

Official Journal

of the European Union

L 240

English edition

Legislation

Volume 49

2 September 2006

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1314/2006
of 1 September 2006
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 2 September 2006.

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

Done at Brussels, 1 September 2006.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 386/2005 (OJ L 62, 9.3.2005, p. 3).

ANNEX

to Commission Regulation of 1 September 2006 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	87,3
	068	147,1
	999	117,2
0707 00 05	052	96,7
	999	96,7
0709 90 70	052	85,2
	999	85,2
0805 50 10	388	65,5
	524	49,5
	528	57,0
	999	57,3
0806 10 10	052	88,4
	220	178,5
	400	181,8
	624	118,3
	999	141,8
0808 10 80	388	88,3
	400	93,2
	508	85,2
	512	92,4
	528	43,0
	720	89,7
	800	180,4
	804	104,6
0808 20 50	999	97,1
	052	121,9
	388	91,2
	720	88,3
0809 30 10, 0809 30 90	999	100,5
	052	112,5
	096	12,8
0809 40 05	999	62,7
	052	90,9
	066	42,4
	098	41,6
	624	150,6
	999	81,4

⁽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 1315/2006**of 1 September 2006****amending the import duties in the cereals sector applicable from 2 September 2006**

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⁾,

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

Whereas:

- (1) The import duties in the cereals sector are fixed by Commission Regulation (EC) No 1296/2006 ⁽³⁾.

- (2) Article 2(1) of Regulation (EC) No 1249/96 provides that if during the period of application, the average import duty calculated differs by EUR 5 per tonne from the duty fixed, a corresponding adjustment is to be made. Such a difference has arisen. It is therefore necessary to adjust the import duties fixed in Regulation (EC) No 1296/2006,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 1296/2006 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 2 September 2006.

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

Done at Brussels, 1 September 2006.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 270, 29.9.2003, p. 78. Regulation as amended by Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 161, 29.6.1996, p. 125. Regulation as last amended by Regulation (EC) No 1110/2003 (OJ L 158, 27.6.2003, p. 12).

⁽³⁾ OJ L 238, 1.9.2006, p. 3.

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EC) No 1784/2003 applicable from 2 September 2006

CN code	Description	Import duty ⁽¹⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	0,00
	medium quality	0,00
	low quality	0,00
1001 90 91	Common wheat seed	0,00
ex 1001 90 99	Common high quality wheat other than for sowing	0,00
1002 00 00	Rye	18,91
1005 10 90	Maize seed other than hybrid	47,36
1005 90 00	Maize other than seed ⁽²⁾	47,36
1007 00 90	Grain sorghum other than hybrids for sowing	23,90

⁽¹⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3/t, where the port of unloading is on the Mediterranean Sea, or

— EUR 2/t, where the port of unloading is in Ireland, the United Kingdom, Denmark, Estonia, Latvia, Lithuania, Poland, Finland, Sweden or the Atlantic coasts of the Iberian peninsula.

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

ANNEX II

Factors for calculating duties

(31.8.2006)

1. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Exchange quotations	Minneapolis	Chicago	Minneapolis	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2	YC3	HAD2	Medium quality (*)	Low quality (**)	US barley 2
Quotation (EUR/t)	141,69 (***)	68,49	158,20	148,20	128,20	108,16
Gulf premium (EUR/t)	—	22,34	—			—
Great Lakes premium (EUR/t)	21,76	—	—			—

(*) A discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(**) A discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(***) Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Freight/cost: Gulf of Mexico–Rotterdam: 24,32 EUR/t; Great Lakes–Rotterdam: 29,96 EUR/t.

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

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 29 August 2006

allocating the amounts resulting from the modulation provided for in Article 10 of Council Regulation (EC) No 1782/2003 to the Member States for the years 2006 to 2012

(notified under document number C(2006) 3839)

(2006/588/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1782/2003 of 29 September 2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers and amending Regulations (EEC) No 2019/93, (EC) No 1452/2001, (EC) No 1453/2001, (EC) No 1454/2001, (EC) 1868/94, (EC) No 1251/1999, (EC) No 1254/1999, (EC) No 1673/2000, (EEC) No 2358/71 and (EC) No 2529/2001 ⁽¹⁾, and in particular the first subparagraph of Article 10(3) thereof,

Whereas:

(1) Commission Decision 2006/410/EC ⁽²⁾ sets the amounts which, as a result of applying the reductions in direct payments provided for in Article 10(2) of Regulation (EC) No 1782/2003 for the years 2006 to 2012 are available to the European Agricultural Fund for Rural Development (EAFRD) for the financial years 2007 to 2013.

(2) The first subparagraph of Article 10(3) of Regulation (EC) No 1782/2003 lays down the criteria for allocating the amounts resulting from the modulation provided for in paragraph 1 of that Article.

(3) Article 78 of Commission Regulation (EC) No 796/2004 of 21 April 2004 laying down detailed rules for the implementation of cross-compliance, modulation and the integrated administration and control system provided for in Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers ⁽³⁾ lays down the allocation key for sharing these amounts among the Member States using the criteria laid down in Article 10(3) of Regulation (EC) No 1782/2003.

(4) The second subparagraph of Article 10(3) of Regulation (EC) No 1782/2003 also specifies that the Member State is to receive at least 80 % of the amounts which the modulation has generated in that Member State, and Article 10(4) stipulates that this percentage can go up to at least 90 % for Member States whose rye production was substantial during the period 2000-2002.

(5) On the basis of these criteria, the Member States should be allocated the amounts for the years 2006 to 2012 resulting from the modulation provided for in Article 10(1) of Regulation (EC) No 1782/2006, taking into account the deduction provided for in paragraph 2 of that Article.

(6) The measures provided for in this Decision are in accordance with the opinion of the Management Committee for Direct Payments,

⁽¹⁾ OJ L 270, 21.10.2003, p. 1. Regulation as last amended by Regulation (EC) No 953/2006 (OJ L 175, 29.6.2006, p. 1).

⁽²⁾ OJ L 163, 15.6.2006, p. 10.

⁽³⁾ OJ L 141, 30.4.2004, p. 18. Regulation as last amended by Regulation (EC) No 659/2006 (OJ L 116, 29.4.2006, p. 20).

HAS ADOPTED THIS DECISION:

Article 1

Under Article 10 of Regulation (EC) No 1782/2003, the amounts for the years 2006 to 2012 resulting from modulation shall be allocated to the Member States in accordance with the table in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 29 August 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

ANNEX

Allocation to the Member States of the amounts resulting from the modulation provided for in Article 10 of Regulation (EC) No 1782/2003 for the years 2006 to 2012

(EUR million)

Member State	2006	2007	2008	2009	2010	2011	2012
Belgium	13,5	17,5	18,0	18,2	18,1	18,1	18,1
Denmark	24,8	31,2	31,4	31,5	31,5	31,5	31,5
Germany	157,5	199,1	201,3	202,5	201,7	201,7	201,7
Greece	47,5	59,6	60,1	60,3	56,5	56,5	56,2
Spain	163,8	206,7	208,5	209,2	201,7	201,7	200,6
France	212,6	267,5	269,5	270,6	268,8	268,8	268,8
Ireland	26,8	33,0	33,2	33,2	33,1	33,1	33,1
Italy	103,2	130,0	131,3	131,8	125,9	125,9	125,1
Luxembourg	1,0	1,2	1,2	1,2	1,2	1,2	1,2
Netherlands	22,0	27,2	27,6	27,7	26,9	26,9	26,8
Austria	31,4	40,6	41,0	41,2	39,7	39,7	39,5
Portugal	37,1	48,4	48,8	49,0	47,1	47,1	46,9
Finland	15,1	19,0	19,2	19,3	18,6	18,6	18,5
Sweden	19,7	24,3	24,5	24,6	23,9	23,9	23,8
United Kingdom	108,0	135,7	136,4	136,7	136,3	136,3	136,2

COMMISSION DECISION

of 31 August 2006

recognising in principle the completeness of the dossiers submitted for detailed examination in view of the possible inclusion of aviglycine HCl, mandipropamid and meptyldinocap in Annex I to Council Directive 91/414/EEC

*(notified under document number C(2006) 3858)***(Text with EEA relevance)**

(2006/589/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant-protection on the market ⁽¹⁾, and in particular Article 6(3) thereof,

Whereas:

(1) Directive 91/414/EEC provides for the development of a Community list of active substances authorised for incorporation in plant protection products.

(2) A dossier for the active substance aviglycine HCl was submitted by Valent BioSciences to the authorities of the United Kingdom on 27 October 2004 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC. For mandipropamid a dossier was submitted by Syngenta AG to the authorities of Austria on 13 December 2005 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC. For meptyldinocap a dossier was submitted by Dow AgroSciences to the authorities of the United Kingdom on 12 August 2005 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC.

(3) The authorities of the United Kingdom and Austria have indicated to the Commission that, on preliminary examination, the dossiers for the active substances concerned appear to satisfy the data and information requirements set out in Annex II to Directive 91/414/EEC. The dossiers submitted appear also to satisfy the data and information requirements set out in Annex III to Directive 91/414/EEC in respect of one plant protection product

containing the active substance concerned. In accordance with Article 6(2) of Directive 91/414/EEC, the dossiers were subsequently forwarded by the respective applicants to the Commission and other Member States, and were referred to the Standing Committee on the Food Chain and Animal Health.

(4) By this Decision it should be formally confirmed at Community level that the dossiers are considered as satisfying in principle the data and information requirements provided for in Annex II and, for at least one plant protection product containing the active substance concerned, the requirements set out in Annex III to Directive 91/414/EEC.

(5) This Decision should not prejudice the right of the Commission to request the applicant to submit further data or information in order to clarify certain points in the dossier.

(6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Without prejudice to Article 6(4) of Directive 91/414/EEC, the dossiers concerning the active substances identified in the Annex to this Decision, which were submitted to the Commission and the Member States with a view to obtaining the inclusion of those substances in Annex I to that Directive, satisfy in principle the data and information requirements set out in Annex II to that Directive.

The dossiers also satisfy the data and information requirements set out in Annex III to that Directive in respect of one plant protection product containing the active substance, taking into account the uses proposed.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1. Directive as last amended by Commission Directive 2006/41/EC (OJ L 187, 8.7.2006, p. 24).

Article 2

The rapporteur Member States shall pursue the detailed examination for the dossiers concerned and shall report the conclusions of their examinations accompanied by any recommendations on the inclusion or non-inclusion of the active substance concerned in Annex I of Directive 91/414/EEC and any conditions related thereto to the European Commission as soon as possible and at the latest within a period of one year from the date of publication of this Decision in the *Official Journal of the European Union*.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 31 August 2006.

For the Commission

Markos KYPRIANOU

Member of the Commission

*ANNEX***ACTIVE SUBSTANCES CONCERNED BY THIS DECISION**

No	Common Name, CIPAC Identification Number	Applicant	Date of application	Rapporteur Member State
1	Aviglycine HCl CIPAC-No: 601	Valent BioSciences	27.10.2004	UK
2	Mandipropamid CIPAC-No: not yet allocated	Syngenta AG	13.12.2005	AT
3	Meptyldinocap CIPAC-No: not yet allocated	Dow AgroSciences	12.8.2005	UK

COMMISSION DECISION

of 1 September 2006

amending Decisions 94/360/EC and 2001/812/EC as regards veterinary checks on products from third countries*(notified under document number C(2006) 3868)***(Text with EEA relevance)**

(2006/590/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries ⁽¹⁾, and in particular Article 10(3) thereof,

Whereas:

(1) According to Commission Decision 94/360/EC of 20 May 1994 on the reduced frequency of physical checks on consignments of certain products to be imported from third countries, under Council Directive 90/675/EEC ⁽²⁾ border inspection posts are required to maintain records of checks on certain products imported into the Community.

(2) The integrated computerised veterinary system (TRACES) was introduced by Commission Decision 2004/292/EC of 30 March 2004 on the introduction of the TRACES system and amending Decision 92/486/EEC ⁽³⁾ for the recording of data on all importations of animals and animal products from third countries and production of common veterinary entry documents at border inspection posts. Official veterinarians and their staff are no longer required to keep other registers or records on those imports. Decision 94/360/EC should be amended to avoid duplication of effort as regards the recording of certain data in border inspection posts.

(3) Council Decision 2002/309/EC, Euratom of 4 April 2002 on the conclusion of seven Agreements with the Swiss Confederation ⁽⁴⁾ approves, among others, an Agreement on trade in agricultural products. Frequencies for the checks of certain animal products at border inspection posts are set out in Appendix 10 of Annex 11 to that Agreement. Annex II to Decision 94/360/EC should be updated to make a reference to those provisions.

(4) Council Decision 2002/979/EC of 18 November 2002 on the signature and provisional application of certain provisions of an Agreement establishing an association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part ⁽⁵⁾ approves that Association Agreement. Frequencies for the checks of certain animal products at border inspection posts are set out in the provisions of that Association Agreement. Annex II to Decision 94/360/EC should be updated to make a reference to those provisions.

(5) Commission Decision 2001/812/EC of 21 November 2001 laying down the requirements for the approval of border inspection posts responsible for veterinary checks on products introduced into the Community from third countries ⁽⁶⁾ provides for the operations of border inspection posts in accordance with Directive 97/78/EC.

(6) At the same time some adjustments to the text of 2001/812/EC are necessary in the light of experience to facilitate trade in certain animal by products to permit greater flexibility in the handling of products falling under Regulation (EC) No 1774/2002 of the European Parliament and of the Council of 3 October 2002 laying down health rules concerning animal by-products not intended for human consumption ⁽⁷⁾.

⁽¹⁾ OJ L 24, 30.1.1998, p. 9. Directive as amended by Regulation (EC) No 882/2004 of the European Parliament and of the Council (OJ L 165, 30.4.2004, p. 1; corrected by OJ L 191, 28.5.2004, p. 1).

⁽²⁾ OJ L 158, 25.6.1994, p. 41. Decision as last amended by Decision 237/2002 (OJ L 80, 23.3.2002, p. 40).

⁽³⁾ OJ L 94, 31.3.2004, p. 63. Decision as last amended by Decision 2005/515/EC (OJ L 187, 19.7.2005, p. 29).

⁽⁴⁾ OJ L 114, 30.4.2002, p. 1.

⁽⁵⁾ OJ L 352, 30.12.2002, p. 1.

⁽⁶⁾ OJ L 306, 23.11.2001, p. 28.

⁽⁷⁾ OJ L 273, 10.10.2002, p. 1. Regulation as last amended by Commission Regulation (EC) No 208/2006 (OJ L 36, 8.2.2006, p. 25).

- (7) Consignments of certain small volume perishable blood and blood products of animal origin destined for technical or pharmaceutical use that are transported deep frozen or chilled in small hermetically sealed containers externally at ambient temperatures should be handled and checked in border inspection posts with facilities approved for handling only consignments at ambient temperatures.
- (8) At present there is a requirement for additional facilities in a border inspection post if the throughput of consignments rises above the figure of 500 per year, but this figure is not based upon risk and this absolute cut-off point should be replaced by a more appropriate system based upon an assessment by the competent authority of the Member State concerned, of the risk associated with handling of different categories of product in the same facility where one or other category of product is in fact only physically handled and checked on infrequent occasions.
- (9) The throughput figure of 500 consignments per year of products should nevertheless be taken as an indicative figure above which additional facilities will be required in a border inspection post unless an objective assessment by the competent authority of the different types of product being handled in the one location shows that additional facilities are not justified on the basis of possible cross contamination or risk to health.
- (10) The risk assessment and the basis of the justification for the action taken by the competent authority in any relevant border inspection post shall be notified to the Commission.
- (11) Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Decision 94/360/EC is amended as follows:

1. Article 3 is amended as follows:

- (a) paragraphs 1 and 2 are deleted;
- (b) paragraph 3 is replaced by the following:

‘The Commission shall review in accordance with the procedure referred to in Article 28 of Directive

97/78/EC the frequencies set out in Annexes I and II to this Decision at the request of a Member State or on its own initiative, taking into account the criteria laid down in Article 10 of Directive 97/78/EC as well as the regionalisation principle and other Community veterinary principles.’

2. Annex II is replaced by the text in the Annex to this Decision.

3. Annex III is deleted.

Article 2

Decision 2001/812/EC is amended as follows:

1. In Article 3, paragraph 4 is replaced by the following:

‘4. By way of derogation from paragraph 3, deep frozen semen and embryos, by-products or blood products of animal origin transported for use in technical purposes including pharmaceuticals, provided that these consignments are transported at ambient temperatures, in sealed, self-contained temperature regulating packages or containers, may be inspected in border inspection posts with facilities listed and approved only to handle packed products that are at ambient temperatures.’

2. In Article 4, paragraph 5 is replaced by the following:

‘5. By way of derogation from paragraph 4, based upon a risk assessment by the competent authority, border inspection posts with limited throughputs of consignments of any one particular category, either of products for human consumption or of products not for human consumption, may use the same facilities provided for unloading, inspection and storage for all products for which the post is approved, provided that a time separation of consignments is implemented, and that adequate cleansing and disinfection of facilities between handling and checks of consignments is undertaken as necessary. Such a derogation and the underlying risk assessment shall be notified to the Commission.’

3. In the introductory phrase of section 4 of Annex, the words ‘The following records must also be kept:’ are replaced by the words:

‘The following alternative records shall be kept in electronic or paper form where the data are not entered in TRACES at the border inspection post.’

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 1 September 2006.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

'ANNEX II

LIST OF THIRD COUNTRIES AND FREQUENCIES OF PHYSICAL CHECKS**1. New Zealand**

In the case of New Zealand, the frequencies shall be those provided for in the Agreement which was approved by Council Decision 97/132/EC of 17 December 1996 on the conclusion of an Agreement in the form of an Exchange of Letters concerning the provisional application of the Agreement between the European Community and New Zealand on sanitary measures applicable to trade in live animals and animal products ⁽¹⁾.

2. Canada

In the case of Canada, the frequencies shall be those provided for in Annex VIII to the Agreement which was approved by Council Decision 1999/201/EC of 14 December 1998 on the conclusion of the Agreement between the European Community and the Government of Canada on sanitary measures to protect public and animal health in respect of trade in live animals and animal products ⁽²⁾.

3. Chile

In the case of Chile, the frequencies shall be those provided for in the Agreement on Sanitary and Phytosanitary Measures applicable to Trade in Animals and Animal Products, Plants, Plant Products and other Goods and Animal Welfare set out in Annex IV to the Association Agreement which was approved by Council Decision 2002/979/EC of 18 November 2002 on the signature and provisional application of certain provisions of an Agreement establishing an association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part ⁽³⁾.

4. Switzerland

In the case of Switzerland, the frequencies shall be those provided for in Appendix 10 of Annex 11 on animal-health and zootechnical measures applicable to trade in live animals and animal products to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products approved by Decision 2002/309/EC, Euratom of 4 April 2002 of the Council, and of the Commission, as regards the Agreement on Scientific and Technological Cooperation, on the conclusion of seven Agreements with the Swiss Confederation ⁽⁴⁾.

⁽¹⁾ OJ L 57, 26.2.1997, p. 4. Decision as last amended by Decision 1999/837/EC (OJ L 332, 23.12.1999, p. 1).

⁽²⁾ OJ L 71, 18.3.1999, p. 1.

⁽³⁾ OJ L 352, 30.12.2002, p. 3.

⁽⁴⁾ OJ L 114, 30.4.2002, p. 1.

COMMISSION DECISION
of 1 September 2006
amending Decision 2005/393/EC as regards the restricted zones in relation to bluetongue

(notified under document number C(2006) 3947)

(Text with EEA relevance)

(2006/591/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾ and in particular Article 10(4) thereof,

Having regard to Council Directive 2000/75/EC of 20 November 2000 laying down specific provisions for the control and eradication of bluetongue ⁽²⁾, and in particular the second subparagraph of Article 6(1), Article 8(2)(d) and (3), Article 9(1)(c) and the third paragraph of Article 19 thereof,

Whereas:

(1) Directive 2000/75/EC lays down control rules and measures to combat bluetongue in the Community, including the establishment of protection and surveillance zones and a ban on animals leaving those zones.

(2) Commission Decision 2005/393/EC of 23 May 2005 on protection and surveillance zones in relation to bluetongue and conditions applying to movements from or through these zones ⁽³⁾ provides for the demarcation of the global geographic areas where protection and surveillance zones ('the restricted zones') are to be established by the Member States in relation to bluetongue.

(3) On 17, 19 and 21 August 2006 respectively, the Netherlands, Belgium and Germany informed the Commission of a number of suspected clinical cases of bluetongue in sheep and cattle holdings in areas in the Netherlands, Belgium and Germany, close to Luxembourg and France, located in a radius of 50 km from Kerkrade, the Netherlands, where the first suspected case was notified.

(4) To avoid the spread of the disease from the affected area, the Commission adopted Decision 2006/577/EC of 22 August 2006 on certain protective measures against bluetongue ⁽⁴⁾, laying down rules on movements of animals of species susceptible to bluetongue and their semen, ova and embryos from the affected areas.

(5) Then, the Community Reference Laboratory for bluetongue in Pirbright (United Kingdom) has confirmed the occurrence of bluetongue and that the virus in question is of serotype 8. This serotype has never been reported in Europe before.

(6) In view of that finding, Decision 2005/393/EC should be amended in order to insert a new restricted zone including the affected area and Decision 2006/577/EC should be repealed.

(7) Taking into account the farming practises, specific movements of susceptible animals can be allowed, without jeopardising disease control, under the supervision of the competent authorities concerned.

(8) To prevent the further spread of the disease, this Decision should apply as a matter of urgency.

(9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2005/393/EC is amended as follows:

1. Article 2 is replaced by the following:

'Article 2

Demarcation of restricted zones

Restricted zones shall be demarcated within the global geographical areas listed for zones A, B, C, D, E and F in Annex I.

⁽¹⁾ OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 2002/33/EC (OJ L 315, 19.11.2002, p. 14).

⁽²⁾ OJ L 327, 22.12.2000, p. 74.

⁽³⁾ OJ L 130, 24.5.2005, p. 22. Decision as last amended by Decision 2006/572/EC (OJ L 227, 19.8.2006, p. 60).

⁽⁴⁾ OJ L 229, 23.8.2006, p. 10.

Exemptions from the exit ban for those restricted zones shall only take place in accordance with Articles 3, 4, 5 and 6.

In the case of restricted zone E, movements of live animals of ruminant species between Spain and Portugal shall be subject to authorisation by the competent authorities concerned on the base of a bilateral agreement.

In the case of restricted zone F, movements of live animals of species susceptible to bluetongue and their semen, ova and embryos within the zone shall be allowed.

Article 2a

Derogation from the movement ban in the 20 km zone

By way of derogation from Article 6(1)(c) of Directive 2000/75/EC, the following animals shall be exempted from the ban on movement in the 20 km zone:

- subject to the approval of the competent veterinary authority, animals for direct slaughter;
- animals from outside the 20 km zone destined to a holding inside the 20 km zone;

— subject to the approval of and on the basis of animal health conditions to be laid down by the competent veterinary authority, animals intended to a holding situated in the restricted zone.'

2. Annex I is amended in accordance with the Annex to this Decision.

Article 2

Decision 2006/577/EC is repealed.

Article 3

This Decision shall apply from the day following that of its publication in the *Official Journal of the European Union*.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 1 September 2006.

For the Commission

Markos KYPRIANOU

Member of the Commission

ANNEX

In Annex I to Decision 2005/393/EC, the following zone F is added:

'Zone F

(serotype 8)

Belgium:

Whole territory

France:

Aisne: arrondissements of Laon, Saint-Quentin, Soissons, Vervins

Ardennes: arrondissements of Charleville-Mézières, Rethel, Sedan, Vouziers

Marne: arrondissements of Châlons-sur-Marne, Reims, Sainte-Menehould

Meurthe et Moselle: arrondissement of Briey

Meuse: arrondissements of Bar-le-Duc, Commercy, Verdun

Moselle: arrondissements of Boulay-Moselle, Metz-Campagne, Thionville-Est, Thionville-Ouest, Metz-Ville

Nord: arrondissements of Avesnes-sur-Helpe, Cambrai, Valenciennes

Germany:

Nordrhein-Westfalen

— Stadt Aachen

— Kreis Aachen

— Stadt Bochum

— Stadt Bonn

— Kreis Borken

— Stadt Bottrop

— Kreis Coesfeld

— Stadt Dortmund

— Kreis Düren

— Stadt Düsseldorf

— Stadt Duisburg

— Ennepe-Ruhr-Kreis

— Erftkreis

— Kreis Euskirchen

— Stadt Essen

— Stadt Gelsenkirchen

— Stadt Hagen

— Stadt Hamm

— Kreis Heinsberg

— Stadt Herne

— Hochsauerlandkreis

- Kreis Kleve
- Stadt Köln
- Stadt Krefeld
- Stadt Leverkusen
- Märkischer Kreis
- Kreis Mettmann
- Stadt Mönchengladbach
- Stadt Mülheim a. d. Ruhr
- Kreis Neuss
- Oberbergischer Kreis
- Stadt Oberhausen
- Kreis Olpe
- Kreis Recklinghausen
- Stadt Remscheid
- Rheinisch-Bergischer Kreis
- Rhein-Sieg-Kreis
- Kreis Siegen-Wittgenstein
- Kreis Soest
- Stadt Solingen
- Kreis Unna
- Kreis Viersen
- Kreis Wesel
- Stadt Wuppertal

Rheinland-Pfalz

- Kreis Ahrweiler
- Kreis Altenkirchen
- Kreis Bernkastel-Wittlich
- Im Kreis Birkenfeld das Gebiet nördlich der B41
- Kreis Bitburg-Prüm
- Kreis Cochem-Zell
- Kreis Daun
- Stadt Koblenz
- Im Kreis Mainz Bingen die Ortsgemeinden Breitscheid, Bacharach, Oberdiebach; Manubach
- Kreis Mayen-Koblenz
- Kreis Neuwied

- Rhein-Hunsrück-Kreis
- Rhein-Lahn-Kreis
- Stadt Trier
- Kreis Trier-Saarburg
- Westerwaldkreis

Saarland

- Im Kreis Merzig-Wadern die Gemeinden Mettlach und Perl

Hessen

- Im Lahn-Dill-Kreis die Gemeinden Breitscheid, Diedorf, Haiger
- Im Kreis Limburg-Weilburg die Gemeinden Dornburg, Elbtal, Elz, Hadamar, Limburg a. d. Lahn, Mengerskirchen, Waldbrunn (Westerwald)
- Im Rheingau-Taunus-Kreis die Gemeinde Heidenrod

Luxembourg:

Whole territory

The Netherlands:

1. From the Belgian border following the Tractaatweg (N253) in northern direction change in Guido Gezellestraat following western direction change in Willem de Zwijgerlaan following in northern direction until the water.
 2. Following the water in northeastern direction change in Veerweg N60 following in northern direction until A58 (E312).
 3. A58 following in western direction until Deltaweg (A256).
 4. Deltaweg (A256) following in northern direction until the water.
 5. The water following in northeastern direction until Philipsdam (N257).
 6. Philipsdam (N257) following the water in eastern direction until Hellegatsplein (A29/A59).
 7. Hellegatsplein (A29/A59) following in northern direction change in Rijksweg (A29) following in northern direction until Ring Rotterdam (A15).
 8. Ring Rotterdam (A15) following in western direction until A16/E19.
 9. A16/E19 following in northern direction change in A20/E25 following in eastern direction change in A12/E30 following in northeastern direction until A27/E231.
 10. A27/E231 following in northern direction until A28/E30.
 11. A28/E30 following in eastern, northeastern direction until A1/E30.
 12. A1/E30 following in eastern direction until the German border.
 13. German border following in southern direction convert in the Belgian border following in north, northwestern direction until the Tractaatweg.'
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CORRIGENDA

Corrigendum to Commission Regulation (EC) No 1512/2005 of 15 September 2005 amending Regulation (EC) No 753/2002 laying down certain rules for applying Council Regulation (EC) No 1493/1999 as regards the description, designation, presentation and protection of certain wine sector products

(Official Journal of the European Union L 241 of 17 September 2005)

On page 26, in Annex I, in the second line 'Vino de la Tierra', in the fourth column 'Language':

insert: 'Spanish'.
