

Official Journal

of the European Communities

ISSN 0378-6978

L 116

Volume 44

26 April 2001

English edition

Legislation

Contents

Acts adopted pursuant to Title V of the Treaty on European Union

2001/328/CFSP:

- ★ **Council Decision of 24 April 2001 supplementing Decision 98/627/CFSP concerning a specific action of the European Union in the field of assistance for mine clearance** 1

I *Acts whose publication is obligatory*

- ★ **Council Regulation (EC) No 789/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for examining visa applications** 2
- ★ **Council Regulation (EC) No 790/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for carrying out border checks and surveillance** 5
- Commission Regulation (EC) No 791/2001 of 25 April 2001 establishing the standard import values for determining the entry price of certain fruit and vegetables 7
- Commission Regulation (EC) No 792/2001 of 25 April 2001 fixing the maximum export refund for white sugar for the 36th partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EC) No 1531/2000 9
- Commission Regulation (EC) No 793/2001 of 25 April 2001 fixing the representative prices and the additional import duties for molasses in the sugar sector 10
- Commission Regulation (EC) No 794/2001 of 25 April 2001 altering the export refunds on white sugar and raw sugar exported in the natural state 12

★ Commission Regulation (EC) No 795/2001 of 25 April 2001 on special measures derogating from Regulations (EC) No 174/1999, (EC) No 800/1999 and (EC) No 1291/2000 in the milk and milk products sector	14
Commission Regulation (EC) No 796/2001 of 25 April 2001 fixing the production refund for olive oil used in the manufacture of certain preserved foods	16
Commission Regulation (EC) No 797/2001 of 25 April 2001 fixing the import duties in the rice sector	17
Commission Regulation (EC) No 798/2001 of 25 April 2001 determining the extent to which applications lodged in April 2001 for import licences for certain pigmeat products under the regime provided for by the Agreement concluded by the Community with Slovenia can be accepted	20
Commission Regulation (EC) No 799/2001 of 25 April 2001 determining the extent to which applications lodged in April 2001 for import licences under the regime provided for by tariff quotas for certain products in the pigmeat sector for the period 1 April to 30 June 2001 can be accepted	22
Commission Regulation (EC) No 800/2001 of 25 April 2001 determining the extent to which applications lodged in April 2001 for import licences for certain pigmeat sector products under the regime provided for by Council Regulation (EC) No 774/94 opening and providing for the administration of certain Community tariff quotas for pigmeat and certain other agricultural products can be accepted	24
Commission Regulation (EC) No 801/2001 of 25 April 2001 determining the extent to which applications lodged in April 2001 for import licences for certain pigmeat products under the regime provided for by the Agreements concluded by the Community with the Republic of Poland, the Republic of Hungary, the Czech Republic, Slovakia, Bulgaria and Romania can be accepted	26
Commission Regulation (EC) No 802/2001 of 25 April 2001 on the issue of import licences for rice against applications submitted during the first 10 working days of April 2001 pursuant to Regulation (EC) No 327/98	28
Commission Regulation (EC) No 803/2001 of 25 April 2001 amending the corrective amount applicable to the refund on cereals	30
II <i>Acts whose publication is not obligatory</i>	
Council	
2001/329/EC:	
★ Council Decision of 24 April 2001 updating part VI and Annexes 3, 6 and 13 of the Common Consular Instructions and Annexes 5(a), 6(a) and 8 to the Common Manual	32

(Acts adopted pursuant to Title V of the Treaty on European Union)

COUNCIL DECISION
of 24 April 2001
supplementing Decision 98/627/CFSP concerning a specific action of the European Union in the
field of assistance for mine clearance

(2001/328/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Joint Action 96/588/CFSP of 1 October 1996 on anti-personnel landmines ⁽¹⁾, and in particular Article 8 thereof, in conjunction with Article 23(2) of the Treaty on European Union,

Whereas:

- (1) The Council decided in Decision 98/627/CFSP ⁽²⁾ that the European Union should launch a specific action of the Union in the field of assistance for mine clearance.
- (2) By Decision 98/628/CFSP ⁽³⁾ the Council requested the Western European Union (WEU) to implement this action.
- (3) With a view to concluding the mission, an extension of the mission's financing will allow it to support the Croatian demining operations for 2001 and give it time to be gradually scaled down while completing its ongoing programmes and projects.
- (4) It is therefore appropriate to provide additional financing to continue the implementation of Decision 98/627/CFSP until November 2001, the date at which the mission should be closed down,

HAS DECIDED AS FOLLOWS:

Article 1

1. The financial reference amount to cover the operational expenditure to which the implementation of Decision 98/627/CFSP gives rise shall be EUR 111 782 for the year 2001.

2. This amount is additional to that provided for in Decision 98/627/CFSP, as supplemented by Decision 2000/231/CFSP ⁽⁴⁾.

Article 2

This Decision shall be notified to the WEU in accordance with the conclusions adopted by the Council on 14 May 1996 on the transmission to the WEU of documents of the European Union.

Article 3

This Decision shall take effect on the date of its adoption.

It shall expire on 30 November 2001.

Article 4

This Decision shall be published in the Official Journal.

Done at Luxembourg, 24 April 2001.

For the Council
The President
M. WINBERG

⁽¹⁾ OJ L 260, 12.10.1996, p. 1.

⁽²⁾ OJ L 300, 11.11.1998, p. 1.

⁽³⁾ OJ L 300, 11.11.1998, p. 2.

⁽⁴⁾ OJ L 73, 22.3.2000, p. 2.

I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 789/2001
of 24 April 2001**

**reserving to the Council implementing powers with regard to certain detailed provisions and
practical procedures for examining visa applications**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular points 2 and 3 of Article 62 thereof,

Having regard to the initiative of the Republic of Finland ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Whereas:

- (1) The Common Consular Instructions (CCI) on Visas for the Diplomatic Missions and Consular Posts, listed under reference SCH/Com-ex (99) 13 in Article 1 of Annex A to Council Decision 1999/435/EC of 20 May 1999 concerning the definition of the Schengen acquis for the purpose of determining, in conformity with the relevant provisions of the Treaty establishing the European Community and the Treaty on European Union, the legal basis for each of the provisions or decisions which constitute the acquis ⁽³⁾, were established with a view to implementing the provisions of Title II, Chapter 3, of the Convention, signed in Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 between the governments of the States of the Benelux Economic Union, the Federal Republic of Germany and the French Republic on the gradual abolition of checks at their common borders, hereinafter referred to as 'the Convention'.
- (2) Certain detailed provisions and practical procedures for examining visa applications in the diplomatic missions and consular posts of Member States participating in the closer cooperation referred to in Article 1 of the Protocol integrating the Schengen acquis into the framework of the European Union, hereinafter referred to as the 'Protocol', contained in the CCI and the Annexes thereto, are to be adopted and regularly amended and updated in order to meet the operational requirements of the relevant consular authorities.
- (3) In addition, a manual of documents to which a visa may be affixed, listed under reference SCH/Com-ex (98) 56 and SCH/Com-ex (99) 14 in Annex A to Decision 1999/

435/EC, has been established pursuant to Annex 11 of the CCI. It is necessary that the provisions of this manual be adopted and regularly amended and updated in order to meet the operational requirements of the relevant consular authorities.

- (4) Furthermore, a manual concerning the issuance of Schengen visas in third States where all the Schengen States are not represented has been established as Document SCH/II (95) 16, 19th revision, listed under reference SCH/Com-ex (99) 13 in Annex A to Decision 1999/435/EC. It is also necessary that the provisions of this manual be adopted and regularly amended and updated.
- (5) Finally, pursuant to Council Decision 2000/645/EC of 17 October 2000 correcting the Schengen acquis as contained in Schengen Executive Committee SCH/Com-ex (94) 15 rev. ⁽⁴⁾, document SCH/II-Vision (99) 5 (hereinafter referred to as 'Schengen Consultation Network (Technical Specifications)') which, inter alia, lays down the principles pursuant to which the computerised procedure for consultation, for the purposes of issuing visas, of the central authorities referred to in Article 17(2) of the Convention must be applied is attached to Schengen Executive Committee decision SCH/Com-ex (94) 15 rev. It is also necessary that the provisions of the Schengen Consultation Network (Technical Specifications) be adopted and regularly amended and updated.
- (6) Various provisions of Title II, Chapter 3, of the Convention, and in particular Article 17 thereof, and of the CCI, provide for implementing decisions to be taken by the Executive Committee, established by the Schengen agreements adopted before 1 May 1999, for which the Council has substituted itself, pursuant to Article 2 of the Protocol. Pursuant to Article 1 of the Protocol, cooperation in the context of the Schengen acquis is to be conducted within the institutional and legal framework of the European Union and with respect for the relevant provisions of the Treaty on European Union and of the Treaty establishing the European Community.

⁽¹⁾ OJ C 164, 14.6.2000, p. 7.

⁽²⁾ Opinion delivered on 13 March 2001 (not yet published in the Official Journal).

⁽³⁾ OJ L 176, 10.7.1999, p. 1.

⁽⁴⁾ OJ L 272, 25.10.2000, p. 24.

- (7) It is therefore appropriate to set out in a Community act the procedure by which such implementing decisions should be taken.
- (8) Since the Member States have an enhanced role in respect of the development of visa policy, reflecting the sensitivity of this area, in particular involving political relations with third countries, the Council reserves the right, during the transitional period of five years referred to in Article 67(1) of the Treaty, to adopt, amend and update the detailed provisions and practical procedures referred to above by unanimity, pending a review by the Council of the conditions under which such implementing powers would be conferred on the Commission after the end of that transitional period.
- (9) Some of those provisions and procedures require confidential treatment in order to prevent risk of abuse.
- (10) It is also necessary to provide for a procedure whereby the members of the Council and the Commission are informed without delay of all amendments to the manual of documents to which a visa may be affixed, to the manual concerning the issuance of Schengen visas in third States where all the Schengen States are not represented, to Annexes 6 and 9 of the Schengen Consultation Network (Technical Specifications), and to those Annexes to the CCI which consist, in whole or in part, of lists of factual information which must be provided by each Member State in accordance with the rules which it currently applies, and which therefore do not fall to be adopted, amended or updated by an act of the Council.
- (11) Those elements of the CCI and the Annexes thereto which are not subject to amendment by either of the procedures provided for in this Regulation should be amended in accordance with the provisions of Title IV of the Treaty establishing the European Community, and in particular points 2 and 3 of Article 62 and Article 67 thereof.
- (12) In accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on European Union and to the Treaty establishing the European Community, Denmark is not participating in the adoption of this instrument, and is therefore not bound by it or subject to its application. Given the fact that this instrument is an act which aims to build upon the Schengen acquis under the provisions of Title IV of the Treaty establishing the European Community, Article 5 of the abovementioned Protocol applies,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Council, acting unanimously, at the initiative of one of its members or on a proposal from the Commission, shall amend, as necessary, Parts II, III, V, VI, VII and VIII of the CCI,

as well as Annex 2 (with the exception of Schedule B and excepting the visa requirements relating to those countries mentioned in Schedule A which do not need to be the subject of prior consultation) and Parts I and III of Annex 3 as well as Annexes 6, 10, 11, 12, 13, 14 and 15 thereto.

2. The Council, acting unanimously, at the initiative of one of its members or on a proposal from the Commission, shall amend, as necessary, the introduction and Parts I, II and III of the Schengen Consultation Network (Technical Specifications), as well as Annexes 2, 2A, 3, 4, 5, 7 and 8 thereto.

3. To the extent that such amendments concern confidential provisions and procedures, the information contained therein shall be made available only to authorities designated by the Member States and to persons duly authorised by each Member State or by the institutions of the European Communities, or otherwise entitled to obtain access to such information.

Article 2

1. Each Member State shall communicate to the Secretary-General of the Council such amendments as it wishes to make to the CCI concerning Part III of Annex 1 thereto, Schedule A of Annex 2 thereto (with the exception of the visa requirements relating to the countries mentioned in that Schedule which must be the subject of prior consultation) and Schedule B of Annex 2, Part II of Annex 3, and to Annexes 4, 5, 7 and 9 thereto, to the manual of documents to which a visa may be affixed, to the manual concerning the issuance of Schengen visas in third States where all the Schengen States are not represented, and to Annexes 6 and 9 of the Schengen Consultation Network (Technical Specifications).

2. Any Member State wishing to make an amendment to Annex 4, 5B, 5C, 7 or 9 to the CCI shall first submit a proposal for amendment to the other Member States and afford them an opportunity to comment on the proposal.

3. Amendments made pursuant to paragraphs 1 and 2 shall be deemed to take effect as from the date on which the Secretary-General communicates such amendments to the members of the Council and to the Commission.

Article 3

The General Secretariat of the Council shall be responsible for the preparation of revised versions of the CCI and the Annexes thereto, of the manual of documents to which a visa may be affixed, of the manual concerning the issuance of Schengen visas in third States where all the Schengen States are not represented, and of the Schengen Consultation Network (Technical Specifications), in order to incorporate amendments made pursuant to Articles 1 and 2. It shall transmit these versions to the Member States as necessary.

Article 4

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

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaty establishing the European Community.

Done at Luxembourg, 24 April 2001.

For the Council

The President

M. WINBERG

COUNCIL REGULATION (EC) No 790/2001**of 24 April 2001****reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for carrying out border checks and surveillance**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 62(2)(a) and (b) and Article 67(1) thereof,

Having regard to the initiative of the Portuguese Republic ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Whereas:

- (1) The Common Manual ⁽³⁾ has been established with a view to implementing the provisions of Title II, Chapter 2 of the Convention, signed in Schengen on 19 June 1990, implementing the Schengen Agreement of 14 June 1985 on the gradual abolition of checks at the common borders, hereinafter referred to as 'the Convention'.
- (2) Certain detailed provisions and practical procedures for carrying out border checks and surveillance at the external borders of Member States participating in the closer cooperation referred to in Article 1 of the Schengen Protocol, contained in the Common Manual and the Annexes thereto, must be adopted and regularly amended and updated to meet the operational requirements of the relevant border authorities.
- (3) Various provisions of Title II, Chapter 2 of the Convention, and in particular Article 8 thereof, provide for implementing decisions to be taken by the Executive Committee, established by the Schengen agreements adopted before 1 May 1999, for which the Council has now been substituted, pursuant to Article 2 of the Schengen Protocol. Pursuant to Article 1 of that Protocol, cooperation in the context of the Schengen acquis is to be conducted within the institutional and legal framework of the European Union and with respect for the relevant provisions of the Treaty on European Union and of the Treaty establishing the European Community.
- (4) It is therefore appropriate to set out in a Community act the procedure by which such implementing decisions should be taken.
- (5) Since the Member States have an enhanced role in respect of the development of border policy, reflecting the sensitivity of this area, in particular involving politi-

cal relations with third countries, the Council reserves the right, during the transitional period of five years referred to in Article 67(1) of the Treaty establishing the European Community, to adopt, amend and update the detailed provisions and practical procedures referred to above by unanimity, pending a review by the Council of the conditions under which such implementing powers would be conferred on the Commission after the end of this transitional period.

- (6) Some of those provisions and procedures require confidential treatment in order to prevent risk of abuse.
- (7) It is also necessary to provide for a procedure whereby the members of the Council and the Commission are informed without delay of all amendments to those Annexes of the Common Manual which consist, in whole or in part, of lists of factual information which must be provided by each Member State in accordance with the rules which it currently applies, and which therefore do not fall to be adopted, amended or updated by an act of the Council.
- (8) Those elements of the Common Manual and the Annexes thereto which are not subject to amendment by either of the procedures provided in this Regulation and which do not correspond to any elements of the Common Consular Instructions on Visas for the Diplomatic Missions and Consular Posts (hereinafter 'Common Consular Instructions') ⁽⁴⁾ which may be amended pursuant to the provisions of Regulation (EC) No 789/2001 ⁽⁵⁾ shall be amended in accordance with the provisions of Title IV of the Treaty establishing the European Community, and in particular Article 62(2)(a) and Article 67 thereof.
- (9) In accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on European Union and to the Treaty establishing the European Community, Denmark is not participating in the adoption of this instrument, and is therefore not bound by it or subject to its application. Given the fact that this instrument is an act which aims to build upon the Schengen acquis under the provisions of Title IV of the Treaty establishing the European Community, Article 5 of the abovementioned Protocol applies,

⁽¹⁾ OJ C 73, 6.3.2001, p. 8.

⁽²⁾ Opinion delivered on 13 March 2001 (not yet published in the Official Journal).

⁽³⁾ Listed under reference SCH/Com-ex (99) 13 in Annex A to Council Decision 1999/435/EC (OJ L 176, 10.7.1999, p. 1).

⁽⁴⁾ Listed under reference SCH/Com-ex (99) 13 in Annex A to Decision 1999/435/EC.

⁽⁵⁾ Council Regulation (EC) No 789/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for examining visa applications (see p. 2 of this Official Journal).

HAS ADOPTED THIS REGULATION:

Article 1

1. The Council, acting unanimously, at the initiative of one of its members or on a proposal from the Commission, shall amend, as necessary, Part I points 1.2, 1.3, 1.3.1, 1.3.3, 2.1, 3.1.2, 3.1.3, 3.1.4, 3.2.4, 4.1, 4.1.1, 4.1.2, and Part II points 1.1, 1.3, 1.4.1, 1.4.1a, 1.4.4, 1.4.5, 1.4.6, 1.4.7, 1.4.8, 2.1, 2.2.2, 2.2.3, 2.2.4, 2.3, 3.1, 3.2, 3.3.1, 3.3.2, 3.3.3, 3.3.4, 3.3.5, 3.3.6, 3.3.7, 3.3.8, 3.4, 3.5, 4.1, 4.2, 5.2, 5.3, 5.4, 5.5, 5.6, 6.4, 6.5, 6.6, 6.7, 6.8, 6.9, 6.10 and 6.11 of the Common Manual as well as Annex 9 thereto.

2. To the extent that such amendments concern confidential provisions and procedures, the information contained therein shall be made available only to authorities designated by the Member States and to persons duly authorised by each Member State or by the institutions of the European Union, or otherwise entitled to obtain access to such information.

Article 2

1. Each Member State shall communicate to the Secretary-General of the Council such amendments as it wishes to make to point 1.3.2 of Part I and to Annexes 1, 2, 3, 7, 12 and 13 of the Common Manual.

2. Amendments made pursuant to paragraph 1 shall be deemed to take effect as of the date on which the Secretary-General communicates those amendments to the members of the Council and to the Commission.

Article 3

The Secretariat General of the Council shall be responsible for the preparation of revised versions of the Common Manual and the Annexes thereto, in order to incorporate amendments made pursuant to the provisions of Articles 1 and 2 of this Regulation and pursuant to Regulation (EC) No 789/2001, in respect of those elements of the Common Consular Instructions which correspond to certain Annexes of the Common Manual. It shall transmit these versions to the Member States as necessary.

Article 4

Amendments to Annexes 4, 5, 5a, 6, 6a, 6b, 6c, 8, 8a, 10, 11, 14a and 14b of the Common Manual shall be made in accordance with the provisions of Regulation (EC) No 789/2001.

Article 5

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

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaty establishing the European Community.

Done at Luxembourg, 24 April 2001.

For the Council

The President

M. WINBERG

COMMISSION REGULATION (EC) No 791/2001
of 25 April 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 26 April 2001.

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

Done at Brussels, 25 April 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 25 April 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	104,7
	204	76,4
	212	110,1
	999	97,1
0707 00 05	052	90,7
	999	90,7
0709 90 70	052	86,0
	999	86,0
0805 10 10, 0805 10 30, 0805 10 50	052	74,1
	204	48,2
	212	53,3
	220	57,3
	600	60,9
	624	57,8
	999	58,6
0808 10 20, 0808 10 50, 0808 10 90	388	89,5
	400	84,3
	404	97,0
	508	79,6
	512	80,1
	524	90,2
	528	92,0
	720	92,1
	804	99,1
	999	89,3
	388	80,0
0808 20 50	512	94,2
	528	85,7
	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 792/2001**of 25 April 2001****fixing the maximum export refund for white sugar for the 36th partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EC) No 1531/2000**

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⁾, as amended by Commission Regulation (EC) No 1527/2000 ⁽²⁾, and in particular the second subparagraph of Article 18(5) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1531/2000 of 13 July 2000 on a standing invitation to tender to determine levies and/or refunds on exports of white sugar ⁽³⁾, requires partial invitations to tender to be issued for the export of this sugar.
- (2) Pursuant to Article 9(1) of Regulation (EC) No 1531/2000 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 36th 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 36th partial invitation to tender for white sugar issued pursuant to Regulation (EC) No 1531/2000 the maximum amount of the export refund is fixed at 44,289 EUR/100 kg.

Article 2

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 175, 14.7.2000, p. 59.

⁽³⁾ OJ L 175, 14.7.2000, p. 69.

COMMISSION REGULATION (EC) No 793/2001**of 25 April 2001****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 organisation of the market in sugar ⁽¹⁾, as amended by Commission Regulation 1527/2000 ⁽²⁾,

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 ⁽³⁾, 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 ⁽⁴⁾. 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 26 April 2001.

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 175, 14.7.2000, p. 59.

⁽³⁾ OJ L 141, 24.6.1995, p. 12.

⁽⁴⁾ 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, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

to the Commission Regulation of 25 April 2001 fixing the representative prices and additional import duties 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⁾	9,36	—	0
1703 90 00 ⁽¹⁾	11,70	—	0

⁽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 794/2001
of 25 April 2001
altering the export refunds on white sugar and raw sugar exported in the natural 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⁾, as amended by Commission Regulation (EC) No 1527/2000 ⁽²⁾, and in particular the third subparagraph of Article 18(5) thereof,

Whereas:

- (1) The refunds on white sugar and raw sugar exported in the natural state were fixed by Commission Regulation (EC) No 757/2001 ⁽³⁾.
- (2) It follows from applying the detailed rules contained in Regulation (EC) No 757/2001 to the information known to the Commission that the export refunds at present in

force should be altered to the amounts set out in the Annex hereto,

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, as fixed in the Annex to Regulation (EC) No 757/2001 are hereby altered to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 175, 14.7.2000, p. 59.

⁽³⁾ OJ L 109, 19.4.2001, p. 50.

ANNEX

to the Commission Regulation of 25 April 2001 altering the export refunds on white sugar and raw sugar exported in its unaltered state

Product code	Destination	Unit of measurement	Amount of refund
1701 11 90 9100	A00	EUR/100 kg	36,89 ⁽¹⁾
1701 11 90 9910	A00	EUR/100 kg	34,87 ⁽¹⁾
1701 11 90 9950	A00	EUR/100 kg	⁽²⁾
1701 12 90 9100	A00	EUR/100 kg	36,89 ⁽¹⁾
1701 12 90 9910	A00	EUR/100 kg	34,87 ⁽¹⁾
1701 12 90 9950	A00	EUR/100 kg	⁽²⁾
1701 91 00 9000	A00	EUR/1 % of sucrose × net 100 kg of product	0,4010
1701 99 10 9100	A00	EUR/100 kg	40,10
1701 99 10 9910	A00	EUR/100 kg	41,22
1701 99 10 9950	A00	EUR/100 kg	41,22
1701 99 90 9100	A00	EUR/1 % of sucrose × net 100 kg of product	0,4010

⁽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 Council 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).

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2032/2000 (OJ L 243, 28.9.2000, p. 14).

COMMISSION REGULATION (EC) No 795/2001
of 25 April 2001
on special measures derogating from Regulations (EC) No 174/1999, (EC) No 800/1999 and (EC) No 1291/2000 in the milk and milk products sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1670/2000 ⁽²⁾, and in particular Article 26(3), Article 31(14) and Article 40 thereof,

Whereas:

- (1) Cases of foot-and-mouth disease were discovered on 20 February, 13, 21 and 22 March 2001 in the United Kingdom, France, the Netherlands and Ireland. These triggered the adoption of protective measures in the United Kingdom by Commission Decision 2001/145/EC ⁽³⁾, replaced by Decision 2001/172/EC ⁽⁴⁾, in its turn amended by Decision 2001/190/EC ⁽⁵⁾; in France by Commission Decision 2001/208/EC ⁽⁶⁾; in the Netherlands by Commission Decision 2001/223/EC ⁽⁷⁾ and in Ireland by Commission Decision 2001/234/EC ⁽⁸⁾.
- (2) Commission Regulation (EC) No 800/1999 ⁽⁹⁾, as last amended by Regulation (EC) No 90/2001 ⁽¹⁰⁾, lays down common detailed rules for the application of the system of export refunds on agricultural products.
- (3) Commission Regulation (EC) No 1291/2000 ⁽¹¹⁾ lays down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products.
- (4) Commission Regulation (EC) No 174/1999 ⁽¹²⁾, as last amended by Regulation (EC) No 2884/2000 ⁽¹³⁾, lays down special detailed rules for the application of Council Regulation (EEC) No 804/68 ⁽¹⁴⁾, as last amended by Regulation (EC) No 1587/96 ⁽¹⁵⁾, as regards export licences and export refunds in the case of milk and milk products.
- (5) The lengthy procedures for the issue of animal health certificates practised by certain Member States relating to the protective measures adopted by the relevant Decisions and measures taken by third countries resulting in

import restrictions have adversely affected the financial interests of the exporters. The situation thus created has affected export opportunities under the conditions laid down in Regulations (EC) No 174/1999, (EC) No 800/1999 and (EC) No 1291/2000.

- (6) Those adverse effects must be limited by the adoption of special measures, and certain time limits laid down in Regulations (EC) No 174/1999, (EC) No 800/1999 and (EC) No 1291/2000 relating to certain export operations which could not be completed because of the circumstances mentioned, should be extended. In particular, operators who have already completed customs export formalities or placed their products under customs supervision should be allowed the same benefit derived from extending the term of licence validity by means of extending the transport time limit as provided for in Regulation (EC) No 800/1999.
- (7) Only those operators who can prove, on the basis of the documents referred to in Article 1(2) of Council Regulation (EEC) No 4045/89 ⁽¹⁶⁾, as last amended by Regulation (EC) No 3235/94 ⁽¹⁷⁾, that they were unable to carry out the export operations within the time limits laid down as a result of the circumstances mentioned above should be allowed to benefit from the derogations.
- (8) In view of the rate at which events are developing this Regulation must enter into force immediately.
- (9) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

1. The following provisions shall apply to the products listed in Section 9 of Annex I to Regulation (EEC) No 3846/87, provided that the exporter concerned can supply proof to the satisfaction of the competent authorities that he was not able to complete the export operations as a result of measures adopted under Community legislation or of animal health measures adopted by authorities in third countries of destination owing to the discovery of cases of foot-and-mouth disease in the Community.

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 193, 29.7.2000, p. 10.

⁽³⁾ OJ L 53, 23.2.2001, p. 25.

⁽⁴⁾ OJ L 62, 2.3.2001, p. 22.

⁽⁵⁾ OJ L 67, 9.3.2001, p. 88.

⁽⁶⁾ OJ L 73, 15.3.2001, p. 38.

⁽⁷⁾ OJ L 82, 22.3.2001, p. 29.

⁽⁸⁾ OJ L 84, 23.3.2001, p. 62.

⁽⁹⁾ OJ L 102, 17.4.1999, p. 11.

⁽¹⁰⁾ OJ L 14, 18.1.2001, p. 22.

⁽¹¹⁾ OJ L 152, 24.6.2000, p. 1.

⁽¹²⁾ OJ L 20, 27.1.1999, p. 8.

⁽¹³⁾ OJ L 333, 29.12.2000, p. 76.

⁽¹⁴⁾ OJ L 148, 28.6.1968, p. 13.

⁽¹⁵⁾ OJ L 206, 16.8.1996, p. 21.

⁽¹⁶⁾ OJ L 388, 30.12.1989, p. 18.

⁽¹⁷⁾ OJ L 338, 28.12.1994, p. 16.

The competent authorities shall base their assessment on the commercial documents referred to in Article 1(2) of Regulation (EEC) No 4045/89.

2. By derogation from Article 6 of Regulation (EC) No 174/1999, the term of validity of export licences issued pursuant to that Regulation and applied for no later than 22 March 2001 shall be extended at the request of the holder by:

- three months for licences whose term of validity expires on 31 March 2001,
- two months for licences whose term of validity expires on 30 April 2001,
- one month for licences whose term of validity expires on 31 May 2001.

3. By derogation from Article 32(1)(b)(i) of Regulation (EC) No 1291/2000 and from Article 7(1) and Article 34(1) of Regulation (EC) No 800/1999, at the request of the exporter and in respect of products for which the customs export formalities have been completed by 29 March 2001 at the latest, the time limit of 60 days shall be extended to 150 days.

4. The increases of 10 % and 15 % referred to in Article 25(1) and in the second subparagraph of Article 35(1) respectively of Regulation (EC) No 800/1999 shall not apply to exports effected under licences applied for by 22 March 2001 at the latest.

Where the right to a refund is lost the penalty laid down in Article 51(1)(a) of Regulation (EC) No 800/1999 shall not apply.

Article 2

The Member States shall notify the quantities of the products concerned by each of the measures laid down in this Regulation, detailing the number and date of issue of the licence, the export refunds nomenclature code, the quantity of the products, the initial term of validity and the extended term of validity.

Article 3

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, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 796/2001**of 25 April 2001****fixing the production refund for olive oil used in the manufacture of certain preserved foods**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation No 136/66/EEC of 22 September 1966 on the establishment of a common organisation of the market in oils and fats ⁽¹⁾, as last amended by Regulation (EC) No 2826/2000 ⁽²⁾, and in particular Article 20a thereof,

Whereas:

- (1) Article 20a of Regulation No 136/66/EEC provides for the granting of a production refund for olive oil used in the preserving industry. Under paragraph 6 of that Article, and without prejudice to paragraph 3 thereof, the Commission shall fix this refund every two months.
- (2) By virtue of Article 20a(2) of the abovementioned Regulation, the production refund must be fixed on the basis of the gap between prices on the world market and on the Community market, taking account of the import

charge applicable to olive oil falling within CN subheading 1509 90 00 and the factors used for fixing the export refunds for those olive oils during the reference period. It is appropriate to take as a reference period the two-month period preceding the beginning of the term of validity of the production refund.

- (3) The application of the above criteria results in the refund being fixed as shown below,

HAS ADOPTED THIS REGULATION:

Article 1

For the months of May and June 2001, the amount of the production refund referred to in Article 20a(2) of Regulation No 136/66/EEC shall be EUR 44,00/100 kg.

Article 2

This Regulation shall enter into force on 1 May 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ 172, 30.9.1966, p. 3025/66.

⁽²⁾ OJ L 328, 23.12.2000, p. 2.

COMMISSION REGULATION (EC) No 797/2001
of 25 April 2001
fixing the import duties in the rice sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 1667/2000 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1503/96 of 29 July 1996 laying down detailed rules for the application of Council Regulation (EC) No 3072/95 as regards import duties in the rice sector ⁽³⁾, as last amended by Regulation (EC) No 2831/98 ⁽⁴⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Article 11 of Regulation (EC) No 3072/95 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation; whereas, however, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by a certain percentage according to whether it is husked or milled rice, minus the cif import price provided that duty does not exceed the rate of the Common Customs Tariff duties.
- (2) Pursuant to Article 12(3) of Regulation (EC) No 3072/95, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market or on the Community import market for the product.

- (3) Regulation (EC) No 1503/96 lays down detailed rules for the application of Regulation (EC) No 3072/95 as regards import duties in the rice sector.
- (4) The import duties are applicable until new duties are fixed and enter into force; whereas they also remain in force in cases where no quotation is available from the source referred to in Article 5 of Regulation (EC) No 1503/96 during the two weeks preceding the next periodical fixing.
- (5) In order to allow the import duty system to function normally, the market rates recorded during a reference period should be used for calculating the duties.
- (6) Application of Regulation (EC) No 1503/96 results in import duties being fixed as set out in the Annexes to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the rice sector referred to in Article 11(1) and (2) of Regulation (EC) No 3072/95 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Article 2

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 193, 29.7.2000, p. 3.

⁽³⁾ OJ L 189, 30.7.1996, p. 71.

⁽⁴⁾ OJ L 351, 29.12.1998, p. 25.

ANNEX I

Import duties on rice and broken rice

(EUR/t)

CN code	Duties ⁽⁷⁾				
	Third countries (except ACP and Bangladesh) ⁽⁷⁾	ACP ⁽¹⁾ ⁽²⁾ ⁽³⁾	Bangladesh ⁽⁴⁾	Basmati India and Pakistan ⁽⁶⁾	Egypt ⁽⁸⁾
1006 10 21	(7)	69,51	101,16		158,25
1006 10 23	(7)	69,51	101,16		158,25
1006 10 25	(7)	69,51	101,16		158,25
1006 10 27	(7)	69,51	101,16		158,25
1006 10 92	(7)	69,51	101,16		158,25
1006 10 94	(7)	69,51	101,16		158,25
1006 10 96	(7)	69,51	101,16		158,25
1006 10 98	(7)	69,51	101,16		158,25
1006 20 11	264,00	88,06	127,66		198,00
1006 20 13	264,00	88,06	127,66		198,00
1006 20 15	264,00	88,06	127,66		198,00
1006 20 17	216,49	71,43	103,91	0,00	162,37
1006 20 92	264,00	88,06	127,66		198,00
1006 20 94	264,00	88,06	127,66		198,00
1006 20 96	264,00	88,06	127,66		198,00
1006 20 98	216,49	71,43	103,91	0,00	162,37
1006 30 21	(7)	133,21	193,09		312,00
1006 30 23	(7)	133,21	193,09		312,00
1006 30 25	(7)	133,21	193,09		312,00
1006 30 27	(7)	133,21	193,09		312,00
1006 30 42	(7)	133,21	193,09		312,00
1006 30 44	(7)	133,21	193,09		312,00
1006 30 46	(7)	133,21	193,09		312,00
1006 30 48	(7)	133,21	193,09		312,00
1006 30 61	(7)	133,21	193,09		312,00
1006 30 63	(7)	133,21	193,09		312,00
1006 30 65	(7)	133,21	193,09		312,00
1006 30 67	(7)	133,21	193,09		312,00
1006 30 92	(7)	133,21	193,09		312,00
1006 30 94	(7)	133,21	193,09		312,00
1006 30 96	(7)	133,21	193,09		312,00
1006 30 98	(7)	133,21	193,09		312,00
1006 40 00	(7)	41,18	(7)		96,00

⁽¹⁾ The duty on imports of rice originating in the ACP States is applicable, under the arrangements laid down in Council Regulation (EC) No 1706/98 (OJ L 215, 1.8.1998, p. 12) and amended Commission Regulation (EC) No 2603/97 (OJ L 351, 23.12.1997, p. 22).

⁽²⁾ In accordance with Regulation (EC) No 1706/98, the duties are not applied to products originating in the African, Caribbean and Pacific States and imported directly into the overseas department of Réunion.

⁽³⁾ The import levy on rice entering the overseas department of Réunion is specified in Article 11(3) of Regulation (EC) No 3072/95.

⁽⁴⁾ The duty on imports of rice not including broken rice (CN code 1006 40 00), originating in Bangladesh is applicable under the arrangements laid down in Council Regulation (EEC) No 3491/90 (OJ L 337, 4.12.1990, p. 1) and amended Commission Regulation (EEC) No 862/91 (OJ L 88, 9.4.1991, p. 7).

⁽⁵⁾ No import duty applies to products originating in the OCT pursuant to Article 101(1) of amended Council Decision 91/482/EEC (OJ L 263, 19.9.1991, p. 1).

⁽⁶⁾ For husked rice of the Basmati variety originating in India and Pakistan, a reduction of EUR/t 250 applies (Article 4a of amended Regulation (EC) No 1503/96).

⁽⁷⁾ Duties fixed in the Common Customs Tariff.

⁽⁸⁾ The duty on imports of rice originating in and coming from Egypt is applicable under the arrangements laid down in Council Regulation (EC) No 2184/96 (OJ L 292, 15.11.1996, p. 1) and Commission Regulation (EC) No 196/97 (OJ L 31, 1.2.1997, p. 53).

ANNEX II

Calculation of import duties for rice

	Paddy	Indica rice		Japonica rice		Broken rice
		Husked	Milled	Husked	Milled	
1. Import duty (EUR/tonne)	(¹)	216,49	416,00	264,00	416,00	(¹)
2. Elements of calculation:						
(a) Arag cif price (EUR/tonne)	—	324,14	246,46	239,61	248,41	—
(b) fob price (EUR/tonne)	—	—	—	206,18	214,98	—
(c) Sea freight (EUR/tonne)	—	—	—	33,43	33,43	—
(d) Source	—	USDA and operators	USDA and operators	Operators	Operators	—

(¹) Duties fixed in the Common Customs Tariff.

COMMISSION REGULATION (EC) No 798/2001**of 25 April 2001****determining the extent to which applications lodged in April 2001 for import licences for certain pigmeat products under the regime provided for by the Agreement concluded by the Community with Slovenia can be accepted**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 571/97 of 26 March 1997 laying down detailed rules for the application in the pigmeat sector of the arrangements provided for in the Interim Agreement between the Community and Slovenia ⁽¹⁾, as amended by Regulation (EC) No 2868/2000 ⁽²⁾, and in particular Article 4(4) thereof,

Whereas:

- (1) The applications for import licences lodged for the second quarter of 2001 are for quantities less than the quantities available and can therefore be met in full.
- (2) The surplus to be added to the quantity available for the following period should be determined.
- (3) It is appropriate to draw the attention of operators to the fact that licences may only be used for products

which comply with all veterinary rules currently in force in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. Applications for import licences for the period 1 April to 30 June 2001 submitted pursuant to Regulation (EC) No 571/97 shall be met as referred to in Annex I.
2. For the period 1 July to 30 September 2001 applications may be lodged pursuant to Regulation (EC) No 571/97 for import licences for a total quantity as referred to in Annex II.
3. Licences may only be used for products which comply with all veterinary rules currently in force in the Community.

Article 2

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 85, 27.3.1997, p. 56.

⁽²⁾ OJ L 333, 29.12.2000, p. 17.

ANNEX I

Group No	Percentage of acceptance of import licences submitted for the period 1 April to 30 June 2001
23	100,00
24	100,00
25	100,00
26	100,00

ANNEX II

(t)

Group No	Total quantity available for the period 1 July to 30 September 2001
23	288,0
24	99,5
25	91,6
26	634,0

COMMISSION REGULATION (EC) No 799/2001**of 25 April 2001****determining the extent to which applications lodged in April 2001 for import licences under the regime provided for by tariff quotas for certain products in the pigmeat sector for the period 1 April to 30 June 2001 can be accepted**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

*Article 1*Having regard to Commission Regulation (EC) No 1486/95 of 28 June 1995 opening and providing for the administration of tariff quotas for certain products in the pigmeat sector ⁽¹⁾, as last amended by Regulation (EC) No 1378/2000 ⁽²⁾, and in particular Article 5(5) thereof,

Applications for import licences for the period 1 April to 30 June 2001 submitted pursuant to Regulation (EC) No 1486/95 shall be met as referred to in the Annex.

Whereas:

Article 2

The applications for import licences lodged for the second quarter of 2001 are for quantities less than the quantities available and can therefore be met in full,

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission⁽¹⁾ OJ L 145, 29.6.1995, p. 58.⁽²⁾ OJ L 156, 29.6.2000, p. 31.

ANNEX

Group No	Percentage of acceptance of import licences submitted for the period 1 April to 30 June 2001
G2	100
G3	100
G4	100
G5	100
G6	100
G7	100

COMMISSION REGULATION (EC) No 800/2001**of 25 April 2001****determining the extent to which applications lodged in April 2001 for import licences for certain pigmeat sector products under the regime provided for by Council Regulation (EC) No 774/94 opening and providing for the administration of certain Community tariff quotas for pigmeat and certain other agricultural products can be accepted**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1432/94 of 22 June 1994 laying down detailed rules for the application in the pigmeat sector of the import arrangements provided for in Council Regulation (EC) No 774/94 opening and providing for the administration of certain Community tariff quotas for pigmeat and certain other agricultural products ⁽¹⁾, as last amended by Regulation (EC) No 1377/2000 ⁽²⁾, and in particular Article 4(4) thereof,

Whereas:

- (1) The quantity available for the third quarter of 2001 should be determined.
- (2) It is appropriate to draw the attention of operators to the fact that licences may only be used for products

which comply with all veterinary rules currently in force in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 1 July to 30 September 2001, applications may be lodged pursuant to Regulation (EC) No 1432/94 for import licences for a total quantity as referred to in the Annex.
2. Licences may only be used for products which comply with all veterinary rules currently in force in the Community.

Article 2

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission⁽¹⁾ OJ L 156, 23.6.1994, p. 14.⁽²⁾ OJ L 156, 29.6.2000, p. 30.

ANNEX

(t)

Group No	Total quantity available for the period 1 July to 30 September 2001
1	5 250

COMMISSION REGULATION (EC) No 801/2001**of 25 April 2001****determining the extent to which applications lodged in April 2001 for import licences for certain pigmeat products under the regime provided for by the Agreements concluded by the Community with the Republic of Poland, the Republic of Hungary, the Czech Republic, Slovakia, Bulgaria and Romania can be accepted**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1898/97 of 29 September 1997 laying down detailed rules for the application in the pigmeat sector of the arrangements provided for by Council Regulations (EC) No 1727/2000, (EC) No 2290/2000, (EC) No 2433/2000, (EC) No 2434/2000, (EC) No 2435/2000 and (EC) No 2851/2000 and repealing Regulations (EEC) No 2698/93 and (EC) No 1590/94 ⁽¹⁾, as last amended by Regulation (EC) No 2866/2000 ⁽²⁾, and in particular Article 4(5) thereof,

Whereas:

- (1) The applications for import licences lodged for the second quarter of 2001 are for quantities less than the quantities available and can therefore be met in full.

- (2) It is appropriate to draw the attention of operators to the fact that licences may only be used for products which comply with all veterinary rules currently in force in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. Applications for import licences for the period 1 April to 30 June 2001 submitted pursuant to Regulation (EC) No 1898/97 shall be met as referred to in the Annex.
2. Licences may only be used for products which comply with all veterinary rules currently in force in the Community.

Article 2

This Regulation shall enter into force on 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 267, 30.9.1997, p. 58.

⁽²⁾ OJ L 333, 29.12.2000, p. 9.

ANNEX

Group No	Percentage of acceptance of import licences submitted for the period 1 April to 30 June 2001
1	100,0
2	100,0
3	100,0
4	100,0
H1	100,0
7	100,0
8	100,0
9	100,0
T1	100,0
T2	100,0
T3	100,0
S1	100,0
S2	100,0
B1	100,0
15	100,0
16	100,0
17	100,0

COMMISSION REGULATION (EC) No 802/2001
of 25 April 2001
on the issue of import licences for rice against applications submitted during the first 10 working
days of April 2001 pursuant to Regulation (EC) No 327/98

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 327/98 of 10 February 1998 opening and providing for the administration of certain tariff quotas for imports of rice and broken rice ⁽¹⁾, as amended by Regulation (EC) No 648/98 ⁽²⁾, and in particular Article 5(2) thereof,

Whereas:

- (1) Pursuant to Article 5(2) of Regulation (EC) No 327/98, within 10 days of the closing date for notification by the Member States of licence applications, the Commission must decide to what extent the applications may be accepted and fix the quantities available under the following tranche.
- (2) Examination of the quantities for which applications have been submitted for under the April 2001 tranche shows that licences should be issued for the quantities

applied for reduced, where appropriate, by the percentages set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

1. Import licences for rice against applications submitted during the first 10 working days of April 2001 pursuant to Regulation (EC) No 327/98 and notified to the Commission shall be issued for the quantities applied for reduced, where appropriate, by the percentages set out in the Annex hereto.

2. The quantities available under the following tranche shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 27 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 37, 11.2.1998, p. 5.

⁽²⁾ OJ L 88, 24.3.1998, p. 3.

ANNEX

Reduction percentages to be applied to quantities applied for under the tranche for April 2001 and quantities available for the following tranche:

(a) quantity referred to in Article 2: semi-milled and wholly-milled rice falling within CN code 1006 30

Origin	Reduction (%)	Quantity available for the additional tranche for July 2001 (in t)
United States of America	0 ⁽¹⁾	2 257,00
Thailand	0 ⁽¹⁾	2 401,69
Australia	0 ⁽¹⁾	890,0
Other origins	98,4955	—

⁽¹⁾ Issue for the quantity applied for.

(b) quantity referred to in Article 2: husked rice falling within CN code 1006 20

Origin	Reduction (%)	Quantity available for the additional tranche for July 2001 (in t)
Australia	0 ⁽¹⁾	21,40
United States of America	0 ⁽¹⁾	1 925,00
Thailand	0 ⁽¹⁾	47,00
Other origins	—	117,00

⁽¹⁾ Issue for the quantity applied for.

COMMISSION REGULATION (EC) No 803/2001
of 25 April 2001
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 Regulation (EC) No 1666/2000 ⁽²⁾, and in particular Article 13(8) thereof,

Whereas:

- (1) The corrective amount applicable to the refund on cereals was fixed by Commission Regulation (EC) No 623/2001 ⁽³⁾.
- (2) 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) The corrective amount must be fixed according to the same procedure as the refund. 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 26 April 2001.

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

Done at Brussels, 25 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 193, 29.7.2000, p. 1.

⁽³⁾ OJ L 90, 30.3.2001, p. 37.

ANNEX

to the Commission Regulation of 25 April 2001 amending the corrective amount applicable to the refund on cereals

(EUR/t)

Product code	Destination	Current 4	1st period 5	2nd period 6	3rd period 7	4th period 8	5th period 9	6th period 10
1001 10 00 9200	—	—	—	—	—	—	—	—
1001 10 00 9400	—	—	—	—	—	—	—	—
1001 90 91 9000	—	—	—	—	—	—	—	—
1001 90 99 9000	C01	0	0,00	0,00	—	-0,93	—	—
1002 00 00 9000	A00	0	0,00	0,00	-35,00	-35,00	—	—
1003 00 10 9000	—	—	—	—	—	—	—	—
1003 00 90 9000	A00	0	-1,00	-1,00	0,00	-0,93	—	—
1004 00 00 9200	—	—	—	—	—	—	—	—
1004 00 00 9400	A00	0	0,00	0,00	-35,00	-35,00	—	—
1005 10 90 9000	—	—	—	—	—	—	—	—
1005 90 00 9000	A00	0	-1,00	-2,00	-3,00	-4,00	—	—
1007 00 90 9000	—	—	—	—	—	—	—	—
1008 20 00 9000	—	—	—	—	—	—	—	—
1101 00 11 9000	—	—	—	—	—	—	—	—
1101 00 15 9100	C01	0	0,00	0,00	-10,00	-10,00	—	—
1101 00 15 9130	C01	0	0,00	0,00	-10,00	-10,00	—	—
1101 00 15 9150	C01	0	0,00	0,00	-10,00	-10,00	—	—
1101 00 15 9170	C01	0	0,00	0,00	-10,00	-10,00	—	—
1101 00 15 9180	C01	0	0,00	0,00	-10,00	-10,00	—	—
1101 00 15 9190	—	—	—	—	—	—	—	—
1101 00 90 9000	—	—	—	—	—	—	—	—
1102 10 00 9500	C01	0	0,00	0,00	-50,00	-50,00	—	—
1102 10 00 9700	C01	0	0,00	0,00	-40,00	-40,00	—	—
1102 10 00 9900	—	—	—	—	—	—	—	—
1103 11 10 9200	A00	0	-1,50	-3,00	0,00	-1,40	—	—
1103 11 10 9400	A00	0	-1,34	-2,68	0,00	-1,25	—	—
1103 11 10 9900	—	—	—	—	—	—	—	—
1103 11 90 9200	A00	0	-1,37	-2,74	0,00	-1,27	—	—
1103 11 90 9800	—	—	—	—	—	—	—	—

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2032/2000 (OJ L 243, 28.9.2000, p. 14).

The other destinations are as follows:

C01 All destinations except for Poland.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 24 April 2001

updating part VI and Annexes 3, 6 and 13 of the Common Consular Instructions and Annexes 5(a), 6(a) and 8 to the Common Manual

(2001/329/EC)

THE COUNCIL OF THE EUROPEAN UNION,

the legal basis for each of the provisions or decisions which constitute the *acquis* ⁽³⁾.

Having regard to Council Regulation (EC) No 789/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for examining visa applications ⁽¹⁾,

- (3) In accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on European Union and to the Treaty establishing the European Community, Denmark is not participating in the adoption of this instrument, and is therefore not bound by it or subject to its application. Given that this instrument aims to build upon the Schengen *acquis* under the provisions of Title IV of the Treaty establishing the European Community, in accordance with Article 5 of the said Protocol, Denmark shall decide within a period of six months after the Council has adopted this instrument whether it will transpose it into its national law.

Having regard to Article 4 of Council Regulation (EC) No 790/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for carrying out border checks and surveillance ⁽²⁾,

Having regard to the initiative of Sweden,

Whereas:

- (1) Further to Council Decision 2000/777/EC of 1 December 2000 on the application of the Schengen *acquis* in Denmark, Finland and Sweden, and in Iceland and Norway ⁽³⁾ it is necessary to update Part VI and Annexes 3, 6 and 13 of the Common Consular Instructions on Visas for the diplomatic missions and consular posts (CCI) ⁽⁴⁾ and Annexes 5(a), 6(a) and 8 to the Common Manual (CM).

- (4) As regards the Republic of Iceland and the Kingdom of Norway, this instrument constitutes a development of the Schengen *acquis* within the meaning of the Agreement concluded on 18 May 1999 by the Council of the European Union and those two States ⁽⁶⁾. As a result of the procedures laid down in that Agreement, the rights and obligations arising from this instrument shall also apply to those two States and in relations between those two States and the Member States participating in this instrument.

- (2) This instrument builds on the Schengen *acquis*, in accordance with the Protocol integrating it into the framework of the European Union, as laid down by Annex A to Council Decision 1999/435/EC of 20 May 1999 concerning the definition of the Schengen *acquis* for the purpose of determining, in conformity with the relevant provisions of the Treaty establishing the European Community and the Treaty on European Union,

- (5) Pursuant to Article 1 of the Protocol on the position of the United Kingdom and Ireland annexed to the Treaty on European Union and to the Treaty establishing the European Community, Ireland and the United Kingdom are not participating in the adoption of this instrument. Consequently, and without prejudice to the provisions referred to in Article 4 of the Protocol, the provisions of this instrument apply neither to Ireland nor to the United Kingdom,

⁽¹⁾ See p. 2 of this Official Journal.

⁽²⁾ See p. 5 of this Official Journal.

⁽³⁾ OJ L 309, 9.12.2000, p. 24.

⁽⁴⁾ OJ L 239, 22.9.2000, p. 318.

⁽⁵⁾ OJ L 176, 10.7.1999, p. 1.

⁽⁶⁾ OJ L 176, 10.7.1999, p. 36.

HAS ADOPTED THIS DECISION:

Article 1

1. The third indent of section 1.1 ('VALID FOR' heading) of Part VI of the CCI shall be replaced by the following:

— In the cases provided for in Article 14 of the Convention, limited territorial validity may cover the territory of several Member States; in that case, according to the Member State codes to be entered under this heading, the following options are available:

- (a) entry of the codes for the Member States concerned;
- (b) entry of the words "Schengen States" in the language of the issuing Member State followed in brackets by the minus sign and the codes of the Member States for the territories of which the visa is not valid.'

2. In Part 3 of Annex 3 to the CCI and part 3 of Annex 5(a) to the CM the headings 'Denmark', 'Finland', 'Sweden', 'Iceland' and 'Norway' shall be deleted, together with the lists of residence permits which they contain.

3. In Annex 6 to the CCI the second indent shall be deleted.

4. In example 14 of Annex 13 to the CCI and example 14 of Annex 6(a) to the CM the following codes shall be added:

Denmark:	DK
Finland:	FIN
Sweden:	S
Iceland:	IS
Norway:	N.

5. Example 11 of Annex 13 to the CCI, example 11 of Annex 6(a) to the CM and example 2 of Annex 8 to the CM shall be replaced by the example annexed to this Decision.

Article 2

This Decision shall apply from 27 April 2001.

Article 3

This Decision is addressed to the Member States in accordance with the Treaty establishing the European Community.

Done at Luxembourg, 24 April 2001.

For the Council

The President

M. WINBERG

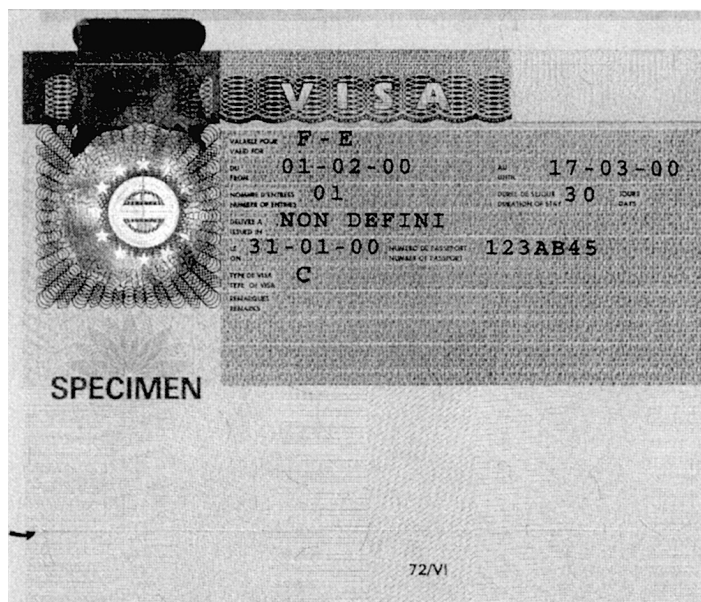
ANNEX

EXAMPLE 11

SHORT-STAY LTV VISAS, VALIDITY LIMITED TO SEVERAL COUNTRIES

In this case, the 'valid for' heading shall be filled in:

- either by the codes indicating the countries for which the visa is valid (Belgium: B, Denmark: DK, Germany: D, Greece: GR, Spain: E, France: F, Italy: I, Luxembourg: L, Netherlands: NL, Austria: A, Portugal: P, Finland: FIN, Sweden: S, Iceland: IS, Norway: N. In the case of the Benelux countries: BNL). In the example shown, the territorial validity is limited to France and Spain;



- or by the words 'Schengen States' followed in brackets by the minus sign and the codes of the Member States for the territories of which the visa is not valid. In the example shown, the visa is valid for the territory of all the Member States applying the Schengen acquis except France and Spain.

