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<sup>(1)</sup> Text with EEA relevance

## I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 37/2001  
of 9 January 2001  
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 <sup>(1)</sup>, as last amended by Regulation (EC) No 1498/98 <sup>(2)</sup>, 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 10 January 2001.

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

Done at Brussels, 9 January 2001.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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<sup>(1)</sup> OJ L 337, 24.12.1994, p. 66.

<sup>(2)</sup> OJ L 198, 15.7.1998, p. 4.

## ANNEX

**to the Commission Regulation of 9 January 2001 establishing the standard import values for determining the entry price of certain fruit and vegetables**

(EUR/100 kg)

| CN code                                        | Third country code <sup>(1)</sup> | Standard import value |
|------------------------------------------------|-----------------------------------|-----------------------|
| 0702 00 00                                     | 052                               | 81,6                  |
|                                                | 204                               | 44,8                  |
|                                                | 624                               | 211,3                 |
|                                                | 999                               | 112,6                 |
| 0707 00 05                                     | 052                               | 106,3                 |
|                                                | 628                               | 150,8                 |
|                                                | 999                               | 128,6                 |
| 0709 10 00                                     | 220                               | 162,6                 |
|                                                | 999                               | 162,6                 |
| 0709 90 70                                     | 052                               | 97,7                  |
|                                                | 204                               | 40,3                  |
|                                                | 999                               | 69,0                  |
| 0805 10 10, 0805 10 30, 0805 10 50             | 052                               | 49,1                  |
|                                                | 204                               | 52,6                  |
|                                                | 388                               | 27,4                  |
|                                                | 999                               | 43,0                  |
| 0805 20 10                                     | 052                               | 67,5                  |
|                                                | 204                               | 78,9                  |
|                                                | 624                               | 63,6                  |
|                                                | 999                               | 70,0                  |
| 0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90 | 052                               | 82,1                  |
|                                                | 204                               | 79,1                  |
|                                                | 624                               | 95,4                  |
|                                                | 999                               | 85,5                  |
| 0805 30 10                                     | 052                               | 67,5                  |
|                                                | 220                               | 60,1                  |
|                                                | 600                               | 64,0                  |
|                                                | 999                               | 63,9                  |
| 0808 10 20, 0808 10 50, 0808 10 90             | 060                               | 38,7                  |
|                                                | 400                               | 96,0                  |
|                                                | 404                               | 88,3                  |
|                                                | 720                               | 86,1                  |
|                                                | 728                               | 73,8                  |
|                                                | 999                               | 76,6                  |
| 0808 20 50                                     | 052                               | 184,2                 |
|                                                | 400                               | 100,3                 |
|                                                | 999                               | 142,3                 |

<sup>(1)</sup> Country nomenclature as fixed by Commission Regulation (EC) No 2032/2000 (OJ L 243, 28.9.2000, p. 14). Code '999' stands for 'of other origin'.

**COMMISSION REGULATION (EC) No 38/2001****of 9 January 2001****on the issue of import licences for high-quality fresh, chilled or frozen beef and veal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 936/97 of 27 May 1997 opening and providing for the administration of tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat <sup>(1)</sup>, as last amended by Regulation (EC) No 134/1999 <sup>(2)</sup>,

Whereas:

- (1) Regulation (EC) No 936/97 provides in Articles 4 and 5 the conditions for applications and for the issue of import licences for meat referred to in Article 2(f).
- (2) Article 2(f) of Regulation (EC) No 936/97 fixes the amount of high-quality fresh, chilled or frozen beef and veal originating in and imported from the United States of America and Canada which may be imported on special terms for the period 1 July 2000 to 30 June 2001 at 11 500 t.

- (3) It should be recalled that licences issued pursuant to this Regulation will, throughout the period of validity, be open for use only in so far as provisions on health protection in force permit,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. All applications for import licences from 1 to 5 January 2001 for high-quality fresh, chilled or frozen beef and veal as referred to in Article 2(f) of Regulation (EC) No 936/97 shall be granted in full.
2. Applications for licences may be submitted, in accordance with Article 5 of Regulation (EC) No 936/97, during the first five days of February 2001 for 7 120,045 t.

*Article 2*

This Regulation shall enter into force on 11 January 2001.

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

Done at Brussels, 9 January 2001.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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<sup>(1)</sup> OJ L 137, 28.5.1997, p. 10.

<sup>(2)</sup> OJ L 17, 22.1.1999, p. 22.

**COMMISSION DIRECTIVE 2001/2/EC**  
**of 4 January 2001**  
**adapting to technical progress Council Directive 1999/36/EC on transportable pressure equipment**  
**(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 1999/36/EC of 29 April 1999 on transportable pressure equipment <sup>(1)</sup>, and in particular Article 14 thereof,

Whereas:

- (1) Article 3(1) of Directive 1999/36/EC stipulates that new receptacles and new tanks shall meet the relevant provisions of Council Directive 94/55/EC of 21 November 1994 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road <sup>(2)</sup>, as last amended by Directive 2000/61/EC of the European Parliament and of the Council <sup>(3)</sup>, and also that they shall meet the relevant provisions of Council Directive 96/49/EC of 23 July 1996 on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail <sup>(4)</sup>, as last amended by Directive 2000/62/EC of the European Parliament and of the Council <sup>(5)</sup>.
- (2) The provisions of the European Agreement on the International Carriage of Dangerous Goods by Road (hereinafter referred to as the ADR) and of the regulation on the international carriage of dangerous goods by Rail (hereinafter referred to as the RID) <sup>(6)</sup>, together with their amendments, are annexed to Directives 94/55/EC and 96/49/EC respectively. A new version of the ADR and RID will enter into force on 1 July 2001.
- (3) Annex V to Directive 1999/36/EC lays down the modules to be followed for the conformity assessment of the new receptacles and new tanks. These provisions no longer comply with the new version of the ADR and the RID. Consequently, this Annex should be amended.
- (4) The amendments necessary for adapting the Annexes to Directive 1999/36/EC shall be adopted pursuant to Article 14 of the Directive, in accordance with the procedure laid down in Article 15 thereof.

- (5) The measures provided for in this Directive are in accordance with the opinion of the Committee referred to in Article 15 of Directive 1999/36/EC,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

The text of the Annex to Directive 1999/36/EC is replaced by the text of the Annex to this Directive.

*Article 2*

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

When Member States adopt these measures they shall contain a reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such a reference shall be laid down by the Member States.

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 3*

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

*Article 4*

This Directive is addressed to the Member States.

Done at Brussels, 4 January 2001.

*For the Commission*  
Loyola DE PALACIO  
Vice-President

<sup>(1)</sup> OJ L 138, 1.6.1999, p. 20.

<sup>(2)</sup> OJ L 319, 12.12.1994, p. 7.

<sup>(3)</sup> OJ L 279, 1.11.2000, p. 40.

<sup>(4)</sup> OJ L 235, 17.9.1996, p. 25.

<sup>(5)</sup> OJ L 279, 1.11.2000, p. 44.

<sup>(6)</sup> Regulation set out in Annex I to Appendix B of the Convention on the International Carriage of Goods by Rail (COTIF).

## ANNEX

## 'ANNEX V

**MODULES TO BE FOLLOWED FOR CONFORMITY ASSESSMENT**

The following table indicates which conformity assessment modules as described in Annex IV, Part I, are to be followed for the transportable pressure equipment defined in Article 2(1).

| Categories of transportable pressure equipment                                                                                                                                   | Modules                                                                                                             |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|
| 1. Receptacles in respect of which the product of the test pressure and the capacity is not more than 30 MPa × litre (300 bar × litre),                                          | A1, or D1 or E1                                                                                                     |
| 2. Receptacles in respect of which the product of the test pressure and the capacity is more than 30 and not more than 150 MPa × litre (300 and 1 500 bar × litre respectively), | H, or B in combination with E, or B in combination with C1 or B1 in combination with F, or B1 in combination with D |
| 3. Receptacles in respect of which the product of the test pressure and the capacity is more than 150 MPa × litre (1 500 bar × litre), and likewise for the tanks.               | G, or H1, or B in combination with D, or B in combination with F                                                    |

*Notice 1.* Transportable pressure equipment must be subject, at the choice of the manufacturer, to one of the conformity assessment procedures laid down for the category in which it is classified. In the case of receptacles, or their valves or other accessories used for transport, the manufacturer may also choose to apply one of the set procedures for the higher categories.

*Notice 2.* As part of the quality assurance procedures, the notified body must, when making unannounced visits, take a sample of the equipment at the manufacturing or storage premises for the purpose of carrying out a check, or having a check carried out, to verify compliance with the requirements of this Directive. For this purpose the manufacturer must inform the notified body of the production programme planned. The notified body shall carry out at least two visits during the first year of manufacturing. The frequency of subsequent visits will be determined by the notified body on the basis of the criteria set out in point 4.4 of the relevant modules in Annex IV, Part I.'

## II

*(Acts whose publication is not obligatory)*

## COMMISSION

## COMMISSION DECISION

of 20 December 2000

**on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards expansion joints for road bridges**

*(notified under document number C(2000) 3694)*

**(Text with EEA relevance)**

(2001/19/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 89/106/EEC of 21 December 1988 on the approximation of laws, regulations and administrative provisions of the Member States relating to construction products<sup>(1)</sup>, as amended by Directive 93/68/EEC<sup>(2)</sup>, and in particular Article 13(4) thereof,

Whereas:

(1) The Commission is required to select, as between the two procedures under Article 13(3) of Directive 89/106/EEC for attesting the conformity of a product, the least onerous possible procedure consistent with safety. This means that it is necessary to decide whether, for a given product or family of products, the existence of a factory production control system under the responsibility of the manufacturer is a necessary and sufficient condition for an attestation of conformity, or whether, for reasons related to compliance with the criteria mentioned in Article 13(4), the intervention of an approved certification body is required.

(2) Article 13(4) requires that the procedure thus determined should be indicated in the mandates and in the technical specifications. It is therefore desirable to identify the products or family of products referred to in the technical specifications.

(3) The two procedures provided for in Article 13(3) are described in detail in Annex III to Directive 89/106/EEC. It is necessary therefore to specify clearly the methods by which the two procedures should be implemented, by the reference to Annex III, for each product or family of products, since Annex III gives preference to certain systems.

(4) The procedure referred to in Article 13(3)(a) corresponds to the systems set out in the first possibility, without continuous surveillance, and the second and third possibilities of Annex III(2)(ii). The procedure referred to in III(2)(i) Article 13(3)(a)(b) corresponds to the systems set out in Annex III(2)(i), and in the first possibility, with continuous surveillance, of Annex III(2)(ii).

(5) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Construction,

HAS ADOPTED THIS DECISION:

*Article 1*

The products and families of products set out in Annex I shall have their conformity attested by a procedure whereby, in addition to a factory production control system operated by the manufacturer, an approved certification body is involved in assessment and surveillance of the production control or of the product itself.

<sup>(1)</sup> OJ L 40, 11.2.1989, p. 12.

<sup>(2)</sup> OJ L 220, 30.8.1993, p. 1.

*Article 2*

The procedure for attesting conformity as set out in Annex II shall be indicated in mandates for guidelines for European technical approvals.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 20 December 2000.

*For the Commission*

Erkki LIIKANEN

*Member of the Commission*

*ANNEX I*

Expansion joints for road bridges

For uses in road bridges to ensure the continuity of the running surface, the continuity of the traffic bearing capacity and to accommodate the movement of the bridges.

*ANNEX II***Product family: expansion joints for road bridges****Systems of attestation of conformity**

For the product(s) and intended use(s) listed below, EOTA is requested to specify the following system(s) of attestation of conformity in the relevant guideline for European technical approvals:

| Product                           | Intended use    | Level or class | Attestation of conformity system |
|-----------------------------------|-----------------|----------------|----------------------------------|
| Expansion joints for road bridges | In road bridges | —              | 1                                |

System 1: See Directive 89/106/EEC (CPD) Annex III(2)(i), without audit-testing of samples.

The specification for the system should be such that it can be implemented even where performance does not need to be determined for a certain characteristic, because at least one Member state has no legal requirement at all for such characteristic (see Article 2(1) of Directive 89/106/EEC and, where applicable, paragraph 1.2.3 of the interpretative documents). In those cases the verification of such a characteristic must not be imposed on the manufacturer if he does not wish to declare the performance of the product in that respect.

**COMMISSION DECISION**  
**of 21 December 2000**  
**amending Decision 98/128/EC approving the multiannual guidance programme for the fishing fleet**  
**of Spain for the period from 1 January 1997 to 31 December 2001**

(notified under document number C(2000) 4009)

(Only the Spanish text is authentic)

(2001/20/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2792/1999 of 17 December 1999 laying down the detailed rules and arrangements regarding Community structural assistance in the Fisheries sector <sup>(1)</sup>, and in particular Articles 5 and 6 thereof,

Having regard to Council Decision 97/413/EC of 26 June 1997 concerning the objectives and detailed rules for restructuring the Community fisheries sector for the period from 1 January 1997 to 31 December 2001 with a view to achieving a balance on a sustainable basis between resources and their exploitation <sup>(2)</sup>, and in particular Article 9(1) thereof,

Whereas:

- (1) Commission Decision 98/128/EC of 16 December 1997 approving the multiannual guidance programme for the fishing fleet of Spain for the period from 1 January 1997 to 31 December 2001 <sup>(3)</sup> fixes capacity objectives for each segment of the fishing fleet.
- (2) For vessels less than 12 metres overall, other than trawlers, the capacity objectives are fixed at the level corresponding to the objectives of MAGP III.
- (3) Under Article 3 of Council Decision 97/413/EC the aggregate capacity of vessels less than 12 metres overall, other than trawlers, may be increased beyond the level at 1 January 1997, or beyond the level corresponding to the objectives of MAGP III, for the period to 31 December 2001 in the framework of programmes for improving safety of navigation at sea.
- (4) The engine power of a number of such vessels in the Spanish fleet should be increased in order to allow a sufficient margin of safety in poor weather conditions.

(5) For this reason the Spanish authorities will implement a programme of engine replacements in which vessel owners will be invited to participate on a voluntary basis.

(6) The details of this programme have been communicated to the Commission.

(7) The power objectives of the segment concerned should be revised in order to accommodate the resulting increase in engine power of the segment.

(8) The measures envisaged in the present Decision are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS DECISION:

*Article 1*

The table of objectives for the multiannual guidance programmes for the fishing fleet of Spain for the period 1997 to 2001, shown in the Annex to the present Decision, including the footnotes, cancels and replaces that shown in the Annex to Decision 98/128/EC.

*Article 2*

This Decision is addressed to the Kingdom of Spain.

Done at Brussels, 21 December 2000.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ L 337, 30.12.1999, p. 10.

<sup>(2)</sup> OJ L 175, 30.7.1997, p. 27.

<sup>(3)</sup> OJ L 39, 12.2.1998, p. 59.

## ANNEX

## Spain

| Area                                     | Stocks                  | Segment                                             | Catch composition                         | Pilot rate | Weighted reduction | Situation<br>1.1.1997 |           | Objective<br>31.12.1996 |           | Objective<br>31.12.2001 |           |
|------------------------------------------|-------------------------|-----------------------------------------------------|-------------------------------------------|------------|--------------------|-----------------------|-----------|-------------------------|-----------|-------------------------|-----------|
|                                          |                         |                                                     |                                           |            |                    | GT (*)                | kW        | GT (*)                  | kW        | GT (*)                  | kW        |
| EU waters                                | Demersal                | Artisanal (< 12 m) <sup>(1)</sup>                   |                                           |            |                    | 24 963                | 214 171   | 33 293                  | 235 997   | 33 293                  | 283 196   |
| Subtotal                                 |                         |                                                     |                                           |            |                    | 24 963                | 214 171   | 33 293                  | 235 997   | 33 293                  | 283 196   |
| EU waters                                | Pelagic, tuna-like fish | Trawlers                                            | DR: 1,8 %<br>OF: 14,9 %<br>Others: 83,3 % | 25 %       | 4,2 %              | 140 961               | 408 329   | 170 265                 | 442 193   | 163 114                 | 423 621   |
|                                          |                         | Fixed gear                                          | DR: 1,6 %<br>OF: 25,1 %<br>Others: 73,3 % | 25 %       | 6,7 %              | 50 983                | 144 867   | 62 983                  | 159 630   | 58 776                  | 148 967   |
|                                          |                         | Purse-seiners                                       | DR: 25,0 %<br>OF: 8,1 %<br>Others: 66,9 % | 30 %       | 9,9 %              | 53 122                | 174 630   | 63 641                  | 192 426   | 57 341                  | 173 376   |
| International waters and third countries | Demersal and pelagic    | Trawl and mobile gear <sup>(2)</sup> <sup>(4)</sup> |                                           | 0 %        | 0 %                | 213 177               | 374 261   | 334 595                 | 517 173   | 334 595                 | 517 173   |
|                                          |                         | Fixed gear <sup>(3)</sup>                           |                                           | 0 %        | 0 %                | 49 446                | 102 950   | 56 642                  | 118 370   | 56 642                  | 118 370   |
|                                          | Tuna-like fish          | Tuna fleet                                          |                                           | 0 %        | 0 %                | 77 116                | 116 115   | 95 493                  | 138 133   | 95 493                  | 138 133   |
| Subtotal                                 |                         |                                                     |                                           |            |                    | 584 805               | 1 321 152 | 783 619                 | 1 567 925 | 765 960                 | 1 519 639 |
| Total                                    |                         |                                                     |                                           |            |                    | 609 768               | 1 535 323 | 816 912                 | 1 803 922 | 799 253                 | 1 802 836 |

DR: Depletion risk

OF: Overfished.

(\*) Includes estimated GT values in accordance with Article 4 of the present Decision. The objectives will be revised as real GT values become available.

<sup>(1)</sup> The power objectives of this segment for 31.12.2001 have been adjusted in order to accommodate any increase in the power of the segment resulting from a programme of engine replacements intended to provide a sufficient margin of safety for navigation in poor weather. Invitations to vessel owners to participate in this programme will be closed by 30 June 2001 at the latest. The power objectives may be further revised if the present adjustment proves to be either excessive or insufficient to accommodate demand.<sup>(2)</sup> A fraction of this capacity contributes to a fishery in Moroccan waters whose level of presence at 31.12.1996 was estimated as 44 412 GRT. The situation of this fishery by 31.12.2001 will be determined by the evolution of the fishing possibilities obtained in the framework of fisheries agreements with third countries or in international waters.<sup>(3)</sup> A fraction of this capacity contributes to a fishery in Moroccan waters whose level of presence at 31.12.1996 was estimated as 8 962 GRT. The situation of this fishery by 31.12.2001 will be determined by the evolution of the fishing possibilities obtained in the framework of fisheries agreements with third countries or in international waters.<sup>(4)</sup> A fraction of this capacity contributes to a fishery in Moroccan waters whose level of presence at 31.12.1996 was estimated as 6 100 GRT. The situation of this fishery by 31.12.2001 will be determined by the evolution of the fishing possibilities obtained in the framework of fisheries agreements with third countries or in international waters.

**COMMISSION DECISION**  
**of 21 December 2000**  
**amending Decision 98/121/EC approving the multiannual guidance programme for the fishing fleet**  
**of the Netherlands for the period from 1 January 1997 to 31 December 2001**

(notified under document number C(2000) 4015)

(Only the Dutch text is authentic)

(2001/21/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2792/1999 of 17 December 1999 laying down the detailed rules and arrangements regarding Community structural assistance in the Fisheries sector <sup>(1)</sup>, and in particular Articles 5 and 6 thereof,

Having regard to Council Decision 97/413/EC of 26 June 1997 concerning the objectives and detailed rules for restructuring the Community fisheries sector for the period from 1 January 1997 to 31 December 2001 with a view to achieving a balance on a sustainable basis between resources and their exploitation <sup>(2)</sup>, and in particular Article 9(1) thereof,

Whereas

- (1) The objectives fixed by Commission Decision 98/121/EC of 16 December 1997 approving the multiannual guidance programme for the fishing fleet of the Netherlands for the period from 1 January 1997 to 31 December 2001 <sup>(3)</sup> were calculated using the information available at that time.
- (2) In the light of new information provided by the Netherlands on the historical capacity and activity levels of vessels in the fleet the objectives should be revised.

- (3) The measures envisaged in the present Decision are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS DECISION:

*Article 1*

The table of objectives for the multiannual guidance programmes for the fishing fleet of the Netherlands for the period 1997 to 2001, shown in the Annex to the present Decision, including the footnotes, cancels and replaces that shown in the Annex to Decision 98/121/EC.

*Article 2*

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 21 December 2000.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ L 337, 30.12.1999, p. 10.

<sup>(2)</sup> OJ L 175, 3.7.1997, p. 27.

<sup>(3)</sup> OJ L 39, 12.2.1998, p. 15.

## ANNEX

## The Netherlands

| Area                                                       | Stocks                         | Segmentation<br>MAGP IV                       | Fishery | Catch composition                              | Pilot rate | Weighted<br>reduction | Situation<br>1.1.1997 |         | Objective<br>31.12.1996    |                             |                                   |                               | Objective<br>31.12.2001 |         |                                   |                               |
|------------------------------------------------------------|--------------------------------|-----------------------------------------------|---------|------------------------------------------------|------------|-----------------------|-----------------------|---------|----------------------------|-----------------------------|-----------------------------------|-------------------------------|-------------------------|---------|-----------------------------------|-------------------------------|
|                                                            |                                |                                               |         |                                                |            |                       | GT (*)                | kW      | GT (*)                     | kW                          | GT (*) × t<br>( <sup>1</sup> 000) | kW × t<br>( <sup>1</sup> 000) | GT (*)                  | kW      | GT (*) × t<br>( <sup>1</sup> 000) | kW × t<br>( <sup>1</sup> 000) |
| Coastal waters                                             |                                | Small scale coastal<br>non-trawling fishing   |         |                                                |            |                       | 229                   | 1 968   | 229                        | 1 968                       |                                   |                               | 229                     | 1 968   |                                   |                               |
| Subtotal                                                   |                                |                                               |         |                                                |            |                       | 229                   | 1 968   | 229                        | 1 968                       |                                   |                               | 229                     | 1 968   |                                   |                               |
| Waters of third countries, international waters, EU-waters | Pelagic and demersal           | A. Pelagic trawlers                           |         | DR = 5,97 %<br>OF = 10,57 %<br>Other = 83,46 % | 30 %       | 4,96 %                | 55 523                | 65 280  | 48 790<br>( <sup>2</sup> ) | 62 475<br>( <sup>3</sup> )  | 12 859                            | 18 140                        | 48 790                  | 62 475  | 12 221                            | 17 240                        |
| EU-waters                                                  | Flatfish, pelagic and demersal | B. Cutters<br>(> 221 kW) ( <sup>1</sup> )     |         | DR = 69,99 %<br>OF = 6,58 %<br>Other = 23,43 % | 30 %       | 22,97 %               | 78 422                | 307 192 | 73 065                     | 302 467<br>( <sup>4</sup> ) | 14 248                            | 58 227                        | 71 345                  | 275 616 | 10 975                            | 44 852                        |
| EU-waters                                                  | Flatfish, pelagic and demersal | C. Eurocutters<br>(≤ 221 kW) ( <sup>1</sup> ) |         | DR = 25,2 %<br>OF = 0,2 %<br>Other = 74,6 %    | 30 %       | 7,62 %                | 13 447                | 41 142  | 13 427                     | 41 529                      | 2 497                             | 7 630                         | 13 427                  | 41 529  | 2 307                             | 7 049                         |
| EU-waters                                                  | Flatfish, pelagic and demersal | D. Small vessels<br>(trawlers)                |         | DR = 47,33 %<br>OF = 0 %<br>Other = 52,67 %    | 30 %       | 14,20 %               | 221                   | 2 279   | 213<br>( <sup>5</sup> )    | 2 245<br>( <sup>6</sup> )   | 40                                | 432                           | 213                     | 2 245   | 34                                | 371                           |
| EU-waters                                                  | Shrimps                        | E. Shrimp vessels ( <sup>7</sup> )            |         | Other = 100 %                                  | 0 %        | 0 %                   | 2 340                 | 8 599   | 2 813                      | 10 318                      |                                   |                               | 2 813                   | 10 318  |                                   |                               |
| EU-waters                                                  | Non-quota stocks               | F. All gears                                  |         | Other = 100 %                                  | 0 %        | 0 %                   | 8 886                 | 28 603  | 8 703                      | 29 010                      |                                   |                               | 8 703                   | 29 010  |                                   |                               |
| Total (A + B + C + D + E + F)                              |                                |                                               |         |                                                |            |                       | 158 839               | 453 095 | 147 011                    | 448 044                     | 29 644                            | 84 430                        | 145 291                 | 421 193 | 25 538                            | 69 512                        |

DR: Depletion risk.

OF: Overfished.

(\*) Includes estimated GT values. The objectives will be revised as real GT values become available.

(<sup>1</sup>) Including the 'reserved hps', which are existing investment obligations administered within the limits of the objectives.(<sup>2</sup>) The objective for 1996 has been increased by 5 509 GT, representing 45 % of the backlog from MAGP III.(<sup>3</sup>) The objective for 1996 has been increased by 2 295 kW, representing 45 % of the backlog from MAGP III.(<sup>4</sup>) The objective for 1996 has been increased by 3 866 kW, representing 45 % of the backlog from MAGP III.(<sup>5</sup>) The objective for 1996 has been increased by 7 GT, representing 45 % of the backlog from MAGP III.(<sup>6</sup>) The objective for 1996 has been increased by 28 kW representing 45 % of the backlog from MAGP III.(<sup>7</sup>) This segment may be integrated in segment 'C. Eurocutters' by the end of 2001.

## COMMISSION DECISION

of 22 December 2000

**on amendment of Annex III to Directive 98/10/EC of the European Parliament and of the Council of 26 February 1998 on the application of open network provision (ONP) to voice telephony and on universal service for telecommunications in a competitive environment**

(notified under document number C(2000) 4078)

(Text with EEA relevance)

(2001/22/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 98/10/EC of the European Parliament and of the Council of 26 February 1998 on the application of open network provision (ONP) to voice telephony and on universal service for telecommunications in a competitive environment<sup>(1)</sup>, and in particular Article 28 thereof,

Whereas:

- (1) Article 28 of Directive 98/10/EC provides for the modification of its Annex III in order to adapt it to new technical developments and to changes in market demand.
- (2) The ETSI technical report ETR 138 on quality of service referred to in Annex III to Directive 98/10/EC is not adjusted to a multi-operator liberalised market. The European Telecommunications Standards Institute (ETSI) has adopted an ETSI guide EG 201 769-1 to replace ETSI ETR 138, developed on the basis of the set of proposals from the Commission, which took into account the opinions of the ONP Committee and market players.
- (3) The two parameters 'Unsuccessful call ratio' and 'Call set up time' are becoming less important, given the high quality of digital fixed telephone networks and Member States should be able to refrain from requiring operators to measure these two parameters if the quality is satisfactory.
- (4) The amendment of Annex III to Directive 98/10/EC adopted in this Decision contains the harmonised set of quality of service parameters to be used across the Euro-

pean Union, but Member States may in addition decide to include other parameters.

- (5) In accordance with Article 28 of Directive 98/10/EC, the Commission has submitted the draft Decision for an opinion of the ONP Committee, under the procedure provided for in Article 30 of Directive 98/10/EC.
- (6) The amendment of Annex III to Directive 98/10/EC adopted in this Decision is in accordance with the opinion of the ONP Committee,

HAS ADOPTED THIS DECISION:

*Article 1*

Annex III to Directive 98/10/EC is replaced by the Annex to this Decision.

*Article 2*Member States shall take the necessary measures to comply with this Decision within two months of the date of its publication in the *Official Journal of the European Communities*.

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2000.

*For the Commission*

Erkki LIIKANEN

*Member of the Commission*

<sup>(1)</sup> OJ L 101, 1.4.1998, p. 24.

## ANNEX

## ‘ANNEX III

## SUPPLY-TIME AND QUALITY-OF-SERVICE PARAMETERS, DEFINITIONS AND MEASUREMENT METHODS IN ACCORDANCE WITH THE REQUIREMENTS OF ARTICLE 12

| Parameter<br>(Note 1)                                                       | Definition        | Measurement method |
|-----------------------------------------------------------------------------|-------------------|--------------------|
| Supply time for initial connection                                          | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Fault rate per access line                                                  | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Fault repair time                                                           | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Unsuccessful call ratio (Note 2)                                            | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Call set up time (Note 2)                                                   | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Response times for operator services                                        | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Response times for directory enquiry services                               | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Proportion of coin and card operated public pay-telephones in working order | ETSI EG 201 769-1 | ETSI EG 201 769-1  |
| Bill correctness complaints                                                 | ETSI EG 201 769-1 | ETSI EG 201 769-1  |

Version number of ETSI EG 201 769-1 is 1.1.1 (April 2000).

*Note 1*

Parameters should allow for performance to be analysed at a regional level (i.e. no less than level 2 in the nomenclature of territorial units for statistics (NUTS) established by Eurostat).

*Note 2*

Member States may decide not to require that up-to-date information concerning the performance for these two parameters be kept, if evidence is available to show that performance in these two areas is satisfactory.’