

Official Journal

of the European Communities

ISSN 0378-6978

L 49

Volume 44

20 February 2001

English edition

Legislation

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⁽¹⁾ Text with EEA relevance

I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 335/2001
of 22 December 2000
concerning the export of certain ECSC steel products from Poland to the Community for the
period 1 January to 31 December 2001 (extension of the double-checking system)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) A Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part ⁽¹⁾, entered into force on 1 February 1994.
- (2) The Parties decided by Decision No 1/2001 of the Association Council ⁽²⁾ to extend the double-checking system introduced by Decision No 2/1999 of the Association Council ⁽³⁾ for the period 1 January to 31 December 2001.
- (3) It is consequently necessary to extend the Community implementing legislation introduced by Council Regulation (EC) No 1093/1999 of 30 March 1999 establishing a double-checking system for exports of certain ECSC steel products from the Republic of Poland to the European Community for the period 1 January to 31 December 2000 ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1093/1999 shall continue to apply for the period 1 January to 31 December 2001, in accordance with the provisions of Decision No 1/2001 of the Association Council between the European Communities and their Member States, of, the one part, and Poland, of the other part.

Article 2

Regulation (EC) No 1093/1999 shall in consequence be amended as follows:

In the title, preamble and Article 1(1) and (3) references to the period '1 January to 31 December 2000' shall be replaced by references to '1 January to 31 December 2001'.

Article 3

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

It shall apply with effect from 1 January 2001.

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

Done at Brussels, 22 December 2000.

For the Council

The President

C. PIERRET

⁽¹⁾ OJ L 348, 31.12.1993, p. 2.

⁽²⁾ See page 9 of this Official Journal.

⁽³⁾ OJ L 133, 28.5.1999, p. 44.

⁽⁴⁾ OJ L 133, 28.5.1999, p. 6. Regulation as amended by Regulation (EC) No 541/2000 (OJ L 67, 15.3.2000, p. 1).

COMMISSION REGULATION (EC) No 336/2001
of 19 February 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 ⁽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 20 February 2001.

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

Done at Brussels, 19 February 2001.

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 19 February 2001 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	99,7
	204	50,7
	212	95,7
	624	160,7
	999	101,7
0707 00 05	052	116,8
	068	130,7
	628	138,3
	999	128,6
0709 10 00	220	189,3
	999	189,3
0709 90 70	052	104,5
	204	67,1
	999	85,8
0805 10 10, 0805 10 30, 0805 10 50	052	65,4
	204	48,2
	212	40,4
	220	47,8
	600	48,5
	624	58,0
	999	51,4
0805 20 10	204	94,5
	999	94,5
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	80,3
	204	83,1
	600	118,8
	624	69,9
	999	88,0
0805 30 10	600	59,8
	999	59,8
0808 10 20, 0808 10 50, 0808 10 90	039	91,2
	400	80,4
	404	72,5
	720	115,9
	728	90,6
	999	90,1
0808 20 50	388	80,2
	400	98,6
	528	81,1
	999	86,6

⁽¹⁾ 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 337/2001

of 19 February 2001

on import licences in respect of beef and veal products originating in Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1706/98 of 20 July 1998 on the arrangements applicable to agricultural products and goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States (ACP States) and repealing Regulation (EEC) No 715/90 ⁽¹⁾, and in particular Article 30 thereof,

Having regard to Commission Regulation (EC) No 1918/98 of 9 September 1998 laying down detailed rules for the application in the beef and veal sector of Council Regulation (EC) No 1706/98 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and repealing Regulation (EC) No 589/96 ⁽²⁾, and in particular Article 4 thereof,

Whereas:

- (1) Article 1 of Regulation (EC) No 1918/98 provides for the possibility of issuing import licences for beef and veal products. However, imports must take place within the limits of the quantities specified for each of these exporting non-member countries.
- (2) The applications for import licences submitted between 1 and 10 February 2001, expressed in terms of boned meat, in accordance with Regulation (EC) No 1918/98, do not exceed, in respect of products originating from Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia, the quantities available from those States. It is therefore possible to issue import licences in respect of the quantities applied for.
- (3) The quantities in respect of which licences may be applied for from 1 March 2001 should be fixed within the scope of the total quantity of 52 100 tonnes.
- (4) This Regulation is without prejudice to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine,

ovine and caprine animals and swine, fresh meat or meat products from third countries ⁽³⁾, as last amended by Directive 97/79/CE ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The following Member States shall issue on 21 February 2001 import licences for beef and veal products, expressed as boned meat, originating in certain African, Caribbean and Pacific States, in respect of the following quantities and countries of origin:

Germany:

— 850 tonnes originating in Botswana,

United Kingdom:

— 700 tonnes originating in Botswana,

— 365 tonnes originating in Namibia,

— 600 tonnes originating in Zimbabwe.

Article 2

Licence applications may be submitted, pursuant to Article 3(2) of Regulation (EC) No 1918/98, during the first 10 days of March 2001 for the following quantities of boned beef and veal:

Botswana:	15 386 tonnes,
Kenya:	142 tonnes,
Madagascar:	7 579 tonnes,
Swaziland:	3 363 tonnes,
Zimbabwe:	5 590,050 tonnes,
Namibia:	11 310 tonnes.

Article 3

This Regulation shall enter into force on 21 February 2001.

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

Done at Brussels, 19 February 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 215, 1.8.1998, p. 12.

⁽²⁾ OJ L 250, 10.9.1998, p. 16.

⁽³⁾ OJ L 302, 31.12.1972, p. 28.

⁽⁴⁾ OJ L 24, 30.1.1998, p. 31.

COMMISSION REGULATION (EC) No 338/2001**of 19 February 2001****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. 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 20 February 2001.

It shall apply from 21 February to 6 March 2001.

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

Done at Brussels, 19 February 2001.

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

to the Commission Regulation of 19 February 2001 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

(EUR/100 pieces)

Period: from 21 February to 6 March 2001

Community producer price	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
	12,09	11,59	73,91	21,74
Community import prices	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
Israel	9,94	14,28	16,29	23,72
Morocco	17,23	15,22	—	—
Cyprus	—	—	—	—
Jordan	—	—	—	—
West Bank and Gaza Strip	—	—	—	—

COMMISSION REGULATION (EC) No 339/2001**of 19 February 2001****suspending the preferential customs duties and re-establishing the Common Customs Tariff duty on imports of uniflorous (bloom) carnations originating in Israel**

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 and 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)(b) thereof,

Whereas:

(1) Regulation (EEC) No 4088/87 lays down the conditions for applying a preferential duty on large-flowered roses, small-flowered roses, uniflorous (bloom) carnations and multiflorous (spray) carnations within the limit of tariff quotas opened annually for imports into the Community of fresh cut flowers.

(2) Council Regulation (EC) No 1981/94 ⁽³⁾, as last amended by Commission Regulation (EC) No 563/2000 ⁽⁴⁾, opens and provides for the administration of Community tariff quotas for cut flowers and flower buds, fresh, originating in Algeria, Cyprus, Egypt, Israel, Jordan, Malta, Morocco, the West Bank and the Gaza Strip, Tunisia and Turkey, and providing detailed rules for extending and adapting these tariff quotas.

(3) Commission Regulation (EC) No 338/2001 ⁽⁵⁾ fixes the Community producer and import prices for carnations and roses for the application of the import arrangements.

(4) Commission Regulation (EEC) No 700/88 ⁽⁶⁾, as last amended by Regulation (EC) No 2062/97 ⁽⁷⁾, lays down the detailed rules for the application of the arrangements.

(5) On the basis of prices recorded pursuant to Regulations (EEC) No 4088/87 and (EEC) No 700/88, it must be concluded that the conditions laid down in Article 2(2) of Regulation (EEC) No 4088/87 for suspension of the preferential customs duty are met for uniflorous (bloom) carnations originating in Israel; whereas the Common Customs Tariff duty should be re-established.

(6) The quota for the products in question covers the period 1 January to 31 December 2001; whereas, as a result, the suspension of the preferential duty and the reintroduction of the Common Customs Tariff duty apply up to the end of that period at the latest.

(7) In between meetings of the Management Committee for Live Plants and Floriculture Products, the Commission must adopt such measures,

HAS ADOPTED THIS REGULATION:

Article 1

For imports of uniflorous (bloom) carnations (CN code ex 0603 10 20) originating in Israel, the preferential customs duty fixed by Regulation (EC) No 1981/94 is hereby suspended and the Common Customs Tariff duty is hereby re-established.

Article 2

This Regulation shall enter into force on 21 February 2001.

⁽¹⁾ OJ L 382, 31.12.1987, p. 22.

⁽²⁾ OJ L 177, 5.7.1997, p. 1.

⁽³⁾ OJ L 199, 2.8.1994, p. 1.

⁽⁴⁾ OJ L 68, 16.3.2000, p. 46.

⁽⁵⁾ See page 5 of this Official Journal.

⁽⁶⁾ OJ L 72, 18.3.1988, p. 16.

⁽⁷⁾ OJ L 289, 22.10.1997, p. 1.

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

Done at Brussels, 19 February 2001.

For the Commission
Franz FISCHLER
Member of the Commission

II

(Acts whose publication is not obligatory)

COUNCIL

**DECISION No 1/2001 OF THE EU-POLAND ASSOCIATION COUNCIL
of 17 January 2001**

extending the double-checking system established by Decision No 2/1999 of the Association Council for the period from 1 January to 31 December 2001

(2001/132/EC)

THE ASSOCIATION COUNCIL,

Whereas:

- (1) The contact group referred to in Article 10 of Protocol 2 of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part, which entered into force on 1 February 1994, met on 21 September 2000 and agreed to recommend to the Association Council established under Article 102 of the Agreement that the double-checking system introduced in 1999 by Decision No 2/1999 of the Association Council ⁽¹⁾, as extended by Decision No 1/2000 ⁽²⁾, should be extended for the period from 1 January to 31 December 2001.
- (2) The Association Council, having been supplied with all relevant information, has agreed with this recommendation,

HAS DECIDED AS FOLLOWS:

Article 1

The double-checking system established by Decision No 2/1999 shall continue to apply for the period from 1 January to 31 December 2001. In the preamble and Article 1(1) and (3) of the Decision, references to the period 1 January to 31 December 2000 shall be replaced by references to 1 January to 31 December 2001.

Article 2

This Decision shall enter into force on the day of its adoption.

It shall apply with effect from 1 January 2001.

Done at Brussels, 17 January 2001.

For the Association Council

The President

W. BARTOSZEWSKI

⁽¹⁾ OJ L 133, 28.5.1999, p. 44.

⁽²⁾ OJ L 67, 15.3.2000, p. 34.

DECISION No 1/2001 OF THE EU-HUNGARY ASSOCIATION COUNCIL
of 19 January 2001
adopting the terms and conditions for the participation of the Republic of Hungary in the Financial
Instrument for the environment (LIFE)

(2001/133/EC)

THE ASSOCIATION COUNCIL,

Having regard to the Europe Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Republic of Hungary, of the other part ⁽¹⁾, signed in Brussels on 16 December 1991, and in particular, Articles 1 and 2 of the additional Protocol thereto ⁽²⁾,

Whereas:

- (1) According to Article 1 of the said additional Protocol, Hungary may participate in Community framework programmes, specific programmes, projects or other actions notably in the field of environment.
- (2) According to Article 2 thereof, the terms and conditions for the participation of Hungary in these activities are to be decided by the Association Council,

HAS DECIDED AS FOLLOWS:

Article 1

As from 1 January 2001, Hungary shall participate in the Financial Instrument for the environment (hereinafter called

LIFE) according to the terms and conditions set out in Annexes I and II which shall form an integral part of this Decision.

Article 2

This Decision shall apply for the duration of the LIFE third phase, starting from 1 January 2001.

Article 3

Proposals submitted to the Commission by Hungary before 31 October 2000 for LIFE 'Nature' and before 30 November 2000 for LIFE 'Environment' shall be eligible for evaluation.

Article 4

This Decision shall enter into force on the first day of the month following that of its adoption.

Done at Brussels, 19 January 2001.

For the Association Council

The President

J. MARTONYI

⁽¹⁾ OJ L 347, 31.12.1993, p. 2.

⁽²⁾ OJ L 317, 30.12.1995, p. 30.

ANNEX I

Terms and conditions for the participation of Hungary in the Financial Instrument for the environment (LIFE)

1. Hungary will participate in all actions of LIFE in accordance with the objectives, criteria, procedures and deadlines laid down in Regulation (EC) No 1655/2000 of the European Parliament and of the Council of 17 July 2000 concerning the Financial Instrument for the environment (LIFE) ⁽¹⁾.
2. To participate in the programme, Hungary will pay each year a contribution to the general budget of the European Union according to the procedures outlined in Annex II.

If necessary in order to take into account LIFE developments, or the evolution of Hungary's absorption capacity, the Association Committee is entitled to adapt this contribution, so as to avoid budgetary imbalance in the implementation of LIFE.

3. The terms and conditions for the submission, assessment and selection of applications related to eligible institutions, organisations and individuals of Hungary will be the same as those applicable to eligible institutions, organisations and individuals of the Community.

The Commission may take Hungarian experts into consideration when appointing independent experts according to the relevant provisions of the Decision establishing the programme to assist it in the project evaluation.

4. To reflect the Community dimension of LIFE, transnational projects and activities proposed by Hungary should, whenever relevant, include at least a partner from one of the Member States of the Community.
5. The Member States of the Community and Hungary will make every effort, within the framework of existing provisions, to facilitate the free movement and residence of experts and other eligible persons moving between Hungary and the Member States of the Community for the purpose of participating in activities covered by this Decision.
6. Activities covered by this Decision shall be exempt from imposition by Hungary of indirect taxes, customs duties, prohibitions and restrictions on imports and exports in respect of goods and services intended for use under such activities.
7. Without prejudice to the responsibilities of the Commission of the European Communities and the Court of Auditors of the European Communities in relation to the monitoring and evaluation of the programme pursuant to Article 9 of Regulation (EC) No 1655/2000, the participation of Hungary in the programme will be continuously monitored on a partnership basis involving the Commission and Hungary. Hungary will take part in any other specific activities set out by the Community in that context.
8. In conformity with the Community's Financial Regulations, contractual arrangements concluded with entities of Hungary shall provide for controls and audits to be carried out by, or under the authority of, the Commission and the Court of Auditors. Financial audits may be carried out with the purpose of controlling such entities' income and expenditure, related to the contractual obligations towards the Community. In a spirit of cooperation and mutual interest, the relevant authorities of Hungary shall provide any reasonable and feasible assistance as may be necessary or helpful under the circumstances to perform such controls and audits.
9. Without prejudice to the procedures referred to in Article 3(7) and in Article 11 of Regulation (EC) No 1655/2000, representatives of Hungary will, for the points which concern them, participate as observers in the relevant committees. These committees shall meet without the presence of representatives of Hungary for the rest of the points, as well as when voting takes place.
10. The language to be used in all contacts with the Commission, as regards the application process, contracts, reports to be submitted and other administrative arrangements for the programmes, will be one of the official languages of the Community.
11. The Community and Hungary may terminate activities under this Decision at any time upon 12 months' notice in writing. Projects and activities in progress at the time of termination shall continue until their completion under the conditions laid down in the appropriate agreements.

⁽¹⁾ OJ L 192, 28.7.2000, p. 1.

ANNEX II

Financial contribution of Hungary to LIFE

1. The financial contribution to be paid by Hungary to the general budget of the European Union to participate in LIFE will be EUR 2 280 000 for each of the first two budgetary years. Supplementary costs of administrative nature are included in the abovementioned amount.

The contribution to be paid by Hungary for the following period will be decided by the Association Council in the course of the year 2002.

2. Hungary will pay the contribution mentioned in point 1, partly from the Hungarian national budget and partly from Hungary's PHARE national programme. Subject to a separate PHARE programming procedure, the requested PHARE funds will be transferred to Hungary by means of a separate financing memorandum. Together with the part coming from Hungary's State budget, these funds will constitute Hungary's national contribution, out of which it will make payments in response to annual calls for funds from the Commission.
3. PHARE funds will be requested according to the following schedule:
 - EUR 1 045 000 for the contribution to LIFE for the first year, 2001,
 - EUR 1 045 000 for the second year.

The remaining part of the contribution of Hungary will be covered from the Hungarian State budget.

4. The Financial Regulation of 21 December 1977 applicable to the general budget of the European Communities ⁽¹⁾ will apply, notably to the management of the contribution of Hungary.

Travel costs and subsistence costs incurred by representatives and experts of Hungary for the purposes of taking part as observers in the work of the relevant committees referred to in point 9 of Annex I or other meetings related to the implementation of LIFE shall be reimbursed by the Commission on the same basis as, and in accordance with, the procedures currently in force for non-governmental experts of the Member States of the European Union.

5. After the entry into force of this Decision and at the beginning of each following year, the Commission will send to Hungary a call for funds corresponding to its contribution to LIFE under this Decision.

This contribution shall be expressed in euro and paid into a euro bank account of the Commission.

Hungary will pay its contribution according to the call for funds:

- by 1 April for the part financed from its national budget, provided that the call for funds is sent by the Commission before 1 March, or at the latest one month after the call for funds is sent if later,
- by 1 April for the part financed from PHARE, provided that the corresponding amounts have been sent to Hungary by this time, or at the latest in a period of 30 days after these funds have been sent to Hungary.

Any delay in the payment of the contribution shall give rise to the payment of interest by Hungary on the outstanding amount from the due date. The interest rate corresponds to the rate applied by the European Central Bank, on the due date, for its operations in euro, increased by 1,5 percentage points.

⁽¹⁾ OJ L 356, 31.12.1977, p. 1. Regulation as last amended by Regulation (EC) No 2673/1999 (OJ L 326, 18.12.1999, p. 1).

COMMISSION

COMMISSION DECISION

of 14 February 2001

concerning the decision on the possible inclusion of certain active substances into Annex I to Council Directive 91/414/EEC

(notified under document number C(2001) 374)

(Text with EEA relevance)

(2001/134/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant-protection products on the market ⁽¹⁾, as last amended by Commission Directive 2000/80/EC ⁽²⁾ (hereinafter referred to as 'the Directive'),

Having regard to Commission Regulation (EEC) No 3600/92 of 11 December 1992 laying down the detailed rules for the implementation of the first stage of the programme of work referred to in Article 8(2) of Council Directive 91/414/EEC concerning the placing of plant-protection products on the market ⁽³⁾, as last amended by Commission Regulation (EC) No 2266/2000 ⁽⁴⁾, and in particular Article 7(3A)(d) and 7(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 933/94 of 27 April 1994 laying down the active substances of plant-protection products and designating the rapporteur Member States for the implementation of Commission Regulation (EEC) No 3600/92 ⁽⁵⁾, as last amended by Regulation (EC) No 2230/95 ⁽⁶⁾, identified the rapporteur Member States and notifiers for each active substance.
- (2) Article 7 of Regulation (EEC) No 3600/92 provided that for each active substance for which it has been designated rapporteur, a Member State should examine the dossiers and submit to the Commission the report of its assessment of the information submitted by the notifiers in accordance with the provisions of Article 6(1) of that Regulation.
- (3) In accordance with the above Article, on receipt of the reports of the rapporteur Member States, the Commission circulated them to the Member States for informa-

tion and undertook consultations with experts of the Member States as well as with the main notifiers as provided for in Article 7(3) of Regulation (EEC) No 3600/92.

- (4) It appears from the assessments made on a number of active substances that the submitted information is not sufficient to determine whether or not, under the proposed conditions of use, plant-protection products containing the active substance concerned would satisfy in general the requirements laid down in Article 5(1)(a) and (b) of the Directive. Therefore it is not presently possible to decide whether to include such active substances in Annex I to the Directive.
- (5) Article 8(3) of the Directive provides that Member States should apply the requirements of Article 4(1)(b)(i) to (v), and (c) to (f) in accordance with national provisions concerning the data to be provided. The assessments referred to in recital 4 did not identify concerns which can not be mitigated by appropriate risk-management measures at Member State level. Therefore it is not appropriate at this stage to suspend plant-protection products containing the active substances mentioned before the additional required information has been submitted and evaluated. Therefore a decision should be taken to postpone a decision on the possible inclusion of such active substances into Annex I to the Directive.
- (6) Following detailed discussions in the Standing Committee on Plant Health, and in accordance with the opinion of that Committee, the Commission has determined the further data required to determine whether the substances mentioned in recital 4 satisfy the requirements of Article 5 of the Directive. The rapporteur Member States should therefore inform the notifiers in detail about all additional studies and information which would be required to demonstrate that these requirements are satisfied.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 309, 9.12.2000, p. 14.

⁽³⁾ OJ L 366, 15.12.1992, p. 10.

⁽⁴⁾ OJ L 259, 13.10.2000, p. 27.

⁽⁵⁾ OJ L 107, 28.4.1994, p. 8.

⁽⁶⁾ OJ L 225, 22.9.1995, p. 1.

- (7) To enable the Member States and the Commission to programme their work, an unconditional undertaking to submit the additional required information should be provided by the notifier wishing the rapporteur Member State and the Commission to continue the review process. To enable the Commission to complete its work on the programme established by Regulation (EEC) No 3600/92 within a reasonable time, a deadline should be established within which notifiers of these substances must complete their files. This deadline should be as short as possible taking into account the time needed to perform the necessary studies.
- (8) If, for a particular active substance, the requirements of the present Decision concerning submission of the necessary information are not satisfied, interested parties are not prevented from seeking inclusion of that substance in Annex I to the Directive, in accordance with the procedures under its Article 6(2) at a later date.
- (9) This Decision does not prejudice any action the Commission may undertake at a later stage relating to these active substances within the framework of Council Directive 79/117/EEC ⁽¹⁾, as last amended by Commission Directive 91/188/EEC ⁽²⁾,

HAS ADOPTED THIS DECISION:

Article 1

For the active substances referred to in the Annex hereto, the decision on their possible inclusion in Annex I to Directive 91/414/EEC is postponed, pending receipt of the information referred to in Article 2 below.

Article 2

The rapporteur Member States shall inform the notifiers in relation to each active substance listed in the Annex to this Decision, of the additional studies and information identified

by the Commission after consulting the Standing Committee on Plant Health as being required in order to complete their dossier such that all data requirements of Annex II and Annex III to the Directive are satisfied for a limited range of representative uses.

Each rapporteur Member State shall inform each notifier concerned that, if it wishes the rapporteur and the Commission to continue the review process with a view to including the substance in Annex I to the Directive, it must communicate to the rapporteur and to the Commission, within three months of the date of publication of this Decision, an undertaking to ensure that its dossier will satisfy, at the latest by the dates specified in the Annex hereto, the requirements of Annexes II and III to the Directive, and submit the studies and information referred to in the previous paragraph as soon as possible and at the latest by the dates specified in the Annex.

Article 3

If for certain active substances the necessary information is not received within the time limit referred to in Article 2 the rapporteur Member State shall inform the Commission as soon as possible and at the latest within two months.

Article 4

This Decision is addressed to the Member States. The rapporteur Member States shall immediately inform the notifiers for the active substances referred to in Article 1 about the present Decision.

Done at Brussels, 14 February 2001.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 33, 8.2.1979, p. 36.

⁽²⁾ OJ L 92, 13.4.1991, p. 42.

ANNEX

	Date for the submission of studies	Date for the submission of specified long-term studies
2,4-DB	31.10.2001	
Acephate	31.3.2001	
Amitraz	31.8.2001	
Chlorpropham	31.12.2001	
Chlorpyrifos	30.4.2002	
Chlorpyrifos-methyl	30.4.2002	
Daminozide	31.12.2001	
Deltamethrin	31.1.2002	
Linuron		31.3.2002
Mecoprop	31.12.2001	
Mecoprop-P	31.12.2001	
Molinate	31.3.2001	31.3.2002
Pendimethalin	30.6.2001	
Propiconazole	31.10.2001	
Propyzamide	31.12.2001	
Thiram	31.12.2001	
Ziram	31.12.2001	