								
E 330	Citric acid	C ₆ H ₈ O ₇	All species or categories of animals	—	—	—	All feedingsuffs. Compliance with the provisions of Article 16(1)(g)	Without a time limit
E 470	Sodium, potassium and calcium stearates	C ₁₈ H ₃₅ O ₂ Na, C ₁₈ H ₃₅ O ₂ K and C ₃₆ H ₇₀ O ₄ Ca Maximum dioxin content (1):	All species or categories of animals	—	—	—	All feedingsuffs	Without a time limit
E 516	Calcium sulphate, dihydrate	CaSO ₄ ·2H ₂ O Maximum dioxin content (1):	All species or categories of animals	—	—	30 000	All feedingsuffs	Without a time limit
E 551a	Silicic acid, precipitated and dried	— Maximum dioxin content (1):	All species or categories of animals	—	—	—	All feedingsuffs	Without a time limit
E 551b	Colloidal silica	— Maximum dioxin content (1):	All species or categories of animals	—	—	—	All feedingsuffs	Without a time limit
E 551c	Kieselgur (diatomaceous earth, purified)	— Maximum dioxin content (1):	All species or categories of animals	—	—	—	All feedingsuffs	Without a time limit
E 552	Calcium silicate, synthetic	— Maximum dioxin content (1):	All species or categories of animals	—	—	—	All feedingsuffs	Without a time limit
E 554	Sodium aluminosilicate, synthetic	— Maximum dioxin content (1):	All species or categories of animals	—	—	—	All feedingsuffs	Without a time limit
E 558	Bentonite-montmorillonite	— Maximum dioxin content (1):	All species or categories of animals	—	—	20 000	All feedingsuffs Mixing with additives from the 'antibiotics', 'growth promoters', 'cocciostats and other medical substances' groups is prohibited, except in the case of monensin-sodium, narasin, lasalocid-sodium, flavophospholipol, salinomycin sodium, nicarbazin and robenidine	Without a time limit
							Indication on the label of the specific name of the additive	

EC number	Additive	Chemical formula, description	Species or category of animals	Maximum age	Maximum content		Other provisions	Period of authorisation
					Minimum content	mg/kg of complete feedingstuff		
E 559	Kaolinitic clays, free of asbestos	Naturally occurring mixtures of minerals containing at least 65 % complex hydrated aluminium silicates whose main constituent is kaolinite Maximum dioxin content: 500 pg WHO-PCDD/F-TEQ/kg ⁽¹⁾	All species or categories of animals	—	—	—	All feedingstuffs	Without a time limit
E 560	Natural mixtures of steatites and chlorite	Natural mixtures of steatite and chlorite, free of asbestos: minimum purity of the mixtures 85 % Maximum dioxin content ⁽¹⁾ :	All species or categories of animals	—	—	—	All feedingstuffs	Without a time limit
E 561	Vermiculite	Natural silicate of magnesium, aluminium and iron, expanded by heating, free of asbestos Maximum dioxin content: 0,3 % Maximum dioxin content ⁽¹⁾ :	All species or categories of animals	—	—	—	All feedingstuffs	Without a time limit
E 562	Sepiolite	Hydrated magnesium silicate of sedimentary origin, containing at least 60 % sepiolite and maximum 30 % montmorillonite, free of asbestos Maximum dioxin content ⁽¹⁾ :	All species or categories of animals	—	—	20 000	All feedingstuffs	Without a time limit
E 563	Sepiolitic clay	Hydrated magnesium silicate of sedimentary origin, containing at least 40 % sepiolite and 25 % illite, free of asbestos Maximum dioxin content ⁽¹⁾ :	All species or categories of animals	—	—	20 000	All feedingstuffs	Without a time limit
E 565	Lignosulphates	— Maximum dioxin content ⁽¹⁾ :	All species or categories of animals	—	—	—	All feedingstuffs	Without a time limit
E 566	Natrolitephonolite	Natural mixture of aluminium silicates, alkalines and alkaline-earth and aluminium hydrosilicates, natrolite (43-46,5 %) and feldspar Maximum dioxin content ⁽¹⁾ :	All species or categories of animals	—	—	25 000	All feedingstuffs	Without a time limit

EC number	Additive	Chemical formula, description	Species or category of animals	Maximum age	Minimum content	Maximum content	Other provisions	Period of authorisation
					mg/kg of complete feedingstuff			
E 598	Synthetic calcium aluminates	Mixture of calcium aluminates containing between 35 and 51 % of Al ₂ O ₃ Maximum molybdenum content: 20 mg/kg Maximum dioxin content (!):	Poultry	—	—	20 000	All feedingstuffs	Without a time limit
			Rabbits	—	—	20 000	All feedingstuffs	Without a time limit
			Pigs	—	—	20 000	All feedingstuffs	Without a time limit
			Dairy cows	—	—	8 000	All feedingstuffs	Without a time limit
			Cattle for fattening	—	—	8 000	All feedingstuffs	Without a time limit
			Calves	—	—	8 000	All feedingstuffs	Without a time limit
			Lambs	—	—	8 000	All feedingstuffs	Without a time limit
E 599	Perlite	Natural silicate of sodium and aluminium, expanded by heating, free of asbestos Maximum dioxin content (!):	Kids	—	—	8 000	All feedingstuffs	Without a time limit
			All species or categories of animals	—	—	—	All feedingstuffs	Without a time limit

Binders, anti-caking agents and coagulants

3	Clinoptilolite of volcanic origin	Calcium hydrated aluminosilicate of volcanic origin containing a minimum of 85 % of clinoptilolite and a maximum of 15 % of feldspar, micas and clays free of fibres and quartz. Maximum lead content: 80 mg/kg Maximum dioxin content ⁽¹⁾ :	Pigs	—	—	20 000	All feedingstuffs	30.9.2000
			Rabbits	—	—	20 000	All feedingstuffs	30.9.2000
			Poultry	—	—	20 000	All feedingstuffs	30.9.2000

⁽¹⁾ In the absence of the establishment, if required, of a specific maximum limit based on sufficient data on the presence of dioxins, the maximum limit of 500 pg WHO-PCDD/F-TEQ/kg will apply from 1 March 2000.

⁽²⁾ The dioxin content is the sum of polychlorinated dibenzo-para-dioxins (PCDDs) and polychlorinated dibenzofurans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, applying WHO TEFs (toxic equivalence factors, 1997).

The content must be expressed as upperbound, i. e. it is calculated assuming that all the values of the different congener elements below the limit of detection are equal to the limit of detection.

COMMISSION REGULATION (EC) No 2440/1999
of 17 November 1999
on the sale by tender of beef held by certain intervention agencies

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organisation of the market in beef and veal ⁽¹⁾, as last amended by Regulation (EC) No 1633/98 ⁽²⁾, and in particular Article 7(3) thereof,

Whereas:

- (1) the application of intervention measures in respect of beef has created stocks in several Member States; whereas, in order to prevent an excessive prolongation of storage, part of these stocks should be sold by tender;
- (2) the sale should be made subject to the rules laid down by Commission Regulation (EEC) No 2173/79 ⁽³⁾, as last amended by Regulation (EC) No 2417/95 ⁽⁴⁾, subject to certain special exceptions which are necessary;
- (3) with a view to ensuring a regular and uniform tendering procedure, measures should be taken in addition to those laid down in Article 8(1) of Regulation (EEC) No 2173/79;
- (4) provision should be made for derogations from Article 8(2)(b) of Regulation (EEC) No 2173/79, in view of the administration difficulties which application of this point creates in the Member States concerned;
- (5) the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

1. The sale shall take place of:
 - approximately 3 000 tonnes of bone-in beef held by the German intervention agency,
 - approximately 21 tonnes of bone-in beef held by the Spanish intervention agency,
 - approximately 171 tonnes of boneless beef held by the United Kingdom intervention agency,

— approximately 13 tonnes of boneless beef held by the French intervention agency.

Detailed information concerning quantities is given in Annex I.

2. Subject to the provisions of this Regulation the products referred to in paragraph 1 shall be sold in accordance with Regulation (EEC) No 2173/79, in particular Titles II and III thereof.

Article 2

1. Notwithstanding Articles 6 and 7 of Regulation (EEC) No 2173/79, the provisions of and Annexes to this Regulation shall serve as a general notice of invitations to tender.

The intervention agencies concerned shall draw up a notice of invitation to tender which shall include the following:

- (a) the quantities of beef offered for sale; and
- (b) the deadline and place for submitting tenders.

2. Interested parties may obtain the details of the quantities available and the places where the products are stored from the addresses listed in Annex II to this Regulation. The intervention agencies shall, in addition, display the notice referred to in paragraph 1 at their head offices and may publish it in other ways.

3. For each product mentioned in Annex I the intervention agencies concerned shall sell first the meat which has been stored the longest.

4. Only tenders which reach the intervention agencies concerned by 12 noon on 22 November 1999 shall be considered.

5. Notwithstanding Article 8(1) of Regulation (EEC) No 2173/79, a tender must be submitted to the intervention agency concerned in a closed envelope, bearing the reference to the Regulation concerned. The closed envelope must not be opened by the intervention agency before the expiry of the tender deadline referred to in paragraph 4.

6. Notwithstanding Article 8(2)(b) of Regulation (EEC) No 2173/79, tenders shall not indicate in which cold store or stores the products are held.

7. Notwithstanding Article 18(1) of Regulation (EEC) No 2173/79 the time limit for taking over meat sold pursuant to this Regulation shall be three months from the day of the notification referred to in Article 11 of the same Regulation.

⁽¹⁾ OJ L 148, 28.6.1968, p. 24.

⁽²⁾ OJ L 210, 28.7.1998, p. 17.

⁽³⁾ OJ L 251, 5.10.1979, p. 12.

⁽⁴⁾ OJ L 248, 14.10.1995, p. 39.

Article 3

1. Member States shall provide the Commission with information concerning the tenders received not later than the working day following the deadline set for the submission of tenders.

2. After the tenders received have been examined a minimum selling price shall be set for each product or the sale will not proceed.

Article 4

The security provided for in Article 15(1) of Regulation (EEC) No 2173/79 shall be EUR 120/t.

Article 5

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, 17 November 1999.

For the Commission

Franz FISCHLER

Member of the Commission

ANEXO I — BILAG I — ANHANG I — ΠΑΡΑΡΤΗΜΑ I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I —
ANEXO I — LIITE I — BILAGA I

Estado miembro	Productos ⁽¹⁾	Cantidad aproximada (toneladas)
Medlemsstat	Produkter ⁽¹⁾	Tilnærmet mængde (tons)
Mitgliedstaat	Erzeugnisse ⁽¹⁾	Ungefähre Mengen (Tonnen)
Κράτος μέλος	Προϊόντα ⁽¹⁾	Κατά προσέγγιση ποσότητα (τόνοι)
Member State	Products ⁽¹⁾	Approximate quantity (tonnes)
État membre	Produits ⁽¹⁾	Quantité approximative (tonnes)
Stato membro	Prodotti ⁽¹⁾	Quantità approssimativa (tonnellate)
Lidstaat	Producten ⁽¹⁾	Hoeveelheid bij benadering (ton)
Estado-Membro	Produtos ⁽¹⁾	Quantidade aproximada (toneladas)
Jäsenvaltio	Tuotteet ⁽¹⁾	Arvioitu määrä (tonneina)
Medlemsstat	Produkter ⁽¹⁾	Ungefärlig kvantitet (ton)

a) **Carne con hueso — Kød, ikke udbenet — Fleisch mit Knochen — Κρέατα με κόκαλα — Bone-in beef — Viande avec os — Carni non disossate — Vlees met been — Carne com osso — Luullinen naudanliha — Kött med ben**

DEUTSCHLAND	— Hinterviertel	3 000
ESPAÑA	— Cuartos delanteros	21

b) **Carne deshuesada — Udbenet kød — Fleisch ohne Knochen — Κρέατα χωρίς κόκαλα — Boneless beef — Viande désossée — Carni senza osso — Vlees zonder been — Carne desossada — Luuton naudanliha — Benfritt kött**

UNITED KINGDOM	— Intervention striploin (INT 17)	40
	— Intervention rump (INT 16)	31
	— Intervention silverside (INT 14)	10
	— Intervention forerib (INT 19)	90
FRANCE	— Avant d'intervention (INT 24)	13

-
- (¹) Véanse los anexos V y VII del Reglamento (CEE) n° 2456/93 de la Comisión (DO L 225 de 4.9.1993, p. 4), cuya última modificación la constituye el Reglamento (CE) n° 2812/98 (DO L 349 de 24.12.1998, p. 47).
- (¹) Se bilag V og VII til Kommissionens forordning (EØF) nr. 2456/93 (EFT L 225 af 4.9.1993, s. 4), senest ændret ved forordning (EF) nr. 2812/98 (EFT L 349 af 24.12.1998, s. 47).
- (¹) Vgl. Anhänge V und VII der Verordnung (EWG) Nr. 2456/93 der Kommission (ABl. L 225 vom 4.9.1993, S. 4), zuletzt geändert durch die Verordnung (EG) Nr. 2812/98 (ABl. L 349 vom 24.12.1998, S. 47).
- (¹) Βλέπε παραρτήματα V και VII του κανονισμού (ΕΟΚ) αριθ. 2456/93 της Επιτροπής (ΕΕ L 225 της 4.9.1993, σ. 4), όπως τροποποιήθηκε τελευταία από τον κανονισμό (ΕΚ) αριθ. 2812/98 (ΕΕ L 349 της 24.12.1998, σ. 47).
- (¹) See Annexes V and VII to Commission Regulation (EEC) No 2456/93 (OJ L 225, 4.9.1993, p. 4), as last amended by Regulation (EC) No 2812/98 (OJ L 349, 24.12.1998, p. 47).
- (¹) Voir annexes V et VII du règlement (CEE) n° 2456/93 de la Commission (JO L 225 du 4.9.1993, p. 4). Règlement modifié en dernier lieu par le règlement (CE) n° 2812/98 (JO L 349 du 24.12.1998, p. 47).
- (¹) Cfr. allegati V e VII del regolamento (CEE) n. 2456/93 della Commissione (GU L 225 del 4.9.1993, pag. 4), modificato da ultimo dal regolamento (CE) n. 2812/98 (GU L 349 del 24.12.1998, pag. 47).
- (¹) Zie de bijlagen V en VII bij Verordening (EEG) nr. 2456/93 van de Commissie (PB L 225 van 4.9.1993, blz. 4), laatstelijk gewijzigd bij Verordening (EG) nr. 2812/98 (PB L 349 van 24.12.1998, blz. 47).
- (¹) Ver anexos V e VII do Regulamento (CEE) n.º 2456/93 da Comissão (JO L 225 de 4.9.1993, p. 4). Regulamento com a última redacção que lhe foi dada pelo Regulamento (CE) n.º 2812/98 (JO L 349 de 24.12.1998, p. 47).
- (¹) Katso komission asetuksen (ETY) N:o 2456/93 (EYVL L 225, 4.9.1993, s. 4), sellaisena kuin se on viimeksi muutettuna asetuksella (EY) N:o 2812/98 (EYVL L 349, 24.12.1998, s. 47) liitteet V ja VII.
- (¹) Se bilagorna V och VII i kommissionens förordning (EEG) nr 2456/93 (EGT L 225, 4.9.1993, s. 4), senast ändrad genom förordning (EG) nr 2812/98 (EGT L 349, 24.12.1998, s. 47).
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ANEXO II — BILAG II — ANHANG II — ΠΑΡΑΡΤΗΜΑ II — ANNEX II — ANNEXE II — ALLEGATO II —
BIJLAGE II — ANEXO II — LIITE II — BILAGA II

Direcciones de los organismos de intervención — Interventionsorganernes adresser — Anschriften der Interventionsstellen — Διευθύνσεις των οργανισμών παρεμβάσεως — Addresses of the intervention agencies — Adresses des organismes d'intervention — Indirizzi degli organismi d'intervento — Adressen van de interventiebureaus — Endereços dos organismos de intervenção — Interventioelinten osoitteet — Interventionsorganens adresser

BUNDESREPUBLIK DEUTSCHLAND

Bundesanstalt für Landwirtschaft und Ernährung (BLE)
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Adickesallee 40
D-60322 Frankfurt am Main
Tel.: (49) 69 15 64-704/772; Telex: 411727; Telefax: (49) 69 15 64-790/791

FRANCE

OFIVAL
80, avenue des Terroirs-de-France
F-75607 Paris Cedex 12
Téléphone: (33-1) 44 68 50 00; télex: 215330; télécopieur: (33-1) 44 68 52 33

UNITED KINGDOM

Intervention Board Executive Agency
Kings House
33 Kings Road
Reading RG1 3BU
Berkshire
United Kingdom
Tel. (01-189) 58 36 26
Fax (01-189) 56 67 50

ESPAÑA

FEGA (Fondo Español de Garantía Agraria)
Beneficencia, 8
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Teléfono: (34) 913 47 65 00, 913 47 63 10; télex: FEGA 23427 E, FEGA 41818 E; fax: (34) 915 21 98 32, 915 22 43 87

COMMISSION REGULATION (EC) No 2441/1999**of 17 November 1999****fixing Community producer and import prices for carnations and roses with a view to the application of the arrangements governing imports of certain floricultural products originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip ⁽¹⁾, as last amended by Regulation (EC) No 1300/97 ⁽²⁾, and in particular Article 5 (2) (a) thereof,

Whereas:

pursuant to Article 2 (2) and Article 3 of abovementioned Regulation (EEC) No 4088/87, Community import and producer prices are fixed each fortnight for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses and apply for two-weekly periods; pursuant to Article 1b of Commission Regulation (EEC) No 700/88 of 17 March 1988 laying down detailed rules for the application of the arrangements for the import into the Community of certain floricultural products originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip ⁽³⁾, as last amended by Regulation (EC) No 2062/

97 ⁽⁴⁾, those prices are determined for fortnightly periods on the basis of weighted prices provided by the Member States; those prices should be fixed immediately so the customs duties applicable can be determined; whereas, to that end, provision should be made for this Regulation to enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

The Community producer and import prices for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses as referred to in Article 1b of Regulation (EEC) No 700/88 for a fortnightly period shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 18 November 1999.

It shall apply from 17 to 30 November 1999.

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

Done at Brussels, 17 November 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 382, 31.12.1987, p. 22.

⁽²⁾ OJ L 177, 5.7.1997, p. 1.

⁽³⁾ OJ L 72, 18.3.1988, p. 16.

⁽⁴⁾ OJ L 289, 22.10.1997, p. 1.

ANNEX

(EUR/100 pieces)

Period from 17 to 30 November 1999				
Community producer price	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
	14,66	9,87	29,21	11,86
Community import prices	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
Israel	—	—	10,34	8,46
Morocco	12,70	14,08	—	11,39
Cyprus	—	—	—	—
Jordan	—	—	—	—
West Bank and Gaza Strip	—	—	—	—

COMMISSION REGULATION (EC) No 2442/1999
of 17 November 1999
amending the corrective amount applicable to the refund on cereals

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 Commission Regulation (EC) No 1253/1999 ⁽²⁾, and in particular Article 13(8) thereof,

- (1) Whereas the corrective amount applicable to the refund on cereals was fixed by Commission Regulation (EC) No 2402/1999 ⁽³⁾;
- (2) Whereas, on the basis of today's cif prices and cif forward delivery prices, taking foreseeable developments on the market into account, the corrective amount at present applicable to the refund on cereals should be altered;

- (3) Whereas the corrective amount must be fixed according to the same procedure as the refund; whereas it may be altered in the period between fixings,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 1(1)(a), (b) and (c) of Regulation (EEC) No 1766/92 which is applicable to the export refunds fixed in advance in respect of the products referred to, except for malt, is hereby altered to the amounts set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 18 November 1999.

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

Done at Brussels, 17 November 1999.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 160, 26.6.1999, p. 18.

⁽³⁾ OJ L 290, 12.11.1999, p. 26.

ANNEX

**to the Commission Regulation of 17 November 1999 amending the corrective amount applicable to the refund
on cereals**

(EUR/t)

Product code	Destination ⁽¹⁾	Current 11	1st period 12	2nd period 1	3rd period 2	4th period 3	5th period 4	6th period 5
1001 10 00 9200	—	—	—	—	—	—	—	—
1001 10 00 9400	01	0	-1,00	-2,00	-3,00	-4,00	—	—
1001 90 91 9000	—	—	—	—	—	—	—	—
1001 90 99 9000	03	0	0	0	-2,25	-2,75	-2,75	-2,75
	02	0	0	0	-2,25	-2,75	—	—
1002 00 00 9000	01	0	0	0	0	0	—	—
1003 00 10 9000	—	—	—	—	—	—	—	—
1003 00 90 9000	01	0	0	0	0	0	—	—
1004 00 00 9200	—	—	—	—	—	—	—	—
1004 00 00 9400	01	0	0	0	0	0	—	—
1005 10 90 9000	—	—	—	—	—	—	—	—
1005 90 00 9000	01	0	0	0	0	0	—	—
1007 00 90 9000	—	—	—	—	—	—	—	—
1008 20 00 9000	—	—	—	—	—	—	—	—
1101 00 11 9000	—	—	—	—	—	—	—	—
1101 00 15 9100	01	0	0	0	-3,08	-3,77	—	—
1101 00 15 9130	01	0	0	0	-2,88	-3,52	—	—
1101 00 15 9150	01	0	0	0	-2,66	-3,25	—	—
1101 00 15 9170	01	0	0	0	-2,45	-3,00	—	—
1101 00 15 9180	01	0	0	0	-2,30	-2,81	—	—
1101 00 15 9190	—	—	—	—	—	—	—	—
1101 00 90 9000	—	—	—	—	—	—	—	—
1102 10 00 9500	01	0	0	0	0	0	—	—
1102 10 00 9700	—	—	—	—	—	—	—	—
1102 10 00 9900	—	—	—	—	—	—	—	—
1103 11 10 9200	01	0	0	0	0	0	—	—
1103 11 10 9400	01	0	0	0	0	0	—	—
1103 11 10 9900	—	—	—	—	—	—	—	—
1103 11 90 9200	01	0	0	0	0	0	—	—
1103 11 90 9800	—	—	—	—	—	—	—	—

⁽¹⁾ The destinations are identified as follows:

01 all third countries,

02 other third countries,

03 Mauritania, Mali, Niger, Senegal, Burkina Faso, The Gambia, Guinea-Bissau, Guinea, Cape Verde, Sierra Leone, Liberia, Côte d'Ivoire, Ghana, Togo, Chad, Central African Republic, Benin, Cameroon, Equatorial Guinea, São Tomé and Príncipe, Gabon, Congo, Democratic Republic of the Congo, Rwanda, Burundi, Angola, Zambia, Malawi, Mozambique, Namibia, Botswana, Zimbabwe, Lesotho, Swaziland, Seychelles, The Comoros, Madagascar, Djibouti, Ethiopia, Eritrea and Mauritius.

NB: The zones are those defined in amended Commission Regulation (EEC) No 2145/92 (OJ L 214, 30.7.1992, p. 20).

**COUNCIL DIRECTIVE 1999/86/EC
of 11 November 1999**

**adapting to technical progress Directive 76/763/EEC on the approximation of the laws of the
Member States relating to passenger seats for wheeled agricultural or forestry tractors**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 74/150/EEC of 4 March 1974 on the approximation of the laws of the Member States relating to the type-approval of wheeled agricultural or forestry tractors ⁽¹⁾, and in particular Article 11 thereof,

Having regard to Council Directive 76/763/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to passenger seats for wheeled agricultural or forestry tractors ⁽²⁾, and in particular Article 4 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The objective of this Directive is to improve the current design of passenger seats; in response to the comments made by certain Member States, further provisions on passenger seats need to be introduced at a later stage, with a view to increasing passenger safety;
- (2) In order to increase safety, any obstruction hampering the driver should be avoided;
- (3) The Committee for Adaptation to Technical Progress established by Directive 74/150/EEC failed to deliver an opinion within the time allowed by its Chairman,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The Annex to Directive 76/763/EEC is hereby amended as shown in the Annex hereto.

Article 2

1. From 1 January 2001, no Member State may:
 - refuse, in respect of any type of tractor, to grant EC type-approval, to issue the document referred to in the third indent of Article 10(1) of Directive 74/150/EEC, or to grant national type-approval, or
 - prohibit the entry into service of tractors;if those tractors meet the requirements of Directive 76/763/EEC, as amended by this Directive.

2. From 1 October 2001, Member States:

- shall no longer issue the document provided for in the third indent of Article 10(1) of Directive 74/150/EEC for any type of tractor,
- may refuse to grant national type-approval in respect of any type of tractor;

that does not meet the requirements of Directive 76/763/EEC, as amended by this Directive.

Article 3

Before 1 October 2002, and in accordance with the procedure laid down in Article 13(3) of Directive 74/150/EEC, the Commission shall further amend Directive 76/763/EEC in order to introduce additional provisions on passenger seats with a view to further increasing passenger safety.

Article 4

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive before 1 January 2001. They shall forthwith inform the Commission thereof.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2. Member States shall communicate to the Commission the text of the main provisions of domestic law that they adopt in the field governed by this Directive.

Article 5

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

Article 6

This Directive is addressed to the Member States.

Done at Brussels, 11 November 1999.

For the Council
The President
S. HASSI

⁽¹⁾ OJ L 84, 28.3.1974, p. 10. Directive as last amended by Directive 97/54/EC of the European Parliament and of the Council (OJ L 277, 10.10.1997, p. 24).

⁽²⁾ OJ L 262, 27.9.1976, p. 135. Directive as last amended by Directive 97/54/EC (OJ L 277, 10.10.1997, p. 24).

ANNEX

In the Annex to Directive 76/763/EEC, Part II is amended as follows:

1. Items 2 and 3 are replaced by the following:
 - '2. Each seat shall incorporate a lateral support for position-maintenance purposes and be fitted with a back rest that is at least 200 mm deep. That dimension shall not apply if the seat backrest forms part of the cab or roll-over protection structure. The seat cushion shall be either padded or elastic.
 3. A suitable support for the passenger's feet must be provided, as must suitable grab handles, in order to ease access to the passenger seat and to help the passenger to remain in position on that seat.'
 2. The first sentence of the second paragraph of Item 4 is replaced by the following:

'The upper part of the clearance allowed for the passenger may be limited at the rear and sides, only by a radius not exceeding 300 mm (see appended drawing).'
 3. Item 6 is deleted.
-

II

(Acts whose publication is not obligatory)

COUNCIL

RULES OF PROCEDURE OF THE COOPERATION COUNCIL
between the European Communities and their Member States, of the one part, and the Republic of
Armenia, of the other part,
of 12 October 1999

(1999/739/EC)

THE COOPERATION COUNCIL,

Having regard to the Agreement on Partnership and Co-operation between the European Communities and their Member States of the one part, and the Republic of Armenia, of the other part, signed in Luxembourg on 22 April 1996 ⁽¹⁾, hereinafter referred to as Agreement, and in particular Articles 78 to 81 thereof,

Whereas that Agreement entered into force on 1 July 1999,

HAS ESTABLISHED THE FOLLOWING RULES OF PROCEDURE:

Article 1

Presidency

The Cooperation Council shall be presided over alternately for periods of twelve months by a member of the Council of the European Union, on behalf of the Communities and its Member States, and a member of the Government of the Republic of Armenia. However, the first period of the Presidency shall begin on the date of the first Council meeting and end on 31 December of the same year.

Article 2

Meetings

The Cooperation Council shall meet regularly at ministerial level once a year. At the request of either Party, special sessions of the Council may be held if the Parties so agree.

Unless otherwise agreed by the Parties, each session of the Cooperation Council shall be held at the usual venue for meetings of the Council of the European Union at a date agreed by both Parties.

The meetings of the Cooperation Council are jointly convened by the Secretaries of the Cooperation Council.

⁽¹⁾ OJ L 239, 9.9.1999, p. 3.

Article 3

Representation

The members of the Cooperation Council may be represented if they are prevented from attending.

Each member may normally be represented by the Head of Mission to the European Communities or the Permanent Representation to the European Union or a senior official.

In all other cases, a member wishing to be represented shall notify the Chairman of the name of his representative before the meeting at which he is to be so represented.

The representative of a member of the Cooperation Council shall exercise all the rights of that member.

Article 4

Delegations

The members of the Cooperation Council may be accompanied by officials.

Before each meeting, the Chairman of the Cooperation Council shall be informed of the intended composition and of the Head of the delegation of each Party.

The Cooperation Council may invite non-members to attend its meetings in order to provide information on particular subjects.

Article 5

Secretariat

An official of the General Secretariat of the Council of the European Union and an official of the Mission of the Republic of Armenia to the European Communities shall act jointly as Secretaries of the Cooperation Council.

*Article 6***Documents**

When the deliberations of the Cooperation Council are based on written supporting documents, such documents shall be numbered and circulated as documents of the Cooperation Council by the two Secretaries.

*Article 7***Correspondence**

All correspondence addressed to the Cooperation Council or to the Chairman of the Council shall be forwarded to both Secretaries of the Cooperation Council.

The two Secretaries shall ensure that correspondence is forwarded to the Chairman of the Cooperation Council and, where appropriate, circulated as documents referred to in Article 6 to other members of the Cooperation Council. Correspondence circulated shall be sent to the General Secretariat of the Commission, the Permanent Representations of the EU Member States and the Mission of the Republic of Armenia to the European Communities.

Correspondence from the Chairman of the Cooperation Council shall be sent to the recipients by the respective Secretary and, where appropriate, circulated as documents referred to in Article 6 to the other members of the Cooperation Council at the addresses indicated in the preceding paragraph.

*Article 8***Agenda for the meetings**

1. A provisional agenda for each meeting shall be drawn up by the Secretaries of the Cooperation Council on the basis of suggestions by the Parties. It shall be forwarded by the corresponding secretary to the addressees referred to in Article 7 not later than 15 days before the beginning of the meeting.

The provisional agenda shall include the items in respect of which a request for inclusion in the agenda has been received by either of the two Secretaries not later than 21 days before the beginning of the meeting, save that items shall not be written into the provisional agenda unless the supporting documentation has been forwarded to the Secretaries not later than the date of dispatch of the provisional agenda.

The agenda shall be adopted by the Cooperation Council at the beginning of each meeting. An item other than those appearing on the provisional agenda may be placed on the agenda if the two Parties so agree.

2. In agreement with the Parties, the time limits specified in paragraph 1 may be shortened in order to take account of the requirements of a particular case.

*Article 9***Minutes**

Draft minutes of each meeting shall be drawn up as soon as possible jointly by the two Secretaries.

The minutes shall, as a general rule, indicate in respect of each item on the agenda:

- the documentation submitted to the Cooperation Council,
- statements the entry of which has been requested by a member of the Cooperation Council,

- the recommendations made, the statements agreed upon and the conclusions adopted on specific items.

The minutes shall also include a list of members of the Cooperation Council or their representatives who participated at the meeting.

The draft minutes shall be submitted to the Cooperation Council for approval at its next meeting. The draft minutes also can be agreed in writing by both Parties. When approved, two authentic copies of the minutes shall be signed by the two Secretaries and be filed by the Parties. A copy of the minutes shall be forwarded to each of the addressees referred to in Article 7 above.

*Article 10***Recommendations**

1. The Cooperation Council shall make its recommendations by common agreement between the Parties.

During the inter-sessional period, the Cooperation Council may make recommendations by written procedure if both Parties so agree. A written procedure consists of an exchange of notes between the two Secretaries, acting in agreement with the Parties.

2. The recommendations of the Cooperation Council within the meaning of Article 78 of the Agreement shall be entitled 'recommendation', followed by a serial number, by the date of their adoption and by a description of their subject.

The recommendations of the Cooperation Council shall be authenticated by the two Secretaries and two authentic copies signed by Heads of delegation of the two Parties.

Recommendations shall be forwarded to each of the addressees referred to in Article 7 above as documents of the Cooperation Council.

*Article 11***Publicity**

Unless otherwise decided, the meetings of the Cooperation Council shall not be public.

Each Party may decide on the publication of the recommendations of the Cooperation Council in its respective official publication.

*Article 12***Languages**

The official languages of the Cooperation Council shall be the official languages of the Parties.

The Cooperation Council shall normally base its deliberations on documentation prepared in these languages.

*Article 13***Expenses**

The European Communities and the Republic of Armenia shall each defray the expenses they incur by reason of their participation in the meetings of the Cooperation Council, both with regard to staff, travel and subsistence expenditure and to postal and telecommunications expenditure.

Expenditure in connection with interpretation at meetings, translation and reproduction of documents shall be borne by the European Communities, with the exception of expenditure in connection with interpretation or translation from one of the languages of the European Communities into Armenian, which shall be borne by the Republic of Armenia.

Other expenditure relating to the material organisation of meetings shall be borne by the Party which hosts the meetings.

Article 14

Committee

1. The Cooperation Committee is hereby established in accordance with Article 80 of the Agreement in order to assist the Cooperation Council in carrying out its duties. It shall be composed of representatives of the Commission of the European Communities and of representatives of the members of

the Council of the European Union on the one hand, and of representatives of the Government of the Republic of Armenia on the other, normally at senior civil servant level.

2. The Cooperation Committee shall prepare the meetings and the deliberations of the Cooperation Council, monitor the implementation of the recommendations of the Cooperation Council where appropriate and, in general, ensure continuity of the Partnership and the proper functioning of the Agreement. It shall consider any matter referred to it by the Cooperation Council as well as any other matter which may arise in the course of the day-to-day implementation of the Agreement. It shall submit any proposals of recommendations for adoption to the Cooperation Council.

3. The rules of procedure of the Cooperation Committee are attached as Annex to the present rules of procedure.

ANNEX

RULES OF PROCEDURE OF THE COOPERATION COMMITTEE
between the European Communities and their Member States, of the one part, and the Republic of
Armenia, on the other part

*Article 1***Presidency**

The Cooperation Committee shall be presided over alternately for periods of 12 months by a representative of the Commission of the European Communities, on behalf of the Communities and their Member States, and a representative of the Government of the Republic of Armenia. The first period of the Presidency shall begin on the date of the first Cooperation Council meeting and end on 31 December of the same year. For that period and thereafter for each 12 month period, the Cooperation Committee shall be chaired by the Party which holds the Presidency of the Cooperation Council.

*Article 2***Meetings**

The Cooperation Committee shall meet once a year and when circumstances require with the agreement of the Parties.

Each meeting of the Cooperation Committee shall be held at a time and place agreed by the Parties.

The meetings of the Cooperation Committee are jointly convened by both Secretaries.

*Article 3***Delegations**

Before each meeting, the Chairman of the Cooperation Committee shall be informed of the intended composition and the Head of the delegation of each Party.

*Article 4***Secretariat**

An official of the Commission of the European Communities and an official of the Government of the Republic of Armenia shall act jointly as Secretaries of the Cooperation Committee.

All correspondence to and from the Chairman of the Cooperation Committee provided for in this Annex shall be forwarded to the Secretaries of the Cooperation Committee and to the Secretaries and the Chairman of the Cooperation Council and where appropriate, to the members of the Cooperation Committee.

*Article 5***Publicity**

Unless otherwise decided, the meetings of the Cooperation Committee shall not be public.

*Article 6***Agenda for the meetings**

1. A provisional agenda for each meeting shall be drawn up by the Secretaries of the Cooperation Committee. It shall be forwarded to the Chairman and Secretaries of the Cooperation

Council as well as to the members of the Cooperation Committee not later than 15 days before the beginning of the meeting.

The provisional agenda shall include the items in respect of which the Chairman has received a request for inclusion in the agenda not later than 21 days before the beginning of the meeting, save that items shall not be written into the provisional agenda unless the supporting documentation has been forwarded to the Secretaries not later the date of dispatch of the provisional agenda.

The agenda shall be adopted by the Cooperation Committee at the beginning of each meeting. An item other than those appearing on the provisional agenda may be placed on the agenda if the two Parties so agree.

2. In agreement with the Parties the time limits specified in paragraph 1 may be shortened in order to take account of the requirements of a particular case.

3. The Cooperation Committee may ask experts to attend its meetings in order to provide information on particular subjects

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Minutes shall be taken for each meeting and shall be based on a summing up by the Chairman of the conclusions arrived at by the Cooperation Committee.

Upon adoption by the Cooperation Committee, the minutes shall be signed by the Chairman and by the Secretaries and filed by each of the Parties. A copy of the minutes shall be forwarded to the Chairman and Secretaries of the Cooperation Council and to the members of the Cooperation Committee.

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Recommendations of the Cooperation Committee shall be forwarded to the Chairman and Secretaries of the Cooperation Council and to the members of the Cooperation Committee. Each Party may decide on the publication of the recommendations of the Cooperation Committee in its respective official publication.

The recommendations of the Cooperation Committee shall be signed by the Chairman and the Secretaries.

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The Cooperation Committee may modify the terms of reference of any sub-committees or set up further sub-committees to assist it in carrying out its duties.

RULES OF PROCEDURE OF THE COOPERATION COUNCIL
between the European Communities and their Member States, of the one part, and the Republic of
Azerbaijan, of the other part,
of 12 October 1999

(1999/740/EC)

THE COOPERATION COUNCIL,

Having regard to the Agreement on Partnership and Co-operation between the European Communities and their Member States of the one part, and the Republic of Azerbaijan, of the other part, signed in Luxembourg on 22 April 1996 ⁽¹⁾, hereinafter referred to as Agreement, and in particular Articles 81 to 84 thereof,

Whereas that Agreement entered into force on 1 July 1999,

HAS ESTABLISHED THE FOLLOWING RULES OF PROCEDURE:

Article 1

Presidency

The Cooperation Council shall be presided over alternately for periods of twelve months by a member of the Council of the European Union, on behalf of the Communities and its Member States, and a member of the Government of the Republic of Azerbaijan. However, the first period of the Presidency shall begin on the date of the first Council meeting and end on 31 December of the same year.

Article 2

Meetings

The Cooperation Council shall meet regularly at ministerial level once a year. At the request of either Party, special sessions of the Council may be held if the Parties so agree.

Unless otherwise agreed by the Parties, each session of the Cooperation Council shall be held at the usual venue for meetings of the Council of the European Union at a date agreed by both Parties.

The meetings of the Cooperation Council are jointly convened by the Secretaries of the Cooperation Council.

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The members of the Cooperation Council may be represented if they are prevented from attending.

Each member may normally be represented by the Head of Mission to the European Communities or the Permanent Representation to the European Union or a senior official.

In all other cases, a member wishing to be represented shall notify the Chairman of the name of his representative before the meeting at which he is to be so represented.

The representative of a member of the Cooperation Council shall exercise all the rights of that member.

Article 4

Delegations

The members of the Cooperation Council may be accompanied by officials.

Before each meeting, the Chairman of the Cooperation Council shall be informed of the intended composition and of the Head of the delegation of each Party.

The Cooperation Council may invite non-members to attend its meetings in order to provide information on particular subjects.

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Secretariat

An official of the General Secretariat of the Council of the European Union and an official of the Mission of the Republic of Azerbaijan to the European Communities shall act jointly as Secretaries of the Cooperation Council.

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Documents

When the deliberations of the Cooperation Council are based on written supporting documents, such documents shall be numbered and circulated as documents of the Cooperation Council by the two Secretaries.

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The two Secretaries shall ensure that correspondence is forwarded to the Chairman of the Cooperation Council and, where appropriate, circulated as documents referred to in Article 6 to other members of the Cooperation Council. Correspondence circulated shall be sent to the General Secretariat of the Commission, the Permanent Representations of the EU Member States and the Mission of the Republic of Azerbaijan to the European Communities.

⁽¹⁾ OJ L 246, 17.9.1999, p. 3.

Correspondence from the Chairman of the Cooperation Council shall be sent to the recipients by the respective Secretary and, where appropriate, circulated as documents referred to in Article 6 to the other members of the Cooperation Council at the addresses indicated in the preceding paragraph.

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Agenda for the meetings

1. A provisional agenda for each meeting shall be drawn up by the Secretaries of the Cooperation Council on the basis of suggestions by the Parties. It shall be forwarded by the corresponding secretary to the addressees referred to in Article 7 not later than 15 days before the beginning of the meeting.

The provisional agenda shall include the items in respect of which a request for inclusion in the agenda has been received by either of the two Secretaries not later than 21 days before the beginning of the meeting, save that items shall not be written into the provisional agenda unless the supporting documentation has been forwarded to the Secretaries not later than the date of dispatch of the provisional agenda.

The agenda shall be adopted by the Cooperation Council at the beginning of each meeting. An item other than those appearing on the provisional agenda may be placed on the agenda if the two Parties so agree.

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Article 9

Minutes

Draft minutes of each meeting shall be drawn up as soon as possible jointly by the two Secretaries.

The minutes shall, as a general rule, indicate in respect of each item on the agenda;

- the documentation submitted to the Cooperation Council,
- statements the entry of which has been requested by a member of the Cooperation Council,
- the recommendations made, the statements agreed upon and the conclusions adopted on specific items.

The minutes shall also include a list of members of the Cooperation Council or their representatives who participated at the meeting.

The draft minutes shall be submitted to the Cooperation Council for approval at its next meeting. The draft minutes also can be agreed in writing by both Parties. When approved, two authentic copies of the minutes shall be signed by the two Secretaries and be filed by the Parties. A copy of the minutes shall be forwarded to each of the addressees referred to in Article 7 above.

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Recommendations

1. The Cooperation Council shall make its recommendations by common agreement between the Parties.

During the inter-sessional period, the Cooperation Council may make recommendations by written procedure if both Parties so agree. A written procedure consists of an exchange of notes

between the two Secretaries, acting in agreement with the Parties.

2. The recommendations of the Cooperation Council within the meaning of Article 81 of the Agreement shall be entitled 'recommendation', followed by a serial number, by the date of their adoption and by a description of their subject.

The recommendations of the Cooperation Council shall be authenticated by the two Secretaries and two authentic copies signed by Heads of delegation of the two Parties.

Recommendations shall be forwarded to each of the addressees referred to in Article 7 above as documents of the Cooperation Council.

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Publicity

Unless otherwise decided, the meetings of the Cooperation Council shall not be public.

Each Party may decide on the publication of the recommendations of the Cooperation Council in its respective official publication.

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RULES OF PROCEDURE OF THE COOPERATION COUNCIL
between the European Communities and their Member States, of the one part, and Georgia, of the
other part,
of 12 October 1999

(1999/741/EC)

THE COOPERATION COUNCIL,

Having regard to the Agreement on Partnership and Co-operation between the European Communities and their Member States of the one part, and Georgia, of the other part, signed in Luxembourg on 22 April 1996 ⁽¹⁾, hereinafter referred to as Agreement, and in particular Articles 81 to 84 thereof,

Whereas that Agreement entered into force on 1 July 1999,

HAS ESTABLISHED THE FOLLOWING RULES OF PROCEDURE:

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Each member may normally be represented by the Head of Mission to the European Communities or the Permanent Representation to the European Union or a senior official.

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Draft minutes of each meeting shall be drawn up as soon as possible jointly by the two Secretaries.

The minutes shall, as a general rule, indicate in respect of each item on the agenda:

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- the recommendations made, the statements agreed upon and the conclusions adopted on specific items.

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The Cooperation Committee may modify the terms of reference of any sub-committees or set up further sub-committees to assist it in carrying out its duties.

COMMISSION

COMMISSION DECISION

of 4 November 1999

extending the period referred to in Article 15(2a) of Directive 66/403/EEC on the marketing of seed potatoes

(notified under document number C(1999) 3540)

(1999/742/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 66/403/EEC of 14 June 1966 on the marketing of seed potatoes ⁽¹⁾, as last amended by Commission Decision 1999/49/EC ⁽²⁾, and in particular Article 15(2a) thereof,

Whereas:

- (1) In principle, with effect from certain dates, Member States may no longer determine for themselves the equivalence of seed potatoes harvested in third countries with seed potatoes harvested within the Community and complying with that Directive.
- (2) However, since work to establish Community equivalence for all the third countries concerned had not been completed, Article 15(2a), second subparagraph of that Directive permitted Member States to extend to 31 March 1999 the period of validity of equivalence decisions which they had already taken for certain countries not covered by the Community equivalence.
- (3) The said work is still incomplete in certain areas related to plant health.
- (4) This authorisation should only be extended in accordance with Member States' obligations under the common rules on plant health, laid down by Council Directive 77/93/EEC ⁽³⁾, as last amended by Directive

1999/53/EC ⁽⁴⁾, and in any implementing measures thereof.

- (5) The authorisation granted to Member States by Article 15(2a) should accordingly be extended.
- (6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION:

Article 1

In Article 15(2a) of Directive 66/403/EEC, the date '31 March 1999' is replaced by '31 March 2002'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 4 November 1999.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ 125, 11.7.1966, p. 2320/66.

⁽²⁾ OJ L 16, 21.1.1999, p. 30.

⁽³⁾ OJ L 26, 31.1.1977, p. 20.

⁽⁴⁾ OJ L 142, 5.6.1999, p. 29.

EUROPEAN ECONOMIC AREA

THE EEA JOINT COMMITTEE

DECISION OF THE EEA JOINT COMMITTEE

No 115/98

of 18 December 1998

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex II to the Agreement was amended by Decision of the Joint Committee of the EEA No 63/98 of 4 July 1998 ⁽¹⁾;

Whereas Commission Decision 97/520/EC of 9 July 1997 on a common technical regulation for the attachment requirements for the terminal equipment interface for connection to 2 048 kbit/s digital unstructured ONP leased lines (Amendment 1) ⁽²⁾ is to be incorporated into the Agreement;

Whereas Commission Decision 97/521/EC of 9 July 1997 on a common technical regulation for the attachment requirements for the terminal equipment interface for connection to 2 048 kbit/s digital structured ONP leased lines ⁽³⁾ is to be incorporated into the Agreement;

Whereas Commission Decision 97/522/EC of 9 July 1997 on a common technical regulation for the attachment requirements for the terminal equipment interface for connection to 64 kbit/s digital unrestricted ONP leased lines (Amendment 1) ⁽⁴⁾, is to be incorporated into the Agreement;

Whereas Decision 97/520/EC repeals, with effect from 10 July 1998, Commission Decision 94/470/EC on a common technical regulation for attachment requirements for terminal equipment interface for ONP 2 048 kbit/s digital unstructured leased line, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement;

Whereas Decision 97/522/EC repeals, with effect from 10 July 1998, Commission Decision 94/821/EC on a common technical regulation for telephony application requirements for attachment requirements for terminal equipment interface for ONP 64 kbit/s digital unstructured leased line, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

⁽¹⁾ OJ L 100, 15.4.1999, p. 50.

⁽²⁾ OJ L 215, 7.8.1997, p. 41.

⁽³⁾ OJ L 215, 7.8.1997, p. 44.

⁽⁴⁾ OJ L 215, 7.8.1997, p. 46.

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 4x. (Commission Decision 97/529/EC) in Chapter XVIII of Annex II to the Agreement:

- '4y. **397 D 0520:** Commission Decision 97/520/EC of 9 July 1997 on a common technical regulation for the attachment requirements for the terminal equipment interface for connection to 2 048 kbit/s digital unstructured ONP leased lines (Amendment 1) (OJ L 215, 7.8.1997, p. 41).
- 4z. **397 D 0521:** Commission Decision 97/521/EC of 9 July 1997 on a common technical regulation for the attachment requirements for the terminal equipment interface for connection to 2 048 kbit/s digital structured ONP leased lines (OJ L 215, 7.8.1997, p. 44).
- 4za. **397 D 0522:** Commission Decision 97/522/EC of 9 July 1997 on a common technical regulation for the attachment requirements for the terminal equipment interface for connection to 64 kbit/s digital unrestricted ONP leased lines (Amendment 1) (OJ L 215, 7.8.1997, p. 46).'

Article 2

The texts of point 4c (Commission Decision 94/470/EC) and point 4h (Commission Decision 94/821/EC) in Chapter XVIII of Annex II to the Agreement shall be deleted.

Article 3

The texts of Decisions 97/520/EC, 97/521/EC and 97/522/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 5

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 116/98****of 18 December 1998****amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex II to the Agreement was amended by Decision of the Joint Committee of the EEA No 63/98 of 4 July 1998 ⁽¹⁾;

Whereas Commission Decision 97/523/EC of 9 July 1997 on a common technical regulation for the general terminal attachment requirements for digital enhanced cordless telecommunications (DECT) (edition 2) ⁽²⁾ is to be incorporated into the Agreement;

Whereas Commission Decision 97/524/EC of 9 July 1997 on a common technical regulation for the telephony application requirements for digital enhanced cordless telecommunications (DECT) (edition 2) ⁽³⁾ is to be incorporated into the Agreement;

Whereas Commission Decision 97/525/EC of 9 July 1997 on a common technical regulation for the attachment requirements for terminal equipment for digital enhanced cordless telecommunications (DECT) generic access profile (GAP) applications ⁽⁴⁾, is to be incorporated into the Agreement;

Whereas Decision 97/523/EC repeals, with effect from 10 January 1998, Commission Decision 94/471/EC on a common technical regulation for general terminal attachment requirements for Digital European Cordless Telecommunications (DECT), which is incorporated into the Agreement and which is consequently to be repealed under the Agreement;

Whereas Decision 97/524/EC repeals, with effect from 10 January 1998, Commission Decision 94/472/EC on a common technical regulation for telephony application requirements for Digital European Cordless Telecommunications (DECT), which is incorporated into the Agreement and which is consequently to be repealed under the Agreement;

Whereas Decision 97/525/EC repeals, with effect from 10 January 1998, Commission Decision 94/525/EC on a common technical regulation for attachment requirements for terminal equipment for digital European cordless telecommunications (DECT), public access profile (PAP) applications, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 4za. (Commission Decision 97/522/EC) in Chapter XVIII of Annex II to the Agreement:

- '4zb. **397 D 0523:** Commission Decision 97/523/EC of 9 July 1997 on a common technical regulation for the general terminal attachment requirements for digital enhanced cordless telecommunications (DECT) (edition 2) (OJ L 215, 7.8.1997, p. 48).

⁽¹⁾ OJ L 100, 15.4.1999, p. 50.

⁽²⁾ OJ L 215, 7.8.1997, p. 48.

⁽³⁾ OJ L 215, 7.8.1997, p. 50.

⁽⁴⁾ OJ L 215, 7.8.1997, p. 52.

- 4zc. **397 D 0524:** Commission Decision 97/524/EC of 9 July 1997 on a common technical regulation for the telephony application requirements for digital enhanced cordless telecommunications (DECT) (edition 2) (OJ L 215, 7.8.1997, p. 50).
- 4zd. **397 D 0525:** Commission Decision 97/525/EC of 9 July 1997 on a common technical regulation for the attachment requirements for terminal equipment for digital enhanced cordless telecommunications (DECT) generic access profile (GAP) applications (OJ L 215, 7.8.1997, p. 52).'

Article 2

The texts of point 4d (Commission Decision 94/471/EC), point 4e (Commission Decision 94/472/EC) and point 4k (Commission Decision 95/525/EC) in Chapter XVIII of Annex II to the Agreement shall be deleted.

Article 3

The texts of Decisions 97/523/EC, 97/524/EC and 97/525/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 5

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 117/98****of 18 December 1998****amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex II to the Agreement was amended by Decision of the Joint Committee of the EEA No 63/98 of 4 July 1998 ⁽¹⁾;

Whereas Commission Decision 97/346/EC of 20 May 1997 on a common technical regulation for the pan-European integrated services digital network (ISDN) basic access ⁽²⁾ is to be incorporated into the Agreement;

Whereas Commission Decision 97/347/EC of 20 May 1997 on a common technical regulation for the pan-European integrated services digital network (ISDN) primary rate access ⁽³⁾ is to be incorporated into the Agreement;

Whereas Decision 97/346/EC repeals, with effect from 21 May 1998, Commission Decision 94/797/EC on a common technical regulation for the pan-European integrated services digital network (ISDN) basic access, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement;

Whereas Decision 97/347/EC repeals, with effect from 21 May 1998, Commission Decision 94/796/EC on a common technical regulation for the pan-European integrated services digital network (ISDN) primary rate access, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 4zd. (Commission Decision 97/525/EC) in Chapter XVIII of Annex II to the Agreement:

- '4ze **397 D 0346:** Commission Decision 97/346/EC of 20 May 1997 on a common technical regulation for the pan-European integrated services digital network (ISDN) basic access (OJ L 148, 6.6.1997, p. 19).
- 4zf **397 D 0347:** Commission Decision 97/347/EC of 20 May 1997 on a common technical regulation for the pan-European integrated services digital network (ISDN) primary rate access (OJ L 148, 6.6.1997, p. 24).'

Article 2

The texts of point 4f (Commission Decision 94/796/EC) and point 4g (Commission Decision 94/797/EC) in Chapter XVIII of Annex II to the Agreement shall be deleted.

Article 3

The texts of Decisions 97/346/EC and 97/347/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

⁽¹⁾ OJ L 100, 15.4.1999, p. 50.

⁽²⁾ OJ L 148, 6.6.1997, p. 19.

⁽³⁾ OJ L 148, 6.6.1997, p. 24.

Article 4

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 5

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 118/98****of 18 December 1998****amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex II to the Agreement was amended by Decision of the Joint Committee of the EEA No 65/98 of 4 July 1998 ⁽¹⁾;

Whereas Commission Decision 97/740/EC of 14 October 1997 on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards masonry and related products ⁽²⁾ is to be incorporated into the Agreement;

Whereas Commission Decision 97/808/EC of 20 November 1997 on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards floorings ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indents shall be added in point 1 (Council Directive 89/106/EEC) in Chapter XXI of Annex II to the Agreement:

- **397 D 0740:** Commission Decision 97/740/EC of 14 October 1997 (OJ L 299, 4.11.1997, p. 42).
- **397 D 0808:** Commission Decision 97/808/EC of 20 November 1997 (OJ L 331, 3.12.1997, p. 18).'

Article 2

The texts of Decisions 97/740/EC and 97/808/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 4

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 100, 15.4.1999, p. 54.

⁽²⁾ OJ L 299, 4.11.1997, p. 42.

⁽³⁾ OJ L 331, 3.12.1997, p. 18.

DECISION OF THE EEA JOINT COMMITTEE

No 119/98

of 18 December 1998

amending Annex II (Technical regulations, standards, testing and certification) and Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex II to the Agreement was amended by Decision of the Joint Committee of the EEA No 107/98 of 27 November 1998 ⁽¹⁾;

Whereas Annex XIII to the Agreement was amended by Decision No 112/98 of 27 November 1998 ⁽²⁾ of the EEA Joint Committee;

Whereas Council Directive 96/98/EC of 20 December 1996 on marine equipment ⁽³⁾ is to be incorporated into the Agreement;

Whereas Council Directive 96/98/EC aims at enhancing safety at sea and at ensuring the free movement of marine equipment and is therefore to be incorporated both into Annex II and Annex XIII to the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following chapter shall be added in Annex II to the Agreement:

'XXXII. MARINE EQUIPMENT

ACTS REFERRED TO

1. **396 L 0098:** Council Directive 96/98/EC of 20 December 1996 on marine equipment (OJ L 46, 17.2.1997, p. 25).'

Article 2

The following point shall be inserted after point 56c (Council Regulation (EC) No 3051/95) in Annex XIII to the Agreement:

- '56d **396 L 0098:** Council Directive 96/98/EC of 20 December 1996 on marine equipment (OJ L 46, 17.2.1997, p. 25) as corrected by OJ L 246, 10.9.1997, p. 7 and OJ L 241, 29.8.1998, p. 27.'

Article 3

The texts of Directive 96/98/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

⁽¹⁾ OJ L 277, 28.10.1999, p. 42.

⁽²⁾ OJ L 277, 28.10.1999, p. 49.

⁽³⁾ OJ L 46, 17.2.1997, p. 25.

Article 5

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. V. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE
No 120/98
of 18 December 1998
amending Annex XI (Telecommunication services) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex XI to the Agreement was amended by Decision of the Joint Committee of the EEA No 111/98 of 27 November 1998 ⁽¹⁾;

Whereas Commission Recommendation 98/511/EC of 29 July 1998 amending Recommendation 98/195/EC on interconnection in a liberalised telecommunications market (Part 1 — Interconnection pricing) ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 26g (Commission Recommendation 98/195/EC) in Annex XI to the Agreement:

‘, as amended by:

— **398 X 0511**: Commission Recommendation 98/511/EC of 29 July 1998 (OJ L 228, 15.8.1998, p. 30).’

Article 2

The texts of Recommendation 98/511/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 4

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. V. LIECHTENSTEIN

⁽¹⁾ OJ L 277, 28.10.1999, p. 48.

⁽²⁾ OJ L 228, 15.8.1998, p. 30.

DECISION OF THE EEA JOINT COMMITTEE
No 121/98
of 18 December 1998
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex XIII to the Agreement was amended by Decision of the Joint Committee of the EEA No 112/98 of 27 November 1998 ⁽¹⁾;

Whereas Council Regulation (EC) No 11/98 of 11 December 1997 amending Regulation (EEC) No 684/92 on common rules for the international carriage of passengers by coach and bus ⁽²⁾ is to be incorporated into the Agreement;

Whereas Council Regulation (EEC) No 2454/92 of 23 July 1992 laying down the conditions under which non-resident carriers may operate national road passenger transport services within a Member State ⁽³⁾ was declared void by the European Court of Justice;

Whereas Council Regulation (EC) No 12/98 of 11 December 1997 laying down the conditions under which non-resident carriers may operate national road passenger transport services within a Member State ⁽⁴⁾ is to be incorporated into the Agreement;

Whereas the effects of Regulation (EEC) No 2454/92 will persist until Council Regulation (EC) No 12/98 has been fully implemented,

HAS DECIDED AS FOLLOWS:

Article 1

Point 32 (Council Regulation (EEC) No 684/92) in Annex XIII to the Agreement shall be amended as follows:

1. The following shall be added before the adaptations:

‘, as amended by:

— **398 R 0011**: Council Regulation (EC) No 11/98 of 11 December 1997 (OJ L 4, 8.1.1998, p. 1).’

2. The text of adaptation (b) shall be replaced by the following:

‘Article 1(3) shall not apply.’

3. The following shall be added after adaptation (b):

‘c. the EFTA States shall recognise the Community licence issued by the EC Member States in accordance with the Regulation. For the purposes of such recognition, in the provisions of the Community licence set out in the Annex to the Regulation, references to “Member State(s)” shall read “EC Member State(s), Iceland, Liechtenstein and/or Norway”;

d. the Community and the EC Member States shall recognise the documents issued by Iceland, Liechtenstein and Norway in accordance with the Regulation as adapted in Appendix 4 to this Annex;

e. when issued by Iceland, Liechtenstein and Norway, the documents shall correspond to the model set out in Appendix 4 to this Annex.’

⁽¹⁾ OJ L 277, 28.10.1999, p. 49.

⁽²⁾ OJ L 4, 8.1.1998, p. 1.

⁽³⁾ OJ L 251, 29.8.1992, p. 1.

⁽⁴⁾ OJ L 4, 8.1.1998, p. 10.

Article 2

The Appendix in the Annex to this Decision shall replace Appendix 4 to Annex XIII to the Agreement.

Article 3

The following point shall be inserted after point 33a (Council Regulation (EEC) No 2454/92) in Annex XIII to the Agreement:

'33b **398 R 0012:** Council Regulation (EC) No 12/98 of 11 December 1997 laying down the conditions under which non-resident carriers may operate national road passenger transport services within a Member State (OJ L 4, 8.1.1998, p. 10).

The provisions of the Regulation shall, for the purposes of the present Agreement, be read with the following adaptations:

(a) the text of Article 4(1)(e) shall be replaced by the following:

“VAT (value added tax) or turnover tax on transport services”;

(b) in situations referred to in Article 9:

— regarding the EFTA States, “Commission” shall read “EFTA Surveillance Authority” and “Council” shall read “EFTA Standing Committee”;

— if the EC Commission receives a request from an EC Member State or the EFTA Surveillance Authority from an EFTA State to adopt safeguard measures, the EEA Joint Committee shall without delay be notified thereof and be provided with all relevant information.

At the request of a Contracting Party, consultations shall take place within the EEA Joint Committee. Such consultations may also be requested in the case of prolongation of the safeguard measures.

Once the EC Commission or the EFTA Surveillance Authority has adopted a decision, it shall immediately notify the measures taken to the EEA Joint Committee.

If any of the contracting parties considers that the safeguard measures would create an imbalance between the rights and obligations of the contracting parties, Article 114 of the Agreement shall apply *mutatis mutandis*.'

Article 4

The text of point 33a (Council Regulation (EEC) No 2454/92) in Annex XIII to the Agreement shall be deleted with effect from 1 January 2000.

Article 5

The texts of Regulations (EC) No 11/98 and (EC) No 12/98 in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 6

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 7

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

ANNEX

to Decision No 121/98 of the EEA Joint Committee

'APPENDIX 4

**LICENCE REFERRED TO IN THE ANNEX OF COUNCIL REGULATION (EC) No 11/98, AS ADAPTED FOR THE
PURPOSES OF THE EEA AGREEMENT**

(see adaptation (e) in point 32 of Annex XIII to the Agreement)

ANNEX

EUROPEAN ECONOMIC AREA

(a)

(Heavy-duty, blue — dimension DIN A4)

(First page of the licence)

(Text in the official language(s) or one of the official languages of the EFTA State issuing the licence)

Distinctive symbol of the EFTA State ⁽¹⁾ issuing the licence
--

Designation of the competent authority or body

LICENCE No. ...

for the international carriage of passengers by coach and bus for hire or reward

The holder of this licence ⁽²⁾

.....

.....

.....

is authorised to carry out international carriage of passengers by road for hire or reward within the territory of the European Community and Iceland, Liechtenstein and Norway ⁽³⁾ pursuant to the conditions laid down by Council Regulation (EEC) No 684/92 of 16 March 1992, as amended by Regulation (EC) No 11/98 and adapted for the purposes of the Agreement on the European Economic Area and in accordance with the general provisions of this licence.

Comments:

.....

.....

.....

.....

This licence is valid from to

Issued in, on

..... ⁽⁴⁾

⁽¹⁾ (IS) Iceland, (FL) Liechtenstein, (N) Norway.

⁽²⁾ Full name or business name of the carrier.

⁽³⁾ Hereinafter referred to as 'the EFTA-States'.

⁽⁴⁾ Signature and stamp of the competent authority or body issuing the licence.

General provisions

1. This licence is issued pursuant to Council Regulation (EEC) No 684/92 of 16 March 1992 on common rules for the international carriage of passengers by coach and bus, as amended by Regulation (EC) No 11/98 and adapted for the purposes of the Agreement on the European Economic Area (EEA).
2. This licence is issued by the competent authorities of the EC Member State or EFTA State of establishment of the carrier for hire or reward who:
 - is authorised in the EC Member State or EFTA State of establishment to undertake carriage by means of regular services, including special regular services or occasional services by coach and bus,
 - satisfies the conditions laid down in accordance with EEA rules on admission to the occupation of road passenger transport operator in national and international transport operations,
 - meets legal requirements on road safety as far as the standards for drivers and vehicles are concerned.
3. This licence permits the international carriage of passengers by coach and bus for hire or reward on all transport links for journeys carried out in the territory of the European Economic Area:
 - where the place of departure and place of destination are situated in two different EC Member States or EFTA States, with or without transit through one or more EC Member States or EFTA States or third countries,
 - from an EC Member State or EFTA State to a third country and vice versa, with or without transit through one or more EC Member States or EFTA States or third countries,
 - between third countries crossing the territory of one or more EC Member States or EFTA States in transit,and empty journeys in connection with transport operations under the conditions laid down by Regulation (EEC) No 684/92.

In the case of a transport operation from an EC Member State or an EFTA State to a third country and vice versa, Regulation (EEC) No 684/92 is not applicable for the journey made in the territory of the EC Member State or EFTA State of picking up or setting down.

4. This licence is personal and non-transferable.
5. This licence may be withdrawn by the competent authority of the EC Member State or EFTA State of issue in particular where the carrier:
 - no longer meets the conditions laid down in Article 3(1) of Regulation (EEC) No 684/92,
 - has supplied inaccurate information regarding the data required for the issue or renewal of the licence,
 - has committed a serious breach or repeated minor breaches of road safety regulations, in particular with regard to the rules applicable to vehicles, driving and rest periods for drivers and the provision, without authorisation, of parallel or temporary services as referred to in Article 2(1.3) of Regulation (EEC) No 684/92. The competent authorities of the EC Member State or EFTA State of establishment of the carrier who committed the breach may, *inter alia*, withdraw the EEA licence or make temporary and/or partial withdrawals of the certified true copies of the EEA licence.

These penalties are determined in accordance with the seriousness of the breach committed by the holder of the EEA licence and with the total number of certified true copies that he possesses in respect of his international trade.

6. The original of the licence must be kept by the carrier. A certified true copy of the licence must be carried on the vehicle carrying out an international transport operation.
7. This licence must be presented at the request of any inspecting officer.
8. The holder must, on the territory of each EC Member State and EFTA State, comply with the laws, regulations and administrative measures in force in that State, particularly with regard to transport and traffic.
9. "Regular services" means services which provide for the carriage of passengers at specified intervals along specified routes, passengers being taken up and set down at predetermined stopping points. Regular services shall be open to all, subject, where appropriate, to compulsory reservation.

The regular nature of the service shall not be affected by any adjustment to the service operating conditions.

Regular services require authorisation.

"Special regular services" means regular services which provide for the carriage of specified categories of passengers, to the exclusion of other passengers, at specified intervals along specified routes, passengers being taken up and set down at predetermined stopping points.

Special regular services shall include:

- (a) the carriage of workers between home and work;
- (b) carriage to and from the educational institution for school pupils and students;
- (c) the carriage of soldiers and their families between their homes and the area of their barracks.

The fact that a special service may be varied according to the needs of users shall not affect its classification as a regular service.

Special regular services do not require authorisation if they are covered by a contract between the organiser and the carrier.

The organisation of parallel or temporary services, serving the same public as existing regular services, requires authorisation.

“Occasional services” means services which do not fall within the definition of regular services, including special regular services, and whose main characteristic is that they carry groups constituted on the initiative of a customer or of the carrier himself. The organisation of parallel or temporary services comparable to existing regular services and serving the same public as the latter shall be subject to authorisation in accordance with the procedure laid down in Section II of Regulation (EEC) No 684/92. These services shall not cease to be occasional services solely because they are provided at certain intervals.

Occasional services do not require authorisation.’

DECISION OF THE EEA JOINT COMMITTEE
No 122/98
of 18 December 1998
amending Annex XIX (Consumer protection) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas Annex XIX to the Agreement was amended by Decision of the Joint Committee of the EEA No 113/98 of 27 November 1998 ⁽¹⁾;

Whereas Directive 98/7/EC of the European Parliament and of the Council of 16 February 1998 amending Directive 87/102/EEC for the approximation of the laws, regulations and administrative provisions of the Member States concerning consumer credit ⁽²⁾ is to be incorporated into the Agreement;

Whereas the EEA adaptations to Directive 87/102/EEC are to be deleted as a consequence of the deletion of Articles 1a(3) and (5) of that Directive,

HAS DECIDED AS FOLLOWS:

Article 1

The text of point 4 (Council Directive 87/102/EEC) of Annex XIX to the Agreement shall be replaced by the following:

'**387 L 0102:** Council Directive 87/102/EEC of 22 December 1986 for the approximation of the laws, regulations and administrative provisions of the Member States concerning consumer credit (OJ L 42, 12.2.1987, p. 48), as amended by:

- **390 L 0088:** Council Directive 90/88/EEC of 22 February 1990 (OJ L 61, 10.3.1990, p. 14)
- **398 L 0007:** Directive 98/7/EC of the European Parliament and of the Council of 16 February 1998 (OJ L 101, 1.4.1998, p. 17).'

Article 2

The texts of Directive 98/7/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 19 December 1998, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 4

This Decision shall be published in the EEA section of, and in the EEA supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 18 December 1998.

For the EEA Joint Committee
The President
N. V. LIECHTENSTEIN

⁽¹⁾ OJ L 277, 28.10.1999, p. 50.

⁽²⁾ OJ L 101, 1.4.1998, p. 17.