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Contents

I Acts whose publication is obligatory

Commission Regulation (EC) No 357/2005 of 2 March 2005 establishing the standard import values for determining the entry price of certain fruit and vegetables 1

★ Commission Regulation (EC) No 358/2005 of 2 March 2005 concerning the authorisations without a time limit of certain additives and the authorisation of new uses of additives already authorised in feedingstuffs ⁽¹⁾ 3

★ Commission Regulation (EC) No 359/2005 of 2 March 2005 amending Regulation (EC) No 94/2002 laying down detailed rules for applying Council Regulation (EC) No 2826/2000 on information and promotion actions for agricultural products on the internal market 13

★ Commission Regulation (EC) No 360/2005 of 2 March 2005 opening public sales of wine alcohol for use as bioethanol in the Community 15

★ Commission Directive 2005/16/EC of 2 March 2005 amending Annexes I to V to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community 19

★ Commission Directive 2005/17/EC of 2 March 2005 amending certain provisions of Directive 92/105/EEC concerning plant passports 23

★ Commission Directive 2005/18/EC of 2 March 2005 amending Directive 2001/32/EC as regards certain protected zones exposed to particular plant health risks in the Community 25

Corrigenda

★ Corrigendum to Commission Regulation (EC) No 908/2004 of 29 April 2004 adapting several regulations concerning the common organisation of the market in wine by reason of the accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia to the European Union (OJ L 163, 30.4.2004) 28

⁽¹⁾ Text with EEA relevance

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 357/2005
of 2 March 2005
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⁾, 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 3 March 2005.

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

Done at Brussels, 2 March 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 1947/2002 (OJ L 299, 1.11.2002, p. 17).

ANNEX

to Commission Regulation of 2 March 2005 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	106,3
	204	66,7
	212	135,3
	624	203,0
	999	127,8
0707 00 05	052	169,5
	068	154,4
	204	132,4
	220	230,6
	999	171,7
0709 10 00	220	28,9
	999	28,9
0709 90 70	052	160,1
	204	151,3
	999	155,7
0805 10 20	052	57,6
	204	49,8
	212	51,3
	220	53,6
	421	41,6
	624	64,0
	999	53,0
0805 50 10	052	57,0
	220	76,3
	624	67,1
	999	66,8
0808 10 80	388	98,1
	400	116,7
	404	121,8
	512	102,3
	524	56,8
	528	82,5
	720	75,8
	999	93,4
0808 20 50	052	208,3
	388	74,9
	400	92,1
	512	85,3
	528	66,6
	720	45,1
	999	95,4

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 358/2005

of 2 March 2005

concerning the authorisations without a time limit of certain additives and the authorisation of new uses of additives already authorised 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⁾, and in particular Articles 3 and 9d(1) and 9e(1) thereof,

Having regard to Regulation (EC) No 1831/2003 of the European Parliament and of the Council of 22 September 2003 on additives for use in animal nutrition⁽²⁾, and in particular Article 25 thereof,

Whereas:

- (1) Regulation (EC) No 1831/2003 provides for the authorisation of additives for use in animal nutrition in the European Union.
- (2) Article 25 of Regulation (EC) No 1831/2003 lays down the transitional measures for applications for authorisation of feed additives submitted in accordance with Directive 70/524/EEC before the date of application of that Regulation.
- (3) The applications for authorisation of additives listed in the annexes to this Regulation were submitted before the date of application of Regulation (EC) No 1831/2003.
- (4) Initial comments by Member States on these applications were issued under Article 4(4) of Directive 70/524/EEC and have been forwarded to the Commission before the date of application of Regulation (EC) No 1831/2003. Such applications therefore shall continue to be treated in accordance with Article 4 of Directive 70/524/EEC.
- (5) The use of the enzyme preparation of alpha-amylase and endo-1,3(4)-beta-glucanase produced by *Bacillus amyloliquefaciens* (DSM 9553) was provisionally authorised, for the first time, for chickens for fattening, by Commission Regulation (EC) No 654/2000⁽³⁾.
- (6) New data were submitted in support of the application for authorisation without a time limit of this enzyme preparation.
- (7) The European Food Safety Authority (EFSA) delivered a favourable opinion on the toxin producing potential of the micro-organism producing this enzyme preparation dated 15 September 2004.
- (8) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (9) The use of the enzyme preparation of endo-1,3(4)-beta-glucanase produced by *Aspergillus aculeatus* (CBS 589.94), endo-1,4-beta-glucanase produced by *Trichoderma longibrachiatum* (CBS 592.94), alpha-amylase produced by *Bacillus amyloliquefaciens* (DSM 9553), bacillolysin produced by *Bacillus amyloliquefaciens* (DSM 9554) and endo-1,4-beta-xylanase produced by *Trichoderma viride* (NIBH FERM BP 4842) was provisionally authorised, for chickens for fattening, by Commission Regulation (EC) No 2437/2000⁽⁴⁾.
- (10) New data were submitted in support of the application for authorisation without a time limit of this enzyme preparation.
- (11) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (12) The use of the enzyme preparation of endo-1,3(4)-beta-glucanase produced by *Aspergillus aculeatus* (CBS 589.94), endo-1,4-beta-glucanase produced by *Trichoderma longibrachiatum* (CBS 592.94), alpha-amylase produced by *Bacillus amyloliquefaciens* (DSM 9553) and endo-1,4-beta-xylanase produced by *Trichoderma viride* (NIBH FERM BP 4842) was provisionally authorised, for chickens for fattening, by Commission Regulation (EC) No 2437/2000.

⁽¹⁾ OJ L 270, 14.12.1970, p. 1. Directive as last amended by Commission Regulation (EC) No 1800/2004 (OJ L 317, 16.10.2004, p. 37).

⁽²⁾ OJ L 268, 18.10.2003, p. 29.

⁽³⁾ OJ L 79, 30.3.2000, p. 26.

⁽⁴⁾ OJ L 280, 4.11.2000, p. 28.

- (13) New data were submitted in support of the application for authorisation without a time limit of this enzyme preparation.
- (14) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (15) The use of the enzyme preparation of endo-1,3(4)-beta-glucanase and endo-1,4-beta-xylanase produced by *Trichoderma longibrachiatum* (CBS 357.94) was provisionally authorised for the first time for chickens for fattening, by Commission Regulation (EC) No 1436/98 ⁽¹⁾.
- (16) New data were submitted in support of the application for authorisation without a time limit of this enzyme preparation.
- (17) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (18) Accordingly, the use of those four enzyme preparations as specified in Annex I, should be authorised without a time limit.
- (19) The use of the substance 'tartrazine' was provisionally authorised, as colourant for grain-eating ornamental birds and small rodents, by Commission Regulation (EC) No 2697/2000 ⁽²⁾.
- (20) New data were submitted in support of the application for authorisation without a time limit of this colourant.
- (21) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (22) The use of the substance 'sunset yellow FCF', was provisionally authorised, as colourant, for grain-eating ornamental birds and small rodents, by Regulation (EC) No 2697/2000.
- (23) New data were submitted in support of the application for authorisation without a time limit of this colourant.
- (24) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (25) The use of the substance 'patent blue V', was provisionally authorised, as colourant, for grain-eating ornamental birds and small rodents, by Regulation (EC) No 2697/2000.
- (26) New data were submitted in support of the application for authorisation without a time limit of this colourant.
- (27) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (28) The use of the substance chlorophyll copper complex was provisionally authorised as colourant, for grain-eating ornamental birds and small rodents, by Regulation (EC) No 2697/2000.
- (29) New data were submitted in support of the application for authorisation without a time limit of this colourant.
- (30) The assessment shows that the conditions laid down in Article 3a of Directive 70/524/EEC for such authorisation are satisfied.
- (31) Accordingly, the use of those four colourants as specified in Annex II, should be authorised without a time limit.
- (32) The use of the enzyme preparation of endo-1(4)-beta-xylanase produced by *Bacillus subtilis* (LMG-15136) is authorised for chickens for fattening without a time limit by Commission Regulation (EC) No 1259/2004 ⁽³⁾, and provisionally for piglets by Commission Regulation (EC) No 937/2001 ⁽⁴⁾, for turkeys for fattening by Commission Regulation (EC) No 2188/2002 ⁽⁵⁾, and for pigs for fattening by Commission Regulation (EC) No 261/2003 ⁽⁶⁾.
- (33) New data were submitted in support of an application to extend the authorisation of the use of this enzyme preparation to laying hens.

⁽¹⁾ OJ L 191, 7.7.1998, p. 15.

⁽²⁾ OJ L 319, 16.12.2000, p. 1.

⁽³⁾ OJ L 239, 9.7.2004, p. 8.

⁽⁴⁾ OJ L 130, 12.5.2001, p. 25.

⁽⁵⁾ OJ L 333, 10.12.2002, p. 5.

⁽⁶⁾ OJ L 37, 13.2.2003, p. 12.

- (34) The European Food Safety Authority (EFSA) has delivered an opinion on the use of this preparation which concludes that it does not present a risk for this additional animal category, under the conditions set out in Annex III to this Regulation.
- (35) The assessment shows that the conditions laid down in Article 9e(1) of Directive 70/524/EEC for an authorisation of such preparation for that use have been satisfied.
- (36) The use of the enzyme preparation of 3-phytase produced by *Trichoderma reesei* (CBS 528.94) is authorised for chickens for fattening by Commission Regulation (EC) No 418/2001 ⁽¹⁾.
- (37) New data were submitted in support of an application to extend the authorisation of the use of this enzyme preparation to turkeys for fattening and sows.
- (38) The European Food Safety Authority (EFSA) has delivered an opinion on the use of this preparation which concludes that it do not present a risk for these additional animal categories, under the conditions set out in Annex III to this Regulation.
- (39) Accordingly, the use of these two enzyme preparations as specified in Annex III, should be provisionally authorised for four years.
- (40) The use of the micro-organism preparation of *Enterococcus faecium* is authorised for calves without a time limit by Commission Regulation (EC) No 1288/2004 ⁽²⁾ and provisionally until 30 June 2004, for chickens for fattening, piglets, pigs for fattening, sows, and cattle for fattening by Commission Regulation (EC) No 866/1999 ⁽³⁾.
- (41) New data were submitted in support of an application to extend the authorisation of the use of this micro-organism preparation to dogs and cats.
- (42) The European Food Safety Authority (EFSA) has delivered an opinion on the use of this preparation which concludes that it does not present a risk for this additional animal category, under the conditions set out in Annex IV to this Regulation.
- (43) The assessment shows that the conditions laid down in Article 9e(1) of Directive 70/524/EEC for an authorisation of such preparation for that use have been satisfied.
- (44) Accordingly, the use of this micro-organism preparation as specified in Annex IV, should be provisionally authorised for four years.
- (45) The assessment of these applications shows that certain procedures should be required to protect workers from exposure to the additives set out in the Annexes. Such protection should 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 ⁽⁴⁾.
- (46) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health.

HAS ADOPTED THIS REGULATION:

Article 1

The preparations belonging to the group 'Enzymes' as set out in Annex I are authorised for use without a time limit as additives in animal nutrition under the conditions laid down in that Annex.

Article 2

The substances belonging to the group 'Colourants, including pigments, other colourants' as set out in Annex II are authorised for use without a time limit as additives in animal nutrition under the conditions laid down in that Annex.

Article 3

The preparations belonging to the group 'Enzymes' as set out in Annex III are authorised provisionally for four years as additives in animal nutrition under the conditions laid down in that Annex.

Article 4

The preparation belonging to the group 'Micro-organisms', as set out in Annex IV is authorised provisionally for four years as additive in animal nutrition under the conditions laid down in that Annex.

Article 5

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

⁽¹⁾ OJ L 62, 2.3.2001, p. 3.

⁽²⁾ OJ L 243, 15.7.2004, p. 10.

⁽³⁾ OJ L 108, 27.4.1999, p. 21.

⁽⁴⁾ OJ L 183, 29.6.1989, p. 1.

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

Done at Brussels, 2 March 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX I

EC No	Additive	Chemical formula, description	Species or category of animal	Maximum age	Minimum content Units of activity/kg of complete feedstuff	Maximum content	Other provisions	End of period of authorisation
Enzymes								
E 1619	Alpha-amylase EC 3.2.1.1 Endo-1,3(4)-beta-glucanase EC 3.2.1.6	Preparation of alpha-amylase and endo-1,3(4)-beta-glucanase produced by <i>Bacillus amyloliquefaciens</i> (DSM 9553) having minimum activities of: Coated form: Alpha-amylase: 200 KNU (°)/g Endo-1,3(4)-beta-glucanase: 350 FBG (°)/g Liquid form: Alpha-amylase: 130 KNU/ml Endo-1,3(4)-beta-glucanase: 225 FBG/ml	Chickens for fattening	—	alpha-amylase: 10 KNU endo-1,3(4)-beta-glucanase: 17 FBG	— —	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 kg of complete feedstuff: alpha-amylase: 20–40 KNU endo-1,3(4)-beta-glucanase: 35–70 FBG 3. For use in compound feed rich in starch and beta glucans, e.g. containing more than 40 % cereals (e.g. barley, oats, wheat, rye, triticale, or maize).	Without a time limit
E 1620	Endo-1,3(4)-beta-glucanase EC 3.2.1.6 Endo-1,4-beta-glucanase EC 3.2.1.4 Alpha-amylase EC 3.2.1.1 Bacillolysin EC 3.4.24.28 Endo-1,4-beta-xylanase EC 3.2.1.8	Preparation of endo-1,3(4)-beta-glucanase produced by <i>Aspergillus aculeatus</i> (CBS 589.94), endo-1,4-beta-glucanase produced by <i>Trichoderma longibrachiatum</i> (CBS 592.94), alpha-amylase produced by <i>Bacillus amyloliquefaciens</i> (DSM 9553), bacillolysin produced by <i>Bacillus amyloliquefaciens</i> (DSM 9554) and endo-1,4-beta-xylanase produced by <i>Trichoderma viride</i> (NIBH FERM BP 4842) having a minimum activity of: Endo-1,3(4)-beta-glucanase: 2 350 U (°)/g Endo-1,4-beta-glucanase: 4 000 U (°)/g Alpha-amylase: 400 U (°)/g Bacillolysin: 450 U (°)/g Endo-1,4-beta-xylanase: 20 000 U (°)/g	Chickens for fattening	—	Endo-1,3(4)-beta-glucanase: 587 U Endo-1,4-beta-glucanase: 1 000 U Alpha-amylase: 100 U Bacillolysin: 112 U Endo-1,4-beta-xylanase: 5 000 U	— — — —	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 kg of complete feedstuff: endo-1,3(4)-beta-glucanase: 1 175–2 350 U endo-1,4-beta-glucanase: 2 000–4 000 U alpha-amylase: 200–400 U bacillolysin: 225–450 U endo-1,4-beta-xylanase: 10 000–20 000 U 3. For use in compound feed rich in non-starch polysaccharides (mainly beta-glucans and arabinoxylans), e.g. containing more than 45 % wheat.	Without a time limit

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 feedstuff				
E 1621	Endo-1,3(4)-beta-glucanase EC 3.2.1.6 Endo-1,4-beta-glucanase EC 3.2.1.4 Alpha-amylase EC 3.2.1.1 Endo-1,4-beta-xylanase EC 3.2.1.8	Preparation of endo-1,3(4)-beta-glucanase produced by <i>Aspergillus aculeatus</i> (CBS 589.94), endo-1,4-beta-glucanase produced by <i>Trichoderma longibrachiatum</i> (CBS 592.94) , alpha-amylase produced by <i>Bacillus amyloliquefaciens</i> (DSM 9553) and endo-1,4-beta-xylanase produced by <i>Trichoderma viride</i> (NIBH FERM BP 4842) having a minimum activity of : Endo-1,3(4)-beta-glucanase: 10 000 U ⁽³⁾ /g Endo-1,4-beta-glucanase: 120 000 U ⁽⁴⁾ /g Alpha-amylase: 400 U ⁽⁵⁾ /g Endo-1,4-beta-xylanase: 210 000 U ⁽⁷⁾ /g	Chickens for fattening	—	Endo-1,3(4)-beta-glucanase: 500 U	—	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 kg of complete feedstuff: endo-1,3(4)-beta-glucanase: 1 000–2 000 U endo-1,4-beta-glucanase: 12 000–24 000 U alpha-amylase: 40–80 U endo-1,4-beta-xylanase: 21 000–42 000 U 3. For use in compound feed rich in non-starch polysaccharides (mainly beta-glucans and arabinoxylans), e.g. containing more than 45 % wheat.	Without a time limit	
					Endo-1,4-beta-glucanase: 6 000 U	—			
					Alpha-amylase: 20 U	—			
					Endo-1,4-beta-xylanase: 10 500 U	—			
E 1622	Endo-1,3(4)-beta-glucanase EC 3.2.1.6 Endo-1,4-beta-xylanase EC 3.2.1.8	Preparation of endo-1,3(4)-beta-glucanase and endo-1,4-beta-xylanase produced by <i>Trichoderma longibrachiatum</i> (CBS 357.94) having a minimum activity of: Granulated form: 6 000 BGU ⁽⁸⁾ /g 8 250 EXU ⁽⁹⁾ /g Liquid form: 2 000 BGU/ml 2 750 EXU/ml	Chickens for fattening	—	endo-1,3(4)-beta-glucanase: 500 BGU	—	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 kg of complete feedstuff: endo-1,3(4)-beta-glucanase: 500 BGU endo-1,4-beta-xylanase: 680 EXU 3. For use in compound feed rich in non-starch polysaccharides (mainly beta-glucans and arabinoxylans), e.g. containing more than 30 % wheat and 30 % barley, or 20 % rye.	Without a time limit	
					endo-1,4-beta-xylanase: 680 EXU	—			

(1)	1 KNU is the amount of enzyme which liberates 672 micromoles of reducing sugars (glucose equivalents) from soluble starch per minute at pH 5.6 and 37°C.
(2)	1 FBG is the amount of enzyme which liberates 1 micromole of reducing sugars (glucose equivalents) from barley beta-glucan per minute at pH 5.0 and 30°C.
(3)	1 U is the amount of enzyme which liberates 0,0056 micromoles of reducing sugars (glucose equivalents) from barley beta-glucan per minute at pH 7.5 and 30°C.
(4)	1 U is the amount of enzyme which liberates 0,0056 micromoles of reducing sugars (glucose equivalents) from carboxymethylcellulose per minute at pH 4.8 and 50°C.
(5)	1 U is the amount of enzyme which hydrolyses 1 micromole of glucosidic linkages from water insoluble cross-linked starch polymer per minute at pH 7.5 and 37°C.
(6)	1 U is the amount of enzyme which makes 1 microgram of azo-casein soluble in trichloroacetic acid per minute at pH 7.5 and 37°C.
(7)	1 U is the amount of enzyme which liberates 0,0067 micromoles of reducing sugars (xylose equivalents) from birchwood xylan per minute at pH 5.3 and 50°C.
(8)	1 BCU is the amount of enzyme which liberates 0,278 micromoles of reducing sugars (glucose equivalents) from barley beta-glucan per minute at pH 3.5 and 40°C.
(9)	1 EXU is the amount of enzyme which liberates 1 micromole of reducing sugars (xylose equivalents) from wheat arabinoxylan per minute at pH 3.5 and 55°C.

ANNEX II

EC No	Additive	Chemical formula, description	Species or category of animal	Maximum age	mg/kg of complete feedingstuff		Other provisions	End of period of authorisation
					Minimum content	Maximum content		
Colourants, including pigments								
2. Other colourants								
E 102	Tartrazine	$C_{16}H_9N_4O_9S_2Na_3$	Grain-eating ornamental birds	—	—	150	—	Without a time limit
			Small rodents	—	—	150	—	Without a time limit
E 110	Sunset yellow FCF	$C_{16}H_{10}N_2O_7S_2Na_2$	Grain-eating ornamental birds	—	—	150	—	Without a time limit
			Small rodents	—	—	150	—	Without a time limit
E 131	Patent blue V	Calcium salt of 5-Hydroxy-4',4'-bis (diethylamino)-triphenyl-carbinol-2,4-disulfonic acid	Grain-eating ornamental birds	—	—	150	—	Without a time limit
			Small rodents	—	—	150	—	Without a time limit
E 141	Chlorophyll copper complex	—	Grain-eating ornamental birds	—	—	150	—	Without a time limit
			Small rodents	—	—	150	—	Without a time limit

ANNEX III

EC No or No	Additive	Chemical formula, description	Species or category of animal	Maximum age	Units of activity/kg of complete feedingstuff		Other provisions	End of period of authorisation
					Minimum content	Maximum content		
Enzymes								
51	Endo-1,4-beta-xylanase EC 3.2.1.8	Preparation of endo-1,4-beta-xylanase produced by <i>Bacillus subtilis</i> (LMG S-15136) having a minimum activity of: Solid and liquid form: 100 IU ⁽¹⁾ /g or ml	Laying hens	—	10 IU	—	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 kg of complete feedingstuff: 10 IU 3. For use in compound feed rich in arabinoxylan, e.g. containing minimum 40 % wheat or barley.	6 March 2009
28	3-Phytase EC 3.1.3.8	Preparation of 3-phytase produced by <i>Trichoderma reesei</i> (CBS 528.94) having a minimum activity of: Solid form: 5 000 PPU ⁽²⁾ /g Liquid form: 1 000 PPU/g	Turkeys for fattening	—	250 PPU	—	1. In the directions for use of the additive and pre-mixture, indicate the storage temperature, storage life and stability to pelleting. 2. Recommended dose per kg of complete feedingstuff: 250-1 000 PPU 3. For use in compound feed containing more than 0,22 % phytin bound phosphorus.	6 March 2009
			Sows	—	250 PPU	—	1. In the directions for use of the additive and pre-mixture, indicate the storage temperature, storage life and stability to pelleting. 2. Recommended dose per kg of complete feedingstuff: 500-1 000 PPU 3. For use in compound feed containing more than 0,22 % phytin bound phosphorus.	6 March 2009

⁽¹⁾ 1 IU is the amount of enzyme which liberates 1 micromole of reducing sugars (xylose equivalents) from birchwood xylan per minute at pH 4,5 and 30 °C.

⁽²⁾ 1 PPU is the amount of enzyme which liberates 1 micromole of inorganic phosphate from sodium phytate per minute at pH 5 and 37 °C.

ANNEX IV

EC No	Additive	Chemical formula, description	Species or category of animal	Maximum age	Minimum content CFU/kg of complete feedingsuff		Maximum content	Other provisions	End of period of authorisation
Micro-organisms									
10	Enterococcus faecium NCIMB 10415	Preparation of Enterococcus faecium containing a minimum of microen-capsulated form: 5 × 10 ⁹ CFU/g	Dogs	—	4,5 × 10 ⁶		2 × 10 ⁹	In the directions for use of the additive and premixture, indicate the storage temperature, storage life, and stability to pelleting	6 March 2009
			Cats	—	5 × 10 ⁶		8 × 10 ⁹	In the directions for use of the additive and premixture, indicate the storage temperature, storage life, and stability to pelleting	6 March 2009

COMMISSION REGULATION (EC) No 359/2005**of 2 March 2005****amending Regulation (EC) No 94/2002 laying down detailed rules for applying Council Regulation (EC) No 2826/2000 on information and promotion actions for agricultural products on the internal market**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2826/2000 of 19 December 2000 on information and promotion actions for agricultural products on the internal market⁽¹⁾, and in particular Article 12 thereof,

Whereas:

(1) According to Article 7 of Regulation (EC) No 2826/2000, in the absence of information programmes referred to in Article 2(c) of that Regulation presented by professional or inter-professional organisations, each interested Member State shall draw up its specification and select the implementation body for the programme it undertakes to part-finance.

(2) The dates for the submission of programmes initiated by the Member States in accordance with Article 7 of Regulation (EC) No 2826/2000 are laid down in Article 8 of Commission Regulation (EC) No 94/2002⁽²⁾. They should be brought into line with the dates set for the submission of programmes proposed by professional and inter-professional organisations, referred to in Article 7(1) of Regulation (EC) No 94/2002.

(3) The dates laid down for the Commission's decision on programmes referred to in Article 7 of Regulation (EC) No 2826/2000 should be aligned with the dates set for the Commission's decisions on programmes proposed by professional and inter-professional organisations, referred to in Article 7(3) of Regulation (EC) No 94/2002. Those decisions should be adopted in accordance with Article 6(4) of Regulation (EC) No 2826/2000.

(4) Regulation (EC) No 94/2002 should therefore be amended accordingly.

(5) The measures provided for in this Regulation are in accordance with the opinion delivered at the meeting of the joint management committee for the promotion of agricultural products,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 94/2002 is amended as follows:

1. Article 7(3) is amended as follows:

(a) the first subparagraph is replaced by the following:

‘After checking revise programmes referred to in the third subparagraph of Article 6(3) of Regulation (EC) No 2826/2000 the Commission shall decide, no later than 31 May and 15 December, which programmes it may part-finance under the indicative budgets listed in Annex III to this Regulation, in accordance with the procedure referred to in Article 13(2) of Regulation (EC) No 2826/2000.’;

(b) in the second subparagraph, the first sentence is deleted.

2. Article 8 is replaced by the following:

‘Article 8

Where Article 7 of Regulation (EC) No 2826/2000 is applied, the provisional list of programmes shall be communicated to the Commission no later than 15 March and 30 September each year.

The Commission shall decide which programmes it will part-finance under the indicative budgets given in Annex III to this Regulation no later than 31 May and 15 December of the same year, in accordance with the procedure referred to in Article 13(2) of Regulation (EC) No 2826/2000.’

⁽¹⁾ OJ L 328, 23.12.2000, p. 2. Regulation as amended by Regulation (EC) No 2060/2004 (OJ L 357, 2.12.2004, p. 3).

⁽²⁾ OJ L 17, 19.1.2002, p. 20. Regulation as last amended by Regulation (EC) No 1803/2004 (OJ L 318, 19.10.2004, p. 4).

Article 2

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

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

Done at Brussels, 2 March 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

COMMISSION REGULATION (EC) No 360/2005**of 2 March 2005****opening public sales of wine alcohol for use as bioethanol in the Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine⁽¹⁾, and in particular Article 33 thereof,

Whereas:

- (1) Commission Regulation (EC) No 1623/2000 of 25 July 2000 laying down detailed rules for implementing Regulation (EC) No 1493/1999 on the common organisation of the market in wine with regard to market mechanisms⁽²⁾, lays down, among other things, detailed rules for disposing of stocks of alcohol obtained from distillation pursuant to Articles 27, 28 and 30 of Regulation (EC) No 1493/1999 and held by the intervention agencies.
- (2) Public sales of wine alcohol for use in the fuel sector in the Community should be organised in accordance with Articles 92 and 93 of Regulation (EC) No 1623/2000 with a view to reducing Community stocks of wine alcohol and to some extent ensuring supplies to firms approved in accordance with Article 92 of Regulation (EC) No 1623/2000. The wine alcohol of Community origin in storage in the Member States consists of quantities produced from distillation in accordance with Articles 35, 36 and 39 of Council Regulation (EEC) No 822/87 of 16 March 1987 on the common organisation of the market in wine⁽³⁾, and in accordance with Articles 27, 28 and 30 of Regulation (EC) No 1493/1999.
- (3) Since 1 January 1999, in accordance with Council Regulation (EC) No 2799/98 of 15 December 1998 establishing agrimonetary arrangements for the euro⁽⁴⁾, the selling price and securities must be expressed, and payments made, in euro.
- (4) Given that there are risks of fraud by substitution of alcohol, checks on the final destination of the alcohol should be reinforced and the intervention agencies should be allowed to call on the help of international control agencies and to check the alcohol sold by means of nuclear magnetic resonance analyses.

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Seven lots of alcohol (references 42/2005 EC, 43/2005 EC, 44/2005 EC, 45/2005 EC, 46/2005 EC, 47/2005 EC and 48/2005 EC) comprising 40 000 hectolitres, 40 000 hectolitres, 40 000 hectolitres, 40 000 hectolitres, 55 000 hectolitres, 25 000 hectolitres and 30 000 hectolitres respectively at 100 % vol are hereby put up for public sale for use in the fuel sector within the Community.
2. The alcohol concerned was produced from distillation in accordance with Article 35 of Regulation (EEC) No 822/87 and Articles 27, 28 and 30 of Regulation (EC) No 1493/1999 and is held by the French, Spanish, Italian and Portuguese intervention agencies.
3. The location and references of the vats making up the lots, the quantity of alcohol in each vat, the alcoholic strength and the characteristics of the alcohol are as set out in the Annex to this Regulation.
4. The lots shall be awarded to firms approved in accordance with Article 92 of Regulation (EC) No 1623/2000.

Article 2

All communications concerning this public sale shall be sent to the following Commission department:

Commission of the European Communities
Directorate-General for Agriculture and Rural Development,
Unit D-2
Rue de la Loi/Wetstraat 200
B-1049 Brussels
Fax (32-2) 298 55 28
E-mail: agri-d2@cec.eu.int

Article 3

The public sales shall take place in accordance with Articles 92, 93, 94, 95, 96, 98, 100 and 101 of Regulation (EC) No 1623/2000 and Article 2 of Regulation (EC) No 2799/98.

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Regulation (EC) No 1795/2003 (OJ L 262, 14.10.2003, p. 13).

⁽²⁾ OJ L 194, 31.7.2000, p. 45. Regulation as last amended by Regulation (EC) No 1774/2004 (OJ L 316, 15.10.2004, p. 61).

⁽³⁾ OJ L 84, 27.3.1987, p. 1. Regulation as last amended by Regulation (EC) No 1677/1999 (OJ L 199, 30.7.1999, p. 8).

⁽⁴⁾ OJ L 349, 24.12.1998, p. 1.

Article 4

The price of the alcohol for public sale shall be EUR 23,5 per hectolitre of alcohol at 100 % vol.

Article 5

The alcohol must be removed no more than six months after the date of notification of the Commission's decision to award the sale.

Article 6

The performance guarantee shall be EUR 30 per hectolitre of alcohol at 100 % vol. Unless a standing guarantee is provided, before removing any alcohol and by the day of issue of the removal order at the latest, the firms awarded the lots shall lodge a performance guarantee with the intervention agency concerned to ensure that the alcohol in question is used as bioethanol in the fuel sector.

Article 7

Against payment of EUR 10 per litre and within 30 days of the publication of the notice of public sale, the firms approved in accordance with Article 92 of Regulation (EC) No 1623/2000 may obtain samples of the alcohol put up for sale from the

intervention agency concerned. After that date, samples may be obtained in accordance with Article 98(2) and (3) of Regulation (EC) No 1623/2000. Samples issued to the approved firms shall amount to not more than five litres per vat.

Article 8

The intervention agencies in the Member States in which the alcohol put up for sale is stored shall carry out appropriate checks to verify the nature of the alcohol at the time of end-use. To that end, they may:

- (a) apply Article 102 of Regulation (EC) No 1623/2000, *mutatis mutandis*;
- (b) carry out checks on samples using nuclear magnetic resonance analysis to verify the nature of the alcohol at the time of end-use.

The costs shall be borne by the firms to which the alcohol is sold.

Article 9

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

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

Done at Brussels, 2 March 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

ANNEX

PUBLIC SALES OF WINE ALCOHOL FOR USE AS BIOETHANOL IN THE COMMUNITY

Nos 42/2005 EC, 43/2005 EC, 44/2005 EC, 45/2005 EC, 46/2005 EC, 47/2005 EC AND 48/2005 EC

I. Place of storage, quantity and characteristics of the alcohol put up for sale

Member State and lot number	Location	Vat number	Quantity (hectolitres of alcohol at 100 % vol)	Reference to Regulations (EEC) No 822/87 and (EC) No 1493/1999 (Articles)	Type of alcohol	Firms approved pursuant to Article 92 of Regulation (EC) No 1623/2000
SPAIN Lot No 42/2005 EC	Tarancón	D-1 A-1	25 176 14 824	27+28 27	Raw Raw	Ecocarburantes españoles SA
	Total		40 000			
PORTUGAL Lot No 43/2005 EC	S. João da Pesqueira	Inox 1	2 017,11	30	Raw	Ecocarburantes españoles SA
		Inox 12	10 304,12	30	Raw	
		Inox 13	10 330,69	30	Raw	
		Inox 14	10 186,54	27	Raw	
		Inox 15	7 161,54	27	Raw	
	Total		40 000			
SPAIN Lot No 44/2005 EC	Tomelloso	2	9 125	27	Raw	Bioetanol Galicia SA
		5	30 875	27	Raw	
	Total		40 000			
PORTUGAL Lot No 45/2005 EC	Aveiro	S 201	26 292,82	27	Raw	Bioetanol Galicia SA
		S 208	13 707,18	27	Raw	
	Total		40 000			
FRANCE Lot No 46/2005 EC	DEULEP Bld Chanzy 30800 Saint Gilles du Gard	501	9 100	27	Raw	Sekab (Svensk Etanol kemi AB)
		502	9 150	27	Raw	
		503	9 000	27	Raw	
		504	8 470	27	Raw	
		506	9 260	27	Raw	
		508	8 950	27	Raw	
		605	1 070	27	Raw	
	Total		55 000			
ITALY Lot No 47/2005 EC	Aniello Esposito — Pomigliano d'Arco (NA)	23A-24A-25A-39A	7 883,94	30	Raw	Sekab (Svensk Etanol kemi AB)
	Villapana — Faenza (RA)	9A	10 000,00	27	Raw	
	Caviro — Faenza (RA)	16A	7 116,06	27	Raw	
	Total		25 000			
ITALY Lot No 48/2005 EC	Bertolino-Partinico (PA)	6A	8 200,29	30+35	Raw	Altia Corporation
		30A	9 022,71	35	neutral	
	Trapas-Petrosino (TP)	6A-14A	5 120,00	30	Raw	
	Gedis-Marsala (TP)	9B	6 350,00	30	Raw	
	S.V.M-Sciaccà (AG)	1A-4A-21A-22A-31A	1 307,00	27	Raw	
	Total		30 000			

II. The address of the Spanish intervention agency is:

FEGA, Beneficencia 8, E-28004 Madrid (Tel. (34) 913 47 65 00; telex: 23427 FEGA; fax: (34) 915 21 98 32).

III. The address of the French intervention agency is:

Onivins-Libourne, Délégation nationale, 17 avenue de la Ballastière, boîte postale 231, F-33505 Libourne Cedex (Tel. (33-5) 57 55 20 00; telex 57 20 25; fax (33-5) 57 55 20 59).

IV. The address of the Italian intervention agency is:

AGEA, via Torino 45, I-00184 Roma (Tel. (39) 06 49499 714; fax (39) 06 49499 761).

V. The address of the Portuguese intervention agency is:

IVV — Instituto da Vinha e do Vinho, R. Mouzinho da Silveira, 5-P-1250-165 Lisboa, (Tel (351) 21 350 67 00, Fax (351) 21 356 12 25

COMMISSION DIRECTIVE 2005/16/EC

of 2 March 2005

amending Annexes I to V to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾, and in particular points (c) and (d) of the second paragraph of Article 14 thereof,

After consulting the Member States concerned,

Whereas:

- (1) Directive 2000/29/EC provides for certain measures against the introduction into the Member States from other Member States or third countries of organisms which are harmful to plants or plant products. It also provides for certain zones to be designed as protection zones.
- (2) Due to a clerical error in the 2003 Act of Accession, the list of counties in Sweden recognised as a protected zone in respect of *Leptinotarsa decemlineata* Say was incorrect and needs to be rectified.
- (3) From information supplied by Denmark, that Member State should no longer be recognised as a protected zone in respect of Beet necrotic yellow vein virus as it appears that that harmful organism is now established in Denmark.
- (4) From information supplied by the United Kingdom, it appears that *Dendroctonus micans* Kugelan is now established in some parts of the United Kingdom. Accordingly, the protected zone in respect of *Dendroctonus micans* Kugelan should be restricted to Northern Ireland. In addition, the protected zone in respect of that organism should also be restricted to the Isle of Man and Jersey.
- (5) From information supplied by Estonia, it appears that *Erwinia amylovora* (Burr.) Winsl. et al. is not present in that Member State. Estonia may therefore be recognised as a protected zone for that organism.
- (6) From information supplied by Italy and from additional information collected by the Food and Veterinary Office during a mission in Italy in May 2004, it appears that Citrus tristeza virus is now established in that Member State. Italy should therefore no longer be recognised as a protected zone in respect of Citrus tristeza virus.
- (7) From the Swiss legislation on plant protection, it appears that the Canton of Ticino is no longer recognised as a protected zone for *Erwinia amylovora* (Burr.) Winsl. et al. in Switzerland. The rules on imports to the Community should be adjusted to remove special treatment given to plants originating in Ticino.
- (8) Due to a clerical error in the preparation of Commission Directive 2004/31/EC⁽²⁾, the special requirements for the introduction and movement of *Vitis* plants in Cyprus as laid down in point 21.1 of Part B of Annex IV to Directive 2000/29/EC were erroneously deleted. Accordingly, that Annex should be amended.
- (9) In order to enhance the phytosanitary protection of the Community seeds of *Medicago sativa* L. and the Community certified seeds of *Helianthus annuus* L., *Lycopersicon lycopersicum* (L.) Karsten ex Farw. and *Phaseolus* L., those seeds need to be accompanied by a plant passport when moving, other than locally, within the Community.
- (10) The relevant Annexes to Directive 2000/29/EC should therefore be amended accordingly.
- (11) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annexes I, II, III, IV and V to Directive 2000/29/EC are amended in accordance with the text in the Annex to this Directive.

⁽¹⁾ OJ L 169, 10.7.2000, p. 1. Directive as last amended by Commission Directive 2004/102/EC (OJ L 309, 6.10.2004, p. 9).

⁽²⁾ OJ L 85, 23.3.2004, p. 18.

Article 2

1. Member States shall adopt and publish, by 14 May 2005 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 15 May 2005.

When Member States adopt those provisions, they shall contain a reference to this Directive or shall be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such a reference is to be made.

2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

Article 3

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

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 2 March 2005.

For the Commission

Markos KYPRIANOU

Member of the Commission

ANNEX

Annexes I, II, III, IV and V to Directive 2000/29/EC are amended as follows:

1. Annex I, Part B, is amended as follows:

(a) Under heading (a), point 3, the second column is replaced by the following:

'E (Ibiza and Menorca), IRL, CY, M, P (Azores and Madeira), UK, S (Blekinge, Gotland, Halland, Kalmar, Skåne), FI (the districts of Åland, Turku, Uusimaa, Kymi, Häme, Pirkanmaa, Satakunta)';

(b) Under heading (b), point 1, 'DK' is deleted.

2. Annex II, Part B, is amended as follows:

(a) Under heading (a), point 3, the third column is replaced by the following:

'EL, IRL, UK (Northern Ireland, Isle of Man and Jersey)';

(b) Under heading (b), point 2, 'EE' is inserted before 'F (Corsica)' in the third column;

(c) Under heading (d), point 1, in the third column, 'T' is deleted.

3. In Annex III, Part B, in points 1 and 2, in the second column, 'EE' is inserted before 'F (Corsica)'.

4. Annex IV, Part B, is amended as follows:

(a) In point 1, the third column is replaced by the following:

'EL, IRL, UK (Northern Ireland, Isle of Man and Jersey)'.

(b) In point 7, the third column is replaced by the following:

'EL, IRL, UK (Northern Ireland, Isle of Man and Jersey)'.

(c) In point 14.1, the third column is replaced by the following:

'EL, IRL, UK (Northern Ireland, Isle of Man and Jersey)'.

(d) In the third column of point 20.1, 'DK' is deleted.

(e) In the third column of point 20.2, 'DK' is deleted.

(f) Point 21 is amended as follows:

(i) in the second column, under point (c), 'Ticino' is deleted;

(ii) in the third column, 'EE' is inserted before 'F (Corsica)'.

(g) The following point 21.1 is inserted:

'21.1. Plants of <i>Vitis</i> L., other than fruit and seeds	Without prejudice to the prohibition in Annex III Part A point 15, on introducing plants of <i>Vitis</i> L. other than fruits from third countries (except Switzerland) into the Community, official statement that the plants: (a) originate in an area known to be free from <i>Daktulosphaira vitifoliae</i> (Fitch); or (b) have been grown at a place of production which has been found free from <i>Daktulosphaira vitifoliae</i> (Fitch) on official inspections carried out during the last two complete cycles of vegetation; or (c) have been subject to fumigation or other appropriate treatment against <i>Daktulosphaira vitifoliae</i> (Fitch).	CY'
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(h) Point 21.3 is amended as follows:

- (i) in the second column, in point (b), 'Ticino' is deleted;
- (ii) in the third column 'EE' is inserted before 'F (Corsica)'.

(i) In the third column of point 22, 'DK' is deleted.

(j) In the third column of point 23, 'DK' is deleted.

(k) In the third column of point 25, 'DK' is deleted.

(l) In the third column of point 26, 'DK' is deleted.

(m) In the third column of point 27.1, 'DK' is deleted.

(n) In the third column of point 27.2, 'DK' is deleted.

(o) In the third column of point 30, 'DK' is deleted.

(p) Point 31 is amended as follows:

'31. Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle, <i>Poncirus</i> Raf., and their hybrids originating in E, F (except Corsica), CY and I	Without prejudice to the requirement in Annex IV Part A Section II point 30.1 that packaging should bear an origin mark: (a) the fruits shall be free from leaves and peduncles; or (b) in the case of fruits with leaves or peduncles, official statement that the fruits are packed in closed containers which have been officially sealed and shall remain sealed during their transport through a protected zone, recognised for these fruits, and shall bear a distinguishing mark to be reported on the passport.	EL, F (Corsica), M, P'
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5. Annex V, Part A is amended as follows:

The text in point 2.4 is replaced by the following:

— Seeds and bulbs of *Allium ascalonicum* L., *Allium cepa* L. and *Allium schoenoprasum* L. intended for planting and plants of *Allium porrum* L. intended for planting,

— Seeds of *Medicago sativa* L.,

— Certified seeds of *Helianthus annuus* L., *Lycopersicon lycopersicum* (L.) Karsten ex Farw. and *Phaseolus* L.'

COMMISSION DIRECTIVE 2005/17/EC

of 2 March 2005

amending certain provisions of Directive 92/105/EEC concerning plant passports

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾, and in particular the second subparagraph of Article 2(1)(f), and the second subparagraph of Article 10(1) thereof,

Whereas:

- (1) Under Commission Directive 92/105/EEC of 3 December 1992 establishing a degree of standardisation for plant passports to be used for the movement of certain plants, plant products or other objects within the Community, and establishing the detailed procedures related to the issuing of such plant passports and the conditions and detailed procedures for their replacement⁽²⁾, certain detailed procedures relating to the issuing of plant passports have been established.
- (2) New provisions should be introduced considering the labels issued in accordance with Community provisions applicable to the marketing of some officially certified seed meeting the relevant requirements of Directive 2000/29/EC, to be plant passports.
- (3) It appeared that many Member States already use labels without the indication 'EC-plant passport' for the coming season 2004 to 2005. It is appropriate to lay down rules for the use of labels during a transitional period.
- (4) Directive 92/105/EEC provides that the plant passports are to contain certain information including the wording 'EEC plant passport'. Since the adoption of the Treaty on European Union, the Community is now known as the 'European Community', with the corresponding abbreviation 'EC', so that wording should be amended to 'EC plant passport'.
- (5) Directive 92/105/EEC should therefore be amended accordingly.

(6) The system using the above labels should be reviewed by 31 December 2006 to take into account the experiences gained.

(7) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 92/105/EEC is amended as follows:

1. Article 1(2) is amended as follows:

(a) point (c) is replaced by the following:

'(c) in the case of tubers of *Solanum tuberosum* L., intended for planting, as listed in point 18.1 of Section II of Part A of Annex IV to Council Directive 2000/29/EC (*), the official label defined in Annex III to Council Directive 2002/56/EC (**) may be used in place of a plant passport provided that the label provides evidence that the requirements referred to in Article 6(4) of Directive 2000/29/EC are complied with (after 31 December 2005, this label must indicate the words "EC plant passport"); compliance with the provisions governing the introduction of tubers of *Solanum tuberosum* L., intended for planting into, and their movement within, a protected zone recognised in respect of harmful organisms relating to those tubers, shall be noted either on the label or on any other trade document.

(*) OJ L 169, 10.7.2000, p. 1.

(**) OJ L 193, 20.7.2002, p. 60.'

(b) the following points (d), (e) and (f) are added:

'(d) in the case of seeds of *Helianthus annuus* L., listed in point 26 of Section II of Part A of Annex IV to Directive 2000/29/EC, the official label defined in Annex IV to Council Directive 2002/57/EC (*) may be used in place of a plant passport provided that the label provides evidence that the requirements referred to in Article 6(4) of Directive 2000/29/EC are complied with (after 31 August 2005, this label must indicate the words "EC plant passport").

(1) OJ L 169, 10.7.2000, p. 1. Directive as last amended by Directive 2004/102/EC (OJ L 309, 6.10.2004, p. 9).

(2) OJ L 4, 8.1.1993, p. 22.

- (e) in the case of seeds of *Lycopersicon lycopersicum* (L.) Karsten ex Farw. and *Phaseolus* L., listed in points 27 and 29 of Section II of Part A of Annex IV to Directive 2000/29/EC, the official label defined in Annex IV A to Council Directive 2002/55/EC(**) may be used in place of a plant passport provided that the label provides evidence that the requirements referred to in Article 6(4) of Directive 2000/29/EC are complied with (after 31 August 2005, this label must indicate the words "EC plant passport").
- (f) in the case of seeds of *Medicago sativa* L., listed in points 28.1 and 28.2 of Section II of Part A of Annex IV to Directive 2000/29/EC, the official label defined in Annex IV Part A to Council Directive 66/401/EEC(***) may be used in place of a plant passport provided that the label provides evidence that the requirements referred to in Article 6(4) of Directive 2000/29/EC are complied with (after 31 August 2005, this label must indicate the words "EC plant passport").

(*) OJ L 193, 20.7.2002, p. 74.

(**) OJ L 193, 20.7.2002, p. 33.

(***) OJ L 125, 11.7.1966, p. 2298/66.

2. Article 4 is deleted.

3. In the Annex, point 1 is replaced by the following:

- '1. "EC plant passport" (for a transitional period expiring on 1 January 2006, the wording "EEC plant passport" may be used).'

Article 2

The system whereby the labels referred to in Article 1(1) are used shall be reviewed by 31 December 2006.

Article 3

1. Member States shall adopt and publish, by 14 May 2005 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall apply these provisions from 15 May 2005.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

Article 4

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

Article 5

This Directive is addressed to the Member States.

Done at Brussels, 2 March 2005.

For the Commission

Markos KYPRIANOU

Member of the Commission

COMMISSION DIRECTIVE 2005/18/EC

of 2 March 2005

amending Directive 2001/32/EC as regards certain protected zones exposed to particular plant health risks in the Community

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾, and in particular the first subparagraph of Article 2(1)(h) thereof,

Having regard to the requests made by the Czech Republic, Denmark, Estonia, Greece, Ireland, Italy, Sweden and the United Kingdom,

Whereas:

(1) From information supplied by the Czech Republic, Denmark, Greece (as far as Crete and Lesvos are concerned), Ireland, Sweden and the United Kingdom (including the Channel Islands but not the Isle of Man), it appears that *Cryphonectria parasitica* (Murrill) Barr. is not present in the territory of these countries. Therefore these countries should be recognised as protected zones for *Cryphonectria parasitica* (Murrill) Barr.

(2) From information supplied by Denmark based on updated surveys, Denmark should no longer be recognised as a protected zone in respect of Beet necrotic yellow vein virus as it appears that this harmful organism is now established in Denmark.

(3) From information supplied by Estonia based on updated surveys, it appears that *Erwinia amylovora* (Burr.) Winsl. et al. is not present in the territory of Estonia. Therefore, Estonia should be recognised temporarily as a protected zone for this organism.

(4) From information supplied by the United Kingdom based on updated surveys for the presence of *Dendroctonus micans* Kugelan, it appears that this harmful organism is now established in some parts of the United Kingdom but not in Northern Ireland, nor in the Isle of Man or Jersey. The protected zone should therefore be modified and restricted to Northern Ireland, the Isle of Man and Jersey.

(5) From information supplied by Italy based on updated surveys and from additional information collected by the Food and Veterinary Office during a mission in Italy in May 2004, it appears that this harmful organism is now established in this country. Italy should therefore no longer be recognised as a protected zone in respect of Citrus tristeza virus (CTV).

(6) From information supplied by Sweden, it appears that some names of counties in Sweden recognised as protected zone for *Leptinotarsa decemlineata* may need to be corrected typographically.

(7) Directive 2001/32/EC⁽²⁾ should therefore be amended accordingly.

(8) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 2001/32/EC is amended as follows:

1. at the end of Article 1 the following paragraph is added:

'In the case of point (b)(2) of the Annex, the said zone in Estonia is recognised until 31 March 2007.';

2. the Annex is amended in accordance with the Annex to this Directive.

Article 2

1. Member States shall adopt and publish, by 14 May 2005 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall apply those provisions from 15 May 2005.

When Member States adopt those provisions, they shall contain a reference to this Directive or shall be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such a reference is to be made.

⁽¹⁾ OJ L 169, 10.7.2000, p. 1, as last amended by Commission Directive 2004/102/EC, (OJ L 309, 6.10.2004, p. 9).

⁽²⁾ OJ L 127, 9.5.2001, p. 38, as last amended by Directive 2004/32/EC, (OJ L 85, 23.3.2004, p. 24).

2. Member States shall communicate to the Commission the text of the main provisions of domestic law which they adopt in the field governed by this Directive.

Article 3

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

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 2 March 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

The Annex to Directive 2001/32/EC is amended as follows:

- 1. under heading (a):
 - (i) in point 4, the text in the right hand column is replaced by the following:
'Greece, Ireland, United Kingdom (Northern Ireland, Isle of Man and Jersey)'
 - (ii) in point 13, the words 'Blekroge, Gotlands' in the right hand column are replaced by 'Blekinge, Gotland';
- 2. under heading (b), in point 2, 'Estonia' is added before 'France (Corsica)';
- 3. under heading (c), the following point is inserted before point 1:

'01. <i>Cryphonectria parasitica</i> (Murrill) Barr	Czech Republic, Denmark, Greece (Crete and Lesvos), Ireland, Sweden and the United Kingdom (except Isle of Man)'
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- 4. under heading (d):
 - (i) in point 1, 'Denmark' is deleted;
 - (ii) in point 3, 'Italy' is deleted.
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CORRIGENDA

Corrigendum to Commission Regulation (EC) No 908/2004 of 29 April 2004 adapting several regulations concerning the common organisation of the market in wine by reason of the accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia to the European Union

(Official Journal of the European Union L 163 of 30 April 2004)

On page 57, in Article 2(2), 11th indent (Lithuanian):

for: '— Grąinamoji išmoka mokama ne daugiau kaip u ... (nurodomas kiekis, kuriam išduota licencija)',

read: '— Grąžinamoji išmoka mokama ne daugiau kaip už ... (nurodomas kiekis, kuriam išduota licencija)'.
