

Official Journal

of the European Union

L 229

English edition

Legislation

Volume 48

6 September 2005

Contents

I Acts whose publication is obligatory

Commission Regulation (EC) No 1442/2005 of 5 September 2005 establishing the standard import values for determining the entry price of certain fruit and vegetables	1
★ Commission Regulation (EC) No 1443/2005 of 5 September 2005 amending Regulation (EC) No 1381/2005 as regards the quantity covered by the standing invitation to tender for the export of barley held by the French intervention agency	3
★ Commission Regulation (EC) No 1444/2005 of 2 September 2005 establishing a prohibition of fishing for redfish in NAFO zone 3M by vessels flying the flag of Spain	4
★ Commission Regulation (EC) No 1445/2005 of 5 September 2005 defining the proper quality evaluation criteria and the contents of the quality reports for waste statistics for the purposes of Regulation (EC) No 2150/2002 of the European Parliament and of the Council ⁽¹⁾	6
★ Commission Regulation (EC) No 1446/2005 of 5 September 2005 adopting derogations from the provisions of Regulation (EC) No 2150/2002 of the European Parliament and of the Council on waste statistics as regards the United Kingdom and Austria ⁽¹⁾	13

⁽¹⁾ Text with EEA relevance

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1442/2005**of 5 September 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 6 September 2005.

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

Done at Brussels, 5 September 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 5 September 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	62,8
	096	14,0
	999	38,4
0707 00 05	052	79,5
	068	65,2
	096	25,9
	999	56,9
0709 90 70	052	78,4
	999	78,4
0805 50 10	382	48,0
	388	70,0
	524	53,8
	528	62,5
	999	58,6
0806 10 10	052	81,3
	220	167,2
	624	120,4
	999	123,0
0808 10 80	388	84,8
	400	69,1
	508	60,0
	512	70,5
	528	73,1
	720	25,0
	800	126,7
	804	80,8
0808 20 50	999	73,8
	052	98,1
	388	98,1
	512	9,6
	528	11,6
	800	152,8
0809 30 10, 0809 30 90	999	74,0
	052	102,1
0809 40 05	999	102,1
	052	113,5
	066	76,4
	093	42,5
	098	42,5
	624	107,5
	999	76,5

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1443/2005**of 5 September 2005****amending Regulation (EC) No 1381/2005 as regards the quantity covered by the standing invitation to tender for the export of barley held by the French intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals ⁽¹⁾, and in particular Article 6 thereof,

Whereas:

- (1) Commission Regulation (EEC) No 2131/93 ⁽²⁾, lays down the procedure and conditions for the disposal of cereals held by intervention agencies.
- (2) Commission Regulation (EC) No 1381/2005 ⁽³⁾, opened a standing invitation to tender for the export of 216 086 tonnes of barley held by the French intervention agency.
- (3) France has informed the Commission of its intervention agency's intention to increase by 8 338 tonnes the quantity put out to tender for export. In view of the market situation, the request made by France should be granted.
- (4) Regulation (EC) No 1381/2005 should therefore be amended.

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EC) No 1381/2005 is replaced by the following:

'Article 2

The invitation to tender shall cover a maximum of 224 424 tonnes of barley for export to third countries with the exception of Albania, Bosnia and Herzegovina, Bulgaria, Canada, Croatia, the Former Yugoslav Republic of Macedonia, Liechtenstein, Mexico, Romania, Serbia and Montenegro (*), Switzerland and the United States of America.

(*) Including Kosovo, as defined in UN Security Council Resolution 1244 of 10 June 1999.'

Article 2

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, 5 September 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78. Regulation as amended by Commission Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 191, 31.7.1993, p. 76. Regulation as last amended by Regulation (EC) No 749/2005 (OJ L 126, 19.5.2005, p. 10).

⁽³⁾ OJ L 220, 25.8.2005, p. 9.

COMMISSION REGULATION (EC) No 1444/2005**of 2 September 2005****establishing a prohibition of fishing for redfish in NAFO zone 3M by vessels flying the flag of Spain**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the common fisheries policy ⁽¹⁾, and in particular Article 26(4) thereof,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to common fisheries policy ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 27/2005 of 22 December 2004 fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and for Community vessels, in waters where catch limitations are required ⁽³⁾, lays down quotas for 2005.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2005.

- (3) It is therefore necessary to prohibit fishing for that stock and its retention on board, transhipment and landing,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2005 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. It shall be prohibited to retain on board, tranship or land such stock caught by those vessels after that date.

*Article 3***Entry into force**

This Regulation shall enter into force on the 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 September 2005.

For the Commission

Jörgen HOLMQUIST

Director-General for Fisheries and Maritime Affairs

⁽¹⁾ OJ L 358, 31.12.2002, p. 59.

⁽²⁾ OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 768/2005 (OJ L 128, 21.5.2005, p. 1).

⁽³⁾ OJ L 12, 14.1.2005, p. 1. Regulation as last amended by Regulation (EC) No 1300/2005 (OJ L 207, 10.8.2005, p. 1).

ANNEX

Member State	SPAIN
Stock	RED/N3M.
Species	Redfish (<i>Sebastes spp.</i>)
Zone	NAFO 3M
Date	10.8.2005

COMMISSION REGULATION (EC) No 1445/2005**of 5 September 2005****defining the proper quality evaluation criteria and the contents of the quality reports for waste statistics for the purposes of Regulation (EC) No 2150/2002 of the European Parliament and of the Council****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics ⁽¹⁾ and in particular point (d) of Article 6 thereof,

Whereas:

- (1) Pursuant to Article 6 of Regulation (EC) No 2150/2002, the Commission is required to adopt the measures necessary for implementing that Regulation.
- (2) In accordance with point (d) of Article 6 of Regulation (EC) No 2150/2002, the Commission should define the proper quality evaluation criteria and the contents of the quality reports as referred to in that Regulation.
- (3) The measures provided for in this Regulation are in accordance with the opinion of the Statistical

Programme Committee established by Council Decision 89/382/EEC, Euratom ⁽²⁾,

HAS ADOPTED THIS REGULATION:

Article 1

1. The quality evaluation criteria and the contents of the quality reports as referred to in Section 7 of Annexes I and II to Regulation (EC) No 2150/2002 shall be as set out in the Annex to this Regulation. Member States shall supply a quality report in accordance with the Annex to this Regulation.

2. Paragraph 1 shall apply to data submitted in respect of the first reference year 2004 and all subsequent reference periods.

Article 2

This Regulation shall enter into force on the 20th day following that 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, 5 September 2005.

For the Commission

Joaquín ALMUNIA

Member of the Commission

⁽¹⁾ OJ L 332, 9.12.2002, p. 1. Regulation as last amended by Commission Regulation (EC) No 783/2005 (OJ L 131, 25.5.2005, p. 38).

⁽²⁾ OJ L 181, 28.6.1989, p. 47.

ANNEX

CONTENTS OF THE QUALITY REPORT AND EVALUATION CRITERIA FOR WASTE STATISTICS

PREAMBLE TO THE CONTENTS OF THE QUALITY REPORT

Multi-method environment

Pursuant to Regulation (EC) No 2150/2002 every transmission of a data set or combination of data sets must be accompanied by a quality report. That Regulation does not prescribe a specific method of drawing up waste statistics. There may be differences between methods from one country to another, between data sets from one country and even within individual data sets. How quality can be assessed depends on the methods applied. To clarify the multi-method environment, Part I of the quality report presents a general description of the data; it identifies and provides an overview of the methods. Part II follows the standard elements used to define quality in the European Statistical System.

Structure

The quality report to be submitted by the Member States must follow the structure set out in the chapter 'Contents of the quality report' below. The report will also contain paragraphs which are not applicable or for which no information is available; an explicit reference to these paragraphs should be included in the quality report.

Data revision

Where there has been a revision of data, a note must be appended to the quality report. The note should specify the area covered by the revision; it should also explain why a revision was necessary and clarify the impact of the revision on the results.

Provisional data

Delivery of provisional data is not in accordance with the Regulation on waste statistics. If a set contains provisional data, this should be explained in Part I. The revision of such data will also need to be scheduled.

Key aggregates

In the quality report it is sometimes necessary to assess the impact of assumptions or errors. This assessment can be confined to the impact on key aggregates. For the generation of waste the key aggregates are:

- hazardous waste generated by households,
- non-hazardous waste generated by households,
- hazardous waste generated by enterprises (the total of all NACE categories),
- non-hazardous waste generated by enterprises (the total of all NACE categories).

For the treatment of waste the key aggregates are:

- hazardous waste used as fuel,
- non-hazardous waste used as fuel,
- hazardous waste incinerated,
- non-hazardous waste incinerated,
- hazardous waste recovered,
- non-hazardous waste recovered,
- hazardous waste disposed of,
- non-hazardous waste disposed of.

File name

The quality report shall be supplied in electronic form in a document with a file name consisting of five parts:

Quality report	2	Value: QR
Domain	5	Value: WASTE
Country code	2	Two character country code
Year	4	Reference year (first reference year 2004)
Revision	1	Revision number, zero (0) for the first delivery

The parts of the file name are separated by an underscore. For example, the quality report from Belgium on 2004 after the first revision will have the name QR_WASTE_BE_2004_1.

CONTENTS OF THE QUALITY REPORT

Part I: Description of the data

Identification

- Country
- Reference year
- Data set(s)
- Transmission date

Contact information on the person(s) responsible for the quality of waste statistics

- Name
- Telephone number
- Mail address
- Organisation and unit

Reference should be made to the derogations that apply to the data set.

Description of the parties involved/sources used in the data collection. Relationship of the parties/sources to the areas of the Regulation on waste statistics. What is the legal basis for the data source? How is continuity assessed?

General description of which methods are used in which part of the data set. This description is used as a reference in Part II of the report. The different methods are:

- Survey,
- Administrative sources,
- Modelling,
- Other (specify).

The changes made in relation to the previous reference year should be reported, together with an assessment of the impact on data quality. Special attention should be paid to comparability over time. Details concerning comparability will be reported in Part II under 5: Comparability. For the first reference year there is no requirement to report on comparability with the voluntary data collection based on the Joint OECD/Eurostat Questionnaire on waste.

Member States must list the main changes anticipated in the methods to be used for the next reference year.

Part II: Report on quality attributes

1. *Relevance*

A summary, including a description of users and needs at the national level, should be provided.

Member States should indicate the degree of completeness of the data sets. They should identify the variables and/or breakdowns required by the Regulation on waste statistics which are not available (e.g. the cell value is shown as 'M' or 'L' in the transmitted data set). For cases not covered by a derogation, an explanation is required. In the case of cells indicated as missing, steps must also be taken to rectify the deficiency.

2. *Accuracy*

2.1. *Sampling errors*

Reference should be made to Part I for a delineation of the relevant survey area. Information should be provided for the following aspects:

- sample frame applied,
- sampling scheme applied,
- stratification (e.g. specify whether by size-class, NACE group, etc.),
- sample volumes: specify the number of enterprises in a population and the number in the survey (per stratum if relevant),
- coefficient of variation for the total amount of waste generated and the breakdown into four key aggregates. The denominator of the coefficient is the total amount of waste generated in the relevant aggregate; this includes the strata not estimated using sampling methods. In order to estimate the variation, the level of non-response should be taken into account,
- coefficient of variation for the total amount of waste treated and the breakdown into eight key aggregates. The denominator of the coefficient is the total amount of waste treated in the relevant aggregate, including the strata not estimated using sampling methods. In order to estimate the variation, the level of non-response should be taken into account.

2.2. *Non-sampling errors*

2.2.1. *Coverage errors*

- For Annex I on waste generation: description of the method(s) applied to reach 100 % coverage;
- For Annex II on waste treatment: description of the waste treatment facilities which are excluded from reporting and the reason for their exclusion;
- Description of how the amount of commercial waste from enterprises/shops included in household waste is assessed; what method is used to estimate pure household waste;
- Description of the main problems of misclassification, under-coverage and over-coverage encountered in collecting the data.

2.2.2. *Measurement errors*

- Which statistical units are applied in which part of the data set? What is the outcome of the assessment of potential errors in the application of statistical units?
- Errors in precision of quantities: the manner in which weighing and subsequent recording is carried out and the validation procedures applied to detect weighing errors should be described. What is the outcome of the error detection procedures in place?
- A description of the information quality of the data collection instrument should be given. For instance, in the case of sample surveys with a questionnaire: was the questionnaire validated in a focus group? For administrative data: are there incentives in the reporting unit or in the administration itself for over-reporting, under-reporting or lags?

2.2.3. Processing errors

- Summary of the processing steps between collection and production of statistics, including measures to detect and rectify processing errors;
- Listing of processing errors identified, their extent and impact;
- Coding errors in the coding of waste category, NACE-category, type of treatment operation and region. A description should be given of how the coding is carried out and what validation procedures are applied to detect coding errors. What is the outcome of the error detection procedures in place?
- Percentage of the category 'waste generated by households' which actually originates from businesses. How is this misclassification assessed?

2.2.4. Non-response errors

- Response rate at the level of the key aggregates;
- Description of the handling of non-responses (unit and item non-responses) in surveys;
- Determination of expectancy of errors resulting from non-responses.

2.2.5. Model assumption errors

- Description of models, assumptions connected with the model application and expected errors and how to cope with them;
- Results of sensitivity analysis;
- Sources used (refer to description of sources in Part I).

3. *Timeliness and punctuality*

- Description of the key data collection steps in the process of establishing the data sets in a timetable;
- Description of the key data processing steps (e.g. starting and finishing dates for completeness, coding and plausibility checks, data validation and non-disclosure measures) in a timetable;
- Description of the key publication steps in a timetable (e.g. when are the advanced and detailed results calculated, validated and disseminated).

Punctuality of data transmission to Eurostat will be evaluated according to the Regulation on waste statistics, which specifies the periodicity and deadlines for data transmission. An explanation should be given for any delay. In addition, the report should state what measures have been taken to avoid delays in future.

4. *Accessibility and clarity*

The national reporting organisation (identified in Part I of the quality report) should describe:

- the policy on dissemination of waste statistics,
- the measures and tools to establish/improve clarity,
- the relevant confidentiality policy.

5. *Comparability*

- In order to assess the comparability between national data generated using different methodologies, it is necessary for the impact of restrictions with regard to coverage and precision of the data to be clarified (based on elements of accuracy above);
- How is the regional comparability of data on waste treatment facilities validated? What statistical unit is used? How are mobile waste treatment facilities handled?

- Comparability over time: both changes relative to the previous reference period and anticipated changes in the next reference period should be reported. Details of changes in definitions, coverage or methods should be specified (refer to Part I). An evaluation of the consequences should be carried out.

6. *Coherence*

Environment statistics:

- The coherence of national dissemination with the data reported under the Regulation on waste statistics.

There is no need to report on coherence with:

- OECD/Eurostat Joint questionnaire,
- Specific waste reporting obligations (end-of-life vehicles, waste from electrical and electronic equipment, packaging and packaging waste, waste shipment, etc.),
- Integrated pollution prevention and control (IPPC) reporting,
- Reporting to European Environmental Agency.

The Commission (Eurostat) will deal with this directly.

Socio-economic statistics:

Member States are invited to comment on coherence with:

- Trade Statistics,
- Environment-Economic Accounting including National Accounts,
- Production of structural indicators.

The comments on these items could include the identification of differences in the application of statistical units and classifications.

7. *Burden on respondents*

An evaluation should be made of the burden on respondents in physical terms (time required for response) and of the actual number of respondents. For administrative sources, the burden on respondents resulting from additional questions for statistical purposes should be evaluated.

EVALUATION CRITERIA

The Commission (Eurostat) will evaluate the information collected on the basis of the Regulation on waste statistics according to the following five broad criteria:

1. Complete data sets

The completeness of the data sets is defined by the transmission format for statistics on waste (Commission Regulation (EC) No 782/2005 of 24 May 2005 ⁽¹⁾).

2. Complete quality report

The completeness of the quality report is defined by this Regulation.

3. Timeliness

The timeliness of the data sets and the accompanying quality report is defined by the Regulation on waste statistics (within 18 months of the end of the reference year).

⁽¹⁾ OJ L 131, 25.5.2005, p. 26.

4. Proper application of definitions and classifications

The manual on waste statistics will lay down the common understanding of definitions and classifications.

5. The application of sound statistical methods

The Regulation on waste statistics does not prescribe any particular method of drawing up waste statistics. The manual on waste statistics will provide guidance for good practice.

The Commission (Eurostat) informs the person responsible for the quality of waste statistics in the Member State of the outcome of the evaluation within two months after the deadline for the transmission of data.

COMMISSION REGULATION (EC) No 1446/2005**of 5 September 2005****adopting derogations from the provisions of Regulation (EC) No 2150/2002 of the European Parliament and of the Council on waste statistics as regards the United Kingdom and Austria****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

*Article 1*Having regard to Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics ⁽¹⁾, and in particular Article 4(1) thereof,

1. The following derogations from the provisions of Regulation (EC) No 2150/2002 are hereby granted:

Having regard to the request made by the United Kingdom on 20 December 2004,

(a) The United Kingdom is granted derogations for the production of results relating to Section 8(1.1), Items 1 (agriculture, hunting and forestry), 2 (fisheries) and 16 (services activities) of Annex I and those relating to Section 8(2) of Annex II.

Having regard to the request made by Austria on 16 November 2004,

(b) Austria is granted derogations for the production of results relating to Section 8(1.1), Items 2 (fisheries) and 16 (services activities) of Annex I and those relating to Section 8(2) of Annex II.

Whereas:

(1) In accordance with Article 4(1) of Regulation (EC) No 2150/2002, derogations from certain provisions of Annexes to that Regulation may be granted by the Commission during a transitional period.

2. The derogations provided for in paragraph 1 are granted only in respect of data for the first reference year, namely 2004.

(2) Such derogations should be granted, at their request, to the United Kingdom and Austria.

Article 2(3) The measures provided for in this Regulation are in accordance with the opinion of the Statistical Programme Committee established by Council Decision 89/382/EEC, Euratom ⁽²⁾,This Regulation shall enter into force on the 20th day following that 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, 5 September 2005.

For the Commission

Joaquín ALMUNIA

Member of the Commission

⁽¹⁾ OJ L 332, 9.12.2002, p. 1. Regulation as last amended by Commission Regulation (EC) No 783/2005 (OJ L 131, 25.5.2005, p. 38).

⁽²⁾ OJ L 181, 28.6.1989, p. 47.