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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 1873/2002

of 14 October 2002

setting the limits to the Community financing of work programmes drawn up by approved operators' organisations in the olive sector provided for in Regulation (EC) No 1638/98 and derogating from Regulation No 136/66/EEC

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) Under Article 4a(1) of 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 ⁽³⁾, Member States producing olive oil may withhold, within certain limits, a portion of the aid payable to producers of olive oil and/or table olives, with a view to providing Community funding for work programmes drawn up by approved producers' organisations, approved interbranch organisations and other approved operators' organisations or by their associations in one or more of the areas provided for in that paragraph. Pursuant to the first indent of Article 4a(3) of that Regulation, the ceiling on that aid should be set.

(2) In order to be effective, such work programmes need a forecast budget which is not affected by the volume of olive oil or table olives, as the case may be, produced each year in each Member State. The ceiling on Community funding should therefore be based on fixed parameters such as the unit amount of production aid as referred to in Article 5(2) of Regulation No 136/66/EEC ⁽⁴⁾, and the national guaranteed quantities referred to in paragraph 3 of that Article.

(3) In order to prevent market distortions, there should be a system preventing the total of amounts withheld by Member States from the production aid for olive oil or table olives pursuant to Article 5(9) and Article 20d(1) of Regulation No 136/66/EEC and Article 4a(1) of Regu-

lation (EC) No 1638/98 from exceeding the limit fixed in this Regulation pursuant to Article 4a(1) of Regulation (EC) No 1638/98.

(4) In order to encourage the work programmes of approved organisations during the 2002/2003 and 2003/2004 marketing years, Member States should be allowed to concentrate the resources from the other amounts withheld from production aid as referred to in Article 5(9) and Article 20d(1) of Regulation No 136/66/EEC on those programmes. To that end, the Member States should be allowed to reduce, or even abolish, such withholding of amounts on condition of commensurately increasing the resources available for the work programmes of approved organisations. The Commission should be empowered to set the time limit within which this option may be exercised,

HAS ADOPTED THIS REGULATION:

Article 1

From the 2002/2003 marketing year, the ceiling on the share of the aid reserved pursuant to Article 4a(1) of Regulation (EC) No 1638/98 for each Member State shall be equal to 3 % of the amount arrived at by multiplying its national guaranteed quantity, as fixed in Article 5(3) of Regulation No 136/66/EEC, by the unit amount of the production aid in euro per tonne, as fixed in Article 5(2) of that Regulation.

Article 2

By way of derogation from Article 1, for the 2002/2003 and 2003/2004 marketing years the percentage of 3 % referred to in that Article shall be reduced, where applicable after applying Article 3 of this Regulation, by the percentage points laid down in Article 5(9) and Article 20d(1) of Regulation No 136/66/EEC.

⁽¹⁾ Proposal of 1 July 2002 (not yet published in the Official Journal).

⁽²⁾ Opinion delivered on 24 September 2002 (not yet published in the Official Journal).

⁽³⁾ OJ L 210, 28.7.1998, p. 32. Regulation amended by Regulation (EC) No 1513/2001 (OJ L 201, 26.7.2001, p. 4).

⁽⁴⁾ OJ 172, 30.9.1966, p. 3025/66. Regulation last amended by Regulation (EC) No 1513/2001.

Article 3

By way of derogation from Article 5(9) and Article 20d(1) of Regulation No 136/66/EEC, for the 2002/2003 and 2003/2004 marketing years, each Member State may, before a date to be fixed, either reduce the percentages referred to in those paragraphs or not apply those provisions, provided that it allocates the funds thus released to the share of the aid reserved pursuant to Article 4a(1) of Regulation (EC) No 1638/98.

The date referred to in the first paragraph shall be fixed by the Commission in accordance with the procedure referred to in Article 38 of Regulation No 136/66/EEC.

Article 4

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

It shall apply from 1 November 2002.

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

Done at Luxembourg, 14 October 2002.

For the Council

The President

M. FISCHER BOEL

COMMISSION REGULATION (EC) No 1874/2002
of 21 October 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 22 October 2002.

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

Done at Brussels, 21 October 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 21 October 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	42,6
	096	14,6
	204	69,7
	999	42,3
0707 00 05	052	142,1
	999	142,1
0709 90 70	052	85,3
	999	85,3
0805 50 10	052	61,0
	388	64,4
	524	50,5
	528	44,6
	600	71,4
	999	58,4
0806 10 10	052	104,5
	400	277,5
	508	203,0
	999	195,0
0808 10 20, 0808 10 50, 0808 10 90	388	95,4
	400	59,4
	404	92,8
	512	76,2
	800	231,4
	804	96,1
	999	108,6
0808 20 50	052	86,7
	999	86,7

⁽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 1875/2002
of 21 October 2002**

amending Regulation (EC) No 21/2002 establishing the supply balances and Community aid for the outermost regions under Council Regulations (EC) No 1452/2001, (EC) No 1453/2001 and (EC) No 1454/2001 as regards the pigmeat sector for the French overseas departments

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1452/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the French overseas departments, amending Directive 72/462/EEC and repealing Regulations (EEC) No 525/77 and (EEC) No 3763/91 (Poseidom) ⁽¹⁾, and in particular Article 3(6) and Article 6(5) thereof,

Whereas:

(1) Commission Regulation (EC) No 21/2002 ⁽²⁾, as last amended by Regulation (EC) No 1365/2002 ⁽³⁾, establishes the supply balances and Community aid for the outermost regions under Council Regulations (EC) No 1452/2001, (EC) No 1453/2001 and (EC) No 1454/2001.

(2) In order to facilitate, in the pigmeat sector, the application of Article 6 of Regulation (EC) No 1452/2001 on the grant of aid for the supply to the overseas depart-

ments of pure-bred breeding animals and animals of commercial species originating in the Community, Part 7 of Annex I to Regulation (EC) No 21/2002 should be amended, and in particular provision should be made for the establishment of the supply balance in accordance with the appropriate tariff subheadings.

(3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 21/2002 is hereby amended as follows:

Annex I — OVERSEAS DEPARTMENTS is amended as follows:

Part 7 is replaced by the following table:

'Part 7

Pigmeat sector

Forecast supply balance and Community aid for the supply of Community products
per calendar year

Description	CN code	Department	Quantity (number of animals)	Aid (EUR/animal)
Breeding pigs:				
— female animals	0103 10 00 ⁽¹⁾ ex 0103 91 10 ex 0103 92 19	Total	75	380
— male animals	0103 10 00 ⁽¹⁾ ex 0103 91 10 ex 0103 92 19	Total	15	440

⁽¹⁾ Inclusion under this split subheading is subject to the conditions laid down in the relevant Community provisions.'

Article 2

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

⁽¹⁾ OJ L 198, 21.7.2001, p. 11.

⁽²⁾ OJ L 8, 11.1.2002, p. 15.

⁽³⁾ OJ L 198, 27.7.2002, p. 27.

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

Done at Brussels, 21 October 2002.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 1876/2002
of 21 October 2002
concerning the provisional authorisation of a new use of an additive in feedingstuffs
(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs ⁽¹⁾, as last amended by Regulation (EC) No 1756/2002 ⁽²⁾, and in particular Article 4 thereof,

Whereas:

- (1) Article 9e(1) of Directive 70/524/EEC provides that provisional authorisation of a new additive for use in feedingstuffs or a new use of an additive already authorised may be given if the conditions of Article 3a(b) to (e) of that Directive are satisfied, and if it is reasonable to assume, in view of the available results, that when used in animal nutrition it has one of the effects referred to in Article 2(a) of that Directive. Such provisional authorisation may be given for a period up to four years in the case of additives referred to in Part II of Annex C to that Directive.
- (2) New data were submitted by the producing company to extend the authorisation of an enzyme preparation described in the Annex to this Regulation and which is listed under No 24 in the Annexes to Directive 70/524/EEC to a new animal category. The assessment of the dossier submitted shows that this extension of use may be provisionally authorised.

- (3) The assessment of the dossier shows that certain procedures may be required to protect workers from exposure to the additive listed in the Annex. Such protection should however be assured by the application of Council Directive 89/391/EEC of 12 June 1989 on the introduction of measures to encourage improvements in the safety and health of workers at work ⁽³⁾.
- (4) The Scientific Committee for Animal Nutrition has delivered a favourable opinion with regard to the safety of enzyme preparation, under the conditions described in the Annex.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Food Chain and Animal Health,

HAS ADOPTED THIS REGULATION:

Article 1

The preparation belonging to the group 'Enzymes' listed in the Annex to this Regulation is authorised for use as an additive in animal nutrition under the conditions laid down in the Annex.

Article 2

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, 21 October 2002.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 270, 14.12.1970, p. 1.

⁽²⁾ OJ L 265, 3.10.2002, p. 1.

⁽³⁾ OJ L 183, 29.6.1989, p. 1.

ANNEX

No (or EC No)	Additive	Chemical formula, description	Species or category of animal	Maximum age	Minimum content	Maximum content	Other provisions	End of period of authorisation
					Units of activity/kg of complete feedingstuff			
Enzymes								
24	Endo-1,4-beta-xylanase EC 3.2.1.8 Endo-1,3(4)-beta-glucanase EC 3.2.1.6	Preparation of endo-1,4-beta-xylanase and endo-1,3(4)-beta-glucanase produced by <i>Aspergillus niger</i> (CNCM I-1517); having a minimum activity of: 28 000 QXU/g ⁽⁴⁾ 140 000 QGU/g ⁽⁵⁾	Laying hens	—	560 QXU 2 800 QGU	— —	1. In the directions for use of the additive and premixture, indicate the storage temperature, storage life, and stability to pelleting 2. Recommended dose per kilogram of complete feedingstuff: 560 QXU 2 800 QGU 3. For use in compound feed rich in non-starch polysaccharides (mainly arabinoxylans and beta-glucans), e.g. containing more than 20 % wheat and/or barley	1.10.2006

⁽⁴⁾ 1 QXU is the amount of enzyme which liberates 1 micromole of reducing sugars (xylose equivalents) from oat xylan per minute at pH 5,1 and 50 °C).

⁽⁵⁾ 1 QGU is the amount of enzyme which liberates 1 micromole of reducing sugars (glucose equivalents) from barley beta-glucan per minute at pH 4,8 and 50 °C).

**COMMISSION REGULATION (EC) No 1877/2002
of 21 October 2002**

amending Regulation (EC) No 1898/97 laying down rules of application in the pigmeat sector for the arrangements provided for in Council Regulations (EC) No 1727/2000, (EC) No 2290/2000, (EC) No 2433/2000, (EC) No 2434/2000, (EC) No 2435/2000 and (EC) No 2851/2000 and repealing Regulations (EEC) No 2698/93 and (EC) No 1590/94

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1408/2002 of 29 July 2002 establishing concessions in the form of Community tariff quotas for certain agricultural products and providing for an adjustment, as an autonomous and transitional measure, of certain agricultural concessions provided for in the Europe Agreement with Hungary⁽¹⁾, and in particular Article 1(3) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1898/97⁽²⁾, as last amended by Regulation (EC) No 1006/2001⁽³⁾, lays down rules of application in the pigmeat sector for the arrangements in the Europe Agreements. It should be amended in accordance with the provisions on pigmeat products in Regulation (EC) No 1408/2002 which replaces Council Regulation (EC) No 1727/2000⁽⁴⁾ and adds new products to the ones covered by that Regulation.
- (2) In line with Regulation (EC) No 1408/2002, this Regulation should apply from 1 July 2002.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1898/97 is amended as follows:

1. the title is replaced by the following:

‘Commission Regulation (EC) No 1898/97 of 29 September 1997 laying down rules for the application in the pigmeat sector of the arrangements provided for in the Europe Agreements with Bulgaria, the Czech Republic, Slovakia, Romania, Poland and Hungary’.

2. Annex I.A is replaced by the Annex to this Regulation.

Article 2

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

It shall apply from 1 July 2002.

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

Done at Brussels, 21 October 2002.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 205, 2.8.2002, p. 9.

⁽²⁾ OJ L 267, 30.9.1997, p. 58.

⁽³⁾ OJ L 140, 24.5.2001, p. 13.

⁽⁴⁾ OJ L 198, 4.8.2000, p. 6.

ANNEX

ANNEX I

A. PRODUCTS ORIGINATING IN HUNGARY

Order No	Group No	CN code	Description ⁽¹⁾	Applicable duty	Annual quantity from 1.7.2002 to 30.6.2003 (tonnes)	Annual increase as from 1.7.2003 (tonnes)	Special provisions
09.4705	1	1601 00 91 1601 00 99	Sausages, dry or other	free	10 500	875	⁽²⁾
09.4706	2	1602 41 10 1602 42 10 1602 49 11 1602 49 13 1602 49 15 1602 49 19 1602 49 30 1602 49 50	Other preparations, preserved meat of domestic swine	free	1 080	90	⁽²⁾
09.4704	3	0210 11 11 0210 12 11 0210 19 40 0210 19 51	Meat of domestic swine, salted or in brine	free	1 200	100	⁽²⁾
09.4708	4	ex 0203	Meat of domestic swine, fresh, chilled or frozen	free	48 000	4 000	⁽²⁾ ⁽³⁾
09.4727	H1	1501 00 19	Pig fat (including lard), other	free	2 880	290	

⁽¹⁾ Notwithstanding the rules for the interpretation of the combined nomenclature, the wording of the description of the products is to be considered as having no more than indicative value, applicability of the preferential scheme being determined, within the context of this Annex, by the coverage of the CN code. Where ex CN codes are indicated, the applicability of the preferential scheme is to be determined on the basis of the CN code and corresponding description taken together.

⁽²⁾ This concession is only applicable to products not benefiting from export refunds.

⁽³⁾ Excluding tenderloin presented alone.'

**COMMISSION REGULATION (EC) No 1878/2002
of 21 October 2002**

determining the percentage of quantities which may be allowed in respect of import licence applications lodged in October 2002 under tariff quotas for beef and veal provided for in Regulation (EC) No 1279/98 for the Republic of Poland, the Republic of Hungary, the Czech Republic, Slovakia, Bulgaria and Romania

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

Having regard to Commission Regulation (EC) No 1279/98 of 19 June 1998, laying down rules for the application of the tariff quotas for beef and veal provided for by Council Regulation (EC) No 3066/95 for the Republic of Poland, the Republic of Hungary, the Czech Republic, the Slovak Republic, the Republic of Bulgaria and Romania ⁽¹⁾, as last amended by Regulation (EC) No 1634/2002 ⁽²⁾, and in particular Article 2 and Article 4(4) thereof,

Whereas:

(1) Articles 1 and 2 of Regulation (EC) No 1279/98 fix the quantities of certain beef and veal products originating in Poland, Hungary, the Czech Republic, Slovakia, Romania and Bulgaria, which may be imported on special terms in respect of the period 1 October to 31 December 2002. The quantities of certain beef and veal products originating in Hungary, the Czech Republic and Romania covered by import licence applications submitted are such that applications may be accepted in full. However, quantities covered by applications in respect of certain beef and veal products originating in Poland must be reduced proportionately in accordance with Article 4(4) of that Regulation.

(2) Article 2 of Regulation (EC) No 1279/98 states that if for the quota period the quantities for which applications for import licences have been submitted for the first, second or third period specified in the preceding subparagraph are less than the quantities available, the remaining quantities are to be added to the quantities in respect of the following period. Taking into account the quantities remaining from the second period, the quantities available for the six countries concerned for the third period running from 1 January to 31 March 2003 should accordingly be determined,

1. The following percentages of quantities covered by import licence applications submitted in respect of the period 1 October to 31 December 2002 under the quotas referred to in Regulation (EC) No 1279/98 may be allowed:

- (a) 100 % of quantities covered by applications in respect of products falling within CN codes 0201 and 0202 originating in Hungary and the Czech Republic;
- (b) 100 % of quantities covered by applications in respect of products falling within CN codes 0201, 0202, 1602 50 31, 1602 50 39 and 1602 50 80 originating in Romania;
- (c) 37,6928 % of quantities covered by applications in respect of products falling within CN codes 0201, 0202 and 1602 50 originating in Poland.

2. The quantities available for the period referred to in Article 2 of Regulation (EC) No 1279/98 running from 1 January to 31 March 2003 shall amount to:

- (a) beef and veal falling within CN codes 0201 and 0202:
 - 7 566,25 t for meat originating in Hungary,
 - 2 550 t for meat originating in the Czech Republic,
 - 2 625 t for meat originating in Slovakia,
 - 187,5 t for meat originating in Bulgaria;
- (b) 750 t for beef and veal products falling within CN codes 0206 10 95, 0206 29 91, 0210 20 10, 0210 20 90, 0210 99 51, 0210 99 59 and 0210 99 90 originating in Hungary;
- (c) 4 800 t for beef and veal falling within CN codes 0201 and 0202 originating in Poland, or 2 242,99 t for processed products falling within CN code 1602 50 originating in Poland;
- (d) 2 200 t for beef and veal products falling within CN codes 0201, 0202, 1602 50 31, 1602 50 39 and 1602 50 80 originating in Romania.

Article 2

⁽¹⁾ OJ L 176, 20.6.1998, p. 12.

⁽²⁾ OJ L 247, 14.9.2002, p. 7.

This Regulation shall enter into force on 22 October 2002.

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

Done at Brussels, 21 October 2002.

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

COMMISSION REGULATION (EC) No 1879/2002**of 21 October 2002****setting export refunds on products processed from fruit and vegetables other than those granted for added sugar**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2201/96 of 28 October 1996 on the common organisation of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 453/2002 ⁽²⁾, and in particular Article 16(3),

Whereas:

(1) Commission Regulation (EC) No 1429/95 ⁽³⁾, as last amended by Regulation (EC) No 1176/2002 ⁽⁴⁾, sets implementing rules for export refunds on products processed from fruit and vegetables.

(2) Article 16(1) of Regulation (EC) No 2201/96 states that, to the extent necessary to permit exports in economically significant quantities of the products referred to in Article 1(1)(a) of that Regulation, on the basis of prices for those products in international trade, the difference between those prices and prices in the Community may be covered by export refunds; Article 18(4) of Regulation (EC) No 2201/96 provides that, if the refund on sugar incorporated into the products listed in Article 1(1) is insufficient to allow export of the products, the refund fixed in accordance with Article 17 is to be applicable to those products.

(3) Article 17(2) of Regulation (EC) No 2201/96 states that refunds must be fixed with regard to the existing situation and outlook for prices for products processed from fruit and vegetables on the Community market and supply availability, on the one hand, and prices in international trade on the other hand. Account must also be taken of the costs indicated at (b) in that paragraph and of the economic aspect of the envisaged exports.

(4) Refunds are, pursuant to Article 16(1) of Regulation (EC) No 2201/96, to be set with due regard to the limits resulting from agreements concluded in accordance with Article 300 of the Treaty.

(5) Article 17(3) of Regulation (EC) No 2201/96 states that prices on the Community market are to be determined taking account of those most favourable from the exportation standpoint; whereas international trade prices are to be determined account taken of the prices indicated in the second subparagraph of that paragraph.

(6) The international trade situation or the special requirements of certain markets may make it necessary to vary the refund on a given product depending on the destination of that product.

(7) Economically significant exports can be made at the present time of provisionally preserved cherries, peeled tomatoes, preserved cherries, prepared hazelnuts and some orange juices.

(8) Application of the rules mentioned above to the present and forecast market situation, in particular to prices of products processed from fruit and vegetables in the Community and in international trade, leads to the refund rates set in the Annex hereto.

(9) Pursuant to Article 16(2) of Regulation (EC) No 2201/96, the most efficient possible use should be made of the resources available without creating discrimination between traders. Therefore, care should be taken not to disturb the trade flows previously induced by the refund arrangements.

(10) Commission Regulation (EEC) No 3846/87 ⁽⁵⁾, as last amended by Regulation (EC) No 1007/2002 ⁽⁶⁾, establishes an agricultural product nomenclature for export refunds.

(11) Commission Regulation (EC) No 1291/2000 ⁽⁷⁾, as amended by Regulation (EC) No 2299/2001 ⁽⁸⁾, lays down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products.

⁽¹⁾ OJ L 297, 21.11.1996, p. 29.

⁽²⁾ OJ L 72, 14.3.2002, p. 9.

⁽³⁾ OJ L 141, 24.6.1995, p. 28.

⁽⁴⁾ OJ L 170, 29.6.2002, p. 69.

⁽⁵⁾ OJ L 366, 24.12.1987, p. 1.

⁽⁶⁾ OJ L 153, 13.6.2002, p. 8.

⁽⁷⁾ OJ L 152, 24.6.2000, p. 1.

⁽⁸⁾ OJ L 308, 27.11.2001, p. 19.

(12) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Products Processed from Fruit and Vegetables,

2. Quantities for which licences are issued in the context of food aid, as referred to in Article 16 of Regulation (EC) No 1291/2000 shall not count against the eligible quantities referred to in the first paragraph.

HAS ADOPTED THIS REGULATION:

Article 1

1. The export refund rates in the processed fruit and vegetables sector shall be those fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 25 October 2002.

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

Done at Brussels, 21 October 2002.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

to the Commission Regulation of 21 October 2002 setting export refunds on products processed from fruit and vegetables other than those granted for added sugar

Product code	Destination code	Licence issuing period: November 2002 to February 2003	
		Period for submission of applications: from 25 October 2002 to 21 February 2003	
		Refund rate (EUR/t net)	Quantities provided (in t)
0812 10 00 9100	F06	50	2 853
2002 10 10 9100	F10	45	42 477
2006 00 31 9000 2006 00 99 9100	F06	153	293
2008 19 19 9100 2008 19 99 9100	F00	59	344
2009 11 99 9110 2009 12 00 9111 2009 19 98 9112	F00	5	300
2009 11 99 9150 2009 19 98 9150	F00	29	301

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 2020/2001 (OJ L 273, 16.10.2001, p. 6).

The other destinations are defined as follows:

F00: All destinations except for Estonia,

F06: All destinations except the countries of North America and Estonia,

F10: All other destinations except the United States of America, Slovakia, Latvia, Bulgaria, Lithuania and Estonia.

COMMISSION REGULATION (EC) No 1880/2002
of 21 October 2002
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⁾, as amended by Commission Regulation (EC) No 680/2002 ⁽²⁾,

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 ⁽³⁾, as last amended by Regulation (EC) No 624/98 ⁽⁴⁾, 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 1153/2002 ⁽⁵⁾, as last amended by Regulation (EC) No 1809/2002 ⁽⁶⁾.

- (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 22 October 2002.

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

Done at Brussels, 21 October 2002.

For the Commission

J. M. SILVA RODRÍGUEZ

Agriculture Director-General

⁽¹⁾ OJ L 178, 30.6.2001, p. 1.

⁽²⁾ OJ L 104, 20.4.2002, p. 26.

⁽³⁾ OJ L 141, 24.6.1995, p. 16.

⁽⁴⁾ OJ L 85, 20.3.1998, p. 5.

⁽⁵⁾ OJ L 170, 29.6.2002, p. 27.

⁽⁶⁾ OJ L 274, 11.10.2002, p. 30.

ANNEX

to the Commission Regulation of 21 October 2002 altering 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⁾	19,99	6,31
1701 11 90 ⁽¹⁾	19,99	11,95
1701 12 10 ⁽¹⁾	19,99	6,12
1701 12 90 ⁽¹⁾	19,99	11,44
1701 91 00 ⁽²⁾	22,75	14,48
1701 99 10 ⁽²⁾	22,75	9,34
1701 99 90 ⁽²⁾	22,75	9,34
1702 90 99 ⁽³⁾	0,23	0,41

⁽¹⁾ For the standard quality as defined in Annex I, point II to Council Regulation (EC) No 1260/2001 (OJ L 178, 30.6.2001, p. 1).

⁽²⁾ For the standard quality as defined in Annex I, point I to Council Regulation (EC) No 1260/2001 (OJ L 178, 30.6.2001, p. 1).

⁽³⁾ By 1 % sucrose content.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 8 October 2002

authorising Sweden to apply a differentiated rate of energy tax to alkylate-based petrol for two-stroke engines in accordance with Article 8(4) of Directive 92/81/EEC

(2002/828/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 92/81/EEC of 19 October 1992 on the harmonisation of the structures of excise duties on mineral oils ⁽¹⁾, and in particular Article 8(4) thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Sweden has applied for a differentiated rate of energy tax to be authorised on alkylate-based petrol for two-stroke engines. In Sweden the total excise duty on mineral oil products is composed of two elements, the energy tax and the CO₂ tax.
- (2) The other Member States have been notified of this request.
- (3) The derogation requested by the Swedish authorities is in line with the Community's tax policy that, *inter alia*, must reinforce EU policies on innovation, health and consumer protection, sustainable development, environmental and energy.
- (4) The energy tax rate for alkylate-based petrol for two-stroke engines would be set at SEK 1,50 per litre below that for conventional environmental class 1 petrol. This equates to an energy tax duty of SEK 1,66 (EUR 0,18 ⁽²⁾) per litre of alkylate based petrol for two-

stroke engines. The total excise duty rate (including CO₂ tax) is then SEK 3,12 (EUR 0,339) per litre.

- (5) The effective total rates of excise duty are higher than the applicable Community minimum rates, in accordance with Council Directive 92/82/EEC of 19 October 1992 on the approximation of the rates of excise duties on mineral oils ⁽³⁾.
- (6) The requested energy tax reduction is foreseen for alkylate based petrol for two-stroke engines (*Motorbränslen — Specialbensin för motordrivna arbetsredskap, Tvåtaktsbränsle*) that fulfils the criteria of Swedish Standard (SS) 15 54 61(second issue) ⁽⁴⁾ as well as the standards established in Council Directive 98/70/EC ⁽⁵⁾.
- (7) The differentiated rate would apply to alkylate based petrol for two-stroke engines at the point of production or import.
- (8) Production costs of alkylate-based petrol for two-stroke engines exceed those of conventional petrol, and its retail price would therefore be uncompetitive without the energy tax reduction. The energy tax reduction is intended to offset the additional production costs. It will enable for alkylate-based petrol for two-stroke engines to be sold at a pump price similar to conventional petrol.
- (9) The Government of Sweden intends to regularly review the production cost of alkylate-based petrol for two-stroke engines and thus monitor that no overcompensation takes place.

⁽¹⁾ OJ L 316, 31.10.1992, p. 12. Directive as last amended by Directive 94/74/EC (OJ L 365, 31.12.1994, p. 46).

⁽²⁾ The exchange rate is rounded off to SEK 9,20 for EUR 1.

⁽³⁾ OJ L 316, 31.10.1992, p. 19. Directive as last amended by Directive 94/74/EC.

⁽⁴⁾ Could be obtained from: SIS Förlag AB, Box 6455, S-113 82 Stockholm.

⁽⁵⁾ OJ L 350, 28.12.1998, p. 58.

(10) The accorded authorisation should apply for a period of six years.

(11) The Commission regularly reviews reductions and exemptions to check that they do not distort competition or hinder the operation of the internal market and are not incompatible with Community policy on protection of the environment, health protection, energy and transport,

HAS ADOPTED THIS DECISION:

Article 1

1. Sweden is hereby authorised to apply a differentiated rate of energy tax to alkylate-based petrol for two-stroke engines.

2. The rate of total excise duty applicable to the product referred to in paragraph 1 must comply with the terms of Directive 92/82/EEC, and in particular the minimum rate laid down in Article 4 thereof.

Article 2

Based on a regular review by the Swedish authorities, the reduction in energy tax shall be adjusted to avoid overcompensating for the extra costs involved in the manufacture of alkylate-based petrol.

Article 3

This Decision shall expire on 30 June 2008.

Article 4

This Decision is addressed to the Kingdom of Sweden.

Done at Luxembourg, 8 October 2002.

For the Council

The President

T. PEDERSEN

Information on the entry into force of the Agreement in the form of an Exchange of Letters between the Community and the Swiss Confederation under the Generalised System of Preferences, providing that goods with content of Swiss origin shall be treated on their arrival on the customs territory of the Community as goods with content of Community origin (reciprocal agreement) ⁽¹⁾

The Agreement in the form of an Exchange of Letters between the Community and the Swiss Confederation under the Generalised System of Preferences, providing that goods with content of Swiss origin shall be treated on their arrival on the customs territory of the Community as goods with content of Community origin (reciprocal agreement), which was signed in Brussels on 14 December 2000, entered into force on 19 July 2002 after completion of the procedures provided for in point 6 of the Agreement on 19 July 2002.

⁽¹⁾ OJ L 38, 8.2.2001, p. 24.