

English edition

Legislation

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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 844/2002**of 18 February 2002****concerning the export of certain ECSC and EC steel products from the Czech Republic to the Community for the period from 1 January to 31 December 2002 (extension of the double-checking system)****(Text with EEA relevance)**

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) The Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Czech Republic, of the other part, entered into force on 1 February 1995 ⁽¹⁾.
- (2) The Parties decided by Decision No 1/2002 ⁽²⁾ of the Association Council to extend the double-checking system introduced by Decision No 3/97 ⁽³⁾ of the Association Council, for the period from 1 January to 31 December 2002.
- (3) It is consequently necessary to extend the Community implementing legislation introduced by Council Regulation (EC) No 87/98 of 19 December 1997 concerning the export of certain ECSC and EC steel products from the Czech Republic to the Community for the period from 1 January to 31 December 2002 (renewal of the double-checking system) ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 87/98 shall continue to apply for the period from 1 January to 31 December 2002, in accordance with the provisions of Decision No 1/2002 of the Association Council between the European Communities and their Member States, of the one part, and the Czech Republic, of the other part.

Article 2

Regulation (EC) No 87/98 shall in consequence be amended as follows:

In the title, preamble and Article 1(1) and (4), references to the period '1 January to 31 December 2001' shall be replaced by references to '1 January to 31 December 2002'.

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.

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

Done at Brussels, 18 February 2002.

For the Council

The President

J. PIQUÉ I CAMPS

⁽¹⁾ OJ L 360, 31.12.1994, p. 2.

⁽²⁾ See page 23 of this Official Journal.

⁽³⁾ OJ L 13, 19.1.1998, p. 99.

⁽⁴⁾ OJ L 13, 19.1.1998, p. 43. Regulation as last amended by Regulation (EC) No 239/2001 (OJ L 35, 6.2.2001, p. 3).

COMMISSION REGULATION (EC) No 845/2002
of 22 May 2002
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 23 May 2002.

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

Done at Brussels, 22 May 2002.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 22 May 2002 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	45,0
	204	35,8
	999	40,4
0707 00 05	052	99,2
	220	149,2
	628	150,5
	999	133,0
0709 90 70	052	94,0
	999	94,0
0805 10 10, 0805 10 30, 0805 10 50	052	88,8
	204	43,9
	212	64,5
	220	85,8
	388	49,5
	600	48,4
	624	75,1
	999	65,1
0805 50 10	528	73,2
	999	73,2
0808 10 20, 0808 10 50, 0808 10 90	060	16,2
	388	96,7
	400	122,0
	404	114,4
	508	76,7
	512	87,2
	524	83,4
	528	88,4
	720	150,2
	804	103,7
0809 20 95	999	93,9
	052	428,4
	400	361,7
	999	395,0

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2020/2001 (OJ L 273, 16.10.2001, p. 6). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 846/2002**of 21 May 2002****establishing unit values for the determination of the customs value of certain perishable goods**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code ⁽¹⁾, as last amended by Regulation (EC) No 2700/2000 of the European Parliament and of the Council ⁽²⁾,

Having regard to 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 ⁽³⁾, as last amended by Regulation (EC) No 444/2002 ⁽⁴⁾, and in particular Article 173(1) thereof,

Whereas:

- (1) Articles 173 to 177 of Regulation (EEC) No 2454/93 provide that the Commission shall periodically establish unit values for the products referred to in the classification in Annex 26 to that Regulation.

- (2) The result of applying the rules and criteria laid down in the abovementioned Articles to the elements communicated to the Commission in accordance with Article 173(2) of Regulation (EEC) No 2454/93 is that unit values set out in the Annex to this Regulation should be established in regard to the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

The unit values provided for in Article 173(1) of Regulation (EEC) No 2454/93 are hereby established as set out in the table in the Annex hereto.

Article 2

This Regulation shall enter into force on 24 May 2002.

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

Done at Brussels, 21 May 2002.

For the Commission

Erkki LIIKANEN

Member of the Commission

⁽¹⁾ OJ L 302, 19.10.1992, p. 1.

⁽²⁾ OJ L 311, 12.12.2000, p. 17.

⁽³⁾ OJ L 253, 11.10.1993, p. 1.

⁽⁴⁾ OJ L 68, 12.3.2002, p. 11.

ANNEX

Code	Description	Amount of unit values per 100 kg			
	Species, varieties, CN code	EUR	DKK	SEK	GBP
1.10	New potatoes 0701 90 50	38,41	285,62	354,06	24,11
1.30	Onions (other than seed) 0703 10 19	41,52	308,78	382,76	26,07
1.40	Garlic 0703 20 00	173,58	1 290,96	1 600,26	108,99
1.50	Leeks ex 0703 90 00	80,00	594,97	737,52	50,23
1.60	Cauliflowers 0704 10 00	55,28	411,12	509,63	34,71
1.80	White cabbages and red cabbages 0704 90 10	40,00	297,48	368,76	25,12
1.90	Sprouting broccoli or calabrese (<i>Brassica oleracea</i> L. <i>convar. botrytis</i> (L.) <i>Alef</i> var. <i>italica</i> Plenck) ex 0704 90 90	61,43	456,86	566,32	38,57
1.100	Chinese cabbage ex 0704 90 90	54,08	402,23	498,60	33,96
1.110	Cabbage lettuce (head lettuce) 0705 11 00	90,36	672,02	833,03	56,74
1.130	Carrots ex 0706 10 00	68,86	512,12	634,82	43,24
1.140	Radishes ex 0706 90 90	132,46	985,12	1 221,15	83,17
1.160	Peas (<i>Pisum sativum</i>) 0708 10 00	445,63	3 314,19	4 108,26	279,81
1.170	Beans:				
1.170.1	Beans (<i>Vigna</i> spp., <i>Phaseolus</i> spp.) ex 0708 20 00	128,94	958,92	1 188,67	80,96
1.170.2	Beans (<i>Phaseolus</i> spp., <i>vulgaris</i> var. <i>Compressus</i> Savi) ex 0708 20 00	64,72	481,33	596,65	40,64
1.180	Broad beans ex 0708 90 00	157,74	1 173,13	1 454,21	99,04
1.190	Globe artichokes 0709 10 00	—	—	—	—
1.200	Asparagus:				
1.200.1	— green ex 0709 20 00	465,10	3 458,99	4 287,76	292,04
1.200.2	— other ex 0709 20 00	313,00	2 327,81	2 885,54	196,53
1.210	Aubergines (eggplants) 0709 30 00	141,30	1 050,85	1 302,63	88,72

Code	Description	Amount of unit values per 100 kg			
	Species, varieties, CN code	EUR	DKK	SEK	GBP
1.220	Ribbed celery (<i>Apium graveolens</i> L., var. <i>dulce</i> (Mill.) Pers.) ex 0709 40 00	94,79	704,96	873,87	59,52
1.230	Chantarelles 0709 51 30	744,83	5 539,38	6 866,59	467,68
1.240	Sweet peppers 0709 60 10	187,41	1 393,77	1 727,71	117,67
1.270	Sweet potatoes, whole, fresh (intended for human consumption) 0714 20 10	85,44	635,41	787,65	53,65
2.10	Chestnuts (<i>Castanea</i> spp.), fresh ex 0802 40 00	176,48	1 312,50	1 626,97	110,81
2.30	Pineapples, fresh ex 0804 30 00	92,03	684,43	848,42	57,79
2.40	Avocados, fresh ex 0804 40 00	97,24	723,21	896,49	61,06
2.50	Guavas and mangoes, fresh ex 0804 50 00	143,66	1 068,43	1 324,42	90,21
2.60	Sweet oranges, fresh:				
2.60.1	— Sanguines and semi-sanguines 0805 10 10	71,70	533,24	661,00	45,02
2.60.2	— Navels, navelines, navelates, salustianas, vernas, Valencia lates, Maltese, shamoutis, ovalis, trovita and hamlins 0805 10 30	52,72	392,08	486,03	33,10
2.60.3	— Others 0805 10 50	71,70	533,24	661,00	45,02
2.70	Mandarins (including tangerines and satsumas), fresh; clementines, wilkings and similar citrus hybrids, fresh:				
2.70.1	— Clementines ex 0805 20 10	101,53	755,09	936,01	63,75
2.70.2	— Monreales and satsumas ex 0805 20 30	80,93	601,90	746,11	50,82
2.70.3	— Mandarines and wilkings ex 0805 20 50	99,90	742,97	920,98	62,73
2.70.4	— Tangerines and others ex 0805 20 70 ex 0805 20 90	47,90	356,24	441,59	30,08
2.85	Limes (<i>Citrus aurantifolia</i> , <i>Citrus latifolia</i>), fresh ex 0805 30 90 ex 0805 90 00	157,54	1 171,63	1 452,35	98,92
2.90	Grapefruit, fresh:				
2.90.1	— white ex 0805 40 00	61,43	456,85	566,31	38,57
2.90.2	— pink ex 0805 40 00	64,10	476,73	590,95	40,25

Code	Description	Amount of unit values per 100 kg			
	Species, varieties, CN code	EUR	DKK	SEK	GBP
2.100	Table grapes 0806 10 10	178,60	1 328,23	1 646,47	112,14
2.110	Water melons 0807 11 00	51,61	383,83	475,79	32,41
2.120	Melons (other than water melons):				
2.120.1	— Amarillo, cuper, honey dew (including cantalene), ontentente, piel de sapo (including verde liso), rochet, tendral, futuro ex 0807 19 00	90,29	671,52	832,41	56,69
2.120.2	— Other ex 0807 19 00	90,74	674,81	836,50	56,97
2.140	Pears				
2.140.1	Pears — nashi (<i>Pyrus pyrifolia</i>), Pears — Ya (<i>Pyrus bretschneideri</i>) ex 0808 20 50	169,21	1 258,43	1 559,95	106,25
2.140.2	Other ex 0808 20 50	72,21	537,01	665,68	45,34
2.150	Apricots ex 0809 10 00	406,68	3 024,52	3 749,18	255,35
2.160	Cherries 0809 20 95 0809 20 05	—	—	—	—
2.170	Peaches 0809 30 90	118,06	878,02	1 088,40	74,13
2.180	Nectarines ex 0809 30 10	254,71	1 894,30	2 348,17	159,93
2.190	Plums 0809 40 05	198,95	1 479,62	1 834,13	124,92
2.200	Strawberries 0810 10 00	131,51	978,05	1 212,39	82,58
2.205	Raspberries 0810 20 10	848,90	6 313,35	7 826,01	533,02
2.210	Fruit of the species <i>Vaccinium myrtillus</i> 0810 40 30	614,33	4 568,83	5 663,51	385,74
2.220	Kiwi fruit (<i>Actinidia chinensis</i> Planch.) 0810 50 00	129,98	966,66	1 198,27	81,61
2.230	Pomegranates ex 0810 90 85	344,74	2 563,87	3 178,16	216,46
2.240	Khakis (including sharon fruit) ex 0810 90 85	334,94	2 490,95	3 087,77	210,31
2.250	Lychees ex 0810 90 30	622,46	4 629,32	5 738,49	390,84

COMMISSION REGULATION (EC) No 847/2002
of 17 May 2002
prohibiting fishing for cod by vessels flying the flag of Belgium

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy ⁽¹⁾, as last amended by Commission Regulation (EC) No 1965/2001 ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 2555/2001 of 18 December 2001 fixing for 2002 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where limitations in catch are required ⁽³⁾, lays down quotas for cod for 2002.
- (2) In order to ensure compliance with the provisions relating to the quantity limits on catches of stocks subject to quotas, the Commission must fix the date by which catches made by vessels flying the flag of a Member State are deemed to have exhausted the quota allocated.
- (3) According to the information received by the Commission, catches of cod in the waters of ICES divisions VII b to k, VIII, IX, X, CECAF 34.1.1 (EC waters) by vessels

flying the flag of Belgium or registered in Belgium have exhausted the quota allocated for 2002. Belgium has prohibited fishing for this stock from 3 April 2002. This date should be adopted in this Regulation also,

HAS ADOPTED THIS REGULATION:

Article 1

Catches of cod in the waters of ICES divisions VII b to k, VIII, IX, X, CEFAC 34.1.1 (EC waters) by vessels flying the flag of Belgium or registered in Belgium are hereby deemed to have exhausted the quota allocated to Belgium for 2002.

Fishing for cod in the waters of ICES divisions VII b to k, VIII, IX, X, CEFAC 34.1.1 (EC waters) by vessels flying the flag of Belgium or registered in Belgium is hereby prohibited, as are the retention on board, transshipment and landing of this stock caught by the above vessels after the date of application of this Regulation.

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 from 3 April 2002.

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

Done at Brussels, 17 May 2002.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 261, 20.10.1993, p. 1.

⁽²⁾ OJ L 268, 9.10.2001, p. 23.

⁽³⁾ OJ L 347, 31.12.2001, p. 1.

COMMISSION REGULATION (EC) No 848/2002
of 17 May 2002
prohibiting fishing for herring by vessels flying the flag of Germany

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy ⁽¹⁾, as last amended by Commission Regulation (EC) No 1965/2001 ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 2555/2001 of 18 December 2001 fixing for 2002 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where limitations in catch are required ⁽³⁾ lays down quotas for herring for 2002.
- (2) In order to ensure compliance with the provisions relating to the quantity limits on catches of stocks subject to quotas, the Commission must fix the date by which catches made by vessels flying the flag of a Member State are deemed to have exhausted the quota allocated.
- (3) According to the information received by the Commission, catches of herring in the waters of ICES subareas I and II (Norwegian waters) by vessels flying the flag of

Germany or registered in Germany have exhausted the quota allocated for 2002. Germany has prohibited fishing for this stock from 19 April 2002. This date should therefore be adopted in this Regulation also,

HAS ADOPTED THIS REGULATION:

Article 1

Catches of herring in the waters of ICES subareas I and II (Norwegian waters) by vessels flying the flag of Germany or registered in Germany are hereby deemed to have exhausted the quota allocated to Germany for 2002.

Fishing for herring in the waters of ICES subareas I and II (Norwegian waters) by vessels flying the flag of Germany or registered in Germany is hereby prohibited, as are the retention on board, transshipment and landing of this stock caught by the above vessels after the date of application of this Regulation.

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 from 19 April 2002.

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

Done at Brussels, 17 May 2002.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 261, 20.10.1993, p. 1.

⁽²⁾ OJ L 268, 9.10.2001, p. 23.

⁽³⁾ OJ L 347, 31.12.2001, p. 1.

COMMISSION REGULATION (EC) No 849/2002
of 22 May 2002
concerning the classification of certain goods in the Combined Nomenclature

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, as last amended by Commission Regulation (EC) No 796/2002 ⁽²⁾, and in particular Article 9 thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific Community provisions, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column 1 of the table annexed to this Regulation should be classified under the CN code(s) indicated in column 2, by virtue of the reasons set out in column 3.
- (4) It is appropriate that binding tariff information, issued by the customs authorities of Member States in respect of the classification of goods in the Combined Nomenclature and which does not conform to the provisions of

this Regulation, can continue to be invoked for a period of three months by the holder, under the provisions in Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code ⁽³⁾, as last amended by Regulation (EC) No 2700/2000 of the European Parliament and of the Council ⁽⁴⁾.

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

HAS ADOPTED THIS REGULATION:

Article 1

In the table in the Annex, the goods described in column 1 shall be classified, in the Combined Nomenclature, in the corresponding CN code(s) indicated in column 2.

Article 2

Binding tariff information, issued by the customs authorities of Member States and which does not conform to the provisions of this Regulation, can continue to be invoked for a period of three months, under the provisions of Article 12(6) of Regulation (EEC) No 2913/92.

Article 3

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, 22 May 2002.

For the Commission

Frederik BOLKESTEIN

Member of the Commission

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.
⁽²⁾ OJ L 128, 15.5.2002, p. 8.

⁽³⁾ OJ L 302, 19.10.1992, p. 1.
⁽⁴⁾ OJ L 311, 12.12.2000, p. 17.

ANNEX

Description	Classification CN code	Reasons
(1)	(2)	(3)
Footwear with an outer sole and upper of plastics, with sole and heel combined having a height of less than 3 cm. A single piece of material is used to form the sole and a part of the upper (raised side parts). The other part of the upper consists of a plastic strap that is attached across the foot to the aforementioned side parts by four horizontal plugs. (See photograph No 621) (*)	6402 99 39	Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 6402, 6402 99 and 6402 99 39. The upper of the shoe is considered to be that portion of the shoe that covers the sides and top of the foot. See also the HS Explanatory Notes to Chapter 64, General, (D). As the plugs are not attached to the part of the shoe which forms the sole, this shoe cannot be classified under CN code 6402 20 00.

(*) The photographs are purely for information.



COMMISSION REGULATION (EC) No 850/2002**of 22 May 2002****on the issue of import licences for rice with cumulative ACP/OCT origin against applications submitted in the first five working days of May 2002 pursuant to Regulation (EC) No 2603/97**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 2603/97 of 16 December 1997 laying down the detailed rules of application for the import of rice from the ACP States and for the import of rice from the overseas countries and territories (OCT) ⁽¹⁾, as last amended by Regulation (EC) No 174/2002 ⁽²⁾, and in particular Article 9(2) thereof,

Whereas:

- (1) Pursuant to Article 9(2) of Regulation (EC) No 2603/97, the Commission must decide within 10 days of the final date for notification by the Member States the extent to which applications can be granted and must fix the available quantities for the following tranche.
- (2) The quantities for which applications have been submitted show that licences for the May 2002 tranche exceed the quantities available for that tranche. This

shows that licences should be issued for the quantities applied for reduced, where appropriate, by reduction percentages,

HAS ADOPTED THIS REGULATION:

Article 1

1. Import licences for rice against applications submitted during the first five working days of May 2002 pursuant to Regulation (EC) No 2603/97 and notified to the Commission shall be issued for the quantities applied for reduced, where appropriate, by the percentages set out in the Annex hereto.
2. The available quantities for the following tranche are set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 23 May 2002.

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

Done at Brussels, 22 May 2002.

For the Commission

J. M. SILVA RODRÍGUEZ

Agriculture Director-General

⁽¹⁾ OJ L 351, 23.12.1997, p. 22.

⁽²⁾ OJ L 30, 31.1.2002, p. 33.

ANNEX

Regulation (EC) No 2603/97

Reduction percentages to be applied to quantities applied for under the tranche for May 2002 and quantities available for the following tranche:

Origin/product	Reduction percentage		Quantity available for the tranche for September 2002 (tonnes)	
	Netherlands Antilles and Aruba	Least-developed OCTs	Netherlands Antilles and Aruba	Least-developed OCTs
OCT (Article 6) — CN code 1006	17,6849	—	—	3378

Origin/product	Reduction percentage	Quantity available for the tranche for September 2002 (t)
ACP (Article 2(1)) — CN codes 1006 10 21 to 1006 10 98, 1006 20 and 1006 30	77,7547	—
ACP (Article 3) — CN code 1006 40 00	96,2293	—

COMMISSION REGULATION (EC) No 851/2002**of 22 May 2002****approving operations to check conformity to the marketing standards applicable to fresh fruit and vegetables carried out in Cyprus 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 545/2002 ⁽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 last 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) On 13 September 2001 the Cypriot authorities sent the Commission a request for the approval of checking operations performed by the Produce Inspection Service of the Ministry of Commerce, Industry and Tourism. This states that Cyprus Produce Inspection Service have the necessary staff, equipment and facilities to carry out checks, that they use methods equivalent to those referred to in Article 9 of Regulation (EC) No 1148/2001 and that the fresh fruit and vegetables exported from Cyprus meet the Community marketing standards.

(3) The information sent by the Member States and in the possession of the Commission departments shows that, in the period 1997 to 2001, the incidence of non-conformity with marketing standards amongst imports of fresh fruit and vegetables from Cyprus was very low.

(4) For a number of years representatives of the Cypriot inspection body have been regular participants at various seminars and training activities organised by different Member States. They have also participated in occasional international efforts to agree marketing stan-

dards 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).

(5) 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

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

Article 2

The official correspondent in Cyprus, under whose responsibility the checking operations are performed, and the inspection body 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.

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 twentieth 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 Cyprus.

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 84, 28.3.2002, p. 1.

⁽³⁾ OJ L 156, 13.6.2001, p. 9.

⁽⁴⁾ OJ L 321, 6.12.2001, p. 15.

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

Done at Brussels, 22 May 2002.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX I

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

Ministry of Commerce, Industry and Tourism
Department of Commerce
CY-1421 Nicosia
Tel. (357) 22 86 71 00
Fax (357) 22 37 51 20
Email: mintrade@spidernet.com.cy

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

Headquarters of Produce Inspection Service (P.I.S.)
Nicosia District Office
CY-1421 Nicosia
Tel. (357) 22 86 71 76
Fax (357) 22 37 54 43
Email: mcitrpa@cytanet.com.cy

Produce Inspection Service (P.I.S.)
Larnaca District Office
CY-6650 Larnaca
Tel. (357) 24 30 47 20
Fax (357) 24 30 47 13

Produce Inspection Service (P.I.S.)
Limassol District Office
PO Box 56052
CY-3304 Limassol
Tel. (357) 25 30 65 40
Fax (357) 25 30 65 62

Produce Inspection Service (P.I.S.)
Paphos District Office
PO Box 60108
CY-8100 Paphos
Tel (357) 26 30 65 34
Fax (357) 26 30 65 33

ANNEX II

MODEL CERTIFICATE PURSUANT TO ARTICLE 7(3) OF REGULATION (EC) No 1148/2001

REPUBLIC OF CYPRUS

MINISTRY OF COMMERCE & INDUSTRY

Agricultural Produce (Export) Regulations — Regulation 15(I)

1. Trader/importer ⁽¹⁾		Inspection Certificate E.E.C. (No) This certificate is exclusively for the use of inspection agencies.	
2. Packer identified on packaging (if other than trader/importer)		3. Inspection Authority	
		4. Place of inspection / country of origin ⁽²⁾	5. Region or country of destination
6. Identification of means of transport		7. Destination check (where applicable)	7.a. ☐ 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 ⁽¹⁾
12. The abovementioned inspection authority certifies, following inspection by sampling, that the abovementioned goods corresponded at the time of inspection to the quality standards in force. Customs office: entry/exit ⁽¹⁾ Period of validity days Place and date of issue Inspection Stamp Inspector: (name in block letters) Signature			
13. Comments			
⁽¹⁾ Delete as necessary. ⁽²⁾ Where the produce is re-exported, indicate its origin in box 9.			

COMMISSION REGULATION (EC) No 852/2002
of 22 May 2002
amending 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 597/2002 ⁽⁴⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) The import duties in the cereals sector are fixed by Commission Regulation (EC) No 802/2002 ⁽⁵⁾, as amended by Regulation (EC) No 818/2002 ⁽⁶⁾.

- (2) Article 2(1) of Regulation (EC) No 1249/96 provides that if during the period of application, the average import duty calculated differs by EUR 5 per tonne from the duty fixed, a corresponding adjustment is to be made. Such a difference has arisen. It is therefore necessary to adjust the import duties fixed in Regulation (EC) No 802/2002,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 802/2002 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 23 May 2002.

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

Done at Brussels, 22 May 2002.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽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 91, 6.4.2002, p. 9.

⁽⁵⁾ OJ L 131, 16.5.2002, p. 7.

⁽⁶⁾ OJ L 132, 17.5.2002, p. 26.

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	7,82
	low quality	20,23
1002 00 00	Rye	31,45
1003 00 10	Barley, seed	31,45
1003 00 90	Barley, other ⁽⁴⁾	31,45
1005 10 90	Maize seed other than hybrid	41,36
1005 90 00	Maize other than seed ⁽⁵⁾	41,36
1007 00 90	Grain sorghum other than hybrids for sowing	31,45

⁽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 15 to 21 May 2002)

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)	119,47	117,80	111,20	94,29	193,18 (**)	183,18 (**)	109,53 (**)
Gulf premium (EUR/t)	—	22,68	17,10	12,65	—	—	—
Great Lakes premium (EUR/t)	25,72	—	—	—	—	—	—

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

(**) Fob Duluth.

2. Freight/cost: Gulf of Mexico–Rotterdam: 18,59 EUR/t; Great Lakes–Rotterdam: 26,14 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 853/2002
of 22 May 2002
fixing the import duties in the rice sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Commission Regulation (EC) No 411/2002 ⁽²⁾,

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

Whereas:

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

the world market or on the Community import market for the product.

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 23 May 2002.

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

Done at Brussels, 22 May 2002.

For the Commission

J. M. SILVA RODRÍGUEZ

Agriculture Director-General

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 62, 5.3.2002, p. 27.

⁽³⁾ OJ L 189, 30.7.1996, p. 71.

⁽⁴⁾ OJ L 351, 29.12.1998, p. 25.

ANNEX I

Import duties on rice and broken rice

(EUR/t)

CN code	Duties ⁽¹⁾				
	Third countries (except ACP and Bangladesh) ⁽²⁾	ACP ⁽¹⁾ ⁽²⁾ ⁽³⁾	Bangladesh ⁽⁴⁾	Basmati India and Pakistan ⁽⁵⁾	Egypt ⁽⁶⁾
1006 10 21	(7)	69,51	101,16		158,25
1006 10 23	(7)	69,51	101,16		158,25
1006 10 25	(7)	69,51	101,16		158,25
1006 10 27	(7)	69,51	101,16		158,25
1006 10 92	(7)	69,51	101,16		158,25
1006 10 94	(7)	69,51	101,16		158,25
1006 10 96	(7)	69,51	101,16		158,25
1006 10 98	(7)	69,51	101,16		158,25
1006 20 11	264,00	88,06	127,66		198,00
1006 20 13	264,00	88,06	127,66		198,00
1006 20 15	264,00	88,06	127,66		198,00
1006 20 17	264,00	88,06	127,66	14,00	198,00
1006 20 92	264,00	88,06	127,66		198,00
1006 20 94	264,00	88,06	127,66		198,00
1006 20 96	264,00	88,06	127,66		198,00
1006 20 98	264,00	88,06	127,66	14,00	198,00
1006 30 21	(7)	133,21	193,09		312,00
1006 30 23	(7)	133,21	193,09		312,00
1006 30 25	(7)	133,21	193,09		312,00
1006 30 27	(7)	133,21	193,09		312,00
1006 30 42	(7)	133,21	193,09		312,00
1006 30 44	(7)	133,21	193,09		312,00
1006 30 46	(7)	133,21	193,09		312,00
1006 30 48	(7)	133,21	193,09		312,00
1006 30 61	(7)	133,21	193,09		312,00
1006 30 63	(7)	133,21	193,09		312,00
1006 30 65	(7)	133,21	193,09		312,00
1006 30 67	(7)	133,21	193,09		312,00
1006 30 92	(7)	133,21	193,09		312,00
1006 30 94	(7)	133,21	193,09		312,00
1006 30 96	(7)	133,21	193,09		312,00
1006 30 98	(7)	133,21	193,09		312,00
1006 40 00	(7)	41,18	(7)		96,00

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

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

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

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

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

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

⁽⁷⁾ Duties fixed in the Common Customs Tariff.

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

ANNEX II

Calculation of import duties for rice

	Paddy	Indica rice		Japonica rice		Broken rice
		Husked	Milled	Husked	Milled	
1. Import duty (EUR/tonne)	(¹)	264,00	416,00	264,00	416,00	(¹)
2. Elements of calculation:						
(a) Arag cif price (EUR/tonne)	—	226,52	266,56	295,78	283,82	—
(b) fob price (EUR/tonne)	—	—	—	263,22	251,26	—
(c) Sea freight (EUR/tonne)	—	—	—	32,56	32,56	—
(d) Source	—	USDA and operators	USDA and operators	Operators	Operators	—

(¹) Duties fixed in the Common Customs Tariff.

II

(Acts whose publication is not obligatory)

COUNCIL

**DECISION No 1/2002 OF THE EU-CZECH REPUBLIC ASSOCIATION COUNCIL
of 20 March 2002
extending the double-checking system established by Decision No 3/97 of the Association Council
for the period from 1 January to 31 December 2002**

(2002/379/EC)

THE ASSOCIATION COUNCIL,

Whereas:

- (1) The Contact Group referred to in Article 10 of Protocol 2 of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Czech Republic, of the other part ⁽¹⁾, which entered into force on 1 February 1995, met on 8 October 2001 and agreed to recommend to the Association Council established under Article 104 of the Agreement that the double-checking system introduced in 1998 by Decision No 3/97 of the Association Council, extended by Decision No 7/98 ⁽²⁾ thereof for the period from 1 January to 31 December 1999, extended by Decision No 1/2000 ⁽³⁾ thereof for the period from 1 January to 31 December 2000, extended by Decision No 1/2001 ⁽⁴⁾ thereof for the period from 1 January to 31 December 2001 should be extended for the period from 1 January to 31 December 2002.
- (2) The Association Council, having been supplied with all relevant information, has agreed with this recommendation,

HAS DECIDED AS FOLLOWS:

Article 1

The double-checking system established by Decision No 3/97 of the Association Council shall continue to apply for the period from 1 January to 31 December 2002. In the Preamble and Article 1(1) and (3) of the Decision, references to the period '1 January to 31 December 2001' shall be replaced by references to '1 January to 31 December 2002'.

Article 2

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

It shall apply with effect from 1 January 2002.

Done at Brussels, 20 March 2002.

For the Association Council
The President
J. KAVAN

⁽¹⁾ OJ L 360, 31.12.1994, p. 2.

⁽²⁾ OJ L 29, 3.2.1999, p. 26.

⁽³⁾ OJ L 69, 17.3.2000, p. 53.

⁽⁴⁾ OJ L 35, 6.2.2001, p. 37.

COMMISSION

COMMISSION DECISION

of 22 May 2002

accepting and withdrawing undertakings in connection with the anti-dumping proceeding concerning imports of flat pallets of wood originating in the Republic of Poland

(notified under document number C(2002) 1911)

(2002/380/EC)

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 Article 8 thereof,

Having regard to Council Regulation (EC) No 2334/97 of 24 November 1997 imposing a definitive anti-dumping duty on certain imports of flat pallets of wood originating in Poland ⁽³⁾, as last amended by Regulation (EC) No 1678/2001 ⁽⁴⁾, and in particular Article 4(1) and (2) thereof,

After consulting the Advisory Committee,

Whereas:

A. PREVIOUS PROCEDURE

- (1) The Commission, by Regulation (EC) No 1023/97 ⁽⁵⁾ (hereinafter referred to as 'the provisional Regulation'), imposed provisional anti-dumping duties on certain imports of flat pallets of wood falling within CN code ex 4415 20 20 originating in the Republic of Poland and accepted undertakings offered by certain exporting producers. These undertakings concerned only one pallet type, i.e. the EUR-pallet.
- (2) Since sampling was used in the investigation, requests for reviews under Article 11(4) of Regulation (EC) No 384/96 could not be accepted. However, in order to ensure equal treatment for both new exporters and the cooperating companies not included in the sample during the original investigation, the provisional Regulation was amended. Article 2 of Commission Regulation

(EC) No 1632/97 ⁽⁶⁾ stipulated that new Polish exporting producers could have undertakings accepted with regard to exports of EUR-pallets, provided they satisfied the criteria set out therein. This was confirmed by Article 4 of Council Regulation (EC) No 2334/97, which imposed a definitive anti-dumping duty on certain imports of flat pallets of wood originating in the Republic of Poland.

B. REQUEST FOR AN UNDERTAKING

- (3) Following the adoption of Regulation (EC) No 2334/97, the Polish exporting producer P.P.H. 'Astra' Sp. z o. o., Nawojowa has requested that Article 4(2) of Regulation (EC) No 2334/97 be applied to it and has offered an undertaking with regard to EUR-pallets. The price undertaking offered is considered acceptable as it removes the injurious dumping found and meets the criteria of Article 4(2).

C. WITHDRAWAL OF UNDERTAKING

- (4) The following six Polish exporting producers from which the Commission accepted undertakings have violated the undertaking by not complying with the minimum selling price obligation laid down in the undertaking:
 - P.W. 'Intur-kfs' Sp. z o.o., Inowroclaw (TARIC additional code 8662),
 - Z.P.H.U. 'Miroslaw Przybylek', Klonowa (TARIC additional code 8574),
 - Import-Export 'Elko' Sp. z o.o., Kalisz (TARIC additional code 8532),
 - 'Drewpal' sp. j., Blizanow (TARIC additional code 8534),
 - 'D&M&D' Sp. z o.o., Blizanow (TARIC additional code 8566),
 - 'CMC' Sp. z o. o., Andrychow, Inwald (TARIC additional code 8528).

⁽¹⁾ OJ L 56, 6.3.1996, p. 1.

⁽²⁾ OJ L 257, 11.10.2000, p. 2.

⁽³⁾ OJ L 324, 27.11.1997, p. 1.

⁽⁴⁾ OJ L 227, 23.8.2001, p. 22.

⁽⁵⁾ OJ L 150, 7.6.1997, p. 4.

⁽⁶⁾ OJ L 225, 15.8.1997, p. 11.

- (5) In order to prevent CMC Sp. z o. o.-Andrychow continuing to benefit from an exemption from the anti-dumping duties by simply channelling its exports through its related company, P.P.H.U. 'Zbigniew Marek', Andrychow (TARIC additional code A113), it is considered appropriate to withdraw the undertaking of that exporter/producer as well and to impose definitive anti-dumping duties.
- (6) The Commission therefore informed these companies that it is intended to remove their names from the list of companies from which an undertaking was accepted and to impose anti-dumping duties instead. One of the companies did not object to this course of action. The other companies commented on the breaches pointed out by the Commission and were granted a hearing where requested. However, none of these exporting producers put forward any arguments which put into question the finding of a violation of the undertaking.

D. COMPANIES SUBJECT TO THE UNDERTAKING

- (7) For the sake of clarity all the companies subject to the undertaking are listed in the Annex to this Decision,

HAS ADOPTED THIS DECISION:

Article 1

The undertaking offered with regard to EUR-pallets by P.P.H. 'Astra' Sp. z o. o., Nawojowa in connection with the anti-dumping proceeding concerning imports of flat pallets of wood originating in Poland and falling within CN code ex 4415 20 20 is hereby accepted.

Article 2

The acceptance of undertakings offered by:

- P.W. 'Intur-kfs' Sp. z o.o., Inowroclaw (TARIC additional code 8662),
- Z.P.H.U. 'Miroslaw Przybylek', Klonowa (TARIC additional code 8574),
- Import-Export 'Elko' Sp. z o.o., Kalisz (TARIC additional code 8532),
- 'Drewpal' sp. j., Blizanow (TARIC additional code 8534),
- 'D&M&D' Sp. z o.o., Blizanow (TARIC additional code 8566),
- 'CMC' Sp. z o. o., Andrychow, Inwald (TARIC additional code 8528),
- P.P.H.U. 'Zbigniew Marek', Andrychow (TARIC additional code A113),

for the export of EUR-pallets in connection with the anti-dumping proceeding concerning imports of flat pallets of wood originating in the Republic of Poland and falling within CN code ex 4415 20 20 is hereby withdrawn.

Article 3

This Decision shall take effect on the day following that of its publication in the *Official Journal of the European Communities*.

Done at Brussels, 22 May 2002.

For the Commission

Pascal LAMY

Member of the Commission

ANNEX

Manufacturer	Additional TARIC code
1. 'Baumann Palety' Sp. zo.o., Barczewo	8570
2. E. Dziurny — C. Nowak S.C., Snietnica	8571
3. F.P.H. 'Tina' S.C., Katowice	8572
4. Firma 'Sabelmar' S.C., Konczyce Male	8573
5. 'Kross-Pol' Sp.zo.o., Kolobrzeg	8576
6. P.P.H. 'GKT' S.C., Bilgoraj	8584
7. P.P.H. 'Unikat', Aleksandrow IV 697	8586
8. P.P.H.U. 'Adapol' S.C., Wolomin	8587
9. P.P.H.U. 'Alpa' Sp.zo.o., Dobrzyca	8588
10. P.P.U.H. 'Alwa' Sp.zo.o., Slawno	8589
11. P.P.H.U. 'Palimex' Sp.zo.o., Wloszakowice	8590
12. P.P.U.H. 'SMS' — St. Mrozowicz, Suleczyno	8591
13. P.T.H. 'Mirex', Kolobrzeg	8597
14. P.W. 'Peteco' Sp.zo.o., Warszawa	8690
15. 'Paletex' Produkcja Palet, Roman Panasiuk, Warszawa	8691
16. Produkcja Palet 'A. Adamus', Kuznia Grabowska	8692
17. P.P.H. Zygmunt Skibinski, Kowal	8693
18. 'Scanproduct' S.A., Czarny Dujanec	8715
19. 'Transdrewneks' Sp.zo.o., Grudziadz-Owczarki	8716
20. W.Z.P.U.M. 'Euro-Tech', Rakszawa	8725
21. Z.P.H. 'Palettenwerk' — K. Kozik, Jordanow	8726
22. Zaklad Przerobu Drewna S.C., Drawsko Pomorskie	8745
23. Z.P.H.U. 'Sek-Pol' Sp.zo.o., Tarnobrzeg	8526
24. 'Euro-Mega-Plus' Sp.zo.o., Kielce	8527
25. Wyrob, Sprzedaz, Skup Palet, Josef Kolodziejczyk, Aleksandrow IV 704	8529
26. Firma Produkcyjno Transportowa Marian Gerka, Brodnica	8530
27. Z.P.H.U. 'Drewnex' Mamos, Luczak, Mamos s.j., Cekow	8531
28. P.P.H.U. 'Probox', Import-Export, Kalisz	8533
29. Zaman S.C., Radom	8535
30. 'Marimpex', Pulawy	8537
31. 'AVEN' Sp.zo.o., Kostrzyn	8558

Manufacturer	Additional TARIC code
32. P.P.H.U. 'Eurex' BIS, Godynice	8538
33. ENKEL S.C., Pulawy	8540
34. Produkcja Stolarska Posrednictwo Export-Import, W.i.T. HENSOLDT, Lebork	8541
35. P.P.U.H. 'DREWPOL', Braszewice	8834
36. PTN Krukłanki Sp.zo.o., Krukłanki	8556
37. WEDAMS.C., Stezyca	8557
38. Import-Export Jan Sibinski, Czajkow	8559
39. P.P.H.U. 'Alk', Bierzwnik	8561
40. 'Empol' S.C., Jastrzebniki 37	8560
41. Euro-Handels Sp.zo.o., Szczecin	8440
42. P.P.H. 'Paletex' Sibinski Jaroslaw, Czajkow	8441
43. Firma 'KIKO' S.C., Poznan	8443
44. 'Enkel' Waldemar Wnuk, Pulawy	8444
45. Firma Borkowski S.C. Export-Import, Grabow n. Prosna	8446
46. 'Bilusa' Sp.zo.o., Kłodawa	8484
47. P.P.U.H. PAL-POL S.C., Prabuty	8485
48. Firma 'A.C.S.' S.C., Kamien	8486
49. 'SMT' Sp.zo.o., Miastko	8562
50. Firma Transdrewneks Gadzala Antoni, Torun	8563
51. 'Palko' Sp.zo.o., Sedziszow	8565
52. P.P.H. 'Vector', Kalisz	8567
53. P.P.H.U. 'ELMA' S.C., Sobieseki	A109
54. P.P.H. SWENDEX S.C., Lublin	A110
55. Pomorski Serwis Paletowy Sp. zo.o., Kobylnica	A114
56. 'EMI' S.C., Bilgoraj	A124
57. P.P.H.U. ROMAX Import-Eksport, Wrocław	A133
58. P.P.D.B. 'Lesnik' S.C., Krosno	A259
59. 'EUROPAL' S.C., Brzeziny	A260
60. P.P.U.H. 'CENTROPAL' EKSPORT-IMPORT, Czajkow	A261
61. Energomontaz Polnoc Serwis Sp.zo.o., Swierze Gorne	A262
62. P.P.H. 'BOM'S' S-ka zo.o., Suwalki	A263
63. P.P.H. 'Astra' Sp. zo.o., Nawojowa	