

Official Journal

of the European Communities

ISSN 0378-6978

L 345

Volume 44

29 December 2001

English edition

Legislation

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Price: EUR 24,50

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I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC, ECSC, EURATOM) No 2581/2001
of 17 December 2001**

adjusting with effect from 1 July 2001 the remuneration and pensions of officials and other servants of the European Communities and the weightings applied thereto

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Protocol on the Privileges and Immunities of the European Communities, and in particular Article 13 thereof,

Having regard to the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Communities laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68 ⁽¹⁾, as last amended by Regulation (EC, ECSC, Euratom) No 1986/2001 ⁽²⁾, and in particular Articles 63, 64, 65, 65a and 82 of and Annex XI to the said Staff Regulations ⁽³⁾, and the first paragraph of Article 20 and Article 64 of the Conditions of Employment,

Having regard to the proposal from the Commission,

Whereas:

- (1) A review of the remuneration of officials and other servants carried out on the basis of a report by the Commission has shown that the remuneration and pensions of officials and other servants of the Communities should be adjusted under the 2001 annual review.
- (2) In accordance with Annex XI to the Staff Regulations, the annual adjustment in respect of 2002 will entail the establishment before 31 December 2002 of new weightings with retroactive effect from 1 July 2002.
- (3) These new weightings could lead to retroactive adjustments to remuneration and pensions (positive or negative) in respect of the period of 2002 for which payments have already been made on the basis of this Regulation.
- (4) Provision should therefore be made for the payment of arrears in the event of an upward adjustment as a result of these weightings or for the recovery of sums overpaid in the event of a downward adjustment for the period between the effective date and the date of entry into force of the Council's decision on the annual adjustment in respect of 2002.
- (5) Provision should be made for the effects of any such recovery to be spread over a period of not more than twelve months following the date of entry into force of the Council's decision on the annual adjustment in respect of 2002,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 2001:

- (a) the table of basic monthly salaries in Article 66 of the Staff Regulations shall be replaced by the following:

⁽¹⁾ OJ L 56, 4.3.1968, p. 1.

⁽²⁾ OJ L 271, 12.10.2001, p. 1.

⁽³⁾ Extended until 30 June 2003. Regulation (EC, ECSC, Euratom) No 2805/2000 (OJ L 326, 22.12.2000, p. 7).

'Grade	Step							
	1	2	3	4	5	6	7	8
A 1	11 940,71	12 575,01	13 209,31	13 843,61	14 477,91	15 112,21		
A 2	10 596,40	11 201,67	11 806,94	12 412,21	13 017,48	13 622,75		
A 3/LA 3	8 775,74	9 305,18	9 834,62	10 364,06	10 893,50	11 422,94	11 952,38	12 481,82
A 4/LA 4	7 372,55	7 785,79	8 199,03	8 612,27	9 025,51	9 438,75	9 851,99	10 265,23
A 5/LA 5	6 078,30	6 438,40	6 798,50	7 158,60	7 518,70	7 878,80	8 238,90	8 599,00
A 6/LA 6	5 252,79	5 539,39	5 825,99	6 112,59	6 399,19	6 685,79	6 972,39	7 258,99
A 7/LA 7	4 521,59	4 746,58	4 971,57	5 196,56	5 421,55	5 646,54		
A 8/LA 8	3 998,94	4 160,21						
B 1	5 252,79	5 539,39	5 825,99	6 112,59	6 399,19	6 685,79	6 972,39	7 258,99
B 2	4 551,14	4 764,51	4 977,88	5 191,25	5 404,62	5 617,99	5 831,36	6 044,73
B 3	3 817,46	3 994,88	4 172,30	4 349,72	4 527,14	4 704,56	4 881,98	5 059,40
B 4	3 301,76	3 455,62	3 609,48	3 763,34	3 917,20	4 071,06	4 224,92	4 378,78
B 5	2 951,34	3 075,85	3 200,36	3 324,87				
C 1	3 367,66	3 503,46	3 639,26	3 775,06	3 910,86	4 046,66	4 182,46	4 318,26
C 2	2 929,16	3 053,61	3 178,06	3 302,51	3 426,96	3 551,41	3 675,86	3 800,31
C 3	2 732,35	2 838,97	2 945,59	3 052,21	3 158,83	3 265,45	3 372,07	3 478,69
C 4	2 468,89	2 568,90	2 668,91	2 768,92	2 868,93	2 968,94	3 068,95	3 168,96
C 5	2 276,47	2 369,75	2 463,03	2 556,31				
D 1	2 572,75	2 685,24	2 797,73	2 910,22	3 022,71	3 135,20	3 247,69	3 360,18
D 2	2 345,85	2 445,76	2 545,67	2 645,58	2 745,40	2 845,40	2 945,31	3 045,22
D 3	2 183,37	2 276,82	2 370,27	2 463,72	2 557,17	2 650,62	2 744,07	2 837,52
D 4	2 058,62	2 143,04	2 227,46	2 311,88'				

- (b) — in Article 1(1) of Annex VII to the Staff Regulations, 'EUR 174,27' shall be replaced by 'EUR 180,72',
- in Article 2(1) of Annex VII to the Staff Regulations, 'EUR 224,43' shall be replaced by 'EUR 232,73',
- in the second sentence of Article 69 of the Staff Regulations and in the second subparagraph of Article 4(1) of Annex VII thereto, 'EUR 400,92' shall be replaced by 'EUR 415,75',
- in the first paragraph of Article 3 of Annex VII to the Staff Regulations 'EUR 200,56' shall be replaced by 'EUR 207,98'.

Article 2

With effect from 1 July 2001, the table of basic monthly salaries in Article 63 of the Conditions of Employment of Other Servants shall be replaced by the following:

'Category	Group	Step			
		1	2	3	4
A	I	5 606,18	6 300,61	6 995,04	7 689,47
	II	4 068,88	4 465,37	4 861,86	5 258,35
	III	3 419,25	3 571,56	3 723,87	3 876,18
B	IV	3 284,64	3 606,19	3 927,74	4 249,29
	V	2 580,04	2 750,11	2 920,18	3 090,25
C	VI	2 453,80	2 598,26	2 742,72	2 887,18
	VII	2 196,23	2 270,96	2 345,69	2 420,42
D	VIII	1 985,05	2 101,96	2 218,87	2 335,78
	IX	1 911,68	1 938,31	1 964,94	1 991,57'

Article 3

With effect from 1 July 2001, the fixed allowance referred to in Article 4a of Annex VII to the Staff Regulations shall be:

- EUR 108,46 per month for officials in Grade C4 or C5,
- EUR 166,29 per month for officials in Grade C1, C2 or C3.

Article 4

Pensions for which entitlement has accrued by 1 July 2001 shall be calculated from that date by reference to the table of basic monthly salaries laid down in Article 66 of the Staff Regulations, as amended by Article 1(a) of this Regulation.

Article 5

With effect from 1 July 2001, the date '1 July 2000' in the second paragraph of Article 63 of the Staff Regulations shall be replaced by '1 July 2001'.

Article 6

1. With effect from 16 May 2001, the weightings applicable to the remuneration of officials and other servants employed in the countries and places listed below shall be as follows:

- Ireland: 126,6
- Greece: 90,4.

2. With effect from 1 July 2001, the weightings applicable to the remuneration of officials and other servants employed in the countries and places listed below shall be as follows:

Belgium		100,0
Denmark		133,0
Germany		105,1
except:	Bonn	98,3
	Karlsruhe	95,8
	Munich	108,4
Greece		87,2
Spain		95,3
France		117,8
Ireland		122,1
Italy		103,1
except:	Varese	95,6
Luxembourg		100,0
Netherlands		115,2
Austria		108,5
Portugal		88,6
Finland		122,1
Sweden		116,6
United Kingdom		164,0
except:	Culham	132,0.

3. The weightings applicable to pensions shall be determined in accordance with Article 82(1) of the Staff Regulations. Articles 3 to 10 of Council Regulation (ECSC, EEC, Euratom) No 2175/88 of 18 July 1988 laying down the weightings applicable in third countries ⁽¹⁾ shall remain in force.

⁽¹⁾ OJ L 191, 22.7.1988, p. 1.

4. In accordance with Annex XI to the Staff Regulations these weightings could be adjusted by a Council Regulation before 31 December 2002 establishing new weightings with effect from 1 July 2002. In this event the institutions shall make the corresponding positive or negative adjustment to the remuneration and pensions of the officials, former officials and other persons concerned with retroactive effect for the period between the effective date and the date of entry into force of the decision on the 2002 adjustment.

If this retroactive adjustment necessitates the recovery of sums overpaid, such recovery may be spread over a period of not more than twelve months from the date of entry into force of the decision on the 2002 annual adjustment.

Article 7

With effect from 1 July 2001, the table in Article 10(1) of Annex VII to the Staff Regulations shall be replaced by the following:

	Entitled to household allowance		Not entitled to household allowance	
	1st to 15th day	from 16th day	1st to 15th day	from 16th day
	EUR per calendar day			
A1—A3 and LA3	70,50	33,22	48,40	27,81
A 4 —A 8 and LA 4	68,41	30,98	46,43	24,23
LA 8 and category B				
Other grades	62,07	28,90	39,95	19,98'

Article 8

With effect from 1 July 2001, the allowances for shiftwork laid down in Article 1 of Council Regulation (ECSC, EEC, Euratom) No 300/76 ⁽¹⁾ shall be EUR 314,38, EUR 474,50, EUR 518,82 and EUR 707,32.

Article 9

With effect from 1 July 2001, the amounts in Article 4 of Council Regulation (EEC, Euratom, ECSC) No 260/68 ⁽²⁾ shall be subject to a weighting of 4,538191.

Article 10

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

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

Done at Brussels, 17 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ Council Regulation (ECSC, EEC, Euratom) No 300/76 of 9 February 1976 determining the categories of officials entitled to allowances for shiftwork, and the rates and conditions thereof (OJ L 38, 13.2.1976, p. 1). Regulation as supplemented by Regulation (Euratom, ECSC, EEC) No 1307/87 (OJ L 124, 13.5.1987, p. 6) and last amended by Regulation (EC, ECSC, Euratom) No 2461/98 (OJ L 307, 17.11.1998, p. 5).

⁽²⁾ Regulation (EEC, Euratom, ECSC) No 260/68 of the Council of 29 February 1968 laying down the conditions and procedure for applying the tax for the benefit of the European Communities (OJ L 56, 4.3.1968, p. 8). Regulation as last amended by Regulation (EC, ECSC, Euratom) No 1986/2001 (OJ L 271, 12.10.2001, p. 1).

**COUNCIL REGULATION (EC) No 2582/2001
of 19 December 2001
amending Regulation (EC) No 1017/94 concerning the conversion of land currently under arable
crops to extensive livestock farming in Portugal**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 37 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

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

Whereas:

- (1) Because of delays in the effective application of the conversion programme provided for by Regulation (EC) No 1017/94 ⁽³⁾, a large number of areas that are potentially eligible for the scheme have not yet been converted. According to information supplied by the Member State, only 46 000 hectares have so far been converted and, at the current rate of conversion under the scheme, only an estimated total of 64 000 hectares will be converted by 31 December 2002, the date on which the scheme terminates, rather than the 200 000 hectares provided for in Article 1 of the Regulation. In order to permit the objective set for the scheme to be achieved more fully, Portugal should be authorised to continue with the conversion scheme for three further years.
- (2) Since a time limit was placed on the programme, Regulation (EC) No 1017/94 lays down that the specific reserve and any rights not yet allocated should lapse at the end of the programme. It should therefore be laid down that the specific reserve and any rights not yet

allocated lapse at the end of the additional period of three years.

- (3) Regulation (EC) No 1017/94 should therefore be amended,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1017/94 is hereby amended as follows:

1. Article 1 shall be replaced by the following:

'Article 1

Portugal shall be authorised to carry out, for a period of 11 years, in the regions listed in the Annex to this Regulation, a programme for the conversion of land currently under arable crops to extensive livestock production, up to a maximum of 200 000 hectares.'

2. Article 7 shall be replaced by the following:

'Article 7

At the end of the 11 year following the entry into force of this Regulation, unallocated premium rights shall lapse and the specific reserve shall be abolished.'

Article 2

This Regulation shall enter into force on the day of 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, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ Proposal of 8 October 2001 (not yet published in the Official Journal).

⁽²⁾ Opinion delivered on 11 December 2001 (not yet published in the Official Journal).

⁽³⁾ OJ L 112, 3.5.1994, p. 2. Regulation as last amended by Regulation (EC) No 1461/95 (OJ L 144, 28.6.1995, p. 4).

**COUNCIL REGULATION (EC) No 2583/2001
of 19 December 2001
amending Regulation (EEC) No 2204/90 laying down additional general rules on the common
organisation of the market in milk and milk products as regards cheese**

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community, and in particular Article 37 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

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

Whereas:

- (1) Regulation (EEC) No 2204/90 ⁽³⁾ makes the use of casein and caseinates in the manufacture of cheese subject to prior authorisation and Article 3(3) of that Regulation provides for a Community penalty to apply in the event of unauthorised use which refers in particular to the value of skimmed milk resulting from the intervention price for skimmed-milk powder.
- (2) Since the aim of that penalty is to cancel out the economic advantage resulting from unauthorised use, the calculation of the penalty should be based on the market price for skimmed-milk powder, which more faithfully reflects the real cost of skimmed milk as a raw material in the manufacture of cheese,

Article 1

Article 3(3) of Regulation (EEC) No 2204/90 is hereby replaced by the following:

‘3. Without prejudice to the penalties laid down, or to be laid down, by the Member State concerned, a sum equal to 110 % of the difference between the value of skimmed milk necessary for producing 100 kilograms of caseins and caseinates resulting from the market price for skimmed-milk powder, on the one hand, and the market price for casein and caseinates, on the other hand, shall be due per 100 kilograms for quantities of casein and caseinates used without authorisation.

Those values shall be established in accordance with the procedure laid down in Article 42 of Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ^(*).

^(*) OJ L 160, 26.6.1999, p. 48.’

Article 2

This Regulation shall enter into force on the seventh 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, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ OJ C 304 E, 30.10.2001, p. 177.

⁽²⁾ Opinion delivered on 11 December 2001 (not yet published in the Official Journal).

⁽³⁾ OJ L 201, 31.7.1990, p. 7.

**COUNCIL REGULATION (EC) No 2584/2001
of 19 December 2001**

**amending Annexes I and III of Regulation (EEC) No 2377/90 laying down a Community procedure
for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of
animal origin**

(Text with EEA relevance)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2377/90 of 26 June 1990 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin ⁽¹⁾, and in particular Article 7 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) In accordance with Regulation (EEC) No 2377/90, maximum residue limits are to be established progressively for all pharmacologically active substances which are used within the Community in veterinary medicinal products intended for administration to food-producing animals.
- (2) Maximum residue limits should be established only after examination within the Committee for Veterinary Medicinal Products of all the relevant information concerning the safety of residues of the substance concerned for the consumer of foodstuffs of animal origin and the impact of residues on the industrial processing of foodstuffs and taking into account all publicly available relevant scientific information concerning the safety of residues of the substance concerned for the consumer of foodstuffs of animal origin, including for example opinions of the Scientific Committee on Veterinary Measures Relating to Public Health, reports from the Joint FAO/WHO Expert Committee on Food Additives (JECFA) or reports from internationally renowned research organisations.
- (3) In establishing maximum residue limits for residues of veterinary medicinal products in foodstuffs of animal origin, it is necessary to specify the animal species in which residues may be present, the levels at which they may be present in each of the relevant tissues obtained from the treated animal (target tissue) and the nature of the residue which is relevant for the monitoring of residues (marker residue). In the case of veterinary medicinal products intended for use in lactating animals maximum residue limits shall be established for milk.

(4) Regulation (EEC) No 2377/90 provides that the establishment of maximum residue limits shall in no way prejudice the application of other relevant Community legislation.

(5) For the purpose of monitoring residues, as provided for in appropriate Community legislation, maximum residue limits should usually be established for the target tissues of liver or kidney. However, as the liver and kidney are frequently removed from carcasses moving in international trade, maximum residue limits should consequently be established always for muscle or fat tissues.

(6) The substances chlormadinone, flugestone acetate and altrenogest are hormones and are therefore subject to restrictions and control of use as provided for in Council Directive 96/22/EC of 29 April 1996 concerning the prohibition on the use in stockfarming of certain substances having a hormonal or thyrostatic action and of β -agonists ⁽²⁾. Under certain conditions, these hormones may be administered to farm animals for therapeutic or zootechnical purposes only. In particular, these conditions require the administration of these substances by a veterinarian or under his direct responsibility. In addition, the type of treatment, the types of products authorised, the date of treatment and the identity of the animals treated must be officially recorded by the veterinarian.

(7) Furthermore, the conditions laid down in Directive 96/22/EC prohibit the administration of hormones for therapeutic or zootechnical purposes to breeding animals during the fattening period at the end of their reproductive life. Moreover, they provide that meat or products from animals to which hormones have been administered for therapeutic or zootechnical treatment should not be placed on the market for human consumption unless they have been treated in accordance with Directive 96/22/EC and insofar as the withdrawal period laid down was observed before the animals were slaughtered.

(8) The overall evaluation of the available risk assessments of these substances and of the entire body of available scientific information and data indicate that, as concerns the excess intake of hormone residues and their metabolites, and in view of the intrinsic properties of hormones and epidemiological findings, a risk to the consumer has been identified.

⁽¹⁾ OJ L 224, 18.8.1990, p. 1. Regulation as last amended by Commission Regulation (EC) No 2162/2001 (OJ L 291, 8.11.2001, p. 9).

⁽²⁾ OJ L 125, 23.5.1996, p. 3.

- (9) Furthermore, given the intrinsic properties of sexual hormones and as it is not possible to exclude that good veterinary practice is not systematically applied, and that therefore the authorities should be provided with means of control of illegal use of these hormones, Council Directive 96/23/EC of 29 April 1996 on measures to monitor certain substances and residues thereof in live animals and animal products ⁽¹⁾, requires the authorities to carry out investigations in the case of suspected animals or positive laboratory results.
- (10) Taking into account the identified potential adverse effects to human health from the administration of these hormones to farm animals for any purpose and after consideration of the current need to continue to make available on the Community market some of these substances that are currently used for therapeutic or zootechnical treatment of farm animals and, taking also into account the strict conditions under which Directive 96/22/EC authorises the use of these substances for therapeutic or zootechnical purposes, it is appropriate to proceed with the consideration of these substances under Regulation (EEC) No 2377/90 for the purpose of setting up maximum residue limits.
- (11) Provided that there are no grounds for supposing that residues of the substance concerned at the level proposed present a hazard for the health of the consumer, maximum residue limits should be established in Annex I or Annex III to Regulation (EEC) No 2377/90. However, given the overall evaluation on the risk assessments of sexual hormones, as concerns possible excess intake of hormone residues and their metabolites, a possible risk to the consumer needs to be regularly reviewed on the basis of any new scientific evidence.
- (12) It is thus considered appropriate, without prejudice to other provisions of Community law, in particular Directive 96/22/EC, that chlormadinone and flugestone acetate (for ovine milk) be inserted into Annex I to Regulation (EEC) No 2377/90 and that, in order to allow for the completion of scientific studies, altrenogest and flugestone acetate (for caprine milk) be inserted into Annex III thereto.
- (13) However, it has to be stressed that, as a result of new information or a re-assessment of existing information, Regulation (EEC) No 2377/90 can be amended in order to protect human or animal health, in accordance with the procedures provided for in this Regulation.
- (14) The Standing Committee on Veterinary Medicinal Products referred to in Article 8 of Regulation (EEC) No 2377/90 has not delivered a favourable opinion on the Commission proposed measures,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and III to Regulation (EEC) No 2377/90 are hereby amended as set out in the Annex to this Regulation.

Article 2

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

It shall apply from the sixtieth day following that of its publication.

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

Done at Brussels, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ OJ L 125, 23.5.1996, p. 10.

ANNEX

A. The following substances are hereby inserted in Annex I to Regulation (EEC) No 2377/90 (List of pharmacologically active substances for which maximum residue limits have been fixed)

'6. Agents acting on the reproductive system

6.1. Progestogens

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Chlormadinone	Chlormadinone	Bovine	4 µg/kg 2 µg/kg 2,5 µg/kg	Fat Liver Milk	For zootechnical use only
Flugestone acetate	Flugestone acetate	Ovine	1 µg/kg	Milk	For intravaginal use for zootechnical purposes only'

B. The following substances are hereby inserted in Annex III to Regulation (EEC) No 2377/90 (List of pharmacologically active substances used in veterinary medicinal products for which provisional maximum residue limits have been fixed)

'6. Agents acting on the reproductive system

6.1. Progestogens

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Altrenogest	Altrenogest	Porcine	3 µg/kg 3 µg/kg 3 µg/kg	Fat Liver Kidney	Provisional MRLs expire on 01/01/2003; For zootechnical use only
		Equidae	3 µg/kg 3 µg/kg 3 µg/kg	Fat Liver Kidney	
		Caprine	1 µg/kg	Milk	
Flugestone acetate	Flugestone acetate	Caprine	1 µg/kg	Milk	Provisional MRLs expire on 01/01/2003; For intravaginal use for zootechnical purposes only'

**COUNCIL REGULATION (EC) No 2585/2001
of 19 December 2001**

amending Regulation (EC) No 1493/1999 on the common organisation of the market in wine

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 37 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

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

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas:

- (1) A number of Member States pursue an active policy of generational replacement in the agricultural sector. This policy has proved its worth particularly in the wine sector, where there is a great need to attract younger growers.
- (2) In order to facilitate the application of such a policy in the wine sector, and pending implementation of the system of reserves of planting rights, provision should be made for the possibility of new planting rights awarded to young farmers to be eligible, on a temporary basis, for the restructuring aid scheme introduced by Regulation (EC) No 1493/1999 ⁽⁴⁾. This possibility should also be recognised for the new planting rights awarded within the framework of the former material improvement plans referred to in Council Regulation (EC) No 950/97 of 20 May 1997 on improving the efficiency of agricultural structures ⁽⁵⁾ to facilitate the transition from earlier arrangements.
- (3) Regulation (EC) No 1493/1999 should therefore be amended and to correct certain errors,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1493/1999 is hereby amended as follows:

1. The following subparagraph shall be added to Article 11(3):

‘It shall cover the new planting rights awarded within the framework of material improvement plans referred to in Regulation (EC) No 950/97 and those awarded to young

farmers during the 2000/2001, 2001/2002 and 2002/2003 marketing years.’

2. In the second subparagraph of Article 15, point (b) shall be replaced by the following:

‘(b) provisions governing the use of replanting rights in general and of new planting rights awarded within the framework of material improvement plans and to young farmers, in the implementation of programmes;’

3. Article 44(1) shall be replaced by the following:

‘1. Of the products falling within CN codes 2204 10, 2204 21 and 2204 29, only liqueur wines, sparkling wines, aerated sparkling wines, semi-sparkling wines, aerated semi-sparkling wines, quality wines psr, table wines, wines obtained from over-ripened grapes and where appropriate, notwithstanding Article 45, legally imported wines may be offered or delivered for direct human consumption within the Community.’

4. Annex VII shall be amended as follows:

- (a) The third indent of Part A(2)(b) shall be replaced by the following:

‘— one of the following terms, under conditions to be determined: “Landwein”, “vin de pays”, “indicazione geografica tipica”, “ονομασία κατά παράδοση”, “οίνος τοπικός”, “vino de la tierra”, “vinho regional”, “regional wine” or “landwijn”; where such a term is used, the words “table wine” shall not be required;’

- (b) Paragraph 2 of Part C shall be replaced by the following:

‘Without prejudice to the provisions for the harmonisation of laws, the possibility for Member States to allow:

— the use of the names “wine” and “semi-sparkling wine”, accompanied by the name of a fruit in the form of a composite name to describe products obtained by the fermentation of fruit other than grapes,

— other composite names including the word “wine”

shall not, however, be affected by paragraphs 1(a) and 3(c).’

Article 2

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

⁽¹⁾ OJ C 270 E, 25.9.2001, p. 101.

⁽²⁾ Opinion delivered on 11 December 2001 (not yet published in the Official Journal).

⁽³⁾ OJ C 311, 7.11.2001, p. 64.

⁽⁴⁾ OJ L 179, 14.7.1999, p. 1. Regulation amended by Regulation (EC) No 2826/2000 (OJ L 328, 23.12.2000, p. 2).

⁽⁵⁾ OJ L 142, 2.6.1997, p. 1.

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

Done at Brussels, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

**COUNCIL REGULATION (EC) No 2586/2001
of 19 December 2001**

amending Regulation (EC) No 2820/98 applying a multiannual scheme of generalised tariff preferences for the period 1 July 1999 to 31 December 2001 so as to include Senegal in the list of countries enjoying the special support arrangement for the least developed countries

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) Article 6 of Council Regulation (EC) No 2820/98 ⁽¹⁾ provides for more favourable tariff treatment for the least developed countries listed in Annex IV thereto.
- (2) Following the latest triennial review of the list of least developed countries by the United Nations Economic and Social Council in 2001, Senegal was added to that list by a decision of the UN General Assembly of 12 April 2001. It is therefore appropriate that Regulation (EC) No 2820/98 be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 2820/98 is hereby amended as follows:

- (a) in Annex III, after the entry 'SN Senegal', the footnote reference '(2)' shall be inserted,
- (b) in Annex IV, 'SN Senegal' shall be inserted after 'CV Cape Verde'.

Article 2

This Regulation shall enter into force on the day of 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, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ OJ L 357, 30.12.1998, p. 1. Regulation as last amended by Regulation (EC) No 416/2001 (OJ L 60, 1.3.2001, p. 43).

**COUNCIL REGULATION (EC) No 2587/2001
of 19 December 2001**

amending Regulation (EEC) No 404/93 on the common organisation of the market in bananas

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 37 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

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

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas:

- (1) Following amendments to the tariff and statistical nomenclature and the common customs tariff, the CN codes for products covered by the common organisation of the market in bananas should be updated and the CN codes for products to which Articles 17 to 20 of Regulation (EEC) No 404/93 ⁽⁴⁾ apply should be corrected.
- (2) Provision should be made for the possibility for Member States not to grant, during a limited period, compensatory aid for produce obtained from new banana plantations in order to continue the sustainable development of the production areas; this possibility must also be subject to authorisation by the Commission.
- (3) There have been numerous close contacts with supplier countries and other interested parties to settle the disputes arising from the import regime established by Regulation (EEC) No 404/93 and to take account of the conclusions of the panel set up under the dispute settlement system of the World Trade Organisation (WTO).
- (4) Article 18 of Regulation (EEC) No 404/93 opened an autonomous tariff quota C of 850 000 tonnes for all origins, subject to a customs duty of EUR 300 per tonne with a tariff preference of EUR 300 per tonne for imports originating in ACP countries, in addition to the 2 200 000 tonnes bound under the World Trade Organisation and the additional B quota of 353 000 tonnes. The quantities relating to the different quotas should be

amended to widen access for bananas originating in third countries and at the same time to ensure access for a specific quantity of bananas originating in ACP countries.

- (5) In view of amendments made to agricultural legislation and in line with the part-financing of aid to producer organisations provided for in Article 14(2) of Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽⁵⁾, it should be laid down that the Community aid to producer organisations provided for in Article 6 of Regulation (EEC) No 404/93 will be financed from the EAGGF Guarantee Section, for all producer organisations that are to be established until 31 December 2006. Since the regions concerned are covered by Objective 1, the same rate of Community contribution should be fixed for this aid as for the aid provided for in Article 14(2) of Regulation (EC) No 2200/96 for Objective 1 regions.
- (6) The provisions of Regulation (EEC) No 404/93 relating to the committee procedure should be amended. The measures necessary for the implementation of Regulation (EEC) No 404/93 should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission ⁽⁶⁾,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EEC) No 404/93 is hereby amended as follows:

1. Article 1 shall be replaced by the following:

'Article 1

1. A common organisation of the market in bananas is hereby established.

⁽¹⁾ OJ C 304 E, 30.10.2001, p. 331.

⁽²⁾ Opinion delivered on 12 December 2001 (not yet published in the Official Journal).

⁽³⁾ Opinion delivered on 28 November 2001 (not yet published in the Official Journal).

⁽⁴⁾ OJ L 47, 25.2.1993, p. 1. Regulation as last amended by Regulation (EC) No 216/2001 (OJ L 31, 2.2.2001, p. 2).

⁽⁵⁾ OJ L 297, 21.11.1996, p. 1. Regulation as last amended by Regulation (EC) No 911/2001 (OJ L 129, 11.5.2001, p. 3).

⁽⁶⁾ OJ L 184, 17.7.1999, p. 23.

2. The organisation shall cover the following products:

CN codes	Description
0803 00 19	Fresh bananas, excluding plantains
ex 0803 00 90	Dried bananas, excluding plantains
ex 0812 95 90	Bananas provisionally preserved
ex 0813 50 99	Mixtures containing dried bananas
1106 30 10	Flour, meal and powder of bananas
ex 2006 00 99	Bananas preserved in sugar
ex 2007 10 99	Homogenised preparations of bananas
ex 2007 99 39 ex 2007 99 58 ex 2007 99 98	Jams, jellies, marmalades, purées and pastes of bananas
ex 2008 92 59 ex 2008 92 78 ex 2008 92 93 ex 2008 92 98	Mixtures containing bananas otherwise prepared or preserved
ex 2008 99 49 ex 2008 99 68 ex 2008 99 99	Bananas otherwise prepared or preserved
ex 2009 80 35 ex 2009 80 38 ex 2009 80 79 ex 2009 80 86 ex 2009 80 89 ex 2009 80 99	Banana juice

3. The marketing year shall run from 1 January to 31 December.'

2. In Article 12, the following paragraph shall be added:

'9. A Member State may be authorised to introduce a temporary measure whereby no compensatory aid is paid for marketed produce of new banana plantations planted on or after 1 June 2002, when, in the Member State's view, there is a risk to the sustainable development of the production areas, with particular reference to conservation of the environment, and protection of the soil and the characteristic features of the countryside.

At the request of the Member State concerned, the Commission shall grant the authorisation provided for in the preceding paragraph in accordance with the procedure laid down in Article 27.'

3. In Article 16, paragraph 1 shall be replaced by the following:

'1. This Article and Articles 17 to 20 shall apply to imports of fresh products falling within CN code 0803 00 19 until the entry into force, no later than 1 January 2006, of the rate of the common customs tariff for those products established under the procedure provided for in Article XXVIII of the General Agreement on Tariffs and Trade (GATT).'

4. Article 18 shall be replaced by the following:

'Article 18

1. Each year from 1 January the following tariff quotas shall be opened:

- (a) a tariff quota of 2 200 000 tonnes net weight, called "quota A";
- (b) an additional tariff quota of 453 000 tonnes net weight, called "quota B";
- (c) an autonomous tariff quota of 750 000 tonnes net weight, called "quota C".

Quotas A and B shall be open for imports of products originating in all third countries.

Quota C shall be open for imports of products originating in ACP countries.

The Commission may, on the basis of an agreement with World Trade Organisation members with a substantial interest in the supply of bananas, allocate quotas A and B among supplier countries.

2. Imports under quotas A and B and imports of bananas from third countries other than the ACP countries shall be subject to customs duty of EUR 75 per tonne. Imports of products originating in the ACP countries shall be subject to a zero duty.

3. Imports under the C quota shall be subject to a zero duty.

4. A tariff preference of EUR 300 per tonne shall apply to imports originating in ACP countries.

5. The customs duty rates set in this Article shall be converted into national currency at the rates applicable for the products in question for the purposes of the common customs tariff.

6. Quota B may be increased if demand in the Community increases as indicated by a balance sheet of production, consumption, imports and exports.

The balance sheet shall be adopted and the tariff quota increased under the procedure set out in Article 27.

7. Where supply of the Community market is subject to exceptional circumstances affecting production or importation, the Commission shall adopt the specific measures necessary under the procedure set out in Article 27.

In such cases quota B may be adjusted on the basis of the balance sheet referred to in paragraph 6. The specific measures may derogate from the rules adopted under Article 19(1). They must not discriminate between third countries.

8. Bananas re-exported from the Community shall not be counted against the corresponding tariff quotas.'

5. Article 25 shall be replaced by the following:

'Article 25

1. The measures laid down in Articles 12 and 13 shall constitute intervention intended to stabilise the agricultural markets within the meaning of Article 1(2)(b) of Council Regulation (EC) No 1258/1999 of 17 May 1999 on the financing of the common agricultural policy. (*)

2. Expenditure relating to the aid granted by the Member States in accordance with Article 6 shall be deemed to be intervention to stabilise agricultural markets within the meaning of Article 1(2)(b) of Regulation (EC) No 1258/1999.

This expenditure shall be eligible in the case of all producer organisations established until 31 December 2006.

It shall be the subject of a Community contribution of 75 % of eligible public expenditure.

3. The measures provided for in Article 10 shall be part-financed by the Guidance Section of the EAGGF.

4. Detailed rules for the application of this Article, and in particular a definition of the conditions to be met before the Community financial contribution can be paid, shall be adopted in accordance with the procedure laid down in Article 27.

(*) OJ L 160, 26.6.1999, p. 103.'

6. Article 26 shall be deleted.

7. Article 27 shall be replaced by the following:

'Article 27

1. The Commission shall be assisted by a Management Committee for Bananas (hereinafter referred to as "the Committee").

2. Where reference is made to this Article, Articles 4 and 7 of Decision 1999/468/EC shall apply.

The period laid down in Article 4(3) of Decision 1999/468/EC shall be set at one month.

3. The Committee shall adopt its rules of procedure.'

Article 2

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

Point 4 of Article 1 shall apply from 1 January 2002.

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

Done at Brussels, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

**COMMISSION REGULATION (EC) No 2588/2001
of 28 December 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 29 December 2001.

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

Done at Brussels, 28 December 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 28 December 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	76,2
	204	60,3
	212	110,1
	999	82,2
0707 00 05	052	163,1
	628	207,8
	999	185,4
0709 90 70	052	174,8
	204	193,3
	999	184,1
0805 10 10, 0805 10 30, 0805 10 50	052	53,7
	204	59,4
	388	23,9
	508	15,1
	999	38,0
0805 20 10	052	52,5
	204	71,5
	999	62,0
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	50,4
	204	74,5
	464	151,3
	999	92,1
0805 30 10	052	42,4
	600	47,7
	999	45,0
0808 10 20, 0808 10 50, 0808 10 90	039	104,3
	052	75,0
	400	99,4
	404	91,9
	720	115,8
	999	97,3
0808 20 50	052	97,2
	400	115,2
	720	126,7
	999	113,0

⁽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 2589/2001
of 27 December 2001**

amending Regulation (EEC) No 94/92 laying down detailed rules for implementing the arrangements for imports from third countries provided for in Council Regulation (EEC) No 2092/91

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2092/91 of 24 June 1991 on organic production of agricultural products and indications referring thereto on agricultural products and food-stuffs ⁽¹⁾, as last amended by Commission Regulation (EC) No 2491/2001 ⁽²⁾, and in particular Article 11(1) thereof,

Whereas:

- (1) The list of third countries from which certain agricultural products must originate in order to be marketed within the Community, provided for in Article 11(1) of Regulation (EEC) No 2092/91, is set out in the Annex to Commission Regulation (EEC) No 94/92 ⁽³⁾, as last amended by Regulation (EC) No 349/2001 ⁽⁴⁾. That list was drawn up in accordance with Article 11(2) of Regulation (EEC) No 2092/91.
- (2) The Czech Republic submitted to the Commission a request to extend the product categories, included in the list provided for in Article 11(1) of Regulation (EEC) No 2092/91, in order to include livestock and livestock products. It submitted the information required pursuant to Article 2(2) of Regulation (EEC) No 94/92.
- (3) The examination of this information and consequent discussion with the authorities of the Czech Republic has led to the conclusion that in this country the rules

governing production and inspection of livestock and livestock products are equivalent to those laid down in Regulation (EEC) No 2092/91.

- (4) However, the result of the examination revealed also that the Czech rules relating to products bearing or intended to bear indications referring to conversion are not equivalent to those in Regulation (EEC) No 2092/91, as regards products containing more than one ingredient of agricultural origin. Consequently, these products are not covered by the present Regulation.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Committee mentioned in Article 14 of Regulation (EEC) No 2092/91,

HAS ADOPTED THIS REGULATION:

Article 1

The part of the Annex to Regulation (EEC) No 94/92 concerning the Czech Republic is hereby replaced by the text in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the seventh 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, 27 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 198, 22.7.1991, p. 1.

⁽²⁾ OJ L 337, 20.12.2001, p. 9.

⁽³⁾ OJ L 11, 17.1.1992, p. 14.

⁽⁴⁾ OJ L 52, 22.2.2001, p. 14.

ANNEX

'CZECH REPUBLIC

1. Product categories:

- (a) unprocessed agricultural crop products, livestock and unprocessed livestock products within the meaning of Article 1(1)(a) of Regulation (EEC) No 2092/91, with the exception of:
 - crop products, bearing or intended to bear indications referring to conversion and containing more than one ingredient of agricultural origin,
 - livestock and livestock products bearing or intended to bear indications referring to conversion,
 - products from aquaculture;
- (b) processed agricultural crop and livestock products intended for human consumption within the meaning of Article 1(1)(b) of Regulation (EEC) No 2092/91, with the exception of:
 - crop products bearing or intended to bear indications referring to conversion and containing more than one ingredient of agricultural origin,
 - livestock products bearing or intended to bear indications referring to conversion,
 - products containing products from aquaculture.

2. Origin: products of category 1(a) and organically produced ingredients in products of category 1(b) that have been produced in the Czech Republic.

3. Inspection body: "KEZ o.p.s."

4. Certificate issuing bodies: "KEZ o.p.s." and "Department of Structural Policy and Rural Development".

5. Duration of the inclusion: 30.6.2003.

COMMISSION REGULATION (EC) No 2590/2001**of 21 December 2001****approving operations to checks conformity to the marketing standards applicable to fresh fruit and vegetables carried out in Switzerland prior to import into the European Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, as last amended by Commission Regulation (EC) No 911/2001 ⁽²⁾, and in particular Article 10 thereof,

Whereas:

(1) Commission Regulation (EC) No 1148/2001 of 12 June 2001 on checks on conformity to the marketing standards applicable to fresh fruit and vegetables ⁽³⁾, as amended by Regulation (EC) No 2379/2001 ⁽⁴⁾, lays down the conditions under which the Commission may approve checking operations performed by certain third countries which so request prior to import into the Community, in compliance with the conditions laid down in Article 7 of Regulation (EC) No 1148/2001.

(2) The Swiss authorities have sent the Commission a request for the approval of checking operations performed by Qualiservice under the responsibility of the Office fédéral de l'agriculture. This states that that establishment has the necessary staff, equipment and facilities to carry out checks, that is uses methods equivalent to those referred to in Article 9 of Regulation (EC) No 1148/2001 and that the fresh fruit and vegetables exported from Switzerland to the Community must meet the Community marketing standards.

(3) The information sent by the Member States and in the possession of the Commission shows that, in the period 1997 to 2000, imports of fresh fruit and vegetables from Switzerland presented a relatively low incidence of non-conformity with the marketing standards.

(4) For a number of years the Swiss inspection bodies, and their supervisory authorities, have been regular participants in international efforts to agree trading standards for fruit and vegetables, such as the Working Party on Standardisation of Perishable Produce and Quality Development of the United Nations Economic Commission for Europe (UNECE) and the OECD Scheme for the Application of International Standards for Fruit and Vegetables.

(5) Imports of fresh fruit and vegetables by Switzerland from the Community are not subject to a quality check prior to release for free circulation on the Swiss market.

(6) Annex 10 to the Agreement on Trade in Agricultural Products between the European Community and the Swiss Confederation stipulates that the controls performed under the responsibility of the Office fédéral de l'agriculture are to be recognised by the Community, including those on products originating in the Community and re-exported from Switzerland into the Community. The relevant provisions of that Agreement should be implemented before they become applicable and consequently a derogation should be granted from Regulation (EC) No 1148/2001 as regards the origin of eligible products.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fresh Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

1. Checks on conformity to the marketing standards carried out by Switzerland on fresh fruit and vegetables from Switzerland shall be approved in accordance with the conditions laid down in Article 7(1) of Regulation (EC) No 1148/2001.

2. By derogation from Article 7(1) of Regulation (EC) No 1148/2001, paragraph 1 shall also apply to fruit and vegetables originating in the Community re-exported from Switzerland to the Community.

3. Paragraphs 1 and 2 shall not apply to citrus fruit.

Article 2

The official correspondent in Switzerland, under whose responsibility the checking operations are performed, and the inspection bodies in charge of carrying out those checks, as referred to in Article 7(2) of Regulation (EC) No 1148/2001, are given in Annex I to this Regulation.

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 129, 11.5.2001, p. 3.

⁽³⁾ OJ L 156, 13.6.2001, p. 9.

⁽⁴⁾ OJ L 321, 6.12.2001, p. 15.

Article 3

The certificates referred to in the second subparagraph of Article 7(3) of Regulation (EC) No 1148/2001, issued following the checks referred to in Article 1 of this Regulation, must be drawn up on forms in conformity with the model given in Annex II to this Regulation.

Article 4

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Communities*.

It shall apply from the date of publication in the C series of the *Official Journal of the European Communities* of the notice referred to in Article 7(8) of Regulation (EC) No 1148/2001 relating to the establishment of administrative cooperation between the European Community and Switzerland.

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

Done at Brussels, 21 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX I

Official correspondent pursuant to Article 7(2) of Regulation (EC) No 1148/2001:

Office fédéral de l'agriculture
Département fédéral de l'économie
Mattenhofstrasse 5,
CH-3003 Berne
Tel. (41-31) 324 84 21
Fax (41-31) 323 05 55

Inspection body pursuant to Article 7(2) of Regulation (EC) No 1148/2001:

Qualiservice Sàrl
Kapellenstrasse 5
Case postale 7960
CH-3001 Berne
Tel. (41-31) 385 36 90
Fax (41-31) 385 36 99

ANNEX II

Model certificate pursuant to Article 7(3) of Regulation (EC) No 1148/2001

1. Trader		Certificate of conformity with the marketing standards applicable to fruit and vegetables as provided for in Regulation (EC) No 2200/96 This certificate is exclusively for the use of inspection bodies		No
2. Packer identified on packaging (if other than trader)	3. Inspection body Qualiservice GmbH Postfach 7960 3001 Berne			
	4. Place of inspection/country of origin ⁽¹⁾		5. Region or country of destination	
6. Identifier of means of transport			7. ☐ Internal ☐ Import ☐ Export	
8. Packages (number and type)	9. Type of product (variety if the standard specifies)	10. Quality class	11. Total weight in kg gross/net ⁽²⁾	
12. The abovementioned inspection body certifies, following inspection by sampling that at the time of inspection the above goods met the quality standards in force as referred to in Article 2 of Regulation (EC) No 2200/96 Intended customs office: entry/exit ⁽²⁾ Period of validity:..... days  Place and date of issue: Inspector: (name in block letters) Signature: Trader's signature: 				
13. Remarks Time of inspection:..... from..... to km				
This copy: For:		White (original): Consignee	Pink: Dispatcher	Yellow: Qualiservice
		Green: Inspector	 S SCHWEIZERISCHER INSPEKTIONSDIENST I SERVICE SUISSE D'INSPECTION S SERVIZIO SVIZZERO D'ISPEZIONE SWISS INSPECTION SERVICE	
⁽¹⁾ Where the goods are re-exported, indicate their origin in box 9. ⁽²⁾ Delete as appropriate.				

COMMISSION REGULATION (EC) No 2591/2001**of 27 December 2001****opening a Community tariff quota for certain goods originating from Turkey (2002)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, as last amended by Regulation (EC) No 2580/2000 ⁽²⁾, in particular Article 7(2) thereof,

Having regard to Decision 1/97 of the EC-Turkey Association Council of 29 April 1997 on the arrangements applicable to certain processed agricultural products ⁽³⁾, and in particular Article 1 thereof,

Whereas:

- (1) Decision (EC) No 1/97 of the EC-Turkey Association Council establishes, in order to encourage the development of trade in accordance with the objectives of the customs union, annual quotas in terms of value in respect of certain pasta products for the Community and certain processed agricultural products covered by Chapter 19 of the Combined Nomenclature for Turkey.
- (2) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Common Customs Code ⁽⁴⁾, as last amended by Regulation (EC) No 993/2001 ⁽⁵⁾, consolidated the arrangements for managing the tariff quotas to be used in chronological order of the dates of acceptance of the declarations for release for free circulation.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for horizontal questions concerning trade in processed agricultural products listed in Annex I,

HAS ADOPTED THIS REGULATION:

Article 1

The Community tariff quota specified in the Annex to this Regulation shall be open from 1 January to 31 December 2002.

Admission to the benefit of this tariff quota shall be subject to the presentation of an A.TR certificate in accordance with Decision No 1/2001 of the EC-Turkey Customs Cooperation Committee of 28 March 2001 laying down detailed rules for the application of Decision No 1/95 of the EC-Turkey Association Council ⁽⁶⁾.

Article 2

The Community tariff quota referred to in Article 1 shall be managed by the Commission in accordance with the provisions of Articles 308a to 308c of Regulation (EEC) No 2454/93.

Article 3

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

It shall be applicable from 1 January 2002.

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

Done at Brussels, 27 December 2001.

For the Commission

Erkki LIIKANEN

Member of the Commission

⁽¹⁾ OJ L 318, 20.12.1993, p. 18.

⁽²⁾ OJ L 298, 25.11.2000, p. 5.

⁽³⁾ OJ L 126, 17.5.1997, p. 26.

⁽⁴⁾ OJ L 253, 11.10.1993, p. 1.

⁽⁵⁾ OJ L 141, 28.5.2001, p. 1.

⁽⁶⁾ OJ L 98, 7.4.2001, p. 31.

ANNEX

Order No	CN code	Description of goods	Quota volume	Rate of duty applicable
09.0205	1902 11 00 1902 19	Pasta, whether or not cooked or otherwise prepared, excluding stuffed pasta	EUR 2,5 million	EUR 10,67/100 kg net

**COMMISSION REGULATION (EC) No 2592/2001
of 28 December 2001**

imposing further information and testing requirements on the manufacturers or importers of certain priority substances in accordance with Council Regulation (EEC) No 793/93 on the evaluation and control of the risk of existing substances

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 793/93 of 23 March 1993 on the evaluation and control of risks of existing substances ⁽¹⁾, and in particular Article 10(2) thereof,

Whereas:

- (1) The Member States designated as rapporteur pursuant to Regulation (EEC) No 793/93 for certain priority substances undergoing risk evaluation activities have evaluated the information submitted by the manufacturers or importers in respect of those substances. After consultation of the manufacturers or importers concerned, they have determined whether, for the purposes of the risk evaluation, it is necessary to require those manufacturers or importers to submit further information and/or to carry out further testing.
- (2) The manufacturers and importers have checked whether the information needed to evaluate the substances in question is not available from former manufacturers or importers of those substances, in accordance with Article 10(5) of Regulation (EEC) No 793/93. The manufacturers and importers have also checked, in consultation with the Member States designated as rapporteur, whether tests on animals cannot be replaced or limited by using other methods.
- (3) The Commission has been informed by the Member States designated as rapporteur of the need to request further information and testing from the manufacturers or importers of those substances.
- (4) The Member States designated as rapporteur have submitted to the Commission the protocols on the requested further testing.

- (5) Article 12(3) of Regulation (EEC) No 793/93 provides that in the case of a substance produced or imported as such or in a preparation by several manufacturers or importers, the further testing may be performed by one manufacturer/importer acting on behalf of the other manufacturers or importers concerned. In that case, the other manufacturers or importers are to make reference to the tests carried out and make a fair and equitable contribution to the cost.

- (6) The provisions of this Regulation are in accordance with the opinion of the Committee established by Article 15 of Regulation (EEC) No 793/93,

HAS ADOPTED THIS REGULATION:

Article 1

The manufacturer(s) and importer(s) of the substances listed in the Annex to this Regulation, who have submitted information in accordance with the requirements of Articles 3, 4, 7 and 9 of Regulation (EEC) No 793/93, shall provide the information and perform the tests indicated in the Annex to this Regulation and shall deliver the relevant results to the Member States designated as rapporteur.

The tests shall be performed according to the protocols specified by the Member States designated as rapporteur.

The results shall be delivered within the time limits laid down in the Annex.

Article 2

This Regulation shall enter into force on the 20th 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, 28 December 2001.

For the Commission

Margot WALLSTRÖM

Member of the Commission

⁽¹⁾ OJ L 84, 5.4.1993, p. 1.

ANNEX

	Einecs No	CAS No	Substance name	Rapporteur	Testing information requirements	Months from the date of entry into force of this Regulation
1	200-539-3	62-53-3	Aniline ⁽¹⁾	D	Data about formation of aniline from caoutchouc chemicals	9
					Data about the releases into the waste water and waste water treatment which are representative for the European caoutchouc industry	9
					Data about releases into the atmosphere and the applied exhaust air purification techniques in caoutchouc industry	9
					Plant fumigation toxicity test	6
					Long-term toxicity tests on <i>Lumbriculus variegatus</i> and <i>Chironomus riparius</i> with preincubated sediment	6
					Bioaccumulation test with <i>Lumbriculus variegatus</i> with preincubated sediment	6
					Terrestrial effect tests with princubated soil Terrestrial bioaccumulation tests with preincubated soil	depends on the results of the actual testing of 3,4-dichloroaniline (terrestrial effects) and the results of the sediments tests of aniline
2	201-557-4	84-74-2	Dibutyl phthalate ⁽¹⁾	NL	Plant toxicity test	12
3	202-627-7	98-01-1	2-Furaldehyde ⁽²⁾	NL	<i>In vivo</i> gene mutation test	12
4	202-974-4	101-77-9	4,4'-Methylenedianiline ⁽¹⁾	D	Long-term toxicity test on <i>Lumbriculus variegatus</i>	6
5	204-211-0	117-81-7	Bis(2-ethylhexyl) phthalate ⁽²⁾	S	Multigeneration fish study in freshwater	18
6	204-825-9	127-18-4	Tetrachloroethylene ⁽¹⁾	UK	Environmental monitoring program for tetrachloroethylene and trichloroacetic acid in the EU ¹⁴ C isotope fingerprinting analysis on the trichloroacetic acid found in soil from at least one site with high levels Test for the possible natural formation of thichloroacetic acid in soil from at least one site under natural conditions, and determination of the potential flux from this source	18

	Einecs No	CAS No	Substance name	Rapporteur	Testing information requirements	Months from the date of entry into force of this Regulation
7	214-604-9	1163-19-5	Bis(pentabromophenyl) ether ⁽¹⁾	F/UK	Developmental toxicity study	3
					Testing of debromination: — anaerobic degradation, — photodegradation	3 6
					28-day sediment toxicity study in <i>Lumbriculus variegatus</i>	6
					Plant growth test	6
					Earthworm reproductive toxicity test	6
					Activated sludge respiratory inhibition study	6
8	231-152-8	7440-43-9	Cadmium ⁽³⁾	B	Determination of the dissolution/transformation of the substance in water	3
9	231-765-0	7722-84-1	Hydrogen peroxide ⁽²⁾	FIN	90-day repeated dose inhalation study	24
10	247-148-4	25637-99-4	Hexabromocyclododecane ⁽²⁾	S	90-day repeated dose toxicity study	6
11	251-087-9	32536-52-0	Diphenyl ether, octabromo derivative ⁽¹⁾	F/UK	90-day inhalation study with examination of reproductive organs and immunotoxicity parameters	3
					Testing of debromination: — anaerobic degradation, — photodegradation or equivalent information	6 18
					28-day sediment toxicity study in <i>Lumbriculus variegatus</i>	6
					Plant growth test	6
					Earthworm reproductive toxicity test	6
					Activated sludge respiratory inhibition study	6

	Einecs No	CAS No	Substance name	Rapporteur	Testing information requirements	Months from the date of entry into force of this Regulation
12	287-477-0	85535-85-9	Alkanes, C14-17, chloro ⁽³⁾	UK	28-day sediment toxicity study in <i>Lumbriculus variegatus</i>	6
					28-day toxicity test on a <i>Chironomus</i> midge species	6
					Long-term plant growth test	6
					Earthworm reproductive toxicity test	6

⁽¹⁾ Substance listed in the Annex to Commission Regulation (EC) No 1179/94 (OJ L 131, 26.5.1994, p. 3).
⁽²⁾ Substance listed in the Annex to Commission Regulation (EC) No 2268/95 (OJ L 231, 28.9.1995, p. 18).
⁽³⁾ Substance listed in the Annex to Commission Regulation (EC) No 143/97 (OJ L 25, 28.1.1997, p. 13).

COMMISSION REGULATION (EC) No 2593/2001**of 28 December 2001****amending Regulation (EC) No 909/2001 as regards registration of imports of glyphosate produced by one Malaysian and one Taiwanese exporting producer**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community ⁽¹⁾, as last amended by Regulation (EC) No 2238/2000 ⁽²⁾, and in particular Articles 13 and 14 thereof,

After consulting the Advisory Committee,

Whereas:

A. PROCEDURE

- (1) By Regulation (EC) No 368/98 ⁽³⁾, the Council imposed an anti-dumping duty of 24 % on imports of glyphosate originating in the People's Republic of China ('the PRC'). By Regulation (EC) No 1086/2000 ⁽⁴⁾, the rate of duty applicable was increased to 48 % as a result of the investigation into the absence of movement, or insufficient movement of, the resale prices or subsequent selling prices in the Community pursuant to Article 12 of Regulation (EC) No 384/96 ('the basic Regulation').
- (2) On 26 March 2001, the Commission received a request pursuant to Article 13(3) of the basic Regulation from the European Glyphosate Association (EGA) to investigate the alleged circumvention of the anti-dumping measures imposed on imports of glyphosate originating in the PRC by imports of glyphosate consigned from Malaysia or Taiwan. The request was made on behalf of a major proportion of Community producers of glyphosate and contained sufficient evidence regarding the factors set out in Article 13(1) of the basic Regulation.
- (3) The Commission initiated an investigation into the alleged circumvention by Regulation (EC) No 909/2001 ⁽⁵⁾ ('the initiating Regulation').
- (4) Pursuant to Articles 13(3) and 14(5) of the basic Regulation, Article 2 of the initiating Regulation instructed the customs authorities to register imports of glyphosate consigned from Malaysia or Taiwan, whether declared as

originating in Malaysia or Taiwan or not, as of 10 May 2001.

- (5) Article 2(3) of the initiating Regulation provided that imports should be exempted from registration if they were accompanied by a customs certificate certifying that the importation does not constitute, circumvention.

B. REQUESTS FOR EXEMPTION

- (6) In the course of the investigation, the Commission received requests for exemption from the registration or measures from four unrelated importers and two cooperating exporting producers, Crop Protection (M) Sdn Bhd. ('Crop Protection') and Sinon Corporation.
- (7) Given that the alleged circumvention was taking place outside the Community, exemption of imports from registration or measures was dependent on the findings in respect of the exporters. No decision could therefore be taken by the Commission purely on the basis of the exemption requests presented by individual importers. The importers will however benefit from an exemption from registration or measures to the extent that their imports are from exporters which have been granted such an exemption.
- (8) Any decision concerning exporters should be limited to exemption from registration at this stage. If the Council subsequently adopts a Regulation extending the anti-dumping measures pursuant to Article 13 of the basic Regulation, it may decide to exempt certain exporters from such extended measures.

C. FINDINGS IN RESPECT OF CROP PROTECTION AND SINON CORPORATION

- (9) Among others, Crop Protection and Sinon Corporation replied to the questionnaire sent by the Commission to the producers and exporters in Malaysia and Taiwan named in the request, to the importers in the Community and to the exporters in the PRC known to the Commission as well as to other interested parties who came forward within the prescribed time limit. The Commission carried out verification visits at the premises of Crop Protection (Klang, Selangor D.E., Malaysia) and Sinon Corporation (Taichung, Taiwan).

⁽¹⁾ OJ L 56, 6.3.1996, p. 1.

⁽²⁾ OJ L 257, 11.10.2000, p. 2.

⁽³⁾ OJ L 47, 18.2.1998, p. 1.

⁽⁴⁾ OJ L 124, 25.5.2000, p. 1.

⁽⁵⁾ OJ L 127, 9.5.2001, p. 35.

(10) Crop Protection transformed purchased glyphosate acid, part of which was originating in the PRC, into salt or formulated products. However, their purchases of PRC origin acid increased less significantly than their purchases of non-PRC origin acid and did not show a constant movement (plunge in 1998, increase up to 2000, decrease within the IP). Moreover, most of the supply of PRC origin acid was caused by Monsanto (M) Sdn. Bhd. (Malaysia) ⁽¹⁾ due to its inability to supply Crop Protection with the US origin acid it had ordered. Direct purchases from another supplier in the PRC were minor. Additionally, to satisfy customers' requests, Crop Protection limited the use of acid originating in the PRC for production of glyphosate exported to the Community. It was therefore considered that Crop Protection demonstrated to the satisfaction of the Commission that the change in the pattern of trade in their respect had a due cause other than the imposition of the duty on imports of glyphosate originating in the PRC and did not constitute circumvention.

(11) Sinon Corporation produces glyphosate starting from the initial stage of producing glyphosate acid and also formulates purchased glyphosate acid which does not originate in the PRC, both operations being carried out in Taiwan. The investigation has shown that Sinon has exported to the Community its own produced product, with the exception of limited quantities of formulated glyphosate purchased from a Malaysian company and shipped directly from Malaysia to the Community. It was therefore considered that Sinon Corporation demonstrated to the satisfaction of the Commission that the change in the pattern of trade in their respect had a due cause other than the imposition of the duty on imports of glyphosate originating in the PRC and did not constitute circumvention.

(12) In the light of the above findings, registration of imports of glyphosate consigned from Malaysia and produced by Crop Protection and of glyphosate consigned from Taiwan and produced by Sinon Corporation should cease.

(13) Given that exemption from registration is made in respect of the exporting producers in this case, it was considered unnecessary and disproportionate to request each importer importing from Crop Protection or Sinon Corporation to apply for a customs certificate exempting their imports from registration. The Commission there-

fore considers it appropriate to amend its initiating Regulation in so far as it provides for the registration of imports of glyphosate consigned from Malaysia or Taiwan (whether declared as originating in Malaysia or Taiwan or not).

(14) This Regulation is based on findings specific to Crop Protection and Sinon Corporation and does not prejudice any decision which the Council may take to extend the existing anti-dumping measures on glyphosate originating in the PRC to the same product consigned from Malaysia or Taiwan (whether declared as originating in Malaysia or Taiwan or not).

(15) Interested parties were informed of the essential facts and considerations on the basis of which the Commission intended to cease registration of imports of glyphosate produced by Crop Protection and of glyphosate produced by Sinon Corporation and were given the opportunity to comment. No comments which were of a nature to change the above conclusions were received,

HAS ADOPTED THIS REGULATION:

Article 1

The following paragraph shall be added to Article 2 of Regulation (EC) No 909/2001:

'4. Notwithstanding paragraph 1, imports of the product identified in Article 1 which are produced by the following companies shall not be subject to registration:

Producer	TARIC additional code
For imports consigned from Malaysia: Crop Protection (M) Sdn. Bhd., Lot 746, Jalan Haji Sirat 4 ¼ Miles, off Jalan Kapar, 42100 Klang, Selangor Darul Ehsan, Malaysia	A309
For imports consigned from Taiwan: Sinon Corporation, No. 23, Sec. 1, Mei Chuan W. Rd, Taichung, Taiwan	A310'

Article 2

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

⁽¹⁾ Related to Monsanto Europe, one of the complainants.

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

Done at Brussels, 28 December 2001.

For the Commission

Pascal LAMY

Member of the Commission

**COMMISSION REGULATION (EC) No 2594/2001
of 28 December 2001**

**derogating from Regulation (EC) No 174/1999 laying down special detailed rules for the application
of Council Regulation (EEC) No 804/68 as regards export licences and export refunds in the case of
milk and milk products**

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 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 31(14) thereof,

Whereas:

- (1) Article 6 of Commission Regulation (EC) No 174/1999 ⁽³⁾, as last amended by Regulation (EC) No 2298/2001 ⁽⁴⁾, fixes the period of validity of export licences. In the case of cheese, such licences are valid until the end of the fourth month following issue. Under the bilateral agreement between the European Community and the Swiss Confederation on trade in agricultural products, signed in Luxembourg on 21 June 1999, refunds for cheese exported to Switzerland are to be abolished with effect from the date of entry into force of that agreement, which is currently being ratified. Under Article 17 of that agreement, it is to enter into force on the first day of the second month following the final notification of the deposit of the instruments of ratification or approval of all the agreements mentioned in that Article. To ensure compliance with the provisions of the

agreement in that respect, the period of validity of the licences concerned should be shortened so that, when the agreement enters into force, licences issued with advance fixing of the refund having Switzerland as their destination are no longer valid.

- (2) 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

Notwithstanding Article 6(c) of Regulation (EC) No 174/1999, export licences with advance fixing of the refund for products falling within CN code 0406, having Switzerland as their destination, shall be valid until the end of the month following that of issue.

Article 2

This Regulation shall enter into force on 1 January 2002.

It shall apply to licences issued from 1 January 2002 onwards.

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

Done at Brussels, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 193, 29.7.2000, p. 10.

⁽³⁾ OJ L 20, 27.1.1999, p. 8.

⁽⁴⁾ OJ L 308, 27.11.2001, p. 16.

**COMMISSION REGULATION (EC) No 2595/2001
of 28 December 2001
amending Regulation (EC) No 690/2001 on special support measures in the beef sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal ⁽¹⁾, as last amended by Commission Regulation (EC) No 2345/2001 ⁽²⁾, and in particular Article 38(2),

Whereas:

- (1) Commission Regulation (EC) No 690/2001 of 3 April 2001 on special market support measures in the beef sector ⁽³⁾, as last amended by Regulation (EC) No 2155/2001 ⁽⁴⁾, has provided for a purchase scheme, through a tendering procedure, of carcasses from certain categories of animals over 30 months. In the expectation that the market difficulties which justified the said Regulation would have been resolved by the end of the year 2001, Annex III to that Regulation lays down that the last tender was to be held on 10 December 2001.
- (2) Although the market situation for categories B and E have improved satisfactorily, the situation for cows of category D is still extremely serious. Furthermore, a substantial number of cows which for reasons linked to the beef crisis were not slaughtered in 2001 is expected to be brought to the market in the first quarter of 2002. In order to avoid a further collapse of the market for cow meat, it is necessary to provide an appropriate support by way of a continuation for no more than three more months of the purchase scheme laid down in Regulation (EC) No 690/2001 with purchases not exceeding 40 000 tonnes.
- (3) Due to the urgency of the measures this Regulation should enter into force immediately.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 690/2001 is amended as follows:

1. In Article 1(1) the following subparagraph is added:
'However:
— as from the 17th partial invitation to tender on 7 January 2002 Member States shall not buy carcasses or half-carcasses of categories B and E,
— total purchases under tenders held in 2002 may not exceed 40 000 tonnes.'
2. In Article 12, second subparagraph, the words 'until 31 December' are deleted.
3. In Annex I the heading of the second column of trigger prices is replaced by '1 July 2001 to 31 March 2002'.
4. In Annex III the following dates are added:
'7 January 2002
21 January 2002
11 February 2002
25 February 2002
11 March 2002.'

Article 2

This Regulation shall enter into force on the day of 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, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 21.

⁽²⁾ OJ L 315, 1.12.2001, p. 29.

⁽³⁾ OJ L 95, 5.4.2001, p. 8.

⁽⁴⁾ OJ L 289, 6.11.2001, p. 4.

COMMISSION REGULATION (EC) No 2596/2001**of 28 December 2001****fixing the standard fee per farm return for the 2002 accounting year of the farm accountancy data network**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation No 79/65/EEC of the Council of 15 June 1965 setting up a network for the collection of accountancy data on the incomes and business operation of agricultural holdings in the European Economic Community ⁽¹⁾, as last amended by Regulation (EC) No 1256/97 ⁽²⁾, and in particular Article 9(2) thereof,

Whereas:

- (1) Article 5 of Commission Regulation (EEC) No 1915/83 of 13 July 1983 on certain detailed implementing rules concerning the keeping of accounts for the purpose of determining the incomes of agricultural holdings ⁽³⁾ provides that a standard fee shall be fixed to be paid by the Commission to the Member States for each duly completed farm return and forwarded to it within the period prescribed of Article 3 of that Regulation.

- (2) Commission Regulation (EC) No 368/2001 ⁽⁴⁾ fixes the standard fee for the 2001 accounting year at EUR 132 per farm return.

- (3) The trend in costs and its effects on the cost of completing the farm return justify a revision of the fee.

- (4) The Community Committee of the Farm Accountancy Data Network has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The standard fee provided for in Article 5(1) of Regulation (EEC) No 1915/83 is fixed at EUR 135.

Article 2

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

It shall apply for the 2002 accounting year.

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

Done at Brussels, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ 109, 23.6.1965, p. 1859/65.

⁽²⁾ OJ L 174, 2.7.1997, p. 7.

⁽³⁾ OJ L 190, 14.7.1983, p. 25.

⁽⁴⁾ OJ L 55, 24.2.2001, p. 40.

COMMISSION REGULATION (EC) No 2597/2001**of 28 December 2001****opening and providing for the administration of Community tariff quotas for certain wines originating in the Republic of Croatia, in the former Yugoslav Republic of Macedonia and in the Republic of Slovenia**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 2001/919/EC of 3 December 2001 on the conclusion of an Additional Protocol to the Interim Agreement between the European Community, of the one part, and the Republic of Croatia, of the other part, to take account of the outcome of the negotiations between the parties on reciprocal preferential concessions for certain wines, the reciprocal recognition, protection and control of wine names and the reciprocal recognition, protection and control of designations for spirits and aromatised drinks ⁽¹⁾, and in particular Articles 3 and 4 thereof,

Having regard to Council Decision 2001/918/EC of 3 December 2001 on the conclusion of an Additional Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Croatia, of the other part, to take account of the outcome of the negotiations between the parties on reciprocal preferential concessions for certain wines, the reciprocal recognition, protection and control of wine names and the reciprocal recognition, protection and control of designations for spirits and aromatised drinks ⁽²⁾, and in particular Articles 3 and 4 thereof,

Having regard to Council Decision 2001/917/EC of 3 December 2001 on the conclusion of an Additional Protocol to the Interim Agreement between the European Community, of the one part, and the former Yugoslav Republic of Macedonia, of the other part, to take account of the outcome of the negotiations between the parties on reciprocal preferential concessions for certain wines, the reciprocal recognition, protection and control of wine names and the reciprocal recognition, protection and control of designations for spirits and aromatised drinks ⁽³⁾, and in particular Articles 3 and 4 thereof,

Having regard to Council Decision 2001/916/EC of 3 December 2001 on the conclusion of an Additional Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part, to take account of the outcome of the negotiations between the parties on reciprocal preferential concessions for certain wines, the reciprocal recognition, protection and

control of wine names and the reciprocal recognition, protection and control of designations for spirits and aromatised drinks ⁽⁴⁾, and in particular Articles 3 and 4 thereof,

Having regard to Council Decision 2001/920/EC of 4 December 2001 on the conclusion of an Additional Protocol adjusting the trade aspects of the Europe Agreement establishing an association between the European Communities and their Member States, acting within the framework of the European Union, of the one part, and the Republic of Slovenia, of the other part, to take account of the outcome of the negotiations between the parties on reciprocal preferential concessions for certain wines, the reciprocal recognition, protection and control of wine names and the reciprocal recognition, protection and control of designations for spirits and aromatised drinks ⁽⁵⁾, and in particular Articles 3 and 4 thereof,

Whereas:

- (1) The additional protocols (hereinafter: additional protocols on wine) concluded by Decisions 2001/919/EC, 2001/918/EC, 2001/917/EC, 2001/916/EC and 2001/920/EC with the Republic of Croatia, with the former Yugoslav Republic of Macedonia and with the Republic of Slovenia, provide for reciprocal preferential concessions for certain wines, reciprocal recognition, protection and control of wine names and reciprocal recognition, protection and control of designations for spirits and aromatised drinks. Those Protocols should be applied with effect from 1 January 2002.
- (2) In Annex I to each of those Additional Protocols on wine, individual tariff quotas are granted in respect of imports into the Community of certain wines originating in the Republic of Croatia, the former Yugoslav Republic of Macedonia and the Republic of Slovenia. These individual tariff quotas are provided out of the global tariff quota of 545 000 hl opened within Council Regulation (EC) No 2007/2000 of 18 September 2000 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's Stabilisation and Association process, amending Regulation (EC) No 2820/98, and repealing Regulations (EC) No 1763/1999 and (EC) No 6/2000 ⁽⁶⁾, as amended by Regulation (EC) No 2563/2000 ⁽⁷⁾.

⁽¹⁾ OJ L 342, 27.12.2001, p. 60.

⁽²⁾ OJ L 342, 27.12.2001, p. 42.

⁽³⁾ OJ L 342, 27.12.2001, p. 24.

⁽⁴⁾ OJ L 342, 27.12.2001, p. 6.

⁽⁵⁾ OJ L 342, 27.12.2001, p. 79.

⁽⁶⁾ OJ L 240, 23.9.2000, p. 1.

⁽⁷⁾ OJ L 295, 23.11.2000, p. 1.

- (3) The individual tariff quotas provided for in the Additional Protocols on wine are annual and are repeated for an indeterminate period. Therefore the Commission should adopt the implementing measures for the opening and the administration of those Community tariff quotas.
- (4) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽¹⁾, as last amended by Regulation (EC) No 993/2001 ⁽²⁾, has codified the management rules for tariff quotas designed to be used following the chronological order of dates of customs declarations.
- (5) Particular care should be taken to ensure that all Community importers have equal and continuous access to the tariff quotas and that the rates laid down for the quotas are applied uninterruptedly to all imports of the products in question into all Member States until the quotas are exhausted.
- (6) In order to ensure the efficiency of a common administration of these quotas, Member States should be authorised to draw from the quota volumes the necessary quantities corresponding to actual imports. However, this method of administration requires close cooperation between the Member States and the Commission and the latter must in particular be able to monitor the rate at which the quotas are used up and inform the Member States accordingly. For reasons of speed and efficiency, communication between the Member States and the Commission should, as far as possible, take place by telematic link.
- (7) The benefit from the exemption of customs duty within the tariff quotas provided for in the Additional Protocols on wine should be suspended for the Republic of Croatia, the former Yugoslav Republic of Macedonia or the Republic of Slovenia if any of these countries pays export subsidies for the products in question.
- (8) Entitlement to benefit from individual Community tariff quotas should be subject to the presentation of a V I 1 document or a V I 2 extract in accordance with Commission Regulation (EC) No 883/2001 of 24 April 2001 laying down detailed rules for implementing Council Regulation (EC) No 1493/1999 as regards trade with third countries in products in the wine sector ⁽³⁾.
- (9) The individual tariff quotas for certain wines originating in the Republic of Croatia and in the Republic of Slovenia should be progressively increased subject to specific conditions indicated in the Additional Protocols on wine. In particular, the annual increase may be applied only if at least 80 % of the individual tariff quotas opened within the previous year has been used. Conse-

quently, the Commission should review the volumes used each year and should adopt provisions to implement any necessary adjustment of those volumes for Croatia or Slovenia.

- (10) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

1. When wines, listed in the Annex, originating in the Republic of Croatia, in the former Yugoslav Republic of Macedonia or in the Republic of Slovenia are put into free circulation in the Community, they shall benefit from an exemption of customs duty, within the limits of the annual Community tariff quotas specified in this Annex and in accordance with the provisions set out in this Regulation.

2. If any of the countries concerned pay export subsidies in respect of the relevant products, exemption from customs duty within the tariff quotas provided for in the Additional Protocols concluded by Decisions 2001/919/EC, 2001/918/EC, 2001/917/EC, 2001/916/EC and 2001/920/EC (hereinafter additional protocols on wine) shall be suspended in the case of that country.

Article 2

Entitlement to benefit from the Community tariff quotas referred to in Article 1(1) shall be subject to the presentation of a V I 1 document or a V I 2 extract in accordance with Regulation (EC) No 883/2001.

Article 3

Notwithstanding the conditions laid down in point 5(a) of Annex I to each of the Additional Protocols on wine, imports of wine within the Community tariff quotas referred to in Article 1(1) shall be subject to the provisions laid down in the applicable Protocols with respect to the definition of the concept of originating products and methods of administrative cooperation, to the Interim Agreement between the European Community and the Republic of Croatia and to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Croatia, of the other part, to the Interim Agreement between the European Community and the former Yugoslav Republic of Macedonia and to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part, as well as to the Europe Agreement between the European Communities and their Member States, acting within the framework of the European Union, of the one part, and the Republic of Slovenia, of the other part.

⁽¹⁾ OJ L 253, 11.10.1993, p. 1.

⁽²⁾ OJ L 141, 28.5.2001, p. 1.

⁽³⁾ OJ L 128, 10.5.2001, p. 1.

Article 4

1. The tariff quotas referred to in this Regulation shall be administered by the Commission in accordance with Articles 308a to 308c of Regulation (EEC) No 2454/93.
2. Each Member State shall ensure that importers of the products in question have equal and uninterrupted access to the tariff quotas for as long as the balance of the relevant quota volume so permits.
3. Communications concerning the management of tariff quotas between the Member States and the Commission shall be effected, as far as possible, by telematic link.

Article 5

1. The individual tariff quotas for the wines originating in Croatia and Slovenia referred to in Parts I and III of the Annex under order Nos 09.1588 and 09.1548 shall be increased every year.

2. The annual increase referred to in paragraph 1 may be applied only if at least 80 % of the respective volume opened within the previous year has been used.

The Commission shall review the volumes used each year and shall adopt provisions to implement any necessary adjustment of those volumes for Croatia or Slovenia.

Article 6

The Member States and the Commission shall cooperate closely to ensure compliance with this Regulation.

Article 7

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

It shall apply from 1 January 2002.

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

Done at Brussels, 28 December 2001.

For the Commission
Frederik BOLKESTEIN
Member of the Commission

ANNEX

Notwithstanding the rules for the interpretation of the Combined Nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of these Annexes, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

PART I: CROATIA

Order No	CN code	TARIC subdivision	Description	Quota volume per year (hl)	Rate of duty
09.1588	2204 10 19		Sparkling wine, other than Champagne and than Asti spumante	30 000 ⁽¹⁾	Free
	2204 10 99				
	2204 21 10		Other wine of fresh grapes, in containers holding 2 litres or less		
	2204 21 79				
	ex 2204 21 80	79			
		80			
	2204 21 83				
	ex 2204 21 84	10			
		79			
		80			
	ex 2204 21 94	10			
	30				
ex 2204 21 98	10				
	30				
ex 2204 21 99	10				
09.1589	2204 29 10		Other wine of fresh grapes, in containers holding more than 2 litres	15 000	Free
	2204 29 65				
	ex 2204 29 75	10			
	2204 29 83				
	ex 2204 29 84	10			
		30			
	ex 2204 29 94	10			
		30			
	ex 2204 29 98	10			
		30			
	ex 2204 29 99	10			

⁽¹⁾ From 1 January janvier 2003 on, this quota volume shall be annually increased by 10 000 hl, subject to at least 80 % of the eligible quantity having been utilised in the previous year. The annual increase is applied until the sum of the tariff quotas under Nos 09.1588 and 09.1589 reaches a maximum of 70 000 hl.

PART II: FORMER YUGOSLAV REPUBLIC OF MACEDONIA

Order No	CN code	TARIC Subdivision	Description	Quota volume per year (in hl)	Rate of duty
09.1558	2204 10 19		Sparkling wine, other than Champagne and than Asti spumante	15 000 ⁽¹⁾	Free
	2204 10 99				
	2204 21 10		Other wine of fresh grapes, in containers holding 2 litres or less		
	2204 21 79				
	ex 2204 21 80	79 80			
	2204 21 83				
	ex 2204 21 84	10 79 80			
	ex 2204 21 94	10 30			
	ex 2204 21 98	10 30			
	ex 2204 21 99	10			
09.1559	2204 29 10		Other wine of fresh grapes, in containers holding more than 2 litres	285 000 ⁽²⁾	Free
	2204 29 65				
	ex 2204 29 75	10			
	2204 29 83				
	ex 2204 29 84	10 30			
	ex 2204 29 94	10 30			
	ex 2204 29 98	10 30			
	ex 2204 29 99	10			

⁽¹⁾ From 1 January 2003 on, this quota volume shall be annually increased by 6 000 hl.

⁽²⁾ From 1 January 2003 on, this quota volume shall be annually reduced by 6 000 hl.

PART III: SLOVENIA

Order No	CN code	TARIC subdivision	Description	Quota volume per year (hl)	Rate of duty
09.1548	2204 10 19		Sparkling wine, other than Champagne and than Asti spumante	16 000 ⁽¹⁾	Free
	2204 10 99				
	2204 21 10		Other wine of fresh grapes, in containers holding 2 litres or less		
	2204 21 79				
	ex 2204 21 80	79 80			
	2204 21 83				
	ex 2204 21 84	10 79 80			
	ex 2204 21 94	10 30			
	ex 2204 21 98	10 30			
	ex 2204 21 99	10			
09.1549	2204 29 10		Other wine of fresh grapes, in containers holding more than 2 litres	32 000	Free
	2204 29 65				
	ex 2204 29 75	10			
	2204 29 83				
	ex 2204 29 84	10 30			
	ex 2204 29 94	10 30			
	ex 2204 29 98	10 30			
	ex 2204 29 99	10			

⁽¹⁾ From 1 January 2003 on, this quota volume shall be annually increased by 4 800 hl, subject to at least 80 % of the eligible quantity having been utilised in the previous year. The annual increase is applied until the sum of the tariff quotas under Nos 09.1588 and 09.1549 reaches a maximum of 72 000 hl.

**COMMISSION REGULATION (EC) No 2598/2001
of 28 December 2001**

amending Regulations (EC) No 1442/2001 and (EC) No 1954/2001 as regards authorised transfers between the quantitative limits of textiles and clothing products originating in the Republic of India

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Regulation (EC) No 2246/2001, accommodated two such requests from the Republic of India.

Having regard to the Treaty establishing the European Community,

(3) On 2 November 2001 the Republic of India submitted a revised request for modification of the transfers authorised by those Regulations.

Having regard to Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries ⁽¹⁾, as last amended by Commission Regulation (EC) No 1809/2001 ⁽²⁾, and in particular Article 7 thereof,

(4) The transfers, as modified, requested by the Republic of India, fall within the limits of the flexibility provisions in Regulation (EEC) No 3030/93.

Whereas:

(5) It is, therefore, appropriate to grant the revised request and Regulations (EC) No 1442/2001 and (EC) No 1954/2001 should be amended accordingly.

(1) Paragraph 6 of the Memorandum of Understanding between the European Community and the Republic of India on arrangements in the area of market access for textiles products, initialled on 31 December 1994 and approved by Council Decision 96/386/EC ⁽³⁾, provides that favourable consideration is to be given to certain requests from the Republic of India for 'exceptional flexibility' in the setting of quotas for those products.

(6) It is desirable for this Regulation to enter into force on the day after its publication in order to allow operators to benefit from it as soon as possible.

(2) Commission Regulations (EC) No 1442/2001 of 16 July 2001 on the authorisation of transfers between the quantitative limits of textiles and clothing products originating in the Republic of India ⁽⁴⁾, as amended by Regulations (EC) No 2246/2001 ⁽⁵⁾, and (EC) No 1954/2001 of 5 October 2001 authorising transfers between the quantitative limits of textiles and clothing products originating in the Republic of India ⁽⁶⁾, as amended by

(7) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee,

HAS ADOPTED THIS REGULATION:

Article 1

In the Annex to Regulation (EC) No 1442/2001, the row for Group IIB, Category 26, is replaced by the following:

Group	Category	Unit	Limit 2001	Adjusted working level	Quantity units	Quantity tonnes	%	Flexibility	Adjusted working level
IIB	26	pieces	19 546 000	20 914 220	3 100 000	1 000	15,9	Transfer from category 15	24 014 220
					- 3 100 000	- 1 000	15,9	Transfer to category 2A	20 914 220'

Article 2

In the Annex to Regulation (EC) No 1954/2001, the row for Group IA, Category 2A, is replaced by the following:

⁽¹⁾ OJ L 275, 8.11.1993, p. 1.

⁽²⁾ OJ L 252, 20.9.2001, p. 1.

⁽³⁾ OJ L 153, 27.6.1996, p. 47.

⁽⁴⁾ OJ L 193, 17.7.2001, p. 7.

⁽⁵⁾ OJ L 303, 20.11.2001, p. 20.

⁽⁶⁾ OJ L 266, 6.10.2001, p. 6.

Group	Category	Unit	Limit 2001	Adjusted working level	Quantity units	Quantity tonnes	%	Flexibility	Adjusted working level
1A	2A	kg	21 372 000	22 868 000	2 000 000	2 000	7 %	Transfer from categories 3 and 26	24 868 000'

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, 28 December 2001.

For the Commission

Pascal LAMY

Member of the Commission

COMMISSION REGULATION (EC) No 2599/2001**of 28 December 2001****on the sale of Community olive oil residues held by the Spanish, Greek and Italian intervention agencies**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1638/98 of 20 July 1998 amending Regulation No 136/66/EEC on the establishment of a common organisation of the market in oils and fats ⁽¹⁾, as amended by Regulation (EC) No 1513/2001 ⁽²⁾, and in particular Article 3(1) thereof,

Whereas:

- (1) Under the intervention arrangements, prior to 1 November 1998, sales by tender of olive oil were carried out by the Spanish, Greek and Italian intervention agencies. Those arrangements were repealed by Regulation (EC) No 1638/98 with effect from 1 November 1998. A quantity of vat bottom residues are still held in stock by those intervention agencies. These residues contain a considerable percentage of oil. To ensure a smooth transition from the intervention arrangements to the present situation in which those arrangements no longer exist, the sale of the olive oil bought in by the intervention agencies under the arrangements now repealed and still held in stock should be authorised.
- (2) Article 2(1) of Council Regulation (EEC) No 2754/78 of 23 November 1978 on intervention in the olive oil sector ⁽³⁾, as amended by Regulation (EEC) No 2203/90 ⁽⁴⁾, provides that Community olive oil held by the intervention agencies is to be put up for sale by tender except when particular conditions necessitate recourse to other procedures.
- (3) For commercial reasons based chiefly on the fact that there is no well-defined market or price system for the product in question, it is not possible to use the sale by tender procedure. The Spanish, Greek and Italian intervention agencies should therefore sell the product at the best price they can obtain whilst ensuring that Article 2(2) of Regulation (EEC) No 2754/78 is complied with. A second sale may be envisaged if the product remains totally or partly unsold after the first sale.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the management Committee for Oils and Fats,

HAS ADOPTED THIS REGULATION:

Article 1

1. The Spanish intervention agency 'Fondo Español de Garantía Agraria' (hereinafter referred to as 'FEGA'), the Greek intervention agency 'Οργανισμός και Ελέγχου Κοινοτικών Ενισχύσεων Προσανατολισμού και Εγγυήσεων' (hereinafter referred to as 'Opekepe') and the Italian intervention agency 'Agenzia per le Erogazioni in Agricoltura' (hereinafter referred to as 'AGEA'), shall sell on the Community market at the best price they can obtain, whilst ensuring that Article 2(2) of Regulation (EEC) No 2754/78 is complied with, 22,6 tonnes, 1 375 tonnes and 27,1 tonnes respectively of the vat bottom residues of Community olive oil which they hold as a result of intervention on the Community olive oil market.

2. The notices of sale shall be displayed by the national intervention agencies at their respective offices;

— FEGA — Calle Beneficencia 8, E-28004 Madrid,

— Opekepe — Acharnon 241, GR-11253 Athens,

— AGEA — via Palestro 81, I-00185 Rome,

at least 10 days before the date set for the sale.

3. Sale of the product referred to in paragraph 1 shall be effected on 31 January 2002. Where that sale does not enable all the quantities referred to in paragraph 1 to be disposed of, a second sale may be organised on 28 February 2002.

4. Delivery of the product sold shall take place before 15 March 2002. For the second sale, delivery shall take place before 15 April 2002.

5. The agencies referred to in paragraph 1 shall inform the Commission as soon as possible of the outcome of the sales.

Article 2

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

⁽¹⁾ OJ L 210, 28.7.1998, p. 32.

⁽²⁾ OJ L 201, 26.7.2001, p. 4.

⁽³⁾ OJ L 331, 28.11.1978, p. 13.

⁽⁴⁾ OJ L 201, 31.7.1990, p. 5.

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

Done at Brussels, 28 December 2001.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 2600/2001
of 28 December 2001
authorising transfers between the quantitative limits of textiles and clothing products originating in Taiwan

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 47/1999 of 22 December 1998 on the arrangements for imports of certain textile products originating in Taiwan ⁽¹⁾, as last amended by Regulation (EC) No 2279/2001 ⁽²⁾ (hereinafter 'the Regulation'), and in particular Articles 4 and 9 thereof,

Whereas:

- (1) Article 4 of Regulation (EC) No 47/1999 provides that transfers may be agreed between quota years.
- (2) Taiwan submitted a request for advance use of quantitative limits for the year 2002 on 29 November 2001.
- (3) The quantitative limits for the year 2002 for Taiwan have been set out in Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries ⁽³⁾, as last amended by Commission Regulation (EC) No 1809/2001 ⁽⁴⁾, given that Taiwan will become a Member of the World Trade Organisation on 1 January 2002.

- (4) In order to ensure a smooth transition and continuity in the textile regime with Taiwan, it is appropriate to grant the request on the basis of the 2002 quota set forth in Regulation (EEC) No 3030/93.
- (5) It is desirable for this Regulation to enter into force on the day after its publication in order to allow operators to benefit from it as soon as possible.
- (6) Pursuant to Article 9 of the Regulation, the measures provided for in this Regulation are in conformity with the opinion of the Textile Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Transfers between the quantitative limits for textile goods originating in Taiwan fixed by Regulation (EC) No 47/1999, are authorised for the quota year 2001 in accordance with the Annex to this Regulation.

Article 2

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, 28 December 2001.

For the Commission

Pascal LAMY

Member of the Commission

⁽¹⁾ OJ L 12, 16.1.1999, p. 1.

⁽²⁾ OJ L 307, 24.11.2001, p. 1.

⁽³⁾ OJ L 275, 8.11.1993, p. 1.

⁽⁴⁾ OJ L 252, 20.9.2001, p. 1.

ANNEX

Taiwan					Adjustment — transfer between quantitative limits			
Group	Category	Unit	Limit 2001	Working level after previous adjustments	Quantity	%	Flexibility	New adjusted working level
IB	5	pcs	21 510 000	22 618 233	1 075 500	5,0	Transfer from year 2002	23 693 733

**COMMISSION REGULATION (EC) No 2601/2001
of 28 December 2001**

supplementing the Annex to Regulation (EC) No 2400/96 on the entry of certain names in the Register of protected designations of origin and protected geographical indications provided for in Council Regulation (EEC) No 2081/92 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2081/92 of 14 July 1992 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs ⁽¹⁾, as last amended by Commission Regulation (EC) No 2796/2000 ⁽²⁾, and in particular Article 6(3) and (4) thereof,

Whereas:

- (1) In accordance with Article 5 of Regulation (EEC) No 2081/92 Spain has sent the Commission applications for the registration of the name 'Manzana Reineta del Bierzo' as a designation of origin and of the name 'Salchichón de Vic'/'Llonganissa de Vic' as a geographical indication.
- (2) In accordance with Article 6(1) of that Regulation the applications have been found to meet all the requirements laid down therein and in particular to contain all the information required in accordance with Article 4 thereof.
- (3) No statements of objection within the meaning of Article 7 of Regulation (EEC) No 2081/92 have been forwarded to the Commission following publication in

the *Official Journal of the European Communities* ⁽³⁾ of the names in the Annex to this Regulation.

- (4) The names should therefore be entered in the Register of protected designations of origin and protected geographical indications and hence be protected throughout the Community as protected designations of origin and protected geographical indications.
- (5) The Annex to this Regulation supplements the Annex to Commission Regulation (EC) No 2400/96 ⁽⁴⁾, as last amended by Regulation (EC) No 2372/2001 ⁽⁵⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The names in the Annex to this Regulation are added to the Annex to Regulation (EC) No 2400/96 and entered as protected designations of origin (PDO) and protected geographical indications (PGI) in the Register of protected designations of origin and protected geographical indications provided for in Article 6(3) of Regulation (EEC) No 2081/92.

Article 2

This Regulation shall enter into force on the 20th 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, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 208, 24.7.1992, p. 1.

⁽²⁾ OJ L 324, 21.12.2000, p. 26.

⁽³⁾ OJ C 86, 16.3.2001, p. 4, and
OJ C 96, 27.3.2001, p. 8.

⁽⁴⁾ OJ L 327, 18.12.1996, p. 11.

⁽⁵⁾ OJ L 320, 4.12.2001, p. 9.

ANNEX

PRODUCTS LISTED IN ANNEX I TO THE EC TREATY, INTENDED FOR HUMAN CONSUMPTION**Fruit**

SPAIN

'Manzana Reineta del Bierzo' (PDO)

Meat-based products

SPAIN

'Salchichón de Vic'/'Llonganissa de Vic' (PGI)

COMMISSION REGULATION (EC) No 2602/2001
of 27 December 2001
establishing additional technical measures for the recovery of the stock of hake in ICES subareas
III, IV, V, VI and VII and ICES Divisions VIIIa,b,d,e

THE COMMISSION THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 850/98 of 30 March 1998 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms ⁽¹⁾, as last amended by Regulation (EC) No 973/2001 ⁽²⁾, and in particular Article 45(1) thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) In November 2000, the International Council for the Exploration of the Sea (ICES) indicated that the stock of hake in ICES subareas III, IV, V, VI and VII and ICES Division VIIIa,b,d,e is at serious risk of collapse.
- (2) The majority of the stock inhabits ICES subareas V, VI, and VII and ICES Divisions VIIIa,b,d,e.
- (3) Commission Regulation (EC) No 1162/2001 of 14 June 2001 establishing measures for the recovery of the stock of hake in ICES subareas III, IV, V, VI and VII and ICES Divisions VIIIa,b,d,e and associated conditions for the control of activities of fishing vessels ⁽³⁾ lays down a number of additional technical measures relevant to the recovery of this stock.
- (4) Those technical measures will remain in force until 1 March 2002. However, by that date the revision of Regulation (EC) No 850/98 will not have been achieved. An interruption of the application of the measures would cause serious harm to the stock of hake.
- (5) Therefore immediate action in conformity with conditions laid down in Article 45(1) of Regulation (EC) No 850/98 is required to ensure that the measures laid down in Regulation (EC) No 1162/2001 continue to apply until the revision of Regulation (EC) No 850/98 is adopted by the Council.
- (6) Article 2(2) of Regulation (EC) No 1162/2001 provides a derogation which is justified by the fact that the limit on the catches of hake would cause serious economic problems for small fishing vessels working on a daily basis. The derogation has negligible consequences

regarding the conservation and recovery of the hake stock.

- (7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

This Regulation shall apply to fishing vessels operating within ICES subareas V and VII and ICES Divisions VIIb,c,f,g,h,j,k and ICES Divisions VIIIa,b,d,e.

Article 2

1. Notwithstanding the conditions laid down in Article 4(4) and Article 15 of Regulation (EC) No 850/98, catches of hake (*Merluccius merluccius*) retained on board any vessel carrying any towed gear of mesh size 55 mm to 99 mm may not be in excess of 20 % of the weight of the total catch of marine organisms retained on board.

2. The conditions of paragraph 1 shall not apply to any vessel of length less than 12 metres overall which returns to port within 24 hours of its most recent departure from port.

Article 3

It shall be prohibited to use:

- (a) except in ICES subareas V and VI, any cod-end and/or extension piece of any towed net except beam trawls of mesh size greater than 55 mm which is not constructed of single-twined netting material of which no twine is of thickness greater than 6 mm or of double-twined netting material of which no twine is of thickness greater than 4 mm;
- (b) any demersal towed net other than beam trawl incorporating a cod-end of mesh size range 70 mm to 89 mm having more than 120 meshes in any circumference of the said cod-end excluding the joinings and selvages;
- (c) any demersal towed net which includes any individual quadrilateral mesh of which the bars of the mesh are not of approximately equal length;

⁽¹⁾ OJ L 125, 27.4.1998, p. 1.

⁽²⁾ OJ L 137, 19.5.2001, p. 1.

⁽³⁾ OJ L 159, 14.6.2001, p. 4.

- (d) any demersal towed net to which a cod-end of mesh size less than 100 mm is attached by any means other than being sewn into that part of the net anterior to the cod-end.

Article 4

It shall be prohibited to carry on board or deploy any beam trawl of mesh size equal to or greater than 70 mm unless the entire upper half of the anterior part of such a net consists of a panel of netting material of which no individual mesh is of mesh size less than 180 mm attached:

- directly to the headline, or
- to no more than three rows of netting material of any mesh size attached directly to the headline.

The panel of netting shall extend towards the posterior of the net for at least the number of meshes determined by:

- (a) dividing the length in metres of the beam by 12;
- (b) multiplying the result obtained in (a) by 5 400;
- (c) dividing the result obtained in (b) by the mesh size, in millimetres, of the smallest mesh in the panel;
- (d) ignoring any decimal or other fractions in the result obtained in (c).

Article 5

1. For the purposes of paragraph 2, the following geographical areas are defined:

- (a) the area enclosed by straight lines sequentially joining the following coordinates and excluding any part of that area situated within the limit of 12 nautical miles calculated from the baselines of Ireland:

53° 30'N, 11° 00'W
 53° 30'N, 12° 00'W
 53° 00'N, 12° 00'W
 51° 00'N, 11° 00'W
 49° 30'N, 11° 00'W
 49° 30'N, 07° 00'W
 51° 00'N, 07° 00'W
 51° 00'N, 10° 30'W
 51° 30'N, 11° 00'W
 53° 30'N, 11° 00'W;

- (b) the area enclosed by straight lines sequentially joining the following coordinates and excluding any part of that area situated within the limit of 12 nautical miles calculated from the baselines of France;

48° 00'N, 06° 00'W

48° 00'N, 07° 00'W

45° 00'N, 02° 00'W

44° 00'N, 02° 00'W

a point on the coast of France at 44° 00'N

a point on the coast of France at 45° 30'N

45° 30'N, 02° 00'W

45° 45'N, 02° 00'W

48° 00'N, 06° 00'W.

2. Within the areas defined in paragraph 1:

- it is prohibited to conduct any fishing activity using any towed net of mesh size range 55 mm to 99 mm,
- it is prohibited to immerse, partially or wholly, or otherwise deploy for any purpose any towed net which is of mesh size range 55 mm to 99 mm,
- all towed nets of mesh size range 55 mm to 99 mm shall be lashed and stowed in accordance with the provisions laid down in Article 20(1) of Council Regulation (EEC) No 2847/93 ⁽¹⁾.

Within the area defined in paragraph 1(a):

- it is prohibited to conduct any fishing activity using any fixed gear of mesh size less than 120 mm,
- it is prohibited to immerse, partially or wholly or otherwise deploy for any purpose, any fixed gear of mesh size less than 120 mm,
- all fixed gears of mesh size less than 120 mm shall be lashed and stowed in accordance with the provisions laid down in Article 20(1) of Regulation (EEC) No 2847/93.

Within the area defined in paragraph 1(b):

- it is prohibited to conduct any fishing activity using any fixed gear of mesh size less than 100 mm,
- it is prohibited to immerse, partially or wholly or otherwise deploy for any purpose, any fixed gear of mesh size less than 100 mm,
- all fixed gears of mesh size less than 100 mm shall be lashed and stowed in accordance with the provisions laid down in Article 20(1) of Regulation (EEC) No 2847/93.

Article 6

This Regulation shall enter into force on 1 March 2002.

⁽¹⁾ OJ L 261, 20.10.1993, p. 1.

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

Done at Brussels, 27 December 2001.

For the Commission
Franz FISCHLER
Member of the Commission

**COMMISSION REGULATION (EC) No 2603/2001
of 28 December 2001**

concerning the increase and opening of tariff quotas applicable to the importation into the European Community of certain processed agricultural products originating in Switzerland and in Liechtenstein

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, as last amended by Commission Regulation (EC) No 2580/2000 ⁽²⁾, and in particular Article 7(2) thereof,

Having regard to Council Decision 2000/239/EC ⁽³⁾ concerning the conclusion of an Agreement ('the Agreement') in the form of an Exchange of Letters between the European Community, of the one part, and the Swiss Confederation, of the other part, on Protocol 2 to the Agreement between the European Economic Community and the Swiss Confederation ⁽⁴⁾, and in particular Article 2 thereof,

Whereas:

- (1) Commission Regulation (EC) No 2905/2000 of 29 December 2000, concerning the increase and opening of tariff quotas applicable to the importation into the European Community of certain processed agricultural products originating in Switzerland and in Liechtenstein ⁽⁵⁾, opened, for the year 2001, the annual quotas provided for in section III(1) and (3) of the Agreement.
- (2) The Agreement provides that the two parties may decide, before 31 March 2002, to extend the measures laid down. The annual quota is, therefore, to be opened on a pro rata basis for the first three months of the year 2002. The remainder of the annual quota is to be opened from 1 April 2002, subject to the prolongation of the measures for the remaining period of the year.
- (3) The annual quota for goods classified under CN codes 2002 10 00 and ex 2202 90 10, as foreseen in section III(3) of the Agreement, was used up in 2001 and as a consequence, the quota has to be increased by 10 % for the year 2002, as foreseen in section III(3), third indent.
- (4) The preferences foreseen by the Free Trade Agreement between the European Economic Community and Switzerland of 22 July 1972 have been extended to the Principality of Liechtenstein by an additional agreement

approved by Council Regulation (EEC) No 2840/72 ⁽⁶⁾. Therefore, the measures laid down in this Regulation must also be applicable to goods originating in Liechtenstein.

- (5) Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽⁷⁾, as last amended by Commission Regulation (EC) No 993/2001 ⁽⁸⁾, codified the provisions for the management of the tariff quotas to be used in the chronological order of the dates of acceptance of the declarations for release for free circulation.
- (6) The measures laid down in this Regulation comply with the opinion of the management committee on horizontal questions concerning trade in processed agricultural products not listed in Annex I,

HAS ADOPTED THIS REGULATION:

Article 1

The Community tariff quotas for imports originating in Switzerland and in Liechtenstein listed in the Annex to this Regulation shall be opened duty-free from 1 January to 31 March 2002.

For imports of goods classified under CN codes 2202 10 00 and ex 2202 90 10, exceeding the duty free quota, a duty of 9,1 % shall be applied.

Article 2

The Community tariff quotas referred to in Article 1 shall be managed by the Commission in accordance with Articles 308a to 308c of Regulation (EEC) No 2454/93.

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 2002.

⁽¹⁾ OJ L 318, 20.12.1993, p. 18.

⁽²⁾ OJ L 298, 25.11.2000, p. 5.

⁽³⁾ OJ L 76, 25.3.2000, p. 11.

⁽⁴⁾ OJ L 300, 31.12.1972, p. 189.

⁽⁵⁾ OJ L 336, 30.12.2000, p. 52.

⁽⁶⁾ OJ L 300, 31.12.1972, p. 188.

⁽⁷⁾ OJ L 253, 11.10.1993, p. 1.

⁽⁸⁾ OJ L 141, 28.5.2001, p. 1.

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

Done at Brussels, 28 December 2001.

For the Commission

Erkki LIIKANEN

Member of the Commission

ANNEX

Table 1

Order No	CN code	Description	Volume	Applicable rate of duty
09.0911	1302 20 10	Pectic substances, pectinates and pectates: dry	167 tonnes	Free
09.0912	2101 11 11	Extracts, essences and concentrates with a coffee-based dry matter content of 95 % or more by weight	514 tonnes	Free
09.0913	2101 20 20	Extracts, essences and concentrates of tea or maté	36 tonnes	Free
09.0914	2106 90 92	Food preparations/other containing no milk fats, sucrose, isoglucose, glucose or starch or containing, by weight, less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch	257 tonnes	Free

Table 2

Order No	CN code	Description	Volume	Rate of duty applicable within the quota	Rate of duty applicable outside the quota
09.0916	2202 10 00 ex 2202 90 10 (TARIC code 10)	Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured Other non-alcoholic beverages, containing sugar	22 687 500 litres	Free	9,1 %

**COMMISSION REGULATION (EC) No 2604/2001
of 28 December 2001**

amending, for the sixth time, Council Regulation (EC) No 467/2001 prohibiting the export of certain goods and services to Afghanistan, strengthening the flight ban and extending the freeze of funds and other financial resources in respect of the Taliban of Afghanistan and repealing Regulation (EC) No 337/2000

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 467/2001 of 6 March 2001 prohibiting the export of certain goods and services to Afghanistan, strengthening the flight ban and extending the freeze of funds and other financial resources in respect of the Taliban of Afghanistan and repealing Regulation (EC) No 337/2000 ⁽¹⁾, as last amended by Commission Regulation (EC) No 2373/2001 ⁽²⁾, and in particular the second indent of Article 10(1) thereof,

Whereas:

- (1) Article 10 of Regulation (EC) No 467/2001 empowers the Commission to amend Annex I on the basis of determinations by either the United Nations Security Council or the Taliban Sanctions Committee.
- (2) Annex I to Council Regulation (EC) No 467/2001 lays down the list of persons and entities covered by the freeze of funds under that Regulation.
- (3) On 24 December 2001 the Taliban Sanctions Committee determined to amend the list of persons and entities to whom the freeze of funds shall apply and therefore Annex I should be amended accordingly,

Article 1

The following persons shall be added to Annex I to Regulation (EC) No 467/2001:

1. Ummah Tameer E-Nau (Utn), Street 13, Wazir Akbar Khan, Kabul, Afghanistan; Pakistani;
2. Mahmood, Sultan Bashir-Ud-Din (A.K.A. Mahmood, Sultan Bashiruddin; A.K.A. Mehmood, Dr Bashir Uddin; A.K.A. Mekmud, Sultan Baishiruddin), Street 13, Wazir Akbar Khan, Kabul, Afghanistan (alternative date of birth: 1937; alternative date of birth: 1938; alternative date of birth: 1939; alternative date of birth: 1940; alternative date of birth: 1941; alternative date of birth: 1942; alternative date of birth: 1943; alternative date of birth: 1944; alternative date of birth: 1945; Nationality: Pakistani);
3. Majeed, Abdul (A.K.A. Majeed Chaudhry Abdul; A.K.A. Majid, Abdul) (date of birth: 15 April 1939; alternative date of birth: 1938; Nationality: Pakistani);
4. Tufail, Mohammed (A.K.A. Tufail, S.M.; A.K.A. Tufail, Sheik Mohammed) (Nationality: Pakistani).

Article 2

This Regulation shall enter into force on the day of 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, 28 December 2001.

For the Commission

Christopher PATTEN

Member of the Commission

⁽¹⁾ OJ L 67, 9.3.2001, p. 1.

⁽²⁾ OJ L 320, 5.12.2001, p. 11.

COMMISSION REGULATION (EC) No 2605/2001**of 28 December 2001****fixing the production refund on white sugar used in the chemical industry**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾, and in particular Article 7(5) thereof,

Whereas:

(1) Pursuant to Article 7(3) of Regulation (EC) No 1260/2001, production refunds may be granted on the products listed in Article 1(1)(a) and (f) of that Regulation, on syrups listed in Article 1(1)(d) thereof and on chemically pure fructose covered by CN code 1702 50 00 as an intermediate product, that are in one of the situations referred to in Article 23(2) of the Treaty and are used in the manufacture of certain products of the chemical industry.

(2) Commission Regulation (EC) No 1265/2001 of 27 June 2001 laying down detailed rules for the application of Council Regulation (EC) No 1260/2001 as regards granting the production refund on certain sugar products used in the chemical industry ⁽²⁾ lays down the rules for determining the production refunds and specifies the chemical products the basic products used in the manufacture of which attract a production refund. Articles 5, 6 and 7 of Regulation (EC) No 1265/2001 provide that the production refund applying to raw sugar, sucrose syrups and unprocessed isoglucose is to be derived from the refund fixed for white sugar in accordance with a method of calculation specific to each basic product.

(3) Article 9 of Regulation (EC) No 1265/2001 provides that the production refund on white sugar is to be fixed at monthly intervals commencing on the first day of

each month. It may be adjusted in the intervening period where there is a significant change in the prices for sugar on the Community and/or world markets. The application of those provisions results in the production refund fixed in Article 1 of this Regulation for the period shown.

(4) As a result of the amendment to the definition of white sugar and raw sugar in Article 1(2)(a) and (b) of Regulation (EC) No 1260/2001, flavoured or coloured sugars or sugars containing any other added substances are no longer deemed to meet those definitions and should thus be regarded as 'other sugar'. However, in accordance with Article 1 of Regulation (EC) No 1265/2001, they attract the production refund as basic products. A method should accordingly be laid down for calculating the production refund on these products by reference to their sucrose content.

(5) 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 production refund on white sugar referred to in Article 4 of Regulation (EC) No 1265/2001 shall be equal to EUR 34,864/100 kg net.

Article 2

This Regulation shall enter into force on 1 January 2002.

⁽¹⁾ OJ L 178, 30.6.2001, p. 1.

⁽²⁾ OJ L 178, 30.6.2001, p. 63.

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

Done at Brussels, 28 December 2001.

For the Commission
Franz FISCHLER
Member of the Commission

**COMMISSION REGULATION (EC) No 2606/2001
of 28 December 2001**

fixing the export refunds on syrups and certain other sugar products 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 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾, and in particular the second subparagraph of Article 27(5) thereof,

Whereas:

(1) Article 27 of Regulation (EC) No 1260/2001 provides that the difference between quotations or prices on the world market for the products listed in Article 1(1)(d) of that Regulation and prices for those products within the Community may be covered by an export refund.

(2) Article 3 of Commission Regulation (EC) No 2135/95 of 7 September 1995 laying down detailed rules of application for the grant of export refunds in the sugar sector ⁽²⁾, provides that the export refund on 100 kilograms of the products listed in Article 1(1)(d) of Regulation (EC) No 1260/2001 is equal to the basic amount multiplied by the sucrose content, including, where appropriate, other sugars expressed as sucrose; the sucrose content of the product in question is determined in accordance with Article 3 of Commission Regulation (EC) No 2135/95.

(3) Article 30(3) of Regulation (EC) No 1260/2001 provides that the basic amount of the refund on sorbose exported in the natural state must be equal to the basic amount of the refund less one-hundredth of the production refund applicable, pursuant to Commission Regulation (EC) No 1265/2001 of 27 June 2001 laying down detailed rules for the application of Council Regulation (EC) No 1260/2001 as regards granting the production refund on certain sugar products used in the chemical industry ⁽³⁾ to the products listed in the Annex to the last mentioned Regulation;

(4) According to the terms of Article 30(1) of Regulation (EC) No 1260/2001, the basic amount of the refund on the other products listed in Article 1(1)(d) of the said

Regulation exported in the natural state must be equal to one-hundredth of an amount which takes account, on the one hand, of the difference between the intervention price for white sugar for the Community areas without deficit for the month for which the basic amount is fixed and quotations or prices for white sugar on the world market and, on the other, of the need to establish a balance between the use of Community basic products in the manufacture of processed goods for export to third countries and the use of third country products brought in under inward processing arrangements.

(5) According to the terms of Article 30(4) of Regulation (EC) No 1260/2001, the application of the basic amount may be limited to some of the products listed in Article 1(1)(d) of the said Regulation.

(6) Article 27 of Regulation (EC) No 1260/2001 makes provision for setting refunds for export in the natural state of products referred to in Article 1(1)(f) and (g) and (h) of that Regulation; the refund must be fixed per 100 kilograms of dry matter, taking account of the export refund for products falling within CN code 1702 30 91 and for products referred to in Article 1(1)(d) of Regulation (EC) No 1260/2001 and of the economic aspects of the intended exports; in the case of the products referred to in the said Article 1(1)(f) and (g), the refund is to be granted only for products complying with the conditions in Article 5 of Regulation (EC) No 2135/95; for the products referred to in Article 1(1)(h), the refund shall be granted only for products complying with the conditions in Article 6 of Regulation (EC) No 2135/95.

(7) The refunds referred to above must be fixed every month; they may be altered in the intervening period.

(8) Application of these quotas results in fixing refunds for the products in question at the levels given 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,

⁽¹⁾ OJ L 178, 30.6.2001, p. 1.

⁽²⁾ OJ L 214, 8.9.1995, p. 16.

⁽³⁾ OJ L 178, 30.6.2001, p. 63.

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1(1)(d)(f)(g) and (h) of Regulation (EC) No 1260/2001, exported in the natural state, shall be set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 2002.

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

Done at Brussels, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

to the Commission Regulation of 28 December 2001 fixing the export refunds on syrups and certain other sugar products exported in the natural state

Product code	Destination	Unit of measurement	Amount of refund
1702 40 10 9100	A00	EUR/100 kg dry matter	39,93 ⁽²⁾
1702 60 10 9000	A00	EUR/100 kg dry matter	39,93 ⁽²⁾
1702 60 80 9100	A00	EUR/100 kg dry matter	75,87 ⁽⁴⁾
1702 60 95 9000	A00	EUR/1 % sucrose × net 100 kg of product	0,3993 ⁽¹⁾
1702 90 30 9000	A00	EUR/100 kg dry matter	39,93 ⁽²⁾
1702 90 60 9000	A00	EUR/1 % sucrose × net 100 kg of product	0,3993 ⁽¹⁾
1702 90 71 9000	A00	EUR/1 % sucrose × net 100 kg of product	0,3993 ⁽¹⁾
1702 90 99 9900	A00	EUR/1 % sucrose × net 100 kg of product	0,3993 ⁽¹⁾ ⁽³⁾
2106 90 30 9000	A00	EUR/100 kg dry matter	39,93 ⁽²⁾
2106 90 59 9000	A00	EUR/1 % sucrose × net 100 kg of product	0,3993 ⁽¹⁾

⁽¹⁾ The basic amount is not applicable to syrups which are less than 85 % pure (Regulation (EC) No 2135/95). Sucrose content is determined in accordance with Article 3 of Regulation (EC) No 2135/95.

⁽²⁾ Applicable only to products referred to in Article 5 of Regulation (EC) No 2135/95.

⁽³⁾ The basic amount is not applicable to the product defined under point 2 of the Annex to Regulation (EEC) No 3513/92 (OJ L 355, 5.12.1992, p. 12).

⁽⁴⁾ Applicable only to products defined under Article 6 of Regulation (EC) No 2135/95.

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 2607/2001
of 28 December 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 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾, and in particular the third subparagraph of Article 27(5) thereof,

Whereas:

- (1) The refunds on white sugar and raw sugar exported in the natural state were fixed by Commission Regulation (EC) No 2437/2001 ⁽²⁾, as amended by Regulation (EC) No 2505/2001 ⁽³⁾.
- (2) It follows from applying the detailed rules contained in Regulation (EC) No 2437/2001 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 1260/2001, undenatured and exported in the natural state, as fixed in the Annex to Regulation (EC) No 2437/2001 are hereby altered to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 2002.

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

Done at Brussels, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 178, 30.6.2001, p. 1.

⁽²⁾ OJ L 329, 14.12.2001, p. 11.

⁽³⁾ OJ L 339, 21.12.2001, p. 6.

ANNEX

to the Commission Regulation of 28 December 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	36,73 ⁽¹⁾
1701 11 90 9910	A00	EUR/100 kg	36,73 ⁽¹⁾
1701 11 90 9950	A00	EUR/100 kg	⁽²⁾
1701 12 90 9100	A00	EUR/100 kg	36,73 ⁽¹⁾
1701 12 90 9910	A00	EUR/100 kg	36,73 ⁽¹⁾
1701 12 90 9950	A00	EUR/100 kg	⁽²⁾
1701 91 00 9000	A00	EUR/1 % of sucrose × net 100 kg of product	0,3993
1701 99 10 9100	A00	EUR/100 kg	39,93
1701 99 10 9910	A00	EUR/100 kg	39,93
1701 99 10 9950	A00	EUR/100 kg	39,93
1701 99 90 9100	A00	EUR/1 % of sucrose × net 100 kg of product	0,3993

⁽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 28(4) of Council Regulation (EC) No 1260/2001.

⁽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 2608/2001
of 28 December 2001
amending representative prices and additional duties for the import of certain products 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 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽²⁾, as last amended by Regulation (EC) No 624/98 ⁽³⁾, and in particular the second subparagraph of Article 1(2), and Article 3(1) thereof,

Whereas:

- (1) The amounts of the representative prices and additional duties applicable to the import of white sugar, raw sugar and certain syrups are fixed by Commission Regulation

(EC) No 1309/2001 ⁽⁴⁾, as last amended by Regulation (EC) No 2520/2001 ⁽⁵⁾.

- (2) It follows from applying the general and detailed fixing rules contained in Regulation (EC) No 1423/95 to the information known to the Commission that the representative prices and additional duties at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 29 December 2001.

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

Done at Brussels, 28 December 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 178, 30.6.2001, p. 1.

⁽²⁾ OJ L 141, 24.6.1995, p. 16.

⁽³⁾ OJ L 85, 20.3.1998, p. 5.

⁽⁴⁾ OJ L 177, 30.6.2001, p. 21.

⁽⁵⁾ OJ L 339, 21.12.2001, p. 33.

ANNEX

to the Commission Regulation of 28 December 2001 amending representative prices and the amounts of additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99

(EUR)

CN code	Amount of representative prices per 100 kg net of product concerned	Amount of additional duty per 100 kg net of product concerned
1701 11 10 ⁽¹⁾	21,84	5,38
1701 11 90 ⁽¹⁾	21,84	10,66
1701 12 10 ⁽¹⁾	21,84	5,19
1701 12 90 ⁽¹⁾	21,84	10,18
1701 91 00 ⁽²⁾	29,95	10,26
1701 99 10 ⁽²⁾	29,95	5,74
1701 99 90 ⁽²⁾	29,95	5,74
1702 90 99 ⁽³⁾	0,30	0,35

⁽¹⁾ For the standard quality as defined in Article 1 of amended Council Regulation (EEC) No 431/68 (OJ L 89, 10.4.1968, p. 3).

⁽²⁾ For the standard quality as defined in Article 1 of Council Regulation (EEC) No 793/72 (OJ L 94, 21.4.1972, p. 1).

⁽³⁾ By 1 % sucrose content.

**COMMISSION REGULATION (EC) No 2609/2001
of 28 December 2001
fixing the import duties in the cereals sector**

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⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector ⁽³⁾, as last amended by Regulation (EC) No 2104/2001 ⁽⁴⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) Article 10 of Regulation (EEC) No 1766/92 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. 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 55 %, minus the cif import price applicable to the consignment in question. However, that duty may not exceed the rate of duty in the Common Customs Tariff.
- (2) Pursuant to Article 10(3) of Regulation (EEC) No 1766/92, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market.

- (3) Regulation (EC) No 1249/96 lays down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector.
- (4) The import duties are applicable until new duties are fixed and enter into force. They also remain in force in cases where no quotation is available for the reference exchange referred to in Annex II to Regulation (EC) No 1249/96 during the two weeks preceding the next periodical fixing.
- (5) In order to allow the import duty system to function normally, the representative market rates recorded during a reference period should be used for calculating the duties.
- (6) Application of Regulation (EC) No 1249/96 results in import duties being fixed as set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the cereals sector referred to in Article 10(2) of Regulation (EEC) No 1766/92 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 1 January 2002.

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

Done at Brussels, 28 December 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 161, 29.6.1996, p. 125.

⁽⁴⁾ OJ L 283, 27.10.2001, p. 8.

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EEC) No 1766/92

CN code	Description	Import duty ⁽²⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	0,00
	medium quality ⁽¹⁾	0,00
1001 90 91	Common wheat seed	0,00
1001 90 99	Common high quality wheat other than for sowing ⁽³⁾	0,00
	medium quality	1,34
	low quality	5,32
1002 00 00	Rye	0,00
1003 00 10	Barley, seed	0,00
1003 00 90	Barley, other ⁽⁴⁾	0,00
1005 10 90	Maize seed other than hybrid	36,29
1005 90 00	Maize other than seed ⁽⁵⁾	36,29
1007 00 90	Grain sorghum other than hybrids for sowing	0,00

⁽¹⁾ In the case of durum wheat not meeting the minimum quality requirements for durum wheat of medium quality, referred to in Annex I to Regulation (EC) No 1249/96, the duty applicable is that fixed for low-quality common wheat.

⁽²⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3 per tonne, where the port of unloading is on the Mediterranean Sea, or

— EUR 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic coasts of the Iberian peninsula.

⁽³⁾ The importer may benefit from a flat-rate reduction of EUR 14 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

⁽⁴⁾ The importer may benefit from a flat-rate reduction of EUR 8 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

⁽⁵⁾ The importer may benefit from a flat-rate reduction of EUR 24 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(period from 14 December to 27 December 2001)

1. Averages over the two-week period preceding the day of fixing:

Exchange quotations	Minneapolis	Kansas City	Chicago	Chicago	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11,5 %	SRW2	YC3	HAD2	Medium quality (*)	US barley 2
Quotation (EUR/t)	124,80	117,03	118,23	93,61	217,63 (**)	207,63 (**)	149,25 (***)
Gulf premium (EUR/t)	42,66	23,72	18,54	12,18	—	—	—
Great Lakes premium (EUR/t)	42,66	—	—	—	—	—	—

(*) A discount of 10 EUR/t (Article 4(1) of Regulation (EC) No 1249/96).

(**) Fob Gulf.

(***) Fob USA.

2. Freight/cost: Gulf of Mexico–Rotterdam: 19,28 EUR/t; Great Lakes–Rotterdam: 30,45 EUR/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96: 0,00 EUR/t (HRW2)
0,00 EUR/t (SRW2).

COMMISSION REGULATION (EC) No 2610/2001
of 28 December 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 2330/2001⁽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 1 January 2002.

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

Done at Brussels, 28 December 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 313, 30.11.2001, p. 30.

ANNEX

to the Commission Regulation of 28 December 2001 altering the corrective amount applicable to the refund on cereals

(EUR/t)

Product code	Destination	Current 1	1st period 2	2nd period 3	3rd period 4	4th period 5	5th period 6	6th period 7
1001 10 00 9200	—	—	—	—	—	—	—	—
1001 10 00 9400	—	—	—	—	—	—	—	—
1001 90 91 9000	—	—	—	—	—	—	—	—
1001 90 99 9000	C01	—	-0,93	-1,86	-2,79	-3,72	—	—
1002 00 00 9000	C02	-20,00	-20,00	-20,00	-20,00	-20,00	—	—
	A05	0,00	0,00	0,00	0,00	0,00	—	—
1003 00 10 9000	—	—	—	—	—	—	—	—
1003 00 90 9000	A00	—	-0,93	-1,86	-2,79	-3,72	—	—
1004 00 00 9200	—	—	—	—	—	—	—	—
1004 00 00 9400	A00	0	-0,93	-1,86	-2,79	-3,72	—	—
1005 10 90 9000	—	—	—	—	—	—	—	—
1005 90 00 9000	A00	0	-0,93	-1,86	-2,79	-3,72	—	—
1007 00 90 9000	—	—	—	—	—	—	—	—
1008 20 00 9000	—	—	—	—	—	—	—	—
1101 00 11 9000	—	—	—	—	—	—	—	—
1101 00 15 9100	C01	0	-1,27	-2,55	-3,82	-5,10	—	—
1101 00 15 9130	C01	0	-1,19	-2,38	-3,57	-4,76	—	—
1101 00 15 9150	C01	0	-1,10	-2,19	-3,29	-4,39	—	—
1101 00 15 9170	C01	0	-1,01	-2,03	-3,04	-4,05	—	—
1101 00 15 9180	C01	0	-0,95	-1,90	-2,85	-3,79	—	—
1101 00 15 9190	—	—	—	—	—	—	—	—
1101 00 90 9000	—	—	—	—	—	—	—	—
1102 10 00 9500	C01	0	0,00	0,00	0,00	0,00	—	—
1102 10 00 9700	C01	0	0,00	0,00	0,00	0,00	—	—
1102 10 00 9900	—	—	—	—	—	—	—	—
1103 11 10 9200	A00	0	-1,40	-2,79	-4,19	-5,58	—	—
1103 11 10 9400	A00	0	-1,25	-2,49	-3,74	-4,98	—	—
1103 11 10 9900	—	—	—	—	—	—	—	—
1103 11 90 9200	A00	0	-1,27	-2,55	-3,82	-5,10	—	—
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,

C02 Poland, Czech Republic, Slovak Republic, Hungary, Estonia, Latvia, Lithuania, Norway, Faroe Islands, Iceland, Russia, Belarus, Bosnia and Herzegovina, Croatia, Slovenia, former Republic of Yugoslavia with the exception of Slovenia, Croatia and Bosnia and Herzegovina, Albania, Romania, Bulgaria, Armenia, Georgia, Azerbaijan, Moldova, Ukraine, Kazakhstan, Kyrgyzstan, Uzbekistan, Tajikistan and Turkmenistan,

A05 other non-member countries.

COMMISSION REGULATION (EC) No 2611/2001
of 28 December 2001
altering the corrective amount applicable to the refund on malt

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 malt was fixed by Commission Regulation (EC) No 2331/2001 ⁽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 malt should be altered,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 13(4) of Regulation (EEC) No 1766/92 which is applicable to the export refunds fixed in advance in respect of the products referred to is hereby altered to the amount set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 January 2002.

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

Done at Brussels, 28 December 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 313, 30.11.2001, p. 32.

ANNEX

to the Commission Regulation of 28 December 2001 altering the corrective amount applicable to the refund on malt

(EUR/t)

Product code	Destination	Current 1	1st period 2	2nd period 3	3rd period 4	4th period 5	5th period 6
1107 10 11 9000	A00	0	0	0	0	0	0
1107 10 19 9000	A00	0	-1,18	-2,36	-3,54	-4,72	-5,91
1107 10 91 9000	A00	0	0	0	0	0	0
1107 10 99 9000	A00	0	-1,18	-2,36	-3,54	-4,72	-5,91
1107 20 00 9000	A00	0	-1,39	-2,77	-4,16	-5,54	-6,93

(EUR/t)

Product code	Destination	6th period 7	7th period 8	8th period 9	9th period 10	10th period 11	11th period 12
1107 10 11 9000	A00	0	0	0	0	0	0
1107 10 19 9000	A00	—	-1,18	-2,36	-3,54	-4,72	-5,91
1107 10 91 9000	A00	0	0	0	0	0	0
1107 10 99 9000	A00	—	-1,18	-2,36	-3,54	-4,72	-5,91
1107 20 00 9000	A00	—	-1,39	-2,77	-4,16	-5,54	-6,93

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 2543/1999 (OJ L 307, 2.12.1999, p. 46).

II

(Acts whose publication is not obligatory)

CONFERENCE OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES

DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES MEETING WITHIN THE COUNCIL

of 19 December 2001

**on certain measures applicable with regard to the Russian Federation concerning trade in certain
steel products covered by the ECSC Treaty**

(2001/932/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND
STEEL COMMUNITY, MEETING WITHIN THE COUNCIL,

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

During the period 1 January 2002 to 30 June 2002, imports into all the Member States of steel products covered by the ECSC Treaty referred to in Annex I originating in the Russian Federation shall be subject to licensing. Licences shall be issued only within the limits defined in Article 2. Steel products originating in the Russian Federation, covered by a valid import licence issued pursuant to Commission Decision No 2136/97/ECSC ⁽¹⁾, and which were already sent to the Community before the date of entry into force of this Decision, shall be admitted within the quantitative limits applicable for the period from 1 January to 31 December 2001.

Article 2

Imports shall be authorised, for each product group and for the whole of the Community, up to quantitative limits indicated in Annex II.

The period of validity of the import licence is hereby fixed at four months. Unused or partially used import licences may be renewed for two months.

Article 3

Member States shall issue licences according to rules agreed within the Steel Liaison Committee and inform the Commission thereof immediately. The Commission shall keep the Member States regularly informed of the extent to which the quantities have been used up.

The Member States and the Commission shall confer in order to ensure that these quantities are not exceeded.

⁽¹⁾ OJ L 300, 4.11.1997, p. 15.

Article 4

Should an agreement between the European Coal and Steel Community and the Russian Federation on trade in certain steel products be concluded and enter into force during the period of application of this Decision, the provisions of that agreement together with any measures taken to give effect to it, shall, as from the date on which the agreement enters into force, replace the provisions of this Decision.

Article 5

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

It shall apply from 1 January 2002.

Done at Brussels, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

ANNEX I

SA Flat-rolled products	7209 17 90	7219 33 90	7214 20 00
	7209 18 10	7219 34 10	7214 30 00
	7209 18 91	7219 34 90	7214 91 10
SA1. Coils	7209 18 99	7219 35 10	7214 91 90
7208 10 00	7209 25 00	7219 35 90	7214 99 10
7208 25 00	7209 26 10		7214 99 31
7208 26 00	7209 26 90	7225 40 80	7214 99 39
7208 27 00	7209 27 10	7226 20 20	7214 99 50
7208 36 00	7209 27 90	7226 91 10	7214 99 61
7208 37 90	7209 28 10	7226 91 90	7214 99 69
7208 38 90	7209 28 90	7226 99 20	7214 99 80
7208 39 90	7209 90 10		7214 99 90
		SB Longs	7215 90 10
7211 14 10	7210 11 10		
7211 19 20	7210 12 11	SB1. Beams	7216 10 00
	7210 12 19	7207 19 31	7216 21 00
7219 11 00	7210 20 10	7207 20 71	7216 22 00
7219 12 10	7210 30 10		7216 40 10
7219 12 90	7210 41 10	7216 31 11	7216 40 90
7219 13 10	7210 49 10	7216 31 19	7216 50 10
7219 13 90	7210 50 10	7216 31 91	7216 50 91
7219 14 10	7210 61 10	7216 31 99	7216 50 99
7219 14 90	7210 69 10	7216 32 11	7216 99 10
7225 20 20	7210 70 31	7216 32 19	7218 99 20
7225 30 00	7210 70 39	7216 32 91	
	7210 90 31	7216 32 99	7222 11 11
SA1a Hot rolled coils for rerolling	7210 90 33	7216 33 10	7222 11 19
	7210 90 38	7216 33 90	7222 11 21
7208 37 10			7222 11 29
7208 38 10	7211 14 90	SB2. Wire rod	7222 11 91
7208 39 10	7211 19 90		7222 11 99
	7211 23 10	7213 10 00	7222 19 10
SA2. Heavy Plate	7211 23 51	7213 20 00	7222 19 90
7208 40 10	7211 29 20	7213 91 10	7222 30 10
7208 51 10	7211 90 11	7213 91 20	7222 40 10
7208 51 30		7213 91 41	
7208 51 50	7212 10 10	7213 91 49	7224 40 30
7208 51 91	7212 10 91	7213 91 70	7224 90 31
7208 51 99	7212 20 11	7213 91 90	7224 90 39
7208 52 10	7212 30 11	7213 99 10	7228 10 10
7208 52 91	7212 40 10	7213 99 90	7228 10 30
7208 52 99	7212 40 91		7228 20 11
7208 53 10	7212 50 31	7221 00 10	7228 20 19
	7212 50 51	7221 00 90	7228 20 30
7211 13 00	7212 60 11	7227 10 00	7228 30 20
	7212 60 91	7227 20 00	7228 30 41
SA3. Other flat rolled products		7227 90 10	7228 30 49
7208 40 90	7219 21 10	7227 90 50	7228 30 61
7208 53 90	7219 21 90	7227 90 95	7228 30 69
7208 54 10	7219 22 10		7228 30 70
7208 54 90	7219 22 90	SB3. Other longs	7228 30 89
7208 90 10	7219 23 00	7207 19 11	7228 60 10
	7219 24 00	7207 19 14	7228 70 10
7209 15 00	7219 31 00	7207 19 16	7228 70 31
7209 16 10	7219 32 10	7207 20 51	7228 80 10
7209 16 90	7219 32 90	7207 20 55	7228 80 90
7209 17 10	7219 33 10	7207 20 57	7301 10 00

ANNEX II

QUANTITATIVE LIMITS

1 January 2002-30 June 2002

<i>Products</i>	<i>(tonnes)</i>
SA Flat products	
SA1 (coils)	91 560
SA1a (coils for rerolling)	177 620
SA2 (heavy plate)	21 970
SA3 (other flat products)	29 300
SB Long products	
SB1 (Beams)	5 490
SB2 (Wire rod)	21 970
SB3 (Other long products)	60 430

**DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES
MEETING WITHIN THE COUNCIL**

of 19 December 2001

**on certain measures applicable with regard to Ukraine concerning trade in certain steel products
covered by the ECSC Treaty**

(2001/933/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND
STEEL COMMUNITY, MEETING WITHIN THE COUNCIL,

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

During the period 1 January 2002 to 30 June 2002, imports into all the Member States of steel products covered by the ECSC Treaty referred to in Annex I originating in Ukraine shall be subject to licensing. Licences shall be issued only within the limits defined in Article 2. Steel products originating in Ukraine, covered by a valid import licence issued pursuant to Commission Decision No 1401/97/ECSC ⁽¹⁾, and which were already sent to the Community before the date of entry into force of this Decision, shall be admitted within the quantitative limits applicable for the period from 1 January to 31 December 2001.

Article 2

Imports shall be authorised, for each product group and for the whole of the Community, up to quantitative limits indicated in Annex II.

The period of validity of the import licence is hereby fixed at four months. Unused or partially used import licences may be renewed for two months.

Article 3

Member States shall issue licences according to rules agreed within the Steel Liaison Committee and inform the Commission thereof immediately. The Commission shall keep the Member States regularly informed of the extent to which the quantities have been used up.

The Member States and the Commission shall confer in order to ensure that these quantities are not exceeded.

Article 4

Should an agreement between the European Coal and Steel Community and Ukraine on trade in certain steel products be concluded and enter into force during the period of application of this Decision, the provisions of that agreement together with any measures taken to give effect to it, shall, as from the date on which the agreement enters into force, replace the provisions of this Decision.

Article 5

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

It shall apply from 1 January 2002.

Done at Brussels, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ OJ L 193, 22.7.1997, p. 12.

ANNEX I

SA Flat-rolled products	7209 18 10	7219 35 90	7214 99 80
	7209 18 91	7225 40 80	7214 99 90
SA1. Coils	7209 18 99		
	7209 25 00	SB Longs	7215 90 10
7208 10 00	7209 26 10		
7208 25 00	7209 26 90	SB1. Beams	7216 10 00
7208 26 00	7209 27 10	7207 19 31	7216 21 00
7208 27 00	7209 27 90	7207 20 71	7216 22 00
7208 36 00	7209 28 10		7216 22 00
7208 37 10	7209 28 90	7216 31 11	7216 40 10
7208 37 90	7209 90 10	7216 31 19	7216 40 90
7208 38 10		7216 31 91	7216 50 10
7208 38 90	7210 11 10	7216 31 99	7216 50 91
7208 39 10	7210 12 11	7216 32 11	7216 50 99
7208 39 90	7210 12 19	7216 32 19	7216 99 10
	7210 20 10	7216 32 91	
7211 14 10	7210 30 10	7216 32 99	
7211 19 20	7210 41 10	7216 33 10	7218 99 20
	7210 49 10	7216 33 90	
7219 11 00	7210 50 10		
7219 12 10	7210 61 10	SB2. Wire rod	7222 11 11
7219 12 90	7210 69 10		7222 11 19
7219 13 10	7210 70 31	7213 10 00	7222 11 21
7219 13 90	7210 70 39	7213 20 00	7222 11 29
7219 14 10	7210 90 31	7213 91 10	7222 11 91
7219 14 90	7210 90 33	7213 91 20	7222 11 99
7225 20 20	7210 90 38	7213 91 41	7222 19 10
7225 30 00		7213 91 49	7222 19 90
	7211 14 90	7213 91 70	7222 30 10
SA2. Heavy Plate	7211 19 90	7213 91 90	7222 40 10
	7211 23 10	7213 99 10	7222 40 30
7208 40 10	7211 23 51	7213 99 90	
7208 51 10	7211 29 20		
7208 51 30	7211 90 11	7221 00 10	
7208 51 50		7221 00 90	7224 90 31
7208 51 91	7212 10 10		7224 90 39
7208 51 99	7212 10 91	7227 10 00	
7208 52 10	7212 20 11	7227 20 00	
7208 52 91	7212 30 11	7227 90 10	7228 10 10
7208 52 99	7212 40 10	7227 90 50	7228 10 30
7208 53 10	7212 40 91	7227 90 95	7228 20 11
	7212 50 31		
7211 13 00	7212 50 51	SB3. Other longs	7228 20 19
	7212 60 11	7207 19 11	7228 20 30
7225 40 20	7212 60 91	7207 19 14	7228 30 20
7225 40 50		7207 19 16	7228 30 41
7225 99 10	7219 21 10	7207 20 51	7228 30 49
	7219 21 90	7207 20 55	7228 30 61
SA3. Other flat rolled products	7219 22 10	7207 20 57	7228 30 69
	7219 22 90		7228 30 70
7208 40 90	7219 23 00	7214 20 00	7228 30 89
7208 53 90	7219 24 00	7214 30 00	7228 60 10
7208 54 10	7219 31 00	7214 91 10	7228 70 10
7208 54 90	7219 32 10	7214 91 90	7228 70 31
7208 90 10	7219 32 90	7214 99 10	7228 80 10
	7219 33 10	7214 99 39	7228 80 90
7209 15 00	7219 33 90	7214 99 50	
7209 16 10	7219 34 10	7214 99 61	
7209 16 90	7219 34 90	7214 99 69	
7209 17 10	7219 35 10		7301 10 00
7209 17 90			

ANNEX II

QUANTITATIVE LIMITS

1 January 2002-30 June 2002

<i>Products</i>	<i>(tonnes)</i>
SA Flat products	
SA1 (coils)	18 460
SA2 (heavy plate)	70 650
SA3 (other flat products)	5 700
SB Long products	
SB1 (Beams)	2 485
SB2 (Wire rod)	35 500
SB3 (Other long products)	44 730

**DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES
MEETING WITHIN THE COUNCIL**

of 19 December 2001

on certain measures applicable with regard to Kazakhstan concerning trade in certain steel products covered by the ECSC Treaty

(2001/934/ECSC)

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN COAL AND STEEL COMMUNITY, MEETING WITHIN THE COUNCIL,

In agreement with the Commission,

HAVE DECIDED AS FOLLOWS:

Article 1

During the period 1 January 2002 to 30 June 2002, imports into all the Member States of steel products covered by the ECSC Treaty referred to in Annex I originating in Kazakhstan shall be subject to licensing. Licences shall be issued only within the limits defined in Article 2. Steel products originating in Kazakhstan, covered by a valid import licence issued pursuant to Commission Decision No 2744/1999/ECSC ⁽¹⁾, and which were already sent to the Community before the date of entry into force of this Decision, shall be admitted within the quantitative limits applicable for the period from 1 January to 31 December 2001.

Article 2

Imports shall be authorised, for each product group and for the whole of the Community, up to quantitative limits indicated in Annex II.

The period of validity of the import licence is hereby fixed at four months. Unused or partially used import licences may be renewed for two months.

Article 3

Member States shall issue licences according to rules agreed within the Steel Liaison Committee and inform the Commission thereof immediately. The Commission shall keep the Member States regularly informed of the extent to which the quantities have been used up.

The Member States and the Commission shall confer in order to ensure that these quantities are not exceeded.

Article 4

Should an agreement between the European Coal and Steel Community and Kazakhstan on trade in certain steel products be concluded and enter into force during the period of application of this Decision, the provisions of that agreement together with any measures taken to give effect to it, shall, as from the date on which the agreement enters into force, replace the provisions of this Decision.

Article 5

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

It shall apply from 1 January 2002.

Done at Brussels, 19 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ OJ L 342, 31.12.1999, p. 17.

ANNEX I

SA Flat-rolled products	<i>SA2. Heavy Plate</i>	7209 26 10	7212 10 10
	7208 40 10	7209 26 90	7212 10 91
<i>SA1. Coils</i>	7208 51 10	7209 27 10	7212 20 11
7208 10 00	7208 51 30	7209 27 90	7212 30 11
7208 25 00	7208 51 50	7209 28 10	7212 40 10
7208 26 00	7208 51 91	7209 28 90	7212 40 91
7208 27 00	7208 51 99	7209 90 10	7212 50 31
7208 36 00	7208 52 10		7212 50 51
7208 37 90	7208 52 91	7210 11 10	7212 60 11
7208 38 90	7208 52 99	7210 12 11	7212 60 91
7208 39 90	7208 53 10	7210 12 19	
		7210 20 10	
7211 14 10	7211 13 00	7210 30 10	7219 21 10
7211 19 20		7210 41 10	7219 21 90
	<i>SA3. Other flat rolled products</i>	7210 49 10	7219 22 10
7219 11 00		7210 50 10	7219 22 90
7219 12 10	7208 40 90	7210 61 10	7219 23 00
7219 12 90	7208 53 90	7210 69 10	7219 24 00
7219 13 10	7208 54 10	7210 70 31	7219 31 00
7219 13 90	7208 54 90	7210 70 39	7219 32 10
7219 14 10	7208 90 10	7210 90 31	7219 32 90
7219 14 90		7210 90 33	7219 33 10
7225 20 20	7209 15 00	7210 90 38	7219 33 90
7225 30 00	7209 16 10		7219 34 10
	7209 16 90		7219 34 90
	7209 17 10	7211 14 90	7219 35 10
<i>SA1a Hot rolled coils for rerolling</i>	7209 17 90	7211 19 90	7219 35 90
7208 37 10	7209 18 10	7211 23 10	
7208 38 10	7209 18 91	7211 23 51	
7208 39 10	7209 18 99	7211 29 20	
	7209 25 00	7211 90 11	7225 40 80

ANNEX II

QUANTITATIVE LIMITS

1 January 2002-30 June 2002

<i>Flat-rolled products:</i>	<i>(tonnes)</i>
SA1 (coils)	18 580
SA1a (coils for rerolling)	1 850
SA2 (heavy plate)	0
SA3 (other flat products)	19 700

COUNCIL

COUNCIL DECISION

of 17 December 2001

on the signing, on behalf of the Community, and provisional application of an Agreement in the form of a Memorandum of Understanding between the European Community and the Islamic Republic of Pakistan on transitional arrangements in the field of market access for textile and clothing products

(2001/935/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof, in conjunction with the first and second subparagraph of Article 300(2) thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The Commission has negotiated on behalf of the Community a bilateral Agreement in the form of a Memorandum of Understanding on trade in textile products with Pakistan.
- (2) The Agreement in the form of a Memorandum of Understanding was initialled on 15 October 2001.
- (3) The Agreement in the form of a Memorandum of Understanding should be signed on behalf of the Community.
- (4) In order to allow its benefits to accrue to both Parties immediately following the relevant notifications to the World Trade Organisation, it is appropriate to apply this Agreement on a provisional basis as from 1 December 2001 pending completion of the relevant procedures for its formal conclusion, subject to reciprocity,

HAS DECIDED AS FOLLOWS:

Article 1

The President of the Council is hereby authorised to designate the persons empowered to sign the Agreement in the form of a Memorandum of Understanding between the European

Community and the Islamic Republic of Pakistan on transitional arrangements in the field of market access for textile and clothing products on behalf of the Community subject to its conclusion.

The text of the Agreement is attached to this Decision.

Article 2

Subject to reciprocity, the Agreement in the form of a Memorandum of Understanding shall be applied on a provisional basis as from 1 December 2001 pending the completion of the procedures for its formal conclusion.

Article 3

The Commission shall reapply the quota levels at those formerly applicable in the event of the failure on the part of Pakistan to fulfil the obligations covered by points 2 and 4 of the Memorandum of Understanding in accordance with the procedure referred to in Article 17 of Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries⁽¹⁾.

Done at Brussels, 17 December 2001.

For the Council

The President

A. NEYTS-UYTTEBROECK

⁽¹⁾ OJ L 275, 8.11.1993, p. 1. Regulation as last amended by Commission Regulation (EC) No 1809/2001 (OJ L 252, 20.9.2001, p. 1).

MEMORANDUM OF UNDERSTANDING

between the European Community and the Islamic Republic of Pakistan on transitional arrangements in the field of market access for textile and clothing products, initialled in Brussels on 15 October 2001

1. Delegations of the European Community and the Islamic Republic of Pakistan, following earlier negotiations beginning in March 2001, met again on 15 October 2001 in Brussels to discuss improvements in access to the respective markets of both Parties for textile and clothing products. The Parties considered that, without prejudice to possible further discussions between them, they could agree on a framework for improved market access for the textiles and clothing sector. The Parties recorded their agreement in the following terms.
2. The Islamic Republic of Pakistan agrees:
 - 2.1. to bind its tariffs on textiles and clothing at the rates shown in column 1 of the Annex applicable from the date of notification and at the rates shown in column 2 of the Annex applicable from no later than 1 July 2002 by making an appropriate notification to this effect to the World Trade Organisation (WTO). Pakistan agrees to consult with the Community prior to making the notification;
 - 2.2. where Pakistan applies lower rates of duty than those provided for in point 2.1, Pakistan undertakes not to apply any rates higher than those currently applied to imports of such products from the Community;
 - 2.3. without prejudice to point 2.2, Pakistan agrees to reduce its applied rates to the bound rates set out in the Annex and to continue to apply those rates until further reduced by any subsequent notifications by Pakistan.
3. Following confirmation by Pakistan of the notification provided for in point 2.1 and the application of the tariffs provided for in column 1 of the Annex for 2001, the Community agrees to increase the quota as currently laid down for the year 2001 by 15 % following which increase the quota levels for the years 2002 to 2004 will be calculated on this new base level for 2001.
4. The Parties agree to refrain from adopting any non-tariff measures that could hinder trade in textile and clothing products.
- 5.1. The Parties agree that the balance of this Memorandum of Understanding, forming a package of mutual concessions freely extended between the Parties, depends on the full and faithful implementation of all the terms of this Memorandum of Understanding. As a result the Parties agreed to consult periodically in order to ensure the proper implementation of this Memorandum of Understanding. In addition, the Parties agree to consult following the request of either Party concerning any aspect of this Memorandum of Understanding.
- 5.2. In the event that the Community seeks to exercise the right contained in point 6, the Community will provide Pakistan with details of any alleged failure in writing. Consultations with a view to remedying the failure in question will be held within 30 days of such written request unless the Parties agree otherwise. In the event that the Parties cannot agree on appropriate remedial action within 30 days from the start of the consultations, the Community will have the right to proceed under point 6.
6. The Parties agree that the Community retains the right to reduce the quota level to the levels previously applicable, in the event that Pakistan fails to fulfil any of the obligations contained in points 2 and 4.
7. The Parties agree to cooperate fully in respect of any notifications that may be necessary to the WTO or any of its bodies. Any such notifications will be made jointly by the Parties unless they agree otherwise.
8. The Parties agree that this Memorandum of Understanding is without prejudice to the possibility of seeking mutual concessions concerning market access from other trading partners in the sector.
9. The Parties agree that this Memorandum of Understanding is without prejudice to their rights to invoke the WTO Dispute Settlement Understanding.

10. The Agreed Minutes and Declarations annexed to this Memorandum of Understanding shall form an integral part of it.
11. The Parties agree that this Agreement in the form of a Memorandum of Understanding shall enter into force on the first day of the month following the day on which the Parties have notified each other that the internal procedures necessary to this end have been completed. In the meantime, it shall be applied provisionally from 1 December 2001 on conditions of reciprocity.

For the European Community

For the Islamic Republic of Pakistan

ANNEX

HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate	
		2001	2002			2001	2002			2001	2002
5001 00		5 %	5 %	5204 20		30 %	25 %	5208 21		30 %	25 %
5002 00		5 %	5 %	5205 11		10 %	5 %	5208 22		30 %	25 %
5003 10		5 %	5 %	5205 12		10 %	5 %	5208 23		30 %	25 %
5003 90		10 %	5 %	5205 13		10 %	5 %	5208 29		30 %	25 %
5004 00		20 %	15 %	5205 14		10 %	5 %	5208 31		30 %	25 %
5005 00		20 %	15 %	5205 15		10 %	5 %	5208 32		30 %	25 %
5006 00		20 %	15 %	5205 21		10 %	5 %	5208 33		30 %	25 %
5007 10		30 %	25 %	5205 22		10 %	5 %	5208 39		30 %	25 %
5007 20		30 %	25 %	5205 23		10 %	5 %	5208 41		30 %	25 %
5007 90		30 %	25 %	5205 24		10 %	5 %	5208 42		30 %	25 %
5101 11		5 %	5 %	5205 25		10 %	5 %	5208 43		30 %	25 %
5101 19		5 %	5 %	5205 26		10 %	5 %	5208 49		30 %	25 %
5101 21		5 %	5 %	5205 27		10 %	5 %	5208 51		30 %	25 %
5101 29		5 %	5 %	5205 28		10 %	5 %	5208 52		30 %	25 %
5101 30		5 %	5 %	5205 31		10 %	5 %	5208 53		30 %	25 %
5102 10		5 %	5 %	5205 32		10 %	5 %	5208 59		30 %	25 %
5102 20		5 %	5 %	5205 33		10 %	5 %	5209 11		30 %	25 %
5103 10		5 %	5 %	5205 34		10 %	5 %	5209 12		30 %	25 %
5103 20		5 %	5 %	5205 35		10 %	5 %	5209 19		30 %	25 %
5103 30		5 %	5 %	5205 41		10 %	5 %	5209 21		30 %	25 %
5104 00		5 %	5 %	5205 42		10 %	5 %	5209 22		30 %	25 %
5105 10		5 %	5 %	5205 43		10 %	5 %	5209 29		30 %	25 %
5105 21		5 %	5 %	5205 44		10 %	5 %	5209 31		30 %	25 %
5105 29		5 %	5 %	5205 45		10 %	5 %	5209 32		30 %	25 %
5105 30		5 %	5 %	5205 46		10 %	5 %	5209 39		30 %	25 %
5105 40		5 %	5 %	5205 47		10 %	5 %	5209 41		30 %	25 %
5106 10		10 %	5 %	5205 48		10 %	5 %	5209 42		30 %	25 %
5106 20		10 %	5 %	5206 11		10 %	5 %	5209 43		30 %	25 %
5107 10		10 %	5 %	5206 12		10 %	5 %	5209 49		30 %	25 %
5107 20		10 %	5 %	5206 13		10 %	5 %	5209 51		30 %	25 %
5108 10		10 %	5 %	5206 14		10 %	5 %	5209 52		30 %	25 %
5108 20		10 %	5 %	5206 15		10 %	5 %	5209 59		30 %	25 %
5109 10		20 %	15 %	5206 21		10 %	5 %	5210 11		30 %	25 %
5109 90		20 %	15 %	5206 22		10 %	5 %	5210 12		30 %	25 %
5110 00		20 %	15 %	5206 23		10 %	5 %	5210 19		30 %	25 %
5111 11		30 %	25 %	5206 24		10 %	5 %	5210 21		30 %	25 %
5111 19		30 %	25 %	5206 25		10 %	5 %	5210 22		30 %	25 %
5111 20		30 %	25 %	5206 31		10 %	5 %	5210 29		30 %	25 %
5111 30		30 %	25 %	5206 32		10 %	5 %	5210 31		30 %	25 %
5111 90		30 %	25 %	5206 33		10 %	5 %	5210 32		30 %	25 %
5112 11		30 %	25 %	5206 34		10 %	5 %	5210 39		30 %	25 %
5112 19		30 %	25 %	5206 35		10 %	5 %	5210 41		30 %	25 %
5112 20		30 %	25 %	5206 41		10 %	5 %	5210 42		30 %	25 %
5112 30		30 %	25 %	5206 42		10 %	5 %	5210 49		30 %	25 %
5112 90		30 %	25 %	5206 43		10 %	5 %	5210 51		30 %	25 %
5113 00		30 %	25 %	5206 44		10 %	5 %	5210 52		30 %	25 %
5201 00		5 %	5 %	5206 45		10 %	5 %	5210 59		30 %	25 %
5202 10		30 %	25 %	5207 10		20 %	15 %	5211 11		30 %	25 %
5202 91		20 %	15 %	5207 90		20 %	15 %	5211 12		30 %	25 %
5202 99		20 %	15 %	5208 11		30 %	25 %	5211 19		30 %	25 %
5203 00		10 %	5 %	5208 12		30 %	25 %	5211 21		30 %	25 %
5204 11		30 %	25 %	5208 13		30 %	25 %	5211 22		30 %	25 %
5204 19		30 %	25 %	5208 19		30 %	25 %	5211 29		30 %	25 %

HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate	
		2001	2002			2001	2002			2001	2002
5211 31		30 %	25 %	5402 31		20 %	15 %	5407 83		30 %	25 %
5211 32		30 %	25 %	5402 32		20 %	15 %	5407 84		30 %	25 %
5211 39		30 %	25 %	5402 33		20 %	20 %	5407 91		30 %	25 %
5211 41		30 %	25 %			+ 5 %	+ 5 %	5407 92		30 %	25 %
5211 42		30 %	25 %	5402 39		20 %	15 %	5407 93		30 %	25 %
5211 43		30 %	25 %	5402 41		20 %	15 %	5407 94		30 %	25 %
5211 49		30 %	25 %	5402 42		20 %	20 %	5408 10		30 %	25 %
5211 51		30 %	25 %			+ 5 %	+ 5 %	5408 21		30 %	25 %
5211 52		30 %	25 %	5402 43		20 %	20 %	5408 22		30 %	25 %
5211 59		30 %	25 %			+ 5 %	+ 5 %	5408 23		30 %	25 %
5212 11		30 %	25 %	5402 49	10	10 %	5 %	5408 24		30 %	25 %
5212 12		30 %	25 %	5402 49	91	30 %	25 %	5408 31		30 %	25 %
5212 13		30 %	25 %	5402 49	99	30 %	25 %	5408 32		30 %	25 %
5212 14		30 %	25 %	5402 51		10 %	5 %	5408 33		30 %	25 %
5212 15		30 %	25 %	5402 52	00	20 %	20 %	5408 34		30 %	25 %
5212 21		30 %	25 %			+ 5 %	+ 5 %	5501 10		10 %	5 %
5212 22		30 %	25 %	5402 52	10	20 %	15 %	5501 20		20 %	20 %
5212 23		30 %	25 %	5402 52	90	20 %	15 %			+ 5 %	+ 5 %
5212 24		30 %	25 %	5402 59		30 %	25 %	5501 30		20 %	15 %
5212 25		30 %	25 %	5402 61		20 %	15 %	5501 90		20 %	15 %
5301 10		5 %	5 %	5402 62		20 %	20 %	5502 00	10	10 %	5 %
5301 21		5 %	5 %			+ 5 %	+ 5 %	5502 00	40	10 %	5 %
5301 29		5 %	5 %	5402 69		30 %	25 %	5502 00	80	10 %	5 %
5301 30		5 %	5 %	5403 10		20 %	15 %	5502 00	90	20 %	15 %
5302 10		5 %	5 %	5403 20		20 %	15 %	5503 10		10 %	5 %
5302 90		5 %	5 %	5403 31		20 %	15 %	5503 20	10	20 %	20 %
5303 10		10 %	5 %	5403 32		10 %	5 %			+ 5 %	+ 5 %
5303 90		10 %	5 %	5403 33		20 %	15 %	5503 20	90	20 %	15 %
5304 10		10 %	5 %	5403 39		20 %	15 %	5503 30		20 %	15 %
5304 90		10 %	5 %	5403 41		10 %	5 %	5503 40		20 %	15 %
5305 11		10 %	5 %	5403 42		20 %	15 %	5503 90		20 %	15 %
5305 19		10 %	5 %	5403 49		20 %	15 %	5504 10		10 %	5 %
5305 21		10 %	5 %	5404 10		20 %	15 %	5504 90		10 %	5 %
5305 29		10 %	5 %	5404 90		20 %	15 %	5505 10		20 %	15 %
5305 91		10 %	5 %	5405 00		20 %	15 %	5505 20		20 %	15 %
5305 99		10 %	5 %	5406 10		30 %	25 %	5506 10		10 %	5 %
5306 10		10 %	5 %	5406 20		30 %	25 %	5506 20		20 %	15 %
5306 20		10 %	5 %	5407 10		30 %	25 %	5506 30		20 %	15 %
5307 10		20 %	15 %	5407 20		30 %	25 %	5506 90		20 %	15 %
5307 20		20 %	15 %	5407 30		30 %	25 %	5507 00		10 %	5 %
5308 10		20 %	15 %	5407 41		30 %	25 %	5508 10		20 %	15 %
5308 20		20 %	15 %	5407 42		30 %	25 %	5508 20		30 %	25 %
5308 30		20 %	15 %	5407 43		30 %	25 %	5509 11		20 %	15 %
5308 90		20 %	15 %	5407 44		30 %	25 %	5509 12		20 %	15 %
5309 11		30 %	25 %	5407 51		30 %	25 %	5509 21		20 %	15 %
5309 19		30 %	25 %	5407 52		30 %	25 %	5509 22		20 %	15 %
5309 21		30 %	25 %	5407 53		30 %	25 %	5509 31		20 %	15 %
5309 29		30 %	25 %	5407 54		30 %	25 %	5509 32		20 %	15 %
5310 10		30 %	25 %	5407 60		30 %	25 %	5509 41		20 %	15 %
5310 90		30 %	25 %	5407 61		30 %	25 %	5509 42		20 %	15 %
5311 00		30 %	25 %	5407 69		30 %	25 %	5509 51		20 %	15 %
5401 10		30 %	25 %	5407 71		30 %	25 %	5509 52		20 %	15 %
5401 20		10 %	5 %	5407 72		30 %	25 %	5509 53		20 %	15 %
5402 10		20 %	15 %	5407 73		30 %	25 %	5509 59		20 %	15 %
5402 20		20 %	20 %	5407 74		30 %	25 %	5509 61		20 %	15 %
		+ 5 %	+ 5 %	5407 81		30 %	25 %	5509 62		20 %	15 %
				5407 82		30 %	25 %				

HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate	
		2001	2002			2001	2002			2001	2002
5509 69		20 %	15 %	5515 29		30 %	25 %	5608 19		30 %	25 %
5509 91		20 %	15 %	5515 91		30 %	25 %	5608 90		30 %	25 %
5509 92		20 %	15 %	5515 92		30 %	25 %	5609 00		30 %	25 %
5509 99		20 %	15 %	5515 99		30 %	25 %	5701 10		30 %	25 %
5510 11		20 %	15 %	5516 11		30 %	25 %	5701 90		30 %	25 %
5510 12		20 %	15 %	5516 12		30 %	25 %	5702 10		30 %	25 %
5510 20		20 %	15 %	5516 13		30 %	25 %	5702 20		30 %	25 %
5510 30		20 %	15 %	5516 14		30 %	25 %	5702 31		30 %	25 %
5510 90		20 %	15 %	5516 21		30 %	25 %	5702 32	00	30 %	25 %
5511 10		20 %	15 %	5516 22		30 %	25 %	5702 32	10	10 %	5 %
5511 20		20 %	15 %	5516 23		30 %	25 %	5702 32	90	30 %	25 %
5511 30		20 %	15 %	5516 24		30 %	25 %	5702 39		30 %	25 %
5512 11		30 %	25 %	5516 31		30 %	25 %	5702 41		30 %	25 %
5512 19		30 %	25 %	5516 32		30 %	25 %	5702 42	00	30 %	25 %
5512 21		30 %	25 %	5516 33		30 %	25 %	5702 42	10	10 %	5 %
5512 29		30 %	25 %	5516 34		30 %	25 %	5702 42	90	30 %	25 %
5512 91		30 %	25 %	5516 41		30 %	25 %	5702 49		30 %	25 %
5512 99		30 %	25 %	5516 42		30 %	25 %	5702 51		30 %	25 %
5513 11		30 %	25 %	5516 43		30 %	25 %	5702 52		30 %	25 %
5513 12		30 %	25 %	5516 44		30 %	25 %	5702 59		30 %	25 %
5513 13		30 %	25 %	5516 91		30 %	25 %	5702 91		30 %	25 %
5513 19		30 %	25 %	5516 92		30 %	25 %	5702 92		30 %	25 %
5513 21		30 %	25 %	5516 93		30 %	25 %	5702 99		30 %	25 %
5513 22		30 %	25 %	5516 94		30 %	25 %	5703 10		30 %	25 %
5513 23		30 %	25 %	5601 10		30 %	25 %	5703 20	11	10 %	5 %
5513 29		30 %	25 %	5601 21		30 %	25 %	5703 20	19	10 %	5 %
5513 31		30 %	25 %	5601 22		30 %	25 %	5703 20	91	30 %	25 %
5513 32		30 %	25 %	5601 29		30 %	25 %	5703 20	99	30 %	25 %
5513 33		30 %	25 %	5601 30		20 %	15 %	5703 30	11	10 %	5 %
5513 39		30 %	25 %	5602 10		30 %	25 %	5703 30	19	10 %	5 %
5513 41		30 %	25 %	5602 21		30 %	25 %	5703 30	51	10 %	5 %
5513 42		30 %	25 %	5602 29		30 %	25 %	5703 30	59	10 %	5 %
5513 43		30 %	25 %	5602 90		30 %	25 %	5703 30	91	30 %	25 %
5513 49		30 %	25 %	5603 00		30 %	25 %	5703 30	99	30 %	25 %
5514 11		30 %	25 %	5603 11		30 %	25 %	5703 90		30 %	25 %
5514 12		30 %	25 %	5603 12		30 %	25 %	5704 10		20 %	15 %
5514 13		30 %	25 %	5603 13		30 %	25 %	5704 90		30 %	25 %
5514 19		30 %	25 %	5603 14		30 %	25 %	5705 00		30 %	25 %
5514 21		30 %	25 %	5603 91		30 %	25 %	5801 10		30 %	25 %
5514 22		30 %	25 %	5603 92		30 %	25 %	5801 21		30 %	25 %
5514 23		30 %	25 %	5603 93		30 %	25 %	5801 22		30 %	25 %
5514 29		30 %	25 %	5603 94		30 %	25 %	5801 23		30 %	25 %
5514 31		30 %	25 %	5604 10		20 %	15 %	5801 24		30 %	25 %
5514 32		30 %	25 %	5604 20		20 %	15 %	5801 25		30 %	25 %
5514 33		30 %	25 %	5604 90		20 %	15 %	5801 26		30 %	25 %
5514 39		30 %	25 %	5605 00		20 %	15 %	5801 31		30 %	25 %
5514 41		30 %	25 %	5606 00		20 %	15 %	5801 32		30 %	25 %
5514 42		30 %	25 %	5607 10		30 %	25 %	5801 33		30 %	25 %
5514 43		30 %	25 %	5607 21		30 %	25 %	5801 34		30 %	25 %
5514 49		30 %	25 %	5607 29		30 %	25 %	5801 35		30 %	25 %
5515 11		30 %	25 %	5607 30		30 %	25 %	5801 36		30 %	25 %
5515 12		30 %	25 %	5607 41		30 %	25 %	5801 90		30 %	25 %
5515 13		30 %	25 %	5607 49		30 %	25 %	5802 11		30 %	25 %
5515 19		30 %	25 %	5607 50		30 %	25 %	5802 19		30 %	25 %
5515 21		30 %	25 %	5607 90		30 %	25 %	5802 20		30 %	25 %
5515 22		30 %	25 %	5608 11		30 %	25 %	5802 30		30 %	25 %

HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate	
		2001	2002			2001	2002			2001	2002
5803 10		30 %	25 %	6002 20		30 %	25 %	6104 63		30 %	25 %
5803 90		30 %	25 %	6002 30		30 %	25 %	6104 69		30 %	25 %
5804 10		30 %	25 %	6002 41		30 %	25 %	6105 10		30 %	25 %
5804 21		30 %	25 %	6002 42		30 %	25 %	6105 20		30 %	25 %
5804 29		30 %	25 %	6002 43		30 %	25 %	6105 90		30 %	25 %
5804 30		30 %	25 %	6002 49		30 %	25 %	6106 10		30 %	25 %
5805 00		30 %	25 %	6002 91		30 %	25 %	6106 20		30 %	25 %
5806 10		30 %	25 %	6002 92		30 %	25 %	6106 90		30 %	25 %
5806 20		30 %	25 %	6002 93		30 %	25 %	6107 11		30 %	25 %
5806 31		30 %	25 %	6002 99		30 %	25 %	6107 12		30 %	25 %
5806 32		30 %	25 %	6101 10		30 %	25 %	6107 19		30 %	25 %
5806 39		30 %	25 %	6101 20		30 %	25 %	6107 21		30 %	25 %
5806 40		30 %	25 %	6101 30		30 %	25 %	6107 22		30 %	25 %
5807 10		30 %	25 %	6101 90		30 %	25 %	6107 29		30 %	25 %
5807 90		30 %	25 %	6102 10		30 %	25 %	6107 91		30 %	25 %
5808 10		30 %	25 %	6102 20		30 %	25 %	6107 92		30 %	25 %
5808 90		30 %	25 %	6102 30		30 %	25 %	6107 99		30 %	25 %
5809 00		30 %	25 %	6102 90		30 %	25 %	6108 11		30 %	25 %
5810 10		30 %	25 %	6103 11		30 %	25 %	6108 19		30 %	25 %
5810 91		30 %	25 %	6103 12		30 %	25 %	6108 21		30 %	25 %
5810 92		30 %	25 %	6103 19		30 %	25 %	6108 22		30 %	25 %
5810 99		30 %	25 %	6103 21		30 %	25 %	6108 29		30 %	25 %
5811 00		30 %	25 %	6103 22		30 %	25 %	6108 31		30 %	25 %
5901 10		30 %	25 %	6103 23		30 %	25 %	6108 32		30 %	25 %
5901 90		30 %	25 %	6103 29		30 %	25 %	6108 39		30 %	25 %
5902 10		5 %	5 %	6103 31		30 %	25 %	6108 91		30 %	25 %
5902 20		5 %	5 %	6103 32		30 %	25 %	6108 92		30 %	25 %
5902 90		5 %	5 %	6103 33		30 %	25 %	6108 99		30 %	25 %
5903 10		30 %	25 %	6103 39		30 %	25 %	6109 10		30 %	25 %
5903 20		30 %	25 %	6103 41		30 %	25 %	6109 90		30 %	25 %
5903 90		30 %	25 %	6103 42		30 %	25 %	6110 10		30 %	25 %
5904 10		30 %	25 %	6103 43		30 %	25 %	6110 20		30 %	25 %
5904 91		30 %	25 %	6103 49		30 %	25 %	6110 30		30 %	25 %
5904 92		30 %	25 %	6104 11		30 %	25 %	6110 90		30 %	25 %
5905 00		30 %	25 %	6104 12		30 %	25 %	6111 10		30 %	25 %
5906 10		30 %	25 %	6104 13		30 %	25 %	6111 20		30 %	25 %
5906 91		30 %	25 %	6104 19		30 %	25 %	6111 30		30 %	25 %
5906 99		30 %	25 %	6104 21		30 %	25 %	6111 90		30 %	25 %
5907 00		30 %	25 %	6104 22		30 %	25 %	6112 11		30 %	25 %
5908 00		30 %	25 %	6104 23		30 %	25 %	6112 12		30 %	25 %
5909 00		30 %	25 %	6104 29		30 %	25 %	6112 19		30 %	25 %
5910 00		30 %	25 %	6104 31		30 %	25 %	6112 20		30 %	25 %
5911 10		10 %	5 %	6104 32		30 %	25 %	6112 31		30 %	25 %
5911 20		20 %	15 %	6104 33		30 %	25 %	6112 39		30 %	25 %
5911 31		10 %	5 %	6104 39		30 %	25 %	6112 41		30 %	25 %
5911 32		20 %	15 %	6104 41		30 %	25 %	6112 49		30 %	25 %
5911 40		20 %	15 %	6104 42		30 %	25 %	6113 00		30 %	25 %
5911 90		20 %	15 %	6104 43		30 %	25 %	6114 10		30 %	25 %
6001 10		30 %	25 %	6104 44		30 %	25 %	6114 20		30 %	25 %
6001 21		30 %	25 %	6104 49		30 %	25 %	6114 30		30 %	25 %
6001 22		30 %	25 %	6104 51		30 %	25 %	6114 90		30 %	25 %
6001 29		30 %	25 %	6104 52		30 %	25 %	6115 11		30 %	25 %
6001 91		30 %	25 %	6104 53		30 %	25 %	6115 12		30 %	25 %
6001 92		30 %	25 %	6104 59		30 %	25 %	6115 19		30 %	25 %
6001 99		30 %	25 %	6104 61		30 %	25 %	6115 20		30 %	25 %
6002 10		30 %	25 %	6104 62		30 %	25 %	6115 91		30 %	25 %

HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate	
		2001	2002			2001	2002			2001	2002
6115 92		30 %	25 %	6204 42		30 %	25 %	6211 49		30 %	25 %
6115 93		30 %	25 %	6204 43		30 %	25 %	6212 10		30 %	25 %
6115 99		30 %	25 %	6204 44		30 %	25 %	6212 20		30 %	25 %
6116 10		30 %	25 %	6204 49		30 %	25 %	6212 30		30 %	25 %
6116 91		30 %	25 %	6204 51		30 %	25 %	6212 90		30 %	25 %
6116 92		30 %	25 %	6204 52		30 %	25 %	6213 10		30 %	25 %
6116 93		30 %	25 %	6204 53		30 %	25 %	6213 20		30 %	25 %
6116 99		30 %	25 %	6204 59		30 %	25 %	6213 90		30 %	25 %
6117 10		30 %	25 %	6204 61		30 %	25 %	6214 10		30 %	25 %
6117 20		30 %	25 %	6204 62		30 %	25 %	6214 20		30 %	25 %
6117 80		30 %	25 %	6204 63		30 %	25 %	6214 30		30 %	25 %
6117 90		30 %	25 %	6204 69		30 %	25 %	6214 40		30 %	25 %
6201 11		30 %	25 %	6205 10		30 %	25 %	6214 90		30 %	25 %
6201 12		30 %	25 %	6205 20		30 %	25 %	6215 10		30 %	25 %
6201 13		30 %	25 %	6205 30		30 %	25 %	6215 20		30 %	25 %
6201 19		30 %	25 %	6205 90		30 %	25 %	6215 90		30 %	25 %
6201 91		30 %	25 %	6206 10		30 %	25 %	6216 00		30 %	25 %
6201 92		30 %	25 %	6206 20		30 %	25 %	6217 10		30 %	25 %
6201 93		30 %	25 %	6206 30		30 %	25 %	6217 90		30 %	25 %
6201 99		30 %	25 %	6206 40		30 %	25 %	6301 10		30 %	25 %
6202 11		30 %	25 %	6206 90		30 %	25 %	6301 20		30 %	25 %
6202 12		30 %	25 %	6207 11		30 %	25 %	6301 30		30 %	25 %
6202 13		30 %	25 %	6207 19		30 %	25 %	6301 40		30 %	25 %
6202 19		30 %	25 %	6207 21		30 %	25 %	6301 90		30 %	25 %
6202 91		30 %	25 %	6207 22		30 %	25 %	6302 10		30 %	25 %
6202 92		30 %	25 %	6207 29		30 %	25 %	6302 21		30 %	25 %
6202 93		30 %	25 %	6207 91		30 %	25 %	6302 22		30 %	25 %
6202 99		30 %	25 %	6207 92		30 %	25 %	6302 29		30 %	25 %
6203 11		30 %	25 %	6207 99		30 %	25 %	6302 31		30 %	25 %
6203 12		30 %	25 %	6208 11		30 %	25 %	6302 32		30 %	25 %
6203 19		30 %	25 %	6208 19		30 %	25 %	6302 39		30 %	25 %
6203 21		30 %	25 %	6208 21		30 %	25 %	6302 40		30 %	25 %
6203 22		30 %	25 %	6208 22		30 %	25 %	6302 51		30 %	25 %
6203 23		30 %	25 %	6208 29		30 %	25 %	6302 52		30 %	25 %
6203 29		30 %	25 %	6208 91		30 %	25 %	6302 53		30 %	25 %
6203 31		30 %	25 %	6208 92		30 %	25 %	6302 59		30 %	25 %
6203 32		30 %	25 %	6208 99		30 %	25 %	6302 60		30 %	25 %
6203 33		30 %	25 %	6209 10		30 %	25 %	6302 91		30 %	25 %
6203 39		30 %	25 %	6209 20		30 %	25 %	6302 92		30 %	25 %
6203 41		30 %	25 %	6209 30		30 %	25 %	6302 93		30 %	25 %
6203 42		30 %	25 %	6209 90		30 %	25 %	6302 99		30 %	25 %
6203 43		30 %	25 %	6210 10		30 %	25 %	6303 11		30 %	25 %
6203 49		30 %	25 %	6210 20		30 %	25 %	6303 12		30 %	25 %
6204 11		30 %	25 %	6210 30		30 %	25 %	6303 19		30 %	25 %
6204 12		30 %	25 %	6210 40		30 %	25 %	6303 91		30 %	25 %
6204 13		30 %	25 %	6210 50		30 %	25 %	6303 92		30 %	25 %
6204 19		30 %	25 %	6211 11		30 %	25 %	6303 99		30 %	25 %
6204 21		30 %	25 %	6211 12		30 %	25 %	6304 11		30 %	25 %
6204 22		30 %	25 %	6211 20		30 %	25 %	6304 19		30 %	25 %
6204 23		30 %	25 %	6211 31		30 %	25 %	6304 91		30 %	25 %
6204 29		30 %	25 %	6211 32		30 %	25 %	6304 92		30 %	25 %
6204 31		30 %	25 %	6211 33		30 %	25 %	6304 93		30 %	25 %
6204 32		30 %	25 %	6211 39		30 %	25 %	6304 99		30 %	25 %
6204 33		30 %	25 %	6211 41		30 %	25 %	6305 10		30 %	25 %
6204 39		30 %	25 %	6211 42		30 %	25 %	6305 20		30 %	25 %
6204 41		30 %	25 %	6211 43		30 %	25 %	6305 31		30 %	25 %

HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate		HS 6 code	HS 8 code	Tariff rate	
		2001	2002			2001	2002			2001	2002
6305 32		30 %	25 %	6306 22		30 %	25 %	6307 10		30 %	25 %
6305 33		30 %	25 %	6306 29		30 %	25 %	6307 20		30 %	25 %
6305 39		30 %	25 %	6306 31		30 %	25 %	6307 90		30 %	25 %
6305 90		30 %	25 %	6306 39		30 %	25 %	6308 00		30 %	25 %
6306 11		30 %	25 %	6306 41		30 %	25 %	6309 00		10 %	5 %
6306 12		30 %	25 %	6306 49		30 %	25 %	6310 10		30 %	25 %
6306 19		30 %	25 %	6306 91		30 %	25 %	6310 90		30 %	25 %
6306 21		30 %	25 %	6306 99		30 %	25 %				

AGREED MINUTE

In the context of the Agreement in the form of a Memorandum of Understanding between the European Community and the Islamic Republic of Pakistan on transitional arrangements in the field of market access for textile and clothing products initialled in Brussels on 15 October 2001 and more particularly with reference to point 4 thereof, the Parties recorded their understanding that non-tariff barriers related to all forms of hindrance to trade in the sector include but are not limited to matters such as:

- any additional duties on the import or sale of products of EU origin in excess of the custom duties set out in the Agreement, or any other taxes of equivalent effect, which are higher than any such duties or taxes imposed on the production or sale of equivalent domestic goods,
- technical regulations or standards, or conformity assessment or certification rules, procedures or practices going beyond the purposes for which they are required,
- any formal or informal minimum import price requirement, or other customs valuation rules, procedures or practices giving rise to barriers to trade,
- rules, procedures or practices for pre-shipment inspection that are discriminatory, non-transparent, excessively lengthy or the imposition of customs controls for the clearance of goods to shipments that have been the subject of pre-shipment inspection,
- excessively burdensome, costly or arbitrary rules, procedures or practices concerning the certification of the origin of products or requiring direct shipment of goods from the country of origin to the country of destination,
- any non-automatic or discretionary licensing requirements or any automatic licensing rules, procedures or practices imposing disproportionate burdens or having restrictive effects on imports,
- requirements or practices concerning marking, labelling, the description or composition of the product or the description of the manufacturing of products which, either in their formulation or in their application, are in any form discriminatory as compared with domestic products,
- unduly long customs clearance delays or excessively burdensome, excessive or costly customs procedures, including inspection requirements, which have an unnecessary restrictive effect on imports,
- subsidies causing injury to the EU textiles and clothing industry.

For the European Community

For the Islamic Republic of Pakistan

DECLARATION

In the context of the Agreement in the form of a Memorandum of Understanding between the European Community and the Islamic Republic of Pakistan on transitional arrangements in the field of market access for textile and clothing products and the Agreed Minute thereto initialled in Brussels on 15 October 2001, the Parties declare that the commitments taken concerning non-tariff barriers are bilateral commitments entered into between the Parties independently of any multilateral commitments also applicable to the Parties. In consequence the Parties agree that the application of these provisions is of a purely bilateral nature. The Parties further agree that these bilateral commitments are not intended to go beyond or place them under higher standards or obligations than the level of commitments they have entered into in a multilateral context.

For the European Community

For the Islamic Republic of Pakistan

COMMISSION

COMMISSION DECISION of 28 December 2001

derogating from Council Decision 2001/822/EC, as regards the rules of origin for prepared and preserved shrimps and prawns from Greenland

(notified under document number C(2001) 4648)

(2001/936/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 2001/822/EC of 27 November 2001 on the association of the overseas countries and territories with the European Community ⁽¹⁾, and in particular Article 37(8)(a) of Annex III thereto,

Whereas:

- (1) On 28 September 2001 Greenland requested a derogation from the rules of origin set out in Annex II to Council Decision 91/482/EEC ⁽²⁾ in respect of an annual quantity of 2 100 tonnes of prepared and preserved shrimps and prawns of the species *Pandalus borealis*, to be exported from Greenland over a period of five years.
- (2) Greenland based its request on the fact that during certain periods of the year there is a shortfall in supplies of originating shrimps and prawns.
- (3) With effect from 2 December 2001, Decision 91/482/EEC, was repealed and replaced by Decision 2001/822/EC.
- (4) Article 37 of Annex III to Decision 2001/822/EC concerning the definition of the concept of 'originating products' and methods of administrative cooperation provides that derogations from the rules of origin may be permitted where justified by the development of existing industries or the creation of new industries in a country or territory.
- (5) Article 37 of Annex III to Decision 2001/822/EC reproduces, in substance, the provisions of Article 30 of Annex II to Decision 91/482/EEC.
- (6) It is therefore appropriate to examine Greenland's request in the light of Article 37 of Annex III to Decision 2001/822/EC.

- (7) The requested derogation is justified under Annex III to Decision 2001/822/EC and, specifically, under Article 37(7) thereof, in so far as the value added to the non-originating products used in Greenland would be above 45 % of the value of the finished product and since there would be no serious injury to an economic sector of the Community or of one or more Member States, provided that certain conditions relating to quantities, surveillance and duration were respected.

- (8) The measures provided for in this Decision are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS DECISION:

Article 1

By way of derogation from the provisions of Annex III to Decision 2001/822/EC, prepared and preserved shrimps and prawns of the species *Pandalus borealis* falling within CN code ex 1605 20, processed in Greenland from non-originating shrimps and prawns, shall be regarded as originating in Greenland in accordance with the terms of this Decision.

Article 2

The derogation provided for in Article 1 shall apply to the quantities shown in the Annex to this Decision which are imported into the Community from Greenland during the period of 1 January 2002 to 31 December 2006.

Article 3

1. The quantities referred to in the Annex shall be managed by the Commission, which shall take any administrative action it deems advisable for their efficient management.

⁽¹⁾ OJ L 314, 30.11.2001, p. 1.

⁽²⁾ OJ L 263, 19.3.1991, p. 1.

2. Where an importer presents, in a Member State, a declaration of entry for free circulation, including an application for the benefit of this Decision, the Member State shall, if the declaration has been accepted by the customs authorities, notify the Commission of its wish to draw the amount corresponding to its requirements.

Applications to draw, showing the date of acceptance of declarations, shall be transmitted to the Commission without delay.

Withdrawals shall be granted by the Commission in order of date of acceptance of declarations of entry for free circulation by the Member States' customs authorities, provided that the available balance permits.

If a Member State fails to use a withdrawal it shall return it, as soon as possible, to the appropriate quota.

If requests exceed the available balance of a given quota, quantities shall be allocated on a pro rata basis. The Commission shall inform the Member States of withdrawal on the quotas.

Each Member State shall ensure that importers have continuous and equal access to the amounts available as long as the balance permits.

Article 4

The customs authorities of Greenland shall take the necessary steps to carry out quantitative checks on exports of the products referred to in Article 1. To that end, all the certificates they issue pursuant to this Decision shall bear a reference to it. The competent authorities of Greenland shall forward to the Commission every three months a statement of the quantities in respect of which movement certificates EUR.1 have been

issued pursuant to this Decision and the serial numbers of those certificates.

Article 5

Box 7 of EUR.1 certificates issued under this Decision shall contain one of the following references to this Decision:

- «Excepción — Decisión ...»;
- »Undtagelse — Beslutning ...«;
- „Abweichung — Entscheidung ...“;
- «Παρέκλιση — Απόφαση ...»;
- 'Derogation — Decision ...';
- «Dérogation — Décision ...»;
- «Deroga — decisione ...»;
- „Afwijking — Beschikking ...“;
- «Derrogação — Decisão ...»;
- "Poikkeus — Päätös ...";
- "Undantag - beslut nr ...".

Article 6

This Decision shall apply from 1 January 2002 to 31 December 2006.

Article 7

This Decision is addressed to the Member States.

Done at Brussels, 28 December 2001.

For the Commission

Frederik BOLKESTEIN

Member of the Commission

ANNEX

Greenland

Order No	CN code	Description of goods	Period	Quantities (in tonnes)
09.0691	ex 1605 20	Prepared or preserved shrimps and prawns of the species <i>Pandalus borealis</i>	1.1.2002 to 31.12.2002	2 100
			1.1.2003 to 31.12.2003	2 100
			1.1.2004 to 31.12.2004	2 100
			1.1.2005 to 31.12.2005	2 100
			1.1.2006 to 31.12.2006	2 100

COMMISSION DECISION
of 5 December 2001
amending its rules of procedure
(*notified under document number C(2001) 3714*)
(2001/937/EC, ECSC, Euratom)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community, and in particular Article 218(2) thereof,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular Article 16 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 131 thereof,

Having regard to the Treaty on European Union, and in particular Article 28(1) and Article 41(1) thereof,

HAS DECIDED AS FOLLOWS:

Article 1

The detailed rules for the application of Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents ⁽¹⁾, which are set out in the Annex to this Decision, are annexed to the Commission's Rules of Procedure.

Article 2

Commission Decision 94/90/ECSC, EC, Euratom ⁽²⁾ is repealed.

Article 3

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

Done at Brussels, 5 December 2001.

For the Commission
The President
Romano PRODI

⁽¹⁾ OJ L 145, 31.5.2001, p. 43.

⁽²⁾ OJ L 46, 18.2.1994, p. 58.

ANNEX

Detailed rules for the application of Regulation (EC) No 1049/2001 of the European Parliament and of the Council regarding public access to European Parliament, Council and Commission documents

Whereas:

- (1) In accordance with Article 255(2) of the EC Treaty, the European Parliament and the Council adopted Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents. ⁽¹⁾
- (2) In accordance with Article 255(3) of the Treaty, Article 18 of the Regulation, which lays down general principles and limits for the exercise of the right of access to documents, provides that each institution is to adapt its Rules of Procedure to the provisions of the Regulation,

*Article 1***Beneficiaries**

Citizens of the Union and natural or legal persons residing or having their registered office in a Member State shall exercise their right of access to Commission documents under Article 255(1) of the Treaty and Article 2(1) of Regulation (EC) No 1049/2001 in accordance with these detailed rules. This right of access concerns documents held by the Commission, that is to say, documents drawn up or received by it and in its possession.

Pursuant to Article 2(2) of Regulation (EC) No 1049/2001, citizens of third countries not residing in a Member State and legal persons not having their registered in one of the Member States shall enjoy the right of access to Commission documents on the same terms as the beneficiaries referred to in Article 255(1) of the Treaty.

However, pursuant to Article 195(1) of the Treaty, they shall not have the option of laying a complaint before the European Ombudsman. But if the Commission wholly or partly refuses them access to a document after a confirmatory application, they may bring an action before the Court of First Instance of the European Communities in accordance with the fourth paragraph of Article 230 of the Treaty.

*Article 2***Access applications**

All applications for access to a document shall be sent by mail, fax or e-mail to the Secretariat-General of the Commission or to the relevant Directorate-General or department. The addresses to which applications are to be sent shall be published in the practical guide referred to in Article 8 of these Rules.

The Commission shall answer initial and confirmatory access applications within fifteen working days from the date of registration of the application. In the case of complex or bulky applications, the deadline may be extended by fifteen working days. Reasons must be given for any extension of the deadline and it must be notified to the applicant beforehand.

If an application is imprecise, as referred to in Article 6(2) of Regulation (EC) No 1049/2001, the Commission shall invite the applicant to provide additional information making it possible to identify the documents requested; the deadline for reply shall run only from the time when the Commission has this information.

Any decision which is even partly negative shall state the reason for the refusal based on one of the exceptions listed in Article 4 of Regulation (EC) No 1049/2001 and shall inform the applicant of the remedies available to him.

*Article 3***Treatment of initial applications**

Without prejudice to Article 9 of these Rules, as soon as the application is registered, an acknowledgement of receipt shall be sent to the applicant, unless the answer can be sent by return post.

The acknowledgement of receipt and the answer shall be sent in writing, where appropriate, by electronic means.

The applicant shall be informed of the response to his application either by the Director-General or the head of department concerned, or by a Director designated for this purpose in the Secretariat-General or by a Director designated in the OLAF where the application concerns documents concerning OLAF activities referred to in Article 2(1) and (2) of Commission Decision 1999/352/EC, ECSC, Euratom ⁽²⁾ establishing OLAF, or by a member of staff they have designated for this purpose.

⁽¹⁾ OJ L 145, 31.5.2001, p. 43.

⁽²⁾ OJ L 136, 31.5.1999, p. 20.

Any answer which is even partly negative shall inform the applicant of his right to submit, within fifteen working days from receipt of the answer, a confirmatory application to the Secretary-General of the Commission or to the Director of OLAF where the confirmatory application concerns documents concerning OLAF activities referred to in Article 2(1) and (2) of Decision 1999/352/EC, ECSC, Euratom.

Article 4

Treatment of confirmatory applications

In accordance with Article 14 of the Commission's Rules of Procedure, the power to take decisions on confirmatory applications is delegated to the Secretary-General. However, where the confirmatory application concerns documents concerning OLAF activities referred to in Article 2(1) and (2) of Decision 1999/352/EC, ECSC, Euratom, the decision-making power is delegated to the Director of OLAF.

The Directorate-General or department shall assist the Secretariat-General in the preparation of the decision.

The decision shall be taken by the Secretary-General or by the Director of OLAF after agreement of the Legal Service.

The decision shall be notified to the applicant in writing, where appropriate by electronic means, and inform him of his right to bring an action before the Court of First Instance or to lodge a complaint with the European Ombudsman.

Article 5

Consultations

1. Where the Commission receives an application for access to a document which it holds but which originates from a third party, the Directorate-General or department holding the document shall check whether one of the exceptions provided for by Article 4 of Regulation (EC) No 1049/2001 applies. If the document requested is classified under the Commission's security rules, Article 6 of these Rules shall apply.

2. If, after that examination, the Directorate-General or department holding the document considers that access to it must be refused under one of the exceptions provided for by Article 4 of Regulation (EC) No 1049/2001, the negative answer shall be sent to the applicant without consultation of the third-party author.

3. The Directorate-General or department holding the document shall grant the application without consulting the third-party author where:

- (a) the document requested has already been disclosed either by its author or under the Regulation or similar provisions;
- (b) the disclosure, or partial disclosure, of its contents would not obviously affect one of the interests referred to in Article 4 of Regulation (EC) No 1049/2001.

4. In all the other cases, the third-party author shall be consulted. In particular, if the application for access concerns a document originating from a Member State, the Directorate-General or department holding the document shall consult the originating authority where:

- (a) the document was forwarded to the Commission before the date from which Regulation (EC) No 1049/2001 applies;
- (b) the Member State has asked the Commission not to disclose the document without its prior agreement, in accordance with Article 4(5) of Regulation (EC) No 1049/2001.

5. The third-party author consulted shall have a deadline for reply which shall be no shorter than five working days but must enable the Commission to abide by its own deadlines for reply. In the absence of an answer within the prescribed period, or if the third party is untraceable or not identifiable, the Commission shall decide in accordance with the rules on exceptions in Article 4 of Regulation (EC) No 1049/2001, taking into account the legitimate interests of the third party on the basis of the information at its disposal.

6. If the Commission intends to give access to a document against the explicit opinion of the author, it shall inform the author of its intention to disclose the document after a ten-working day period and shall draw his attention to the remedies available to him to oppose disclosure.

7. Where a Member State receives an application for access to a document originating from the Commission, it may, for the purposes of consultation, contact the Secretariat-General, which shall be responsible for determining the Directorate-General or department responsible for the document within the Commission. The issuing Directorate-General or department of the document reply to the application after consulting the Secretariat-General.

Article 6

Treatment of applications for access to classified documents

Where an application for access concerns a sensitive document as defined in Article 9(1) of Regulation (EC) No 1049/2001, or another document classified under the Commission's security rules, it shall be handled by officials entitled to acquaint themselves with the document.

Reasons shall be given on the basis of the exceptions listed in Article 4 of Regulation (EC) No 1049/2001 for any decision refusing access to all or part of a classified document. If it proves that access to the requested document cannot be refused on the basis of these exceptions, the official handling the application shall ensure that the document is declassified before sending it to the applicant.

The agreement of the originating authority shall be required if access is to be given to a sensitive document.

Article 7

Exercise of the right of access

Documents shall be sent by mail, fax or, if available, by e-mail, depending on the application. If documents are voluminous or difficult to handle, the applicant may be invited to consult the documents on the spot. This consultation shall be free.

If the document has been published, the answer shall consist of the publication references and/or the place where the document is available and where appropriate of its web address on the EUROPA site.

If the volume of the documents requested exceeds twenty pages, the applicant may be charged a fee of EUR 0,10 per page plus carriage costs. The charges for other media shall be decided case by case but shall not exceed a reasonable amount.

Article 8

Measures facilitating access to the documents

1. The coverage of the register provided for by Article 11 of Regulation (EC) No 1049/2001 shall be extended gradually. It shall be announced on the EUROPA homepage.

The register shall contain the title of the document (in the languages in which it is available), its serial number and other useful references, an indication of its author and the date of its creation or adoption.

A help page (in all official languages) shall inform the public how the document can be obtained. If the document is published, there shall be a link to the full text.

2. The Commission shall draw up a practical guide to inform the public of their rights under Regulation (EC) No 1049/2001. The guide shall be distributed in all official languages on the EUROPA site and in booklet form.

Article 9

Documents directly accessible to the public

1. This Article applies only to documents drawn up or received after the date from which Regulation (EC) No 1049/2001 applies.

2. The following documents shall be automatically provided on request and, as far as possible, made directly accessible by electronic means:

- (a) agendas for Commission meetings;
- (b) ordinary minutes of Commission meetings, after approval;
- (c) documents adopted by the Commission for publication in the *Official Journal of the European Communities*;
- (d) documents originating from third parties which have already been disclosed by their author or with his consent;
- (e) documents already disclosed following a previous application.

3. If it is clear that none of the exceptions provided for in Article 4 of Regulation (EC) No 1049/2001 is applicable to them, the following documents may be made available, as far as possible by electronic means, provided they do not reflect opinions or individual positions:

- (a) after the adoption of a proposal for an act of the Council or of the European Parliament and of the Council, preparatory documents for that proposal that were submitted to the College during the adoption process;
- (b) after the adoption of an act by the Commission under the implementing powers conferred on it, preparatory documents for that act submitted to the College during the adoption process;
- (c) after the adoption by the Commission of an act under its own powers, or of a communication, report or working document, preparatory documents for that document submitted to the College during the adoption process.

*Article 10***Internal organisation**

The Directors-General and heads of department shall have the power to decide on the action to be taken on initial applications. To this end, they shall designate an official to consider access applications and coordinate the response of his Directorate-General or department.

Answers to initial applications shall be sent to the Secretariat-General for information.

Confirmatory applications shall be sent for information to the Directorate-General or department which answered the initial application.

The Secretariat-General shall ensure coordination and uniform implementation of these rules by Commission Directorates-General and departments. To this end, it shall provide all necessary advice and guidelines.

COMMISSION DECISION

of 28 December 2001

amending for the fifth time Decision 2001/740/EC concerning certain protection measures with regard to foot-and-mouth disease in the United Kingdom

(notified under document number C(2001) 4729)

(Text with EEA relevance)

(2001/938/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾, as last amended by Directive 92/118/EEC ⁽²⁾, and in particular Article 10 thereof,

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market ⁽³⁾, as last amended by Directive 92/118/EEC, and in particular Article 9 thereof,

Whereas:

(1) Commission Decision 2001/740/EC ⁽⁴⁾, as last amended by Decision 2001/911/EC ⁽⁵⁾, concerns certain protection measures with regard to foot-and-mouth disease in the United Kingdom.

(2) The last outbreak of foot-and-mouth disease in Great Britain was recorded on 30 September 2001. Certain counties in Great Britain, which are listed in Annex III, have had no outbreak of foot-and-mouth disease during this epidemic, while others have remained free from the disease for more than 3 months.

(3) Furthermore, because there have been very few outbreaks of foot-and-mouth disease in pigs and moreover the most important pig breeding and rearing areas in Great Britain have remained free of the disease throughout this epidemic, Decision 2001/911/EC laid down the conditions for the dispatch to other Member States of live porcine animals from those areas in Great Britain.

(4) The improved animal health situation now allows the laying down of conditions for the controlled dispatch to other Member States of live bovine and porcine animals from those areas in Great Britain which have had no outbreak for at least 90 days. However such conditions should apply without prejudice to Council Decision 98/256/EC ⁽⁶⁾ concerning emergency measures to protect against bovine spongiform encephalopathy.

(5) Taking account of the improved animal health situation, certain requirements for the dispatch of frozen bovine and porcine semen can be eased.

(6) Furthermore, it appears appropriate to withdraw certain additional certification requirements for equidae in intra-Community trade.

(7) Derogations from certain residence and contact requirements necessary to ensure the certified health status may now be applied also to bovine animals moving between holdings of equivalent health status or considered under the United Kingdom legislation as a single epidemiological group.

(8) It is also considered appropriate to allow the collection en route of pure-bred breeding animals of the porcine species from a limited number of holdings situated in the areas listed in Annex III.

(9) Article 1(a) of Council Directive 88/661/EEC of 19 December 1988 on zootechnical standards applicable to breeding animals of the porcine species ⁽⁷⁾ provides for a definition of pure-bred breeding animals of the porcine species.

(10) The situation should be reviewed at the meeting of the Standing Veterinary Committee scheduled for 15-16 January 2002 and the measures adapted where necessary.

(11) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

⁽¹⁾ OJ L 224, 18.8.1990, p. 29.

⁽²⁾ OJ L 62, 15.3.1993, p. 49.

⁽³⁾ OJ L 395, 30.12.1989, p. 13.

⁽⁴⁾ OJ L 277, 20.10.2001, p. 30.

⁽⁵⁾ OJ L 337, 20.12.2001, p. 39.

⁽⁶⁾ OJ L 113, 15.4.1998, p. 38.

⁽⁷⁾ OJ L 382, 21.12.1988, p. 36.

HAS ADOPTED THIS DECISION:

Article 1

Decision 2001/740/EC is amended as follows:

1. Article 1(2)(2.2) is replaced by the following:

‘2.2. Without prejudice to the provisions of Council Directive 64/432/EEC, Council Decision 98/256/EC and the restrictions on movement of susceptible animals within and through Great Britain applied by the competent authorities of the United Kingdom, and derogating from the provisions in paragraph 1 the competent authorities may authorize the dispatch of live animals of species susceptible to foot- and mouth disease under the following conditions:

- the animals belong to a species specified in the appropriate column in Annex III,
- the animals have been reared within and are dispatched from the areas specified in Annex III,
- the dispatch of such animals is authorized by the competent veterinary authorities of the United Kingdom and notified at least three working days in advance to the competent central veterinary authorities in the Member State of destination and any Member State of transit,
- there has been no outbreak of foot-and-mouth disease in the county listed in Annex III during the past 90 days prior to dispatch,
- during the 30 days prior to loading, the animals have remained under the supervision of the competent veterinary authorities on a single holding situated within the areas listed in Annex III, and there has been no outbreak of foot-and-mouth disease during at least the past 30 days in the area enclosed by a circle of at least 10 km radius centred on the holding,
- no animal of species susceptible to foot-and-mouth disease has been introduced into the holding referred to in the fifth indent during the 30 days prior to loading, except in the case of animals coming from a supplying holding, or holdings subject to a single occupancy licence treated as a single holding, which meet(s) the requirements laid down in the fifth indent, in which case this period may be reduced to 7 days,
- during transport the animals do not come into contact with animals not from the same holding of dispatch, except in the case of animals consigned for direct slaughter and pure-bred breeding pigs, where animals may be collected en route from not more than three holdings which each satisfy the conditions set out in the fifth indent,

— animals for breeding and production shall be consigned to not more than three holdings of destination in not more than one other Member State.

Notwithstanding the provisions above, pure-bred breeding pigs collected en route as provided for in the seventh indent shall be consigned to a single holding of destination only,

- the animals shall be transported under official control in a means of transport that has been cleaned and disinfected before loading or collecting animals for dispatch from holdings referred to in the fifth indent to a destination outside the areas listed in Annex I,
- the health certificates provided for in Council Directive 64/432/EEC ⁽¹⁾ accompanying live bovine or porcine animals consigned from parts of the territory of the United Kingdom listed in Annex III to other Member States shall bear the following words:

“Animals conforming to Commission Decision 2001/740/EC of 19 October 2001 concerning certain protective measures with regard to foot-and-mouth disease in the United Kingdom.”

2. Article 2(2)(d) fifth indent is replaced by the following:

- ‘— no animal of species susceptible to foot-and-mouth disease has been introduced into the holding, or holdings subject to a single occupancy licence treated as a single holding, referred to in the fourth indent during the past 30 days prior to loading, or in the case of farmed game prior to on-farm slaughtering. This period may be reduced to 7 days in the case of meat from bovine and porcine animals, where animals come from a supplying holding, which meets the requirements laid down in the third indent.’

3. The second indent of Article 6(3)(c) is deleted.

4. In Article 12 the last sentence in paragraph 1 and the entire paragraph 3 are deleted.

5. Annex III is replaced by the Annex to the present Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 28 December 2001.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ 121, 29.7.1964, p. 1977/64.

ANNEX

'ANNEX III

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
Scottish Islands	82	Shetland Islands		+	+	+	+	+	+	+
		Shetland Islands	131							
	83	Orkney Islands		+	+	+	+	+	+	+
		Orkney Islands	123							
	84	Western Islands		+	+	+	+	+	+	+
		NA H-Eileanan An Iar	124							
Scotland	85	Wick consisting of		+	+	+	+	+	+	+
		Part of Highland	121							
	86	Elgin consisting of		+	+	+	+	+	+	+
		Moray	122							
		Part of Highland	121							
	87	Inverness consisting of		+	+	+	+	+	+	+
		Part of Highland	121							
	88	Aberdeenshire consisting of		+	+	+	+	+	+	+
		Aberdeen City	128							
		Aberdeenshire	126							
	89	Forfar consisting of		+	+	+	+	+	+	+
		Angus	79							
		Dundee City	81							
	90	Perth consisting of		+	+	+	+	+	+	+
		Clackmannanshire	80							
		Perth & Kinross	90							
	91	Cupar		+	+	+	+	+	+	+
		Fife	127							
	92	Edinburgh consisting of		+	+	+	+	+	+	+
		Falkirk	85							
		Midlothian	88							
		West Lothian	96							
		City of Edinburgh	129							
		East Lothian	130							
	93	Galashiels		+	+	+	+	—	+	+
		Scottish Borders	92							
	94	Stirling		+	+	+	+	+	+	+
		Stirling	94							
	95	Oban		+	+	+	+	+	+	+
		Argyll and Bute	125							

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	96	Hamilton consisting of		+	+	+	+	+	+	+
		East Dunbartonshire	83							
		East Renfrewshire	84							
		City of Glasgow	86							
		Inverclyde	87							
		North Lanarkshire	89							
		Renfrewshire	91							
		South Lanarkshire	93							
		West Dunbartonshire	95							
	97	Ayr consisting of		+	+	+	+	+		+
		East Ayrshire	82							
		North Ayrshire	132							
		South Ayrshire	133							
	98	Stranraer consisting of		+	+	+	+	-	+	+
		Part of Dumfries & Galloway	134							
	99	Dumfries consisting of		+	+	+	+	-	+	+
		Part of Dumfries & Galloway	134							
England	01	Bedfordshire consisting of		+	+	+	+	+	+	+
		Bedford	137							
		Luton District	56							
	02	Berkshire consisting of		+	+	+	+	+	+	+
		Bracknell Forest	41							
		Reading	63							
		West Berkshire	75							
		Windsor & Maidenhead	76							
		Wokingham	77							
		Slough	66							
	03	Buckinghamshire		+	+	+	+	+	+	+
		Buckinghamshire County	138							
		Milton Keynes	59							
	05	Cambridgeshire consisting of		+	+	+	+	+	+	+
		Cambridgeshire County	139							
		City of Peterborough	48							
	06	Cheshire consisting of								
		Halton	54	+	+	+	+	+	+	+
		Cheshire County	140	+	+	+	+	+	+	+
		Warrington	74	+	+	+	+	+	+	+
	07	Cornwall County		+	+	+	+	+	+	+
		Cornwall County	171							

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	09	Derbyshire consisting of								
		City of Derby	44	+	+	+	+	+	+	+
		Derbyshire County	142	+	+	+	+	+	+	+
	10	Devon consisting of								
		Torbay	73	+	+	+	+	+	+	+
		City of Plymouth	136	+	+	+	+	+	+	+
		Devon County	170	+	+	+	+	+	+	+
	11	Dorset consisting of		+	+	+	+	+	+	+
		Dorset County	143							
		Bournemouth	40							
		Poole	62							
	13	Essex consisting of								
		Southend-on-Sea	67	+	+	+	+	+	+	+
		Essex County	146	+	+	+	+	+	+	+
		Thurrock	72	+	+	+	+	+	+	+
	14	Gloucestershire consisting of		+	+	+	+	+	+	+
		South Gloucestershire	68							
		Gloucestershire County	147							
	15	Hampshire consisting of		+	+	+	+	+	+	+
		Hampshire County	148							
		City of Portsmouth	135							
		City of Southampton	49							
	16	Isle of Wight		+	+	+	+	+	+	+
		Isle of Wight	114							
	17	Hereford & Worcester consisting of								
		Worcestershire County	167	+	+	+	+	+	+	+
		County of Herefordshire	51	+	+	+	+	+	+	+
	18	Hertfordshire		+	+	+	+	+	+	+
		Hertfordshire	149							
	20	Kent consisting of		+	+	+	+	+	+	+
		Medway	57							
		Kent County	150							
	21	Lancashire consisting of								
		Blackburn with Darwen	38	+	+	+	+	+	+	+
		Blackpool	39	+	+	+	+	+	+	+
		Lancashire County	151	+	+	+	+	—	+	+

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
22	Leicestershire consisting of	City of Leicester	46	+	+	+	+	+	+	+
		Rutland	65	+	+	+	+	+	+	+
		Leicestershire County	152	+	+	+	+	+	+	+
24	Lincolnshire			+	+	+	+	+	+	+
		Lincolnshire County	153							
25	Merseyside consisting of			+	+	+	+	+	+	+
		Knowsley District	12							
		Liverpool District	14							
		Sefton District	23							
		St. Helens District	28							
26	East London			+	+	+	+	+	+	+
		Greater London Authority	168							
27	South East London			+	+	+	+	+	+	+
		Greater London Authority	168							
28	Norfolk			+	+	+	+	+	+	+
		Norfolk County	154							
29	Northamptonshire			+	+	+	+	+	+	+
		Northamptonshire County	155							
32	Nottinghamshire consisting of			+	+	+	+	+	+	+
		City of Nottingham	47							
		Nottinghamshire County	157							
33	Oxfordshire			+	+	+	+	+	+	+
		Oxfordshire County	158							
34	Avon consisting of			+	+	+	+	+	+	+
		Bath & North East Somerset	37	+	+	+	+	+	+	+
		City of Bristol	43	+	+	+	+	+	+	+
		South Gloucestershire	68	+	+	+	+	+	+	+
		North Somerset	120	+	+	+	+	+	+	+
35	Shropshire consisting of			+	+	+	+	+	+	+
		Telford and Wrekin	71							
		Shropshire County	159							
36	Somerset			+	+	+	+	+	+	+
		Somerset County	160							
37	Staffordshire consisting of			+	+	+	+	+	+	+
		City of Stoke-on-Trent	50	+	+	+	+	+	+	+
		Staffordshire County	161	+	+	+	+	+	+	+
38	Suffolk			+	+	+	+	+	+	+
		Suffolk County	162							
39	Isles of Scilly			+	+	+	+	+	+	+
		Isles of Scilly	172							

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	40	Surrey		+	+	+	+	+	+	+
		Surrey County	163							
	41	East Sussex consisting of		+	+	+	+	+	+	+
		Brighton & Hove	42							
		East Sussex County	145							
	42	West Sussex		+	+	+	+	+	+	+
		West Sussex County	165							
	43	Warwickshire		+	+	+	+	+	+	+
		Warwickshire County	164							
	44	Greater Manchester consisting of								
		Tameside District	30	+	+	+	+	+	+	+
		Oldham District	18	+	+	+	+	+	+	+
		Rochdale District	19	+	+	+	+	+	+	+
		Bury District	5	+	+	+	+	+	+	+
		Bolton District	3	+	+	+	+	+	+	+
		Salford District	21	+	+	+	+	+	+	+
		Trafford District	31	+	+	+	+	+	+	+
		Manchester District	15	+	+	+	+	+	+	+
		Stockport District	27	+	+	+	+	+	+	+
		Wigan District	34	+	+	+	+	+	+	+
	45	Wiltshire consisting of								
		Swindon	70	+	+	+	+	+	+	+
		Wiltshire County	166	+	+	+	+	+	+	+
	46	West Midlands consisting of		+	+	+	+	+	+	+
		Birmingham District	2							
		Dudley District	9							
		Sandwell District	22							
		Solihull District	25							
		Walshall District	33							
		Wolverhampton District	36							
		Coventry District	7							
	47	South Yorkshire consisting of		+	+	+	+	+	+	+
		Barnsley District	1							
		Doncaster District	8							
		Rotherham District	20							
		Sheffield District	24							
	49	West Yorkshire consisting of		+	+	+	+	—	+	+
		Wakefield District	32							
		Kirklees District	11							
		Calderdale District	6							

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	50	Beverley-North Yorkshire consisting of		+	+	+	+	-	+	+
		York	78							
		Selby District	177							
	51	Humberside consisting of		+	+	+	+	-	+	+
		East Riding of Yorkshire	53							
		City of Kingston upon Hull	45							
		North East Lincolnshire	60							
		North Lincolnshire	61							
	Wales	52	Powys consisting of		+	+	+	+	+	+
				North Powys	174					
				South Powys	173					
		53	Gwynedd consisting of							
				Conwy	103	+	+	+	+	+
				Gwynedd	116	+	+	+	+	+
				Isle of Anglesey	115	+	+	+	+	+
		55	Dyfed consisting of		+	+	+	+	+	+
				Sir Gaerfyrddin-Carmarthenshire	110					
				Sir Ceredigion-Ceredigion	118					
				Sir Benfro-Pembrokeshire	119					
		56	Clwyd consisting of		+	+	+	+	+	+
				Sir Ddinbych-Denbigshire	108					
				Sir Y Fflint-Flintshire	111					
				Wrecsam-Wrexham	113					
		57	South Glamorgan consisting of		+	+	+	+	+	+
				Bro Morgannwg-The Vale of Glamorgan	99					
				Caerdydd-Cardiff	117					
		58	Mid Glamorgan consisting of							
				Caerffili-Caerphilly	100	+	+	+	+	+
				Merthyr Tudful-Merthyr Tydfil	104	+	+	+	+	+
				Pen-y-Bont Ar Ogwr-Bridgend	105	+	+	+	+	+
				Rhondda/Cyin/Taf-Rhondda/Cyon/Taff	107	+	+	+	+	+

Group	ADNS	Administrative Unit	GIS	B	S/G	P	FG	WG	LB	LP
	59	West Glamorgan consisting of								
		Abertawe-Swansea	97	+	+	+	+	+	+	+
		Castell-Nedd Port Talbot-Neath Port Talbot	102	+	+	+	+	+	+	+
	60	Gwent consisting of								
		Blaenau Gwent-Blaenau Gwent	98	+	+	+	+	+	+	+
		Casnewydd-Newport	101	+	+	+	+	+	+	+
		Sir Fynwy-Monmouthshire	109	+	+	+	+	+	+	+
		Tor-Faen-Torfean	112	+	+	+	+	+	+	+

ADNS = Animal Disease Notification System Code (Decision 2000/807/EC)

GIS = Administrative Unit Code

B = bovine meat

S/G = sheep and goat meat

P = pig meat

FG = farmed game of species susceptible to foot-and-mouth disease

WG = wild game of species susceptible to foot-and-mouth disease

LB = live bovine animals

LP = live pigs'