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### Legislation

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## I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 1941/2006****of 11 December 2006****fixing the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks applicable in the Baltic Sea for 2007**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy <sup>(1)</sup>, and in particular Article 20 thereof,

Having regard to Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas <sup>(2)</sup>, and in particular Article 2 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Article 4 of Regulation (EC) No 2371/2002 requires the Council to adopt the measures necessary to ensure access to waters and resources and the sustainable pursuit of fishing activities taking account of available scientific advice and, in particular, the report prepared by the Scientific, Technical and Economic Committee for Fisheries.
- (2) Pursuant to Article 20 of Regulation (EC) No 2371/2002, it is incumbent upon the Council to establish fishing opportunity limits by fishery or group of fisheries and to allocate these opportunities to Member States.
- (3) In order to ensure effective management of the fishing opportunities, the specific conditions under which fishing operations are carried out should be established.

- (4) The principles as well as certain procedures for fishery management need to be laid down at Community level, so that Member States can ensure the management of the vessels flying their flag.

- (5) Article 3 of Regulation (EC) No 2371/2002 lays down definitions relevant to the allocation of fishing opportunities.

- (6) In accordance with Article 2 of Council Regulation (EC) No 847/96, the stocks that are subject to the various measures referred to therein must be identified.

- (7) Fishing opportunities should be used in accordance with Community legislation on the subject, and in particular with Commission Regulation (EEC) No 1381/87 of 20 May 1987 establishing detailed rules concerning the marking and documentation of fishing vessels <sup>(3)</sup>, Commission Regulation (EEC) No 2807/83 of 22 September 1983 laying down detailed rules for recording information on Member States' catches of fish <sup>(4)</sup>, Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy <sup>(5)</sup>, Commission Regulation (EC) No 2244/2003 of 18 December 2003 laying down detailed provisions regarding satellite-based Vessel Monitoring Systems <sup>(6)</sup>, and Council Regulation (EEC) No 2930/86 of 22 September 1986 defining characteristics for fishing vessels <sup>(7)</sup>, Council Regulation (EEC) No 3880/91 of 17 December 1991 on the submission of nominal catch statistics by Member States fishing in the north-east Atlantic <sup>(8)</sup> and Council Regulation (EC) No 2187/2005 of 21 December 2005 for the conservation of fishery resources through technical measures in the Baltic Sea, the Belts and the Sound <sup>(9)</sup>.

<sup>(3)</sup> OJ L 132, 21.5.1987, p. 9.

<sup>(4)</sup> OJ L 276, 10.10.1983, p. 1. Regulation as last amended by Regulation (EC) No 1804/2005 (OJ L 290, 4.11.2005, p. 10).

<sup>(5)</sup> 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).

<sup>(6)</sup> OJ L 333, 20.12.2003, p. 17.

<sup>(7)</sup> OJ L 274, 25.9.1986, p. 1. Regulation as amended by Regulation (EC) No 3259/94 (OJ L 339, 29.12.1994, p. 11).

<sup>(8)</sup> OJ L 365, 31.12.1991, p. 1. Regulation as amended by Commission Regulation (EC) No 448/2005 (OJ L 74, 19.3.2005, p. 5).

<sup>(9)</sup> OJ L 349, 31.12.2005, p. 1.

<sup>(1)</sup> OJ L 358, 31.12.2002, p. 59.

<sup>(2)</sup> OJ L 115, 9.5.1996, p. 3.

- (8) In order to contribute to the conservation of fish stocks, certain supplementary measures on the control and technical conditions of fishing should be implemented in 2007,

HAS ADOPTED THIS REGULATION:

## CHAPTER I

### SCOPE AND DEFINITIONS

#### Article 1

##### Subject matter

This Regulation fixes fishing opportunities for the year 2007 for certain fish stocks and groups of fish stocks in the Baltic Sea and the associated conditions under which such fishing opportunities may be used.

#### Article 2

##### Scope

1. This Regulation shall apply to Community fishing vessels (Community vessels) and fishing vessels flying the flag of, and registered in, third countries operating in the Baltic Sea.

2. By way of derogation from paragraph 1, this Regulation shall not apply to fishing operations conducted solely for the purpose of scientific investigations which are carried out with the permission and under the authority of the Member State concerned and of which the Commission and the Member State in whose waters the research is carried out have been informed in advance.

#### Article 3

##### Definitions

In addition to the definitions laid down in Article 3 of Regulation (EC) No 2371/2002, for the purposes of this Regulation the following definitions shall apply:

- (a) the International Council for the Exploration of the Sea (ICES) zones are as defined in Regulation (EEC) No 3880/91;
- (b) 'Baltic Sea' means ICES Divisions IIIb, IIIc and IIId;
- (c) 'total allowable catch (TAC)' means the quantity that can be taken from each stock each year;
- (d) 'quota' means a proportion of the TAC allocated to the Community, a Member State or a third country.

## CHAPTER II

### FISHING OPPORTUNITIES AND ASSOCIATED CONDITIONS

#### Article 4

##### Catch limits and allocations

The catch limits, the allocation of such limits among Member States, and additional conditions in accordance with Article 2 of Regulation (EC) No 847/96 are set out in Annex I to this Regulation.

#### Article 5

##### Special provisions on allocations

1. The allocation of catch limits among Member States as set out in Annex I shall be without prejudice to:

- (a) exchanges made pursuant to Article 20(5) of Regulation (EC) No 2371/2002;
- (b) reallocations made pursuant to Articles 21(4), 23(1) and 32(2) of Regulation (EEC) No 2847/93;
- (c) additional landings allowed under Article 3 of Regulation (EC) No 847/96;
- (d) quantities withheld in accordance with Article 4 of Regulation (EC) No 847/96;
- (e) deductions made pursuant to Article 5 of Regulation (EC) No 847/96.

2. For the purpose of withholding quotas to be transferred to 2008, Article 4(2) of Regulation (EC) No 847/96 may apply, by way of derogation from that Regulation, to all stocks subject to analytical TAC.

#### Article 6

##### Conditions for catches and by-catches

1. Fish from stocks for which catch limits are fixed shall only be retained on board or landed if:

- (a) the catches have been taken by vessels of a Member State with a quota and that quota has not been exhausted; or alternatively
- (b) species other than herring and sprat are mixed with other species, the catches have been taken with trawls, Danish seines or similar gears whose mesh size is less than 32 mm, and the catches are not sorted either on board or on landing.

2. All landings shall count against the quota or, if the Community share has not been allocated among Member States by quotas, against the Community share, except for catches made under paragraph 1(b).

3. Where the quota for herring allocated to a Member State is exhausted, vessels flying the flag of that Member State, registered in the Community, and operating in the fisheries to which the relevant quota apply shall not land catches that are unsorted and that contain herring.

*Article 7*

**Fishing effort limits**

Fishing effort limits are set out in Annex II.

*Article 8*

**Transitional technical and control measures**

Transitional technical and control measures are set out in Annex III.

CHAPTER III

**FINAL PROVISIONS**

*Article 9*

**Data transmission**

When Member States send data to the Commission relating to landings of quantities of stocks caught pursuant to Article 15(1) of Regulation (EEC) No 2847/93, they shall use the stock codes set out in Annex I to this Regulation.

*Article 10*

**Entry into force**

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

It shall apply from 1 January 2007.

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

Done at Brussels, 11 December 2006.

*For the Council*  
*The President*  
S. HUOVINEN

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## ANNEX I

**Landings limits and associated conditions for year-to-year management of catch limits applicable to Community vessels in areas where catch limits exist by species and by area**

The following tables set out the TACs and quotas (in tonnes live weight, except where otherwise specified) by stock, the allocation to the Member States and associated conditions for year-to-year management of the quotas.

| <b>Species:</b> Herring<br><i>Clupea harengus</i> |        | <b>Zone:</b> Subdivisions 30-31<br>HER/3D30.; HER/3D31.                                                                                                                                        |
|---------------------------------------------------|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Finland                                           | 75 099 |                                                                                                                                                                                                |
| Sweden                                            | 16 501 |                                                                                                                                                                                                |
| EC                                                | 91 600 |                                                                                                                                                                                                |
| TAC                                               | 91 600 | <div> Analytical TAC.<br/> Article 3 of Regulation (EC) No 847/96 applies.<br/> Article 4 of Regulation (EC) No 847/96 applies.<br/> Article 5(2) of Regulation (EC) No 847/96 applies. </div> |

  

| <b>Species:</b> Herring<br><i>Clupea harengus</i> |        | <b>Zone:</b> Subdivisions 22-24<br>HER/3B23.; HER/3C22.; HER/3D24.                                                                                                                             |
|---------------------------------------------------|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Denmark                                           | 6 939  |                                                                                                                                                                                                |
| Germany                                           | 27 311 |                                                                                                                                                                                                |
| Finland                                           | 3      |                                                                                                                                                                                                |
| Poland                                            | 6 441  |                                                                                                                                                                                                |
| Sweden                                            | 8 806  |                                                                                                                                                                                                |
| EC                                                | 49 500 |                                                                                                                                                                                                |
| TAC                                               | 49 500 | <div> Analytical TAC.<br/> Article 3 of Regulation (EC) No 847/96 applies.<br/> Article 4 of Regulation (EC) No 847/96 applies.<br/> Article 5(2) of Regulation (EC) No 847/96 applies. </div> |

|                 |                                   |              |                                                                                                                                                                                           |
|-----------------|-----------------------------------|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> | Herring<br><i>Clupea harengus</i> | <b>Zone:</b> | Subdivisions 25-27, 28.2, 29 and 32<br>HER/3D25.; HER/3D26.; HER/3D27.; HER/3D28.;<br>HER/3D29.; HER/3D32.                                                                                |
| Denmark         | 2 920                             |              |                                                                                                                                                                                           |
| Germany         | 774                               |              |                                                                                                                                                                                           |
| Estonia         | 14 910                            |              |                                                                                                                                                                                           |
| Finland         | 29 105                            |              |                                                                                                                                                                                           |
| Latvia          | 3 680                             |              |                                                                                                                                                                                           |
| Lithuania       | 3 874                             |              |                                                                                                                                                                                           |
| Poland          | 33 066                            |              |                                                                                                                                                                                           |
| Sweden          | 44 389                            |              |                                                                                                                                                                                           |
| EC              | 132 718                           |              |                                                                                                                                                                                           |
| TAC             | Not relevant                      |              | Analytical TAC.<br>Article 3 of Regulation (EC) No 847/96 does not apply.<br>Article 4 of Regulation (EC) No 847/96 does not apply.<br>Article 5(2) of Regulation (EC) No 847/96 applies. |

|                 |                                   |              |                                                                                                                                                                             |
|-----------------|-----------------------------------|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> | Herring<br><i>Clupea harengus</i> | <b>Zone:</b> | Subdivision 28.1<br>HER/03D.RG.                                                                                                                                             |
| Estonia         | 17 317                            |              |                                                                                                                                                                             |
| Latvia          | 20 183                            |              |                                                                                                                                                                             |
| EC              | 37 500                            |              |                                                                                                                                                                             |
| TAC             | 37 500                            |              | Analytical TAC.<br>Article 3 of Regulation (EC) No 847/96 applies.<br>Article 4 of Regulation (EC) No 847/96 applies.<br>Article 5(2) of Regulation (EC) No 847/96 applies. |

|                                            |                       |                                                                                                                                                                                           |
|--------------------------------------------|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> Cod<br><i>Gadus morhua</i> |                       | <b>Zone:</b> Subdivisions 25-32 (EC-waters)<br>COD/3D25.; COD/3D26.; COD/3D27.; COD/3D28.;<br>COD/3D29.; COD/3D30.; COD/3D31.; COD/3D32.                                                  |
| Denmark                                    | 9 374                 |                                                                                                                                                                                           |
| Germany                                    | 3 729                 |                                                                                                                                                                                           |
| Estonia                                    | 913                   |                                                                                                                                                                                           |
| Finland                                    | 717                   |                                                                                                                                                                                           |
| Latvia                                     | 3 485                 |                                                                                                                                                                                           |
| Lithuania                                  | 2 296                 |                                                                                                                                                                                           |
| Poland                                     | 10 794                |                                                                                                                                                                                           |
| Sweden                                     | 9 497                 |                                                                                                                                                                                           |
| EC                                         | 40 805 <sup>(1)</sup> |                                                                                                                                                                                           |
| TAC                                        | Not relevant          | Analytical TAC.<br>Article 3 of Regulation (EC) No 847/96 does not apply.<br>Article 4 of Regulation (EC) No 847/96 does not apply.<br>Article 5(2) of Regulation (EC) No 847/96 applies. |

<sup>(1)</sup> If by 30 June 2007 the Council has not adopted a regulation establishing a multi-annual plan for the cod stocks in the Baltic Sea and the fisheries exploiting those stocks, from 1 July 2007 the TAC and quotas for this stock shall be those set out in Appendix 1 to this Annex. By that date any catches in excess of Member States respective quotas as laid down in that Appendix will be discounted from their prospective quotas in 2008.

|                                            |                       |                                                                                                                                                                             |
|--------------------------------------------|-----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> Cod<br><i>Gadus morhua</i> |                       | <b>Zone:</b> Subdivisions 22-24 (EC waters)<br>COD/3B23.; COD/3C22.; COD/3D24.                                                                                              |
| Denmark                                    | 11 653                |                                                                                                                                                                             |
| Germany                                    | 5 697                 |                                                                                                                                                                             |
| Estonia                                    | 258                   |                                                                                                                                                                             |
| Finland                                    | 229                   |                                                                                                                                                                             |
| Latvia                                     | 964                   |                                                                                                                                                                             |
| Lithuania                                  | 625                   |                                                                                                                                                                             |
| Poland                                     | 3 118                 |                                                                                                                                                                             |
| Sweden                                     | 4 152                 |                                                                                                                                                                             |
| EC                                         | 26 696                |                                                                                                                                                                             |
| TAC                                        | 26 696 <sup>(1)</sup> | Analytical TAC.<br>Article 3 of Regulation (EC) No 847/96 applies.<br>Article 4 of Regulation (EC) No 847/96 applies.<br>Article 5(2) of Regulation (EC) No 847/96 applies. |

<sup>(1)</sup> If by 30 June 2007 the Council has not adopted a regulation establishing a multi-annual plan for the cod stocks in the Baltic Sea and the fisheries exploiting those stocks, from 1 July 2007 the TAC and quotas for this stock shall be those set out in Appendix 1 to this Annex. By that date any catches in excess of Member States respective quotas as laid down in that Appendix will be discounted from their prospective quotas in 2008.

|                                                        |              |                                                                                                                                                                                |
|--------------------------------------------------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> Plaice<br><i>Pleuronectes platessa</i> |              | <b>Zone:</b> IIIbcd (EC waters)<br>PLE/3B23.; PLE/3C22.; PLE/3D24.; PLE/3D25.; PLE/3D26.;<br>PLE/3D27.; PLE/3D28.; PLE/3D29.;<br>PLE/3D30.; PLE/3D31.; PLE/3D32.               |
| Denmark                                                | 2 698        |                                                                                                                                                                                |
| Germany                                                | 300          |                                                                                                                                                                                |
| Sweden                                                 | 203          |                                                                                                                                                                                |
| Poland                                                 | 565          |                                                                                                                                                                                |
| EC                                                     | 3 766        |                                                                                                                                                                                |
| TAC                                                    | Not relevant | Precautionary TAC.<br>Article 3 of Regulation (EC) No 847/96 applies.<br>Article 4 of Regulation (EC) No 847/96 applies.<br>Article 5(2) of Regulation (EC) No 847/96 applies. |

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|                                                       |                             |                                                                                                                                                                                           |
|-------------------------------------------------------|-----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> Atlantic salmon<br><i>Salmo salar</i> |                             | <b>Zone:</b> IIIbcd (EC waters) excluding Subdivision 32<br>SAL/3B23.; SAL/3C22.; SAL/3D24.; SAL/3D25.;<br>SAL/3D26.; SAL/3D27.; SAL/3D28.; SAL/3D29.;<br>SAL/3D30.; SAL/3D31.            |
| Denmark                                               | 88 836 <sup>(1)</sup>       |                                                                                                                                                                                           |
| Germany                                               | 9 884 <sup>(1)</sup>        |                                                                                                                                                                                           |
| Estonia                                               | 9 028 <sup>(1)</sup>        |                                                                                                                                                                                           |
| Finland                                               | 110 773 <sup>(1)</sup>      |                                                                                                                                                                                           |
| Latvia                                                | 56 504 <sup>(1)</sup>       |                                                                                                                                                                                           |
| Lithuania                                             | 6 642 <sup>(1)</sup>        |                                                                                                                                                                                           |
| Poland                                                | 26 950 <sup>(1)</sup>       |                                                                                                                                                                                           |
| Sweden                                                | 120 080 <sup>(1)</sup>      |                                                                                                                                                                                           |
| EC                                                    | 428 697 <sup>(1)</sup>      |                                                                                                                                                                                           |
| TAC                                                   | Not relevant <sup>(1)</sup> | Analytical TAC.<br>Article 3 of Regulation (EC) No 847/96 does not apply.<br>Article 4 of Regulation (EC) No 847/96 does not apply.<br>Article 5(2) of Regulation (EC) No 847/96 applies. |

<sup>(1)</sup> Expressed by number of individual fish.

|                                                       |                             |                                                                                                                                                                                                                                                             |
|-------------------------------------------------------|-----------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> Atlantic salmon<br><i>Salmo salar</i> |                             | <b>Zone:</b> Subdivision 32<br>SAL/3D32.                                                                                                                                                                                                                    |
| Estonia                                               | 1 581 <sup>(1)</sup>        | <div style="border: 1px solid black; padding: 5px;"> Analytical TAC.<br/> Article 3 of Regulation (EC) No 847/96 does not apply.<br/> Article 4 of Regulation (EC) No 847/96 does not apply.<br/> Article 5(2) of Regulation (EC) No 847/96 applies. </div> |
| Finland                                               | 13 838 <sup>(1)</sup>       |                                                                                                                                                                                                                                                             |
| EC                                                    | 15 419 <sup>(1)</sup>       |                                                                                                                                                                                                                                                             |
| TAC                                                   | Not relevant <sup>(1)</sup> |                                                                                                                                                                                                                                                             |

<sup>(1)</sup> Expressed by number of individual fish.

|                                                   |              |                                                                                                                                                                                                                                                      |
|---------------------------------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Species:</b> Sprat<br><i>Sprattus sprattus</i> |              | <b>Zone:</b> IIIbcd (EC waters)<br>SPR/3B23.; SPR/3C22.; SPR/3D24.; SPR/3D25.;<br>SPR/3D26.; SPR/3D27.; SPR/3D28.; SPR/3D29.;<br>SPR/3D30.; SPR/3D31.; SPR/3D32.                                                                                     |
| Denmark                                           | 44 833       |                                                                                                                                                                                                                                                      |
| Germany                                           | 28 403       |                                                                                                                                                                                                                                                      |
| Estonia                                           | 52 060       |                                                                                                                                                                                                                                                      |
| Finland                                           | 23 469       |                                                                                                                                                                                                                                                      |
| Latvia                                            | 62 877       |                                                                                                                                                                                                                                                      |
| Lithuania                                         | 22 745       |                                                                                                                                                                                                                                                      |
| Poland                                            | 133 435      |                                                                                                                                                                                                                                                      |
| Sweden                                            | 86 670       |                                                                                                                                                                                                                                                      |
| EC                                                | 454 492      | <div style="border: 1px solid black; padding: 5px;"> Analytical TAC.<br/> Article 3 of Regulation (EC) No 847/96 does not apply.<br/> Article 4 of Regulation (EC) No 847/96 applies.<br/> Article 5(2) of Regulation (EC) No 847/96 applies. </div> |
| TAC                                               | Not relevant |                                                                                                                                                                                                                                                      |

## Appendix 1 to Annex I

| <b>Species:</b> Cod<br><i>Gadus morhua</i> |              | <b>Zone:</b> Subdivisions 25-32 (EC-waters)<br>COD/3D25.; COD/3D26.; COD/3D27.; COD/3D28.;<br>COD/3D29.; COD/3D30.; COD/3D31.; COD/3D32. |
|--------------------------------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------|
| Denmark                                    | 8 849        |                                                                                                                                          |
| Germany                                    | 3 520        |                                                                                                                                          |
| Estonia                                    | 862          |                                                                                                                                          |
| Finland                                    | 677          |                                                                                                                                          |
| Latvia                                     | 3 290        |                                                                                                                                          |
| Lithuania                                  | 2 168        |                                                                                                                                          |
| Poland                                     | 10 191       |                                                                                                                                          |
| Sweden                                     | 8 965        |                                                                                                                                          |
| EC                                         | 38 522       |                                                                                                                                          |
| TAC                                        | Not relevant |                                                                                                                                          |

| <b>Species:</b> Cod<br><i>Gadus morhua</i> |        | <b>Zone:</b> Subdivisions 22-24 (EC waters)<br>COD/3B23.; COD/3C22.; COD/3D24. |
|--------------------------------------------|--------|--------------------------------------------------------------------------------|
| Denmark                                    | 10 537 |                                                                                |
| Germany                                    | 5 152  |                                                                                |
| Estonia                                    | 234    |                                                                                |
| Finland                                    | 207    |                                                                                |
| Latvia                                     | 872    |                                                                                |
| Lithuania                                  | 565    |                                                                                |
| Poland                                     | 2 819  |                                                                                |
| Sweden                                     | 3 754  |                                                                                |
| EC                                         | 24 140 |                                                                                |
| TAC                                        | 24 140 |                                                                                |

## ANNEX II

**1. Fishing effort limits**

- 1.1. Fishing with trawls, seines or similar gears of a mesh size equal to or greater than 90 mm or with bottom set gillnets, entangling nets and trammel nets of a mesh size equal to or greater than 90 mm or with bottom set lines or long lines shall be prohibited:

(a) from 1 to 7 January, 31 March to 1 May and 31 December in Subdivisions 22 to 24; and

(b) from 1 to 7 January, 5 to 10 April, 1 July to 31 August and 31 December in Subdivisions 25 to 27.

- 1.2. For fishing vessels flying their flag, Member States shall ensure that fishing with trawls, seines or similar gears of a mesh size equal to or greater than 90 mm or with bottom set gillnets, entangling nets and trammel nets of a mesh size equal to or greater than 90 mm or with bottom set lines or long lines shall also be prohibited for:

(a) 77 calendar days in subdivisions 22 to 24 outside the period referred to in point 1.1(a); and

(b) 67 calendar days in subdivisions 25 to 27 outside the period referred to in point 1.1(b).

Member States shall divide the days referred to in points (a) and (b) into periods of not less than 5 days.

- 1.3. Member States shall, not later than 7 January 2007, notify to the Commission and make available on their websites the precise dates of the calendar days referred to in point 1.2 which should be identical for fishing vessels flying the flag of the respective Member State.

- 1.4. By way of derogation from points 1.1 and 1.2, Community fishing vessels with an overall length of less than 12 metres and fishing within the territorial sea shall be permitted to retain on board and land up to 20 kg or 10 % cod by live weight, whatever is the higher, when fishing with gillnets, entangling nets and/or trammel nets with a mesh size equal to or greater than 110 mm.

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## ANNEX III

## TRANSITIONAL TECHNICAL AND CONTROL MEASURES

1. **Restrictions on fishing**

- 1.1. All fishing activity within the areas enclosed by sequentially joining with rhumb lines the following positions, which shall be measured according to the WGS84 coordinate system, is prohibited from 1 May to 31 October:

## Area 1:

- 55° 45' N, 15° 30' E
- 55° 45' N, 16° 30' E
- 55° 00' N, 16° 30' E
- 55° 00' N, 16° 00' E
- 55° 15' N, 16° 00' E
- 55° 15' N, 15° 30' E
- 55° 45' N, 15° 30' E

## Area 2:

- 55° 00' N, 19° 14' E
- 54° 48' N, 19° 20' E
- 54° 45' N, 19° 19' E
- 54° 45' N, 18° 55' E
- 55° 00' N, 19° 14' E

## Area 3:

- 56° 13' N, 18° 27' E
- 56° 13' N, 19° 31' E
- 55° 59' N, 19° 13' E
- 56° 03' N, 19° 06' E
- 56° 00' N, 18° 51' E
- 55° 47' N, 18° 57' E
- 55° 30' N, 18° 34' E
- 56° 13' N, 18° 27' E

- 1.2. By way of derogation from point 1.1, fishing with gillnets, entangling nets and trammel nets with mesh size equal to or greater than 157 mm or with lines shall be permitted. When fishing with lines, no cod shall be retained on board.

2. **Monitoring, inspection and surveillance in connection with the recovery of cod stocks in the Baltic Sea**2.1. *Special permit for fishing for cod in the Baltic Sea*

- 2.1.1. By way of derogation from Article 1(2) of Council Regulation (EC) No 1627/94 of 27 June 1994 laying down general provisions concerning special fishing permits <sup>(1)</sup>, all Community fishing vessels of an overall length equal to or greater than 8 m carrying on board or using any gear of a mesh size equal to or greater than 90 mm shall hold a special permit for fishing for cod in the Baltic Sea.

<sup>(1)</sup> OJ L 171, 6.7.1994, p. 7.

- 2.1.2. Member States shall issue the special permit for fishing for cod referred to in paragraph 2.1.1 only to Community fishing vessels holding in 2006 a special permit for fishing for cod in the Baltic Sea in accordance with point 6.2.1 of Annex III to 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 <sup>(1)</sup>. However, a Member State may issue a special permit for fishing for cod to a Community fishing vessel, flying the flag of that Member State, not holding a special fishing permit in 2006 if it ensures that at least an equivalent capacity, measured in kilowatts (kW), is prevented from fishing in the Baltic Sea with any gear referred to in paragraph 2.1.1.
- 2.1.3. Each Member State shall establish and maintain a list of fishing vessels holding a special permit for fishing for cod in the Baltic Sea and make it available on its official website to the Commission and other Member States bordering the Baltic Sea.
- 2.1.4. The master of a Community fishing vessel, or his/her authorised representative, to which a Member State has issued a special permit for fishing for cod in the Baltic Sea shall keep a copy of this permit on board the fishing vessel.
- 2.2. *Logbooks*
- 2.2.1. By way of derogation from Article 6(4) of Regulation (EEC) No 2847/93, the masters of Community fishing vessels of an overall length equal to or greater than 8 m shall keep a logbook of their operations when a fishing trip includes any part of Subdivisions 22 to 27 in accordance with Article 6 of Regulation (EEC) No 2847/93.
- 2.2.2. For fishing vessels fitted with vessel monitoring systems (VMS), Member States shall verify that the information received at the Fisheries Monitoring Centre (FMC) corresponds to activities recorded in the logbook by using VMS data. Such cross-checks shall be recorded in computer-readable form for a period of three years.
- 2.2.3. Each Member State shall maintain and make available on its official website the contact details for the submission of logbooks, landing declarations and prior notifications as specified in point 2.6 of this Annex.
- 2.3. *Margin of tolerance in the logbook*
- 2.3.1. By way of derogation from Article 5(2) of Regulation (EEC) No 2807/83, the permitted margin of tolerance in estimating quantities, in kilograms, of species subject to TAC that are retained on board vessels shall be 10 % of the logbook figure except for cod in which case the margin of tolerance shall be 8 %.
- 2.3.2. For catches taken in Subdivisions 22 to 27 which are landed unsorted the permitted margin of tolerance in estimating quantities shall be 10 % of the total quantity that is retained on board.
- 2.4. *Monitoring and control of fishing effort*

The competent authorities of the flag Member State shall monitor and control the compliance with:

- (a) fishing effort limits provided for in points 1.1 and 1.2 of Annex II;
- (b) restrictions on fishing provided for in point 1 of this Annex.

<sup>(1)</sup> OJ L 12, 14.1.2005, p. 1. Regulation as last amended by Regulation (EC) No 1936/2005 (OJ L 311, 26.11.2005, p. 1).

2.5. *Entry into or exit from specific areas*

2.5.1. A fishing vessel may commence fishing activity in Community waters in either Subdivisions 22 to 24 (Area A) or Subdivision 25 to 27 (Area B) with less than 175 kg of cod on board.

2.5.2. When a fishing vessel exits from either Area A, B or Subdivision 28 to 32 (Area C) with more than 175 kg of cod on board, it shall:

(a) go directly to port within the Area it has been fishing and land the fish; or

(b) go directly to port outside the Area where it has been fishing and land the fish.

2.5.3. When leaving the Area where the fishing vessel has been fishing, the nets shall be stowed in accordance with the following conditions so that they may not readily be used:

(i) nets, weights and similar gears shall be disconnected from their trawl boards and towing and hauling wires and ropes,

(ii) nets which are on or above deck shall be securely lashed to some part of the superstructure.

2.5.4. Points 2.5.1, 2.5.2 and 2.5.3 shall not apply to vessels equipped with VMS in accordance with Articles 5 and 6 of Regulation (EC) No 2244/2003. However, such vessels shall transmit their catch report on a daily basis to the FMC of the flag Member State, provided for by Article 3(7) of Regulation (EEC) No 2847/93, for inclusion in its computerised database.

2.6. *Prior notification*

2.6.1. The master of a Community fishing vessel leaving Subdivision 22 to 24 (Area A), Subdivision 25 to 27 (Area B) or Subdivision 28 to 32 (Area C) with more than 300 kg in live weight of cod on board shall notify the competent authorities of the flag Member State two hours before leaving the Area of:

(a) the time and position of exit;

(b) the total quantity of cod and the total weight of other species in live weight retained on board.

2.6.2. The notification provided for in point 2.6.1 may also be made by a representative on behalf of the master of the Community fishing vessel.

2.6.3. By way of derogation from Article 7(1) of Regulation (EEC) No 2847/93, the master, or his authorised representative, of a Community fishing vessel retaining more than 300 kg live weight of cod shall inform the competent authorities of the Member State where the landing will take place at least one hour prior to an entry into a landing location of:

(a) the name of the landing location;

(b) the estimated time of arrival at the landing location;

(c) the total quantity of cod and the total weight of other species in live weight retained on board.

2.7. *Designated ports*

- 2.7.1. When a fishing vessel retains more than 750 kg of cod live weight, the cod may be landed exclusively at designated ports.
- 2.7.2. Each Member State may designate ports at which any quantity of Baltic cod in excess of 750 kg in live weight is to be landed.
- 2.7.3. By 6 January 2007, each Member State that has established a list of designated ports, shall maintain and make available on its official website a list of designated ports.

2.8. *Weighing of cod first landed*

- 2.8.1. Fishing vessels with more than 200 kg in live weight of cod on board shall not commence discharging until authorised by the competent authorities of the place of discharge.
- 2.8.2. The competent authorities of a Member State may require that any quantity of cod caught in the Baltic Sea and landed in that Member State is weighed in the presence of controllers before being transported elsewhere from the port of landing.

2.9. *Inspection benchmarks*

Each Member State bordering the Baltic Sea shall set specific inspection benchmarks. Such benchmarks shall be revised periodically after an analysis has been made of the results achieved. Inspection benchmarks shall evolve progressively until the target benchmarks defined in Appendix 1 are reached.

2.10. *Prohibition on transiting and transshipping*

- 2.10.1. Transit within areas closed for cod fishing is prohibited unless fishing gear on board is securely lashed and stowed in accordance with point 2.5.3.
- 2.10.2. Transshipment of cod is prohibited.

2.11. *Transport of Baltic cod*

By way of derogation from Article 8(1) of Regulation (EEC) No 2847/93, the master of a fishing vessel having an overall length equal to or more than 8 metres, shall complete a landing declaration when fish is transported to a place other than that of landing or import.

The landing declaration shall accompany the transport documents provided for in Article 13(1) of Regulation (EEC) No 2847/93.

2.12. *Joint surveillance and exchange of inspectors*

- 2.12.1. Member States concerned shall undertake joint inspection and surveillance activities. The Community Fisheries Control Agency (CFCA) shall coordinate the planning and the operation of these activities by the Member States.
- 2.12.2. Commission inspectors may participate in these joint inspection and surveillance activities.

- 2.12.3. A meeting of the competent national inspection authorities shall be convened by the CFCA before 15 November 2007 to coordinate the joint inspection and surveillance programme for 2008.

2.13. *National control action programmes on cod fisheries*

- 2.13.1. Each of the Member States concerned shall define a national control action programme for the Baltic Sea in accordance with Appendix 2.
- 2.13.2. Each of the Member States concerned shall set specific inspection benchmarks in accordance with Appendix 1. Such benchmarks shall be revised periodically after an analysis has been made of the results achieved. Inspection benchmarks shall evolve progressively until the target benchmarks defined in Appendix 2 are reached.
- 2.13.3. Before 31 January 2007, each of the Member States concerned shall make available to the Commission and other Member States bordering the Baltic Sea on its official website their national control action programmes as referred to in point 2.14.1, together with an implementation schedule.
- 2.13.4. The Commission shall convene a meeting of the Committee for Fisheries and Aquaculture to evaluate compliance with and the results of the national control action programmes for cod stocks in the Baltic Sea.

2.14. *Specific monitoring programme*

- 2.14.1. By way of derogation from Article 34c(1) of Regulation (EEC) No 2847/93, the specific control and inspection programme for the cod stocks concerned may last for more than three years.

3. **Restrictions on fishing for flounder and turbot**

- 3.1. The retention on board of the following species of fish which are caught within the geographical areas and during the periods mentioned below shall be prohibited:

| Species                                | Geographical area                            | Period                |
|----------------------------------------|----------------------------------------------|-----------------------|
| Flounder ( <i>Platichthys flesus</i> ) | Subdivisions 26 to 28, 29 south of 59° 30' N | 15 February to 15 May |
|                                        | Subdivision 32                               | 15 February to 31 May |
| Turbot ( <i>Psetta maxima</i> )        | Subdivisions 25 to 26, 28 south of 56° 50' N | 1 June to 31 July     |

- 3.2. By way of derogation from point 3.1, when fishing with trawls, Danish seines and similar gears with a mesh size equal to or greater than 105 mm or with gillnets, entangling nets or trammel nets with a mesh size equal to or greater than 100 mm, by-catches of flounder and turbot may be retained on board and landed within a limit of 10 % by live weight of the total catch retained on board and landed during the periods of prohibition referred to in that point.

*Appendix 1 to Annex III***Specific inspection benchmarks****Objective**

1. Each Member State shall set specific inspection benchmarks in accordance with this Annex.

**Strategy**

2. Inspection and surveillance of fishing activities shall concentrate on vessels likely to catch cod. Random inspections of transport and marketing of cod shall be used as a complementary cross-checking mechanism to test the effectiveness of inspection and surveillance.

**Priorities**

3. Different gear types shall be subject to different levels of prioritisation, depending on the extent to which the fleets are affected by fishing opportunity limits. For that reason, each Member State shall set specific priorities.

**Sampling**

4. Each Member State shall specify and describe which sampling strategy will be applied.

The Commission can have access on request to the sampling plan used by the Member State.

**Target benchmarks**

5. By 22 January 2007, each Member State shall implement its inspection schedules taking account of the targets set out below.

(a) Level of inspection in ports

As a general rule, the accuracy to be achieved should be at least equivalent to what would be obtained by a simple random sampling method, where inspections shall cover 20 % by weight of cod landings covering all places of landing.

(b) Level of inspection of marketing

Inspection of 5 % of the quantities of cod offered for sale at auction.

(c) Level of inspection at sea

Flexible benchmark: to be set after a detailed analysis of the fishing activity in each area. Benchmarks at sea shall refer the number of patrol days at sea in the cod management areas, possibly with a separate benchmark for days patrolling specific areas.

(d) Level of aerial surveillance

Flexible benchmark: to be set after a detailed analysis of the fishing activity conducted in each area and taking the available resources at the Member State's disposal into consideration.

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*Appendix 2 to Annex III***Contents of national control action programmes for cod fisheries**

National control action programmes shall, *inter alia*, specify the following.

**1. MEANS OF CONTROL**

Human resources

- 1.1. The numbers of shore-based and seagoing inspectors and the periods and zones where they are to be deployed.

Technical resources

- 1.2. The numbers of patrol vessels and aircraft and the periods and zones where these are to be deployed.

Financial resources

- 1.3. The budgetary allocation for deployment of human resources, patrol vessels and aircraft.

**2. ELECTRONIC RECORDING AND REPORTING OF INFORMATION RELATING TO FISHING ACTIVITIES**

Description of the systems implemented to ensure compliance with points 2.4 and 2.6 of Annex III.

**3. DESIGNATION OF PORTS**

Where relevant, a list of ports designated for cod landings in accordance with point 2.7 of Annex III.

**4. NOTIFICATION OF ENTRY AND EXIT**

Description of the systems implemented to ensure compliance with the provisions in point 2.5 of Annex III.

**5. LANDINGS CONTROL**

Description of any facilities and/or systems implemented to ensure compliance with the provisions in points 2.2, 2.3, 2.8, 2.10, and 2.11 of Annex III.

**6. INSPECTION PROCEDURES**

The national control action programmes shall specify the procedures that will be followed:

- (a) when conducting inspections at sea and on land;
  - (b) for communicating with the competent authorities designated by other Member States as responsible for the national control action programme for cod;
  - (c) for joint surveillance and exchange of inspectors, including specification of powers and authority of inspectors operating in other Member States' waters.
-

**COUNCIL REGULATION (EC) No 1942/2006****of 12 December 2006****amending Regulation (EC) No 1321/2004 on the establishment of structures for the management of the European satellite radio-navigation programmes**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 171 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament <sup>(1)</sup>,

Having regard to the opinion of the European Economic and Social Committee <sup>(2)</sup>,

Whereas:

(1) The Galileo Joint Undertaking was set up by Regulation (EC) No 876/2002 <sup>(3)</sup> to complete the development phase and prepare for the following phases of the Galileo programme. As the Galileo programme currently stands, the development phase will not be completed before the end of 2008.

(2) The European GNSS Supervisory Authority (hereinafter referred to as 'the Authority') was set up by Regulation (EC) No 1321/2004 <sup>(4)</sup>, to manage the public interests relating to the European GNSS programmes and to act as the regulatory authority for the programmes during the deployment and operational phases of the Galileo programme.

(3) The Authority is in a position to take over all the activities currently being carried out by the Galileo Joint Undertaking in the course of 2006 and subsequently complete them. Extending the lifetime of the Joint Undertaking beyond 2006 would therefore be pointless and not cost-effective. It is therefore appropriate to wind up the Galileo Joint Undertaking and, prior to this, transfer its activities to the Authority before the completion of the development phase.

(4) It is also appropriate to assign explicitly to the Authority the tasks entrusted to the Galileo Joint Undertaking prior to its winding up, together with the task of attending, where appropriate and acting in accordance with a decision by the Administrative Board of the Galileo Joint Undertaking, to the proceedings involved in winding up the Joint Undertaking after 31 December 2006. It is also necessary to entrust the Authority with the task of carrying out all research of benefit to the European GNSS programmes.

(5) However, the taking over of the management of the development phase from the Galileo Joint Undertaking is not listed as one of the Authority's tasks as laid down in Article 2 of Regulation (EC) No 1321/2004, nor does that Article mention research activities or work that the Authority may be called upon to carry out or finance during the development, deployment and operation phases of the programme.

(6) Consequently, in order to ensure the continuity of the Galileo programme and the smooth transfer of the activities of the Galileo Joint Undertaking to the Authority, Article 2 of Regulation (EC) No 1321/2004 should be amended accordingly.

(7) Moreover, for the sake of consistency, provision should be made for the Authority to assume ownership, of the tangible and intangible assets held by the Galileo Joint Undertaking, at the time of its winding up rather than at the end of the development phase. Provision should also be made for the Authority to assume ownership of the tangible and intangible assets created or developed, during the development phase, after the winding up of the Joint Undertaking. Furthermore, provision should be made for the modalities for the transfer.

(8) In addition, to avoid any risk of differences of interpretation as to the scope of Regulation (EC) No 1321/2004, it is also necessary to specify that tangible and intangible assets created or developed by the concession holder during the deployment and operation phases include those created or developed by its subcontractors or by undertakings under its control or by their subcontractors. It should also be specified that the ownership of assets covers trade mark rights and all other intellectual property rights within the meaning of Article 1(1) of Commission Regulation (EC) No 772/2004 of 27 April 2004 on the application of Article 81(3) of the Treaty to categories of technology transfer agreements <sup>(5)</sup> and Article 2 of the Convention of 14 July 1967 establishing the Intellectual Property World Organisation.

<sup>(1)</sup> Opinion delivered on 12 October 2006 (not yet published in the Official Journal).

<sup>(2)</sup> Opinion delivered on 26 October 2006 (not yet published in the Official Journal).

<sup>(3)</sup> OJ L 138, 28.5.2002, p. 1.

<sup>(4)</sup> OJ L 246, 20.7.2004, p. 1.

<sup>(5)</sup> OJ L 123, 27.4.2004, p. 11.

- (9) Finally, due to the fundamental role played by the European Space Agency (ESA) in the conception and the development of the systems, which implies consideration and knowledge of all aspects related to security and safety of those systems, the ESA should be represented as an observer within the Administrative Board and the System Safety and Security Committee. In addition, similar provisions shall be made as regards the representation of the Secretary General/High Representative (SG/HR) in the Administrative Board.
- (10) Regulation (EC) No 1321/2004 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

#### Article 1

Regulation (EC) No 1321/2004 shall be amended as follows:

1. In Article 2(1), the following points shall be added:

- ‘(k) with a view to the completion of the development phase of the Galileo programme, it shall take over, no later than at the end of the duration of the Galileo Joint Undertaking, the tasks assigned to the latter by Articles 2, 3 and 4 of the Annex to Regulation (EC) No 876/2002 (\*). It shall, where appropriate and acting in accordance with a decision by the Administrative Board of the Galileo Joint Undertaking, attend to the proceedings involved in the winding up of the Joint Undertaking after 31 December 2006;
- (l) it shall carry out all research of benefit to the development and promotion of the European GNSS programmes.

(\*) OJ L 138, 28.5.2002, p. 1.’

2. Article 3(1) and (2) shall be replaced by the following:

‘1. From the end of the duration of the Galileo Joint Undertaking, as referred to in Article 1 of the Regulation (EC) No 876/2002 and in Article 20 of its Annex, the Authority shall be the owner of all the tangible and intangible assets created or developed during the entire development phase, including those owned by the Galileo Joint Undertaking in accordance with Article 6 of the Annex of that Regulation and those created or developed by the

European Space Agency and by entities given responsibility by the latter or by the Galileo Joint Undertaking for activities for the development of the programme.

2. The Authority shall be the owner of all the tangible and intangible assets created or developed by the concession holder during the deployment and operation phases, including those created or developed by its subcontractors or by undertakings under its control or by their subcontractors.

3. Ownership rights shall cover all intellectual property rights within the meaning of Article 1(1) of Commission Regulation (EC) No 772/2004 of 27 April 2004 on the application of Article 81(3) of the Treaty to categories of technology transfer agreements (\*) as well as all property rights within the meaning of Article 2 of the Convention of the 14th July 1967 establishing the Intellectual Property World Organisation, and in particular trade mark rights.

4. The modalities for the transfers of the tangible and intangible assets owned by the Galileo Joint Undertaking in accordance with Article 6 of the Annex to Regulation (EC) No 876/2002, will be established during the winding-up proceeding as laid down in Article 21 of the Annex of that Regulation.

5. The agreement concluded between the Authority and European Space Agency (ESA), in accordance with Article 3 of the Annex to Regulation (EC) No 876/2002, can foresee the modalities of exercise, by ESA on behalf of the Authority, of the right of ownership granted to the Authority by Paragraph 1.

6. The concession contract can foresee the modalities of exercise by the concession holder, on behalf of the Authority, of the right of ownership granted to the Authority by Paragraph 1.

(\*) OJ L 123, 27.4.2004, p. 11.’

3. Article 3(3) shall be renumbered as Article 3(7).

4. In Article 5(2) the following subparagraph shall be added:

‘A representative of the SG/HR and a representative of the ESA shall attend the Board meetings as observers.’

5. Article 10(1) shall be replaced by the following:

'1. The Administrative Board shall establish a System Safety and Security Committee. It shall be composed of one representative per Member State and one for the Commission from among acknowledged security experts. A representative of the SG/HR and a representative of the ESA shall attend the Committee meetings as observers.'

*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, 12 December 2006.

*For the Council*  
*The President*  
S. HUOVINEN

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**COUNCIL REGULATION (EC) No 1943/2006****of 12 December 2006****amending Regulation (EC) No 876/2002 setting up the Galileo Joint Undertaking**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 171 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament <sup>(1)</sup>,

Having regard to the Opinion of the European Economic and Social Committee <sup>(2)</sup>,

Whereas:

(1) The Galileo Joint Undertaking was set up by Regulation (EC) No 876/2002 <sup>(3)</sup> of 21 May 2002, for the implementation of the development phase and for the preparation of the successive phases of the Galileo programme.

(2) Regulation (EC) No 876/2002 provides that the Galileo Joint Undertaking is established for a period of four years, corresponding to the development phase; this period was initially intended to cover the years 2002 to 2005 inclusive.

(3) However, as the Galileo programme currently stands, the development phase will not be completed before the end of 2008. And it seems as well pointless and costly to extend the Galileo Joint Undertaking beyond 2006, since the European GNSS <sup>(\*)</sup> Supervisory Authority, set up by Regulation (EC) No 1321/2004 <sup>(4)</sup> of 12 July 2004, will be able to gradually take over during the course of 2006 and then complete all the activities currently being carried out by the Galileo Joint Undertaking.

(4) In order to enable the European GNSS Supervisory Authority to take over the activities of the Galileo Joint Undertaking in an optimum manner, it would, however, be desirable for the two structures to co-exist for a few months and for the European GNSS Supervisory Authority to be closely associated with the activities of the Galileo Joint Undertaking during this period.

(5) Therefore, it should be provided for the Galileo Joint Undertaking to cease operating on 31 December 2006.

(6) In addition, in order to correct the Statutes of the Galileo Joint Undertaking adopted by Regulation (EC) No 876/2002, which contain several erroneous or ambiguous provisions, those Statutes should be amended.

(7) The relevant amendment procedures have been followed in accordance with Regulation (EC) No 876/2002.

(8) Regulation (EC) No 876/2002 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

In the first paragraph of Article 1 of Regulation (EC) No 876/2002 the words 'for a period of four years' are replaced by the words 'until 31 December 2006'.

*Article 2*

The Statutes of the Galileo Joint Undertaking annexed to Regulation (EC) No 876/2002 are amended as follows:

1. Article 1(4) is replaced by the following text:

'4. The funds of the Joint Undertaking shall be made up of contributions of its members. Assets in kind may be brought in. They shall be subject to an evaluation of their value and their utility to the carrying-out of the activities of the Joint Undertaking.

(\*) GNSS: Global Navigation Satellite Systems.

<sup>(1)</sup> Opinion delivered on 24 October 2006 (not yet published in the Official Journal).

<sup>(2)</sup> Opinion delivered on 12 October 2006 (not yet published in the Official Journal).

<sup>(3)</sup> OJ L 138, 28.5.2002, p. 1.

<sup>(4)</sup> OJ L 246, 20.7.2004, p. 1.

The founding members shall subscribe their shares of the financial contributions to the extent of the amounts indicated in their respective commitments of EUR 520 million for the European Community and EUR 50 million for the European Space Agency. They may, as necessary, make additional contributions to finance the development phase.

Once the Commission has informed the Council of the outcome of the tendering procedure, the Administrative Board shall immediately invite the undertakings mentioned in the second indent of paragraph 3(b) to subscribe. Undertakings need to subscribe EUR 5 million within a period of one year. That amount shall be reduced to EUR 250 000 for undertakings, subscribing individually or collectively, which may be regarded as small or medium-sized enterprises within the meaning of the Commission Recommendation of 3 April 1996 concerning the definition of small and medium-sized enterprises (\*).

The Administrative Board shall decide on the amounts of these contributions which should be released in proportion to the share of the financial contributions subscribed by each member. Any member of the Joint Undertaking which fails to meet its commitments concerning the bringing-in of assets in kind or which does not release the amount due within the prescribed time-limits shall be, as a first step, disqualified from voting in the Administrative Board and,

after six months, membership shall be repealed until such time as its obligations have been met.

The financial commitments of the Joint Undertaking shall not exceed the amount of the contributions at its disposal.

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(\*) OJ L 107, 30.4.1996, p. 4'.

2. In Article 8(1)(b), the second sentence is replaced by the following sentence:

'Each member of the Joint Undertaking shall have a number of votes in proportion to the share of the contributions subscribed by them.';

3. Article 20 is replaced by the following text:

*'Article 20*

The Joint Undertaking shall be established for a period starting on 28 May 2002 and ending on 31 December 2006.'

#### *Article 3*

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, 12 December 2006.

*For the Council*  
*The President*  
S. HUOVINEN

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## COUNCIL REGULATION (EC) No 1944/2006

of 19 December 2006

**amending Regulation (EC) No 1698/2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)**

THE COUNCIL OF THE EUROPEAN UNION,

(4) Regulation (EC) No 1698/2005 should be amended accordingly,

Having regard to the Treaty establishing the European Community, and in particular Articles 37 and 299(2) thereof,

HAS ADOPTED THIS REGULATION:

Having regard to the proposal from the Commission,

## Article 1

Having regard to the opinion of the European Parliament <sup>(1)</sup>,

Regulation (EC) No 1698/2005 shall be amended as follows:

Having regard to the opinion of the European Economic and Social Committee <sup>(2)</sup>,

1. In Article 69 paragraph 6 shall be replaced by the following:

After consulting the Committee of the Regions,

Whereas:

(1) Article 69(6) of Council Regulation (EC) No 1698/2005 of 20 September 2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) <sup>(3)</sup> fixes the ceiling of total annual allocations of Community structural spending for any Member State and Article 70(3) and (4) of that Regulation set out the EAFRD contribution rates.

(2) In the Financial Framework 2007-2013 agreed upon by the European Council in December 2005, the ceilings of annual appropriations of Community structural spending, which are to be applicable to each individual Member State, were fixed at a level different from that of the ceiling fixed in Article 69(6) of Regulation (EC) No 1698/2005.

(3) In accordance with the Financial Framework 2007-2013, an amount of EUR 320 million, which may not be subject to the national co-financing requirement as provided for in Article 70(3) and (4) of Regulation (EC) No 1698/2005, was allocated to Portugal.

'6. The Commission shall ensure that total annual allocations from the EAFRD originating from the EAGGF Guidance Section for any Member State pursuant to this Regulation, and from the ERDF, the ESF and the CF, in accordance with Council Regulation (EC) No 1083/2006 of 11 July 2006 laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund (\*), including the contribution of ERDF in accordance with Regulation (EC) No 1638/2006 of the European Parliament and of the Council of 24 October 2006 laying down general provisions establishing a European Neighbourhood and Partnership Instrument (\*\*) and Council Regulation (EC) No 1085/2006 of 17 July 2006 establishing an Instrument for Pre-Accession Assistance (IPA) (\*\*\*), and from the European Fisheries Fund according to Council Regulation (EC) No 1198/2006 of 27 July 2006 on the European Fisheries Fund (\*\*\*\*), do not exceed the following limits:

— for Member States whose average 2001-2003 GNI per capita (PPS) is below 40 % of the EU-25 average: 3,7893 % of their GDP,

— for Member States whose average 2001-2003 GNI per capita (PPS) is equal to or above 40 % and below 50 % of the EU-25 average: 3,7135 % of their GDP,

— for Member States whose average 2001-2003 GNI per capita (PPS) is equal to or above 50 % and below 55 % of the EU-25 average: 3,6188 % of their GDP,

<sup>(1)</sup> Opinion of 14 November 2006 (not yet published in the Official Journal).

<sup>(2)</sup> Opinion of 13 December 2006 (not yet published in the Official Journal). Opinion delivered following non-compulsory consultation.

<sup>(3)</sup> OJ L 277, 21.10.2005, p. 1. Regulation as amended by Regulation (EC) No 1463/2006 (OJ L 277, 9.10.2006, p. 1).

- for Member States whose average 2001-2003 GNI per capita (PPS) is equal to or above 55 % and below 60 % of the EU-25 average: 3,5240 % of their GDP,
- for Member States whose average 2001-2003 GNI per capita (PPS) is equal to or above 60 % and below 65 % of the EU-25 average: 3,4293 % of their GDP,
- for Member States whose average 2001-2003 GNI per capita (PPS) is equal to or above 65 % and below 70 % of the EU-25 average: 3,3346 % of their GDP,
- for Member States whose average 2001-2003 GNI per capita (PPS) is equal to or above 70 % and below 75 % of the EU-25 average: 3,2398 % of their GDP,
- thereafter, the maximum level of transfer is reduced by 0,09 percentage points of GDP for each increment of 5 percentage points of average 2001-2003 per capita GNI (PPS) as compared to the EU-25 average.

Calculations of the GDP by the Commission shall be based on the statistics published in April 2005. Individual national growth rates of GDP for 2007-2013, as projected by the Commission in April 2005, shall be applied for each Member State separately.

If in 2010 it is established that any Member State's cumulated GDP for the years 2007-2009 has diverged by more than  $\pm 5$  % from the cumulated GDP estimated pursuant to the second subparagraph, including as a conse-

quence of exchange rate changes, the amounts allocated for that period to that Member State pursuant to the first subparagraph shall be adjusted accordingly. The total net effect, whether positive or negative, of these adjustments may not exceed EUR 3 000 million. In any event, if the net effect is positive, total additional resources shall be limited to the level of under-spending against the maximum resources available for commitments from the Structural Funds and the CF for the years 2007-2010. Final adjustments shall be spread in equal proportions over the years 2011-2013. In order to reflect the value of the Polish zloty in the reference period, the result of the application of the percentages referred to in the first subparagraph for Poland shall be multiplied by a coefficient of 1,04 for the period up to the review referred to in this subparagraph.

(\*) OJ L 210, 31.7.2006, p. 25.

(\*\*) OJ L 310, 9.11.2006, p. 1.

(\*\*\*) OJ L 210, 31.7.2006, p. 82.

(\*\*\*\*) OJ L 223, 15.8.2006, p. 1.'

2. The following paragraph shall be inserted in Article 70:

'4a. Paragraphs 3 and 4 may, in certain cases, not apply in Portugal for an amount of EUR 320 million.'

*Article 2*

This Regulation shall enter into force on the seventh 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, 19 December 2006.

*For the Council*  
*The President*  
J. KORKEAOJA

**COUNCIL REGULATION (EC, EURATOM) No 1945/2006****of 11 December 2006****amending Regulation (EEC, Euratom, ECSC) No 495/77 determining the categories of officials entitled to, and the conditions for and rates of, allowances for regular standby duty**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Staff Regulations of Officials of the European Communities and the Conditions of Employment of other servants of the Communities, laid down in Regulation (EEC, Euratom, ECSC) No 259/68 <sup>(1)</sup>, and in particular the second subparagraph of Article 56b of the Staff Regulations,

Having regard to the proposal from the Commission submitted after consulting the Staff Regulations Committee,

Whereas Regulation (EEC, Euratom, ECSC) No 495/77 <sup>(2)</sup> should be amended in order to adapt it to the changing need for regular standby services within the European institutions,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EEC, Euratom, ECSC) No 495/77 is hereby amended as follows:

1. The first subparagraph of Article 1(1) shall be replaced by the following:

‘Officials

- paid from appropriations in the research and investment budget and employed in an establishment of the Joint Research Centre or in indirect action, or

— paid from appropriations in the operating budget and employed to run or supervise technical installations or employed in a safety and security department, another service involved in performing safety and security functions, an information and communication technology (ICT) services department, a department providing support for the Common Foreign and Security Policy (CFSP)/European Security and Defence Policy (ESDP) operations or for emergency and crisis coordination arrangements or in services where there is a confirmed necessity for regular standby services for the execution of tasks in the framework of a mechanism established to provide assistance to Member States 24 hours a day,

shall be entitled to an allowance when they are regularly required to carry out standby duty in accordance with Article 56b of the Staff Regulations.’.

2. Article 3 shall be replaced by the following:

‘Article 3

In April each year, the Commission shall submit to the Council a report on the number of officials and servants in each category who have received the allowance referred to in this Regulation, with special reference to the cases where the allowance has been granted under the provisions of the second subparagraph of Article 1(1)’.

*Article 2*

This Regulation shall enter into force on the 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, 11 December 2006.

*For the Council*

*The President*

E. TUOMIOJA

<sup>(1)</sup> OJ L 56, 4.3.1968, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 31/2005 (OJ L 8, 12.1.2005, p. 1).

<sup>(2)</sup> OJ L 66, 12.3.1977, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 859/2004 (OJ L 161, 30.4.2004, p. 23).

**COMMISSION REGULATION (EC) No 1946/2006****of 21 December 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 <sup>(1)</sup>, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the

standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto.

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

*Article 1*

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> 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 21 December 2006 establishing the standard import values for determining the entry price of certain fruit and vegetables

| (EUR/100 kg)                                      |                                   |                       |
|---------------------------------------------------|-----------------------------------|-----------------------|
| CN code                                           | Third country code <sup>(1)</sup> | Standard import value |
| 0702 00 00                                        | 052                               | 96,6                  |
|                                                   | 204                               | 78,8                  |
|                                                   | 999                               | 87,7                  |
| 0707 00 05                                        | 052                               | 167,2                 |
|                                                   | 204                               | 61,5                  |
|                                                   | 628                               | 155,5                 |
|                                                   | 999                               | 128,1                 |
| 0709 90 70                                        | 052                               | 133,2                 |
|                                                   | 204                               | 56,3                  |
|                                                   | 999                               | 94,8                  |
| 0805 10 20                                        | 052                               | 71,2                  |
|                                                   | 204                               | 58,8                  |
|                                                   | 220                               | 53,3                  |
|                                                   | 388                               | 72,9                  |
|                                                   | 999                               | 64,1                  |
| 0805 20 10                                        | 204                               | 66,3                  |
|                                                   | 999                               | 66,3                  |
| 0805 20 30, 0805 20 50, 0805 20 70,<br>0805 20 90 | 052                               | 65,1                  |
|                                                   | 204                               | 135,9                 |
|                                                   | 624                               | 72,2                  |
|                                                   | 999                               | 91,1                  |
| 0805 50 10                                        | 052                               | 56,4                  |
|                                                   | 528                               | 35,5                  |
|                                                   | 999                               | 46,0                  |
| 0808 10 80                                        | 388                               | 120,0                 |
|                                                   | 400                               | 88,9                  |
|                                                   | 404                               | 92,9                  |
|                                                   | 512                               | 57,4                  |
|                                                   | 720                               | 81,8                  |
|                                                   | 999                               | 88,2                  |
| 0808 20 50                                        | 400                               | 100,9                 |
|                                                   | 720                               | 51,1                  |
|                                                   | 999                               | 76,0                  |

<sup>(1)</sup> 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 1947/2006****of 21 December 2006****fixing the export refunds on white and raw sugar exported without further processing**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in the sugar sector<sup>(1)</sup>, and in particular the second subparagraph of Article 33(2) thereof,

Whereas:

- (1) Article 32 of Regulation (EC) No 318/2006 provides that the difference between prices on the world market for the products listed in Article 1(1)(b) of that Regulation and prices for those products on the Community market may be covered by an export refund.
- (2) Given the present situation on the sugar market, export refunds should therefore be fixed in accordance with the rules and certain criteria provided for in Articles 32 and 33 of Regulation (EC) No 318/2006.
- (3) The first subparagraph of Article 33(2) of Regulation (EC) No 318/2006 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund according to destination.

(4) Refunds should be granted only on products that are allowed to move freely in the Community and that comply with the requirements of Regulation (EC) No 318/2006.

(5) The negotiations within the framework of the Europe Agreements between the European Community and Romania and Bulgaria aim in particular to liberalise trade in products covered by the common organisation of the market concerned. For those two countries export refunds should therefore be abolished.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

Export refunds as provided for in Article 32 of Regulation (EC) No 318/2006 shall be granted on the products and for the amounts set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> OJ L 58, 28.2.2006, p. 1. Regulation as amended by Commission Regulation (EC) No 1585/2006 (OJ L 294, 25.10.2006, p. 19).

## ANNEX

**Export refunds on white and raw sugar exported without further processing applicable from  
22 December 2006 <sup>(a)</sup>**

| Product code    | Destination | Unit of measurement                     | Amount of refund     |
|-----------------|-------------|-----------------------------------------|----------------------|
| 1701 11 90 9100 | S00         | EUR/100 kg                              | 17,79 <sup>(1)</sup> |
| 1701 11 90 9910 | S00         | EUR/100 kg                              | 17,79 <sup>(1)</sup> |
| 1701 12 90 9100 | S00         | EUR/100 kg                              | 17,79 <sup>(1)</sup> |
| 1701 12 90 9910 | S00         | EUR/100 kg                              | 17,79 <sup>(1)</sup> |
| 1701 91 00 9000 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934               |
| 1701 99 10 9100 | S00         | EUR/100 kg                              | 19,34                |
| 1701 99 10 9910 | S00         | EUR/100 kg                              | 19,34                |
| 1701 99 10 9950 | S00         | EUR/100 kg                              | 19,34                |
| 1701 99 90 9100 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934               |

NB: The destinations are defined as follows:

S00: all destinations except Albania, Croatia, Bosnia and Herzegovina, Bulgaria, Romania, Serbia, Montenegro, Kosovo, the former Yugoslav Republic of Macedonia.

<sup>(a)</sup> The amounts set out in this Annex are not applicable with effect from 1 February 2005 pursuant to Council Decision 2005/45/EC of 22 December 2004 concerning the conclusion and application of the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 as regards the provisions applicable to processed agricultural products (OJ L 23, 26.1.2005, p. 17).

<sup>(1)</sup> This amount is applicable to raw sugar with a yield of 92 %. Where the yield for exported raw sugar differs from 92 % the refund amount applicable shall be multiplied, for each exporting operation concerned, by a conversion factor obtained by dividing by 92 the yield of the raw sugar exported, calculated in accordance with paragraph 3 of Point III of the Annex I of Regulation (EC) No 318/2006.

**COMMISSION REGULATION (EC) No 1948/2006****of 21 December 2006****fixing the export refunds on syrups and certain other sugar products exported without further processing**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in the sugar sector <sup>(1)</sup>, and in particular the second subparagraph of Article 33(2) thereof,

Whereas:

- (1) Article 32 of Regulation (EC) No 318/2006 provides that the difference between prices on the world market for the products listed in Article 1(1)(c), (d) and (g) of that Regulation and prices for those products on the Community market may be covered by an export refund.
- (2) Given the present situation on the sugar market, export refunds should therefore be fixed in accordance with the rules and certain criteria provided for in Articles 32 and 33 of Regulation (EC) No 318/2006.
- (3) The first subparagraph of Article 33(2) of Regulation (EC) No 318/2006 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund according to destination.
- (4) Refunds should be granted only on products that are allowed to move freely in the Community and that comply with the requirements of Commission Regulation

(EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector <sup>(2)</sup>.

- (5) The negotiations within the framework of the Europe Agreements between the European Community and Romania and Bulgaria aim in particular to liberalise trade in products covered by the common organisation of the market concerned. For those two countries export refunds should therefore be abolished.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Export refunds as provided for in Article 32 of Regulation (EC) No 318/2006 shall be granted on the products and for the amounts set out in the Annex to this Regulation subject to the conditions provided for in paragraph 2 of this Article.

2. To be eligible for a refund under paragraph 1 products must meet the relevant requirements laid down in Articles 3 and 4 of Regulation (EC) No 951/2006.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 58, 28.2.2006, p. 1. Regulation as amended by Commission Regulation (EC) No 1585/2006 (OJ L 294, 25.10.2006, p. 19).

<sup>(2)</sup> OJ L 178, 1.7.2006, p. 24.

## ANNEX

**Export refunds on syrups and certain other sugar products exported without further processing applicable from 22 December 2006 <sup>(a)</sup>**

| Product code    | Destination | Unit of measurement                     | Amount of refund      |
|-----------------|-------------|-----------------------------------------|-----------------------|
| 1702 40 10 9100 | S00         | EUR/100 kg dry matter                   | 19,34                 |
| 1702 60 10 9000 | S00         | EUR/100 kg dry matter                   | 19,34                 |
| 1702 60 95 9000 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934                |
| 1702 90 30 9000 | S00         | EUR/100 kg dry matter                   | 19,34                 |
| 1702 90 60 9000 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934                |
| 1702 90 71 9000 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934                |
| 1702 90 99 9900 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934 <sup>(1)</sup> |
| 2106 90 30 9000 | S00         | EUR/100 kg dry matter                   | 19,34                 |
| 2106 90 59 9000 | S00         | EUR/1 % sucrose × 100 kg of net product | 0,1934                |

NB: The destinations are defined as follows:

S00: all destinations except Albania, Croatia, Bosnia and Herzegovina, Bulgaria, Romania, Serbia, Montenegro, Kosovo and the former Yugoslav Republic of Macedonia.

<sup>(a)</sup> The amounts set out in this Annex are not applicable with effect from 1 February 2005 pursuant to Council Decision 2005/45/EC of 22 December 2004 concerning the conclusion and application of the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 as regards the provisions applicable to processed agricultural products (OJ L 23, 26.1.2005, p. 17).

<sup>(1)</sup> The basic amount is not applicable to the product defined under point 2 of the Annex to Commission Regulation (EEC) No 3513/92 (OJ L 355, 5.12.1992, p. 12).

**COMMISSION REGULATION (EC) No 1949/2006****of 21 December 2006****fixing the maximum export refund for white sugar in the framework of the standing invitation to tender provided for in Regulation (EC) No 958/2006**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the markets in the sugar sector <sup>(1)</sup>, and in particular the second subparagraph and point (b) of the third subparagraph of Article 33(2) thereof,

Whereas:

(1) Commission Regulation (EC) No 958/2006 of 28 June 2006 on a standing invitation to tender to determine refunds on exports of white sugar for the 2006/2007 marketing year <sup>(2)</sup> requires the issuing of partial invitations to tender.

(2) Pursuant to Article 8(1) of Regulation (EC) No 958/2006 and following an examination of the tenders submitted

in response to the partial invitation to tender ending on 21 December 2006, it is appropriate to fix a maximum export refund for that partial invitation to tender.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

For the partial invitation to tender ending on 21 December 2006, the maximum export refund for the product referred to in Article 1(1) of Regulation (EC) No 958/2006 shall be 29,338 EUR/100 kg.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 58, 28.2.2006, p. 1. Regulation as amended by Commission Regulation (EC) No 1585/2006 (OJ L 294, 25.10.2006, p. 19).

<sup>(2)</sup> OJ L 175, 29.6.2006, p. 49.

**COMMISSION REGULATION (EC) No 1950/2006****of 13 December 2006****establishing, in accordance with Directive 2001/82/EC of the European Parliament and of the Council on the Community code relating to veterinary medicinal products, a list of substances essential for the treatment of equidae****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 2001/82/EC of the European Parliament and of the Council of 6 November 2001 on the Community code relating to veterinary medicinal products <sup>(1)</sup>, and in particular Article 10(3) thereof,

Whereas:

- (1) No veterinary medicinal product may be placed on the market of a Member State unless a marketing authorisation has been issued by the competent authorities of that Member State in accordance with Directive 2001/82/EC or in accordance with Regulation (EC) No 726/2004 of the European Parliament and of the Council of 31 March 2004 laying down Community procedures for the authorisation and supervision of medicinal products for human and veterinary use and establishing a European Medicines Agency <sup>(2)</sup>.
- (2) Veterinary medicinal products for food-producing animals including equidae may be authorised only on conditions that guarantee that the foodstuffs produced will be harmless to consumers as regards any residues of such medicinal products, in accordance with Council Regulation (EEC) No 2377/90 of 26 June 1990 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin <sup>(3)</sup>.
- (3) For the reasons set out in the Communication from the Commission to the Council and the European Parliament on 'Availability of veterinary medicinal products' <sup>(4)</sup>, the available range of authorised veterinary medicinal products, particularly for food-producing animals, is gradually decreasing.
- (4) Consequently, measures aimed at a sustainable broadening of therapies are required in order to meet

the health-care and welfare needs of food-producing animals, such as animals of the equidae family, without compromising the high level of consumer protection.

- (5) By means of the derogation provided for in Directive 2001/82/EC, equidae intended for slaughter for human consumption may be administered substances essential for their treatment, hereinafter 'essential substances', subject to a withdrawal period of at least six months.
- (6) For the purpose of that derogation, the list of essential substances should therefore be established. A substance should only be included in that list in exceptional circumstances where no satisfactory alternative treatment for a therapeutic indication is authorised and where the condition would, if untreated, create unnecessary suffering for the animal.
- (7) Specific disease conditions or zootechnical purposes might require a choice of substances to be available in order to cater for different requirements related to the age and utilisation of equidae.
- (8) Since, pursuant to Directive 2001/82/EC, substances listed in Annexes I, II or III to Regulation (EEC) No 2377/90 which are not authorised in products intended for equidae may, in certain circumstances, be used for the treatment of equidae, those substances should not appear on the list of essential substances. Furthermore, no substances listed in Annex IV to Regulation (EEC) No 2377/90 should be included in the list. Consequently, the inclusion of a substance in Annexes I to IV to Regulation (EEC) No 2377/90 should preclude its use as an essential substance for the purposes of this Regulation.
- (9) It is necessary to ensure an appropriate surveillance of equidae which have been treated with essential substances. Therefore, the control mechanisms laid down in Commission Decision 93/623/EEC of 20 October 1993 establishing the identification document (passport) accompanying registered equidae <sup>(5)</sup> and Decision 2000/68/EC of 22 December 1999 amending Commission Decision 93/623/EEC and establishing the identification of equidae for breeding and production <sup>(6)</sup> to safeguard consumer health should apply.

<sup>(1)</sup> OJ L 311, 28.11.2001, p. 1. Directive as last amended by Directive 2004/28/EC (OJ L 136, 30.4.2004, p. 58).

<sup>(2)</sup> OJ L 136, 30.4.2004, p. 1.

<sup>(3)</sup> OJ L 224, 18.8.1990, p. 1. Regulation as last amended by Commission Regulation (EC) No 1451/2006 (OJ L 271, 30.9.2006, p. 37).

<sup>(4)</sup> COM(2000) 806 final, 5.12.2000.

<sup>(5)</sup> OJ L 298, 3.12.1993, p. 45.

<sup>(6)</sup> OJ L 23, 28.1.2000, p. 72.

- (10) It is necessary to ensure that any amendment of the list of essential substances is subject to a harmonised scientific evaluation carried out by the European Medicines Agency established by Regulation (EC) No 726/2004. In addition, the Member States and veterinary professional associations which have requested an amendment of that list should duly substantiate their request and provide relevant scientific data.
- (11) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Veterinary Medicinal Products,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

The list of substances essential for the treatment of equidae, hereinafter 'essential substances', applicable by way of derogation from Article 11 of Directive 2001/82/EC, is set out in the Annex to this Regulation.

#### *Article 2*

Essential substances may be used, for the specific disease conditions, treatment needs or zootechnical purposes specified in the Annex, where no medicinal product authorised for equidae or referred to in Article 11 of Directive 2001/82/EC would yield equally satisfactory results in terms of successfully treating the animal, avoiding unnecessary suffering for the animal, or ensuring the safety of those treating the animal.

For the purposes of the first paragraph, the alternatives listed in the Annex shall be considered.

#### *Article 3*

1. Essential substances may be used only in accordance with Article 10(1) of Directive 2001/82/EC.

2. The details of a treatment with essential substances must be recorded in accordance with the instructions laid down in Section IX of the identification document for equidae set out in Decisions 93/623/EC and 2000/68/EC.

#### *Article 4*

Any substance that is entered in one of the lists in Annexes I to IV to Regulation (EC) No 2377/90, or the use of which for equidae is prohibited by Community legislation, shall no longer be used as an essential substance for the purposes of this Regulation.

#### *Article 5*

1. The European Medicines Agency shall, at the request of the Commission, ensure that the Committee for Medicinal Products for Veterinary Use carries out a scientific evaluation of any draft amendment to the list set out in the Annex.

Within 210 days of receiving such a request, the European Medicines Agency shall deliver an opinion to the Commission on the scientific suitability of the amendment.

Where appropriate, the European Food Safety Authority shall also be consulted.

2. When Member States or veterinary professional associations ask the Commission to amend the list set out in the Annex they shall duly substantiate their request and include any relevant scientific data available.

#### *Article 6*

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, 13 December 2006.

*For the Commission*

Günter VERHEUGEN

*Vice-President*

## ANNEX

**List of substances essential for the treatment of equidae**

The withdrawal period for each of the substances on the following list shall be six months.

| Indication                                                                          | Active substance | Justification and explanation of use                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|-------------------------------------------------------------------------------------|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Anaesthetics, analgesics and substances used in association with anaesthesia</b> |                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| — <b>Sedation and premedication (and antagonism)</b>                                | Acepromazine     | <p>Purpose: premedication prior to general anaesthesia, mild sedation.</p> <p>Identification of alternatives: detomidine, romifidine, xylazine, diazepam, midazolam.</p> <p>Discussion of the specific advantages: acepromazine has consistently been shown to reduce risk of anaesthetic death. Mode of action (on limbic system) and unique quality of sedation cannot be produced by the alpha-2 agonist sedatives (detomidine, romifidine and xylazine) or the benzodiazepines (diazepam, midazolam).</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|                                                                                     | Atipamezole      | <p>Purpose: <math>\alpha</math>-2 adrenoceptor antagonist used for reversal of <math>\alpha</math>-2 agonists.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: only treatment for hypersensitive individual and overdose. Emergency medicine. Specifically used in cases of respiratory depression.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|                                                                                     | Diazepam         | <p>Purpose: premedication and induction of anaesthesia. Mild (benzodiazepine) tranquilisation with minimal cardiovascular and respiratory side effects. Anti-convulsant, essential for treatment of seizures.</p> <p>Identification of alternatives: acepromazine, detomidine, romifidine, xylazine, midazolam, primidone, phenytoin.</p> <p>Discussion of the specific advantages: in modern medicinal standards an essential component of anaesthetic induction protocols with very considerable equine experience. Used with ketamine for induction of anaesthesia, producing essential relaxation that allows smooth induction and intubation. Mode of action (acts at GABA receptor) and unique tranquilisation without cardiorespiratory depression cannot be produced by the <math>\alpha</math>-2 agonist sedatives (detomidine, romifidine and xylazine) or acepromazine.</p>                                                                                                                                                                                                                                                                                                           |
|                                                                                     | Midazolam        | <p>Purpose: premedication and induction of anaesthesia. Mild (benzodiazepine) tranquilisation with minimal cardiovascular and respiratory side effects. Anti-convulsant, for treatment of seizures, particularly adult horses with tetanus.</p> <p>Identification of alternatives: acepromazine, detomidine, romifidine, xylazine, diazepam, primidone, phenytoin.</p> <p>Discussion of the specific advantages: similar to diazepam but water soluble, thus suitable for intravenous injection and essential for intravenous infusion in combination with anaesthetics. Shorter acting than diazepam. More suitable than diazepam for foals.</p> <p>Anti-convulsant, for treatment of seizures, particularly adult horses with tetanus – better than diazepam for use over several days due to water solubility.</p> <p>Used with ketamine for induction of anaesthesia, producing essential relaxation that allows smooth induction and intubation.</p> <p>Mode of action (acts at GABA receptor) and unique tranquilisation without cardiorespiratory depression cannot be produced by the <math>\alpha</math>-2 agonist sedatives (detomidine, romifidine and xylazine) or acepromazine.</p> |
|                                                                                     | Naloxone         | <p>Purpose: opioid-antidote, emergency medicine.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

| Indication                                                  | Active substance | Justification and explanation of use                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------------------|------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                             | Propofol         | <p>Purpose: intravenous anaesthetic. Induction of anaesthesia in foals.</p> <p>Identification of alternatives: inhalation anaesthetics such as sevoflurane or isoflurane.</p> <p>Discussion of the specific advantages: rapidly cleared injectable anaesthetic. Recent reports demonstrate vast improvement in cardiovascular stability and quality of recovery over inhalation anaesthesia.</p>                                                                                                                                                                                                                                                                                                                                   |
|                                                             | Sarmazenil       | <p>Purpose: benzodiazepine antagonist.</p> <p>Identification of alternatives: flumazenil.</p> <p>Discussion of the specific advantages: clean reversal of benzodiazepine sedation required after infusion during total intravenous anaesthesia. Widest clinical experience with sarmazenil compared to other potential candidates for essential substances.</p>                                                                                                                                                                                                                                                                                                                                                                    |
|                                                             | Tiletamine       | <p>Purpose: Dissociative anaesthetic similar to ketamine, especially used for field anaesthesia. Used in combination with zolazepam.</p> <p>Identification of alternatives: ketamine.</p> <p>Discussion of the specific advantages: The use in combination with zolazepam is essential in cases when there is no access to inhalation anaesthesia such as for field anaesthesia. Combination is also essential where anaesthesia with ketamine combinations is too short. Typical applications are castrations, laryngotomies, periosteal stripping, cyst or lump excisions, repair of facial fractures, cast applications and umbilical hernia repairs.</p>                                                                       |
|                                                             | Zolazepam        | <p>Purpose: dissociative anaesthetic similar to ketamine, especially used for field anaesthesia. Used in combination with tiletamine.</p> <p>Identification of alternatives: ketamine.</p> <p>Discussion of the specific advantages: benzodiazepine tranquilliser, which is longer acting than either diazepam or midazolam. The use with tiletamine is essential in cases when there is no access to inhalation anaesthesia such as for field anaesthesia. Combination is essential where anaesthesia with ketamine combinations is too short. Typical applications are castrations, laryngotomies, periosteal stripping, cyst or lump excisions, repair of facial fractures, cast applications and umbilical hernia repairs.</p> |
| — Hypotension or respiratory stimulation during anaesthesia | Dobutamine       | <p>Purpose: treatment of hypotension during anaesthesia.</p> <p>Identification of alternatives: dopamine.</p> <p>Discussion of the specific advantages: positive inotrope therapy, probably more used than dopamine but preferences vary. Horses usually develop hypotension during anaesthesia, and maintenance of normal blood pressure has been shown to reduce the incidence of serious post-operative rhabdomyolysis. Dobutamine is invaluable during volatile anaesthesia in horses.</p>                                                                                                                                                                                                                                     |
|                                                             | Dopamine         | <p>Purpose: treatment of hypotension during anaesthesia.</p> <p>Identification of alternatives: dobutamine.</p> <p>Discussion of the specific advantages: dopamine is required in horses that do not respond to dobutamine. In foals dopamine is used in preference to dobutamine. Additionally required for treatment of intraoperative bradycardias that are resistant to atropine.</p>                                                                                                                                                                                                                                                                                                                                          |

| Indication  | Active substance               | Justification and explanation of use                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
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|             | Ephedrine                      | <p>Purpose: treatment of hypotension during anaesthesia.</p> <p>Identification of alternatives: dopamine, dobutamine.</p> <p>Discussion of the specific advantages: required where dopamine and dobutamine are ineffective. A unique sympathomimetic agent, which is structurally similar to adrenaline. It is impossible to use the action of catecholamines on specific receptors in the body to the benefit of equine patients without recourse to the use of a number of catecholamines, each active at a different receptor profile. Hence ephedrine, which causes noradrenaline release at the nerve endings, thereby increasing cardiac contractility and obtunding hypotension, is used when dobutamine and dopamine are ineffective. Ephedrine lasts minutes to hours and is effective after a single intravenous injection, whereas dobutamine and dopamine last only a few seconds or minutes and must be given by infusion.</p> |
|             | Glycopyrrolate                 | <p>Purpose: prevention of bradycardia. Anticholinergic. Anticholinergics are fundamental treatment for prevention of parasympathetic effects such as bradycardia and are routine components of eye and airway surgery.</p> <p>Identification of alternatives: atropine.</p> <p>Discussion of the specific advantages: glycopyrrolate has a limited central effect and is more suitable in conscious horses (before and after anaesthesia) than atropine.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|             | Noradrenaline (norepinephrine) | <p>Purpose: cardiovascular failure. Infusion for the treatment of cardiovascular failure in foals.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: the animal's catecholamine receptor profile responds precisely to medicines acting at different sites. Hence a range of catecholamines acting more or less exclusively on different types of adrenergic receptors is used to produce a precise effect. Noradrenaline acts primarily on alpha-1 receptors to vasoconstrict arterioles, thereby increasing blood pressure and maintaining central circulation. In foals, noradrenaline is commonly the only catecholamine effective in treatment of hypotension.</p>                                                                                                                                                                                                                 |
| — Analgesia | Buprenorphine                  | <p>Purpose: analgesia, used with sedatives for restraint.</p> <p>Identification of alternatives: butorphanol, fentanyl, morphine and pethidine.</p> <p>Discussion of the specific advantages: partial <math>\mu</math>-agonist opioid analgesic. <math>\mu</math>-receptor activity produces better analgesia than <math>\kappa</math>-agonist opioids such as butorphanol. Long-acting analgesic. Due to partial agonist characteristic, has limited addictive and respiratory depressant properties. Long and short-acting opioids have different indications, hence the need for more than one alternative substances as choice.</p>                                                                                                                                                                                                                                                                                                     |
|             | Fentanyl                       | <p>Purpose: analgesia.</p> <p>Identification of alternatives: butorphanol, buprenorphine, morphine and pethidine.</p> <p>Discussion of the specific advantages: <math>\mu</math>-agonist opioid, <math>\mu</math>-receptor activity produces better analgesia than <math>\kappa</math>-agonist opioids such as butorphanol. Very short acting due to rapid metabolism and excretion. Fentanyl is the only opioid used in horses that is suitable for infusion and skin patch administration. Highly effective for pain management.</p>                                                                                                                                                                                                                                                                                                                                                                                                      |
|             | Morphine                       | <p>Purpose: analgesia.</p> <p>Identification of alternatives: butorphanol, buprenorphine, pethidine and fentanyl.</p> <p>Discussion of the specific advantages: full <math>\mu</math>-agonist opioid analgesic. <math>\mu</math>-receptor activity produces the best analgesia. Used with sedatives for restraint, used for epidural anaesthesia. Mid duration analgesic. Morphine is the <math>\mu</math>-opioid agonist with the best solubility characteristics for epidural administration. It provides long-acting analgesia with few systemic effects by this route. This technique is widely used in modern veterinary medicine for treating severe perioperative and chronic pain.</p>                                                                                                                                                                                                                                              |

| Indication                                          | Active substance | Justification and explanation of use                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
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|                                                     | Pethidine        | <p>Purpose: analgesia.</p> <p>Identification of alternatives: butorphanol, buprenorphine, morphine and fentanyl.</p> <p>Discussion of the specific advantages: a <math>\mu</math>-agonist opioid analgesic about 10 times less potent than morphine. Short-acting opioid that has been proven to be effective to treat spasmodic colic in horses. Only opioid with spasmolytic properties. More sedation and less potential for excitement than other opioids in horses.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| — <b>Muscle relaxants and associated substances</b> | Atracurium       | <p>Purpose: muscle relaxation during anaesthesia.</p> <p>Identification of alternatives: guaifenesin.</p> <p>Discussion of the specific advantages: non-depolarising neuromuscular blocking agent. Neuromuscular blocking agents are used in particular for eye and deep abdominal surgery. Edrophonium is required for reversal. Atracurium and edrophonium have the most extensive clinical support data.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|                                                     | Edrophonium      | <p>Purpose: reversal of atracurium muscle relaxation.</p> <p>Identification of alternatives: other cholinesterase inhibitors.</p> <p>Discussion of the specific advantages: cholinesterase inhibitor, essential for reversal of neuromuscular blockade. Edrophonium has least side effects of the cholinesterase inhibitors in horses.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|                                                     | Guaifenesin      | <p>Purpose: muscle relaxation during anaesthesia.</p> <p>Identification of alternatives: atracurium.</p> <p>Discussion of the specific advantages: essential alternative to <math>\alpha</math>-2/ketamine regimens in horses where <math>\alpha</math>-2 agents and ketamine are contraindicated such as in horses not responding to these agents or horses having shown adverse effects during a previous administration. Invaluable in combination with ketamine and <math>\alpha</math>-2 agents for remarkably safe field anaesthesia for which no effective alternative intravenous techniques have been developed.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| — <b>Inhalation anaesthetics</b>                    | Sevoflurane      | <p>Purpose: inhalation anaesthesia for horses with limb fractures and other orthopaedic injuries and mask induction of anaesthesia in foals.</p> <p>Identification of alternatives: isoflurane, halothane, enflurane.</p> <p>Discussion of the specific advantages: sevoflurane is a volatile anaesthetic with minor metabolism and fast excretion. While there is an MRL for isoflurane in the EU, isoflurane is not suitable for all equine anaesthetic cases due to its recovery characteristics where excitement may lead to the horse breaking a leg. Sevoflurane is essential in certain equine surgeries where a smooth recovery is vital, as it has been shown to produce a smoother, more controlled recovery in horses. It is therefore selected in preference to isoflurane for horses with limb fractures and other orthopaedic injuries. Furthermore sevoflurane is essential for mask induction of anaesthesia in foals as it is completely non-irritant as opposed to isoflurane, which is irritant and therefore causes coughing and breath holding.</p>                                                                                       |
| — <b>Local anaesthetics</b>                         | Bupivacaine      | <p>Purpose: local anaesthesia.</p> <p>Identification of alternatives: lidocaine.</p> <p>Discussion of the specific advantages: long-acting local anaesthetic. Long duration of action required for perioperative analgesia and treatment of chronic severe pain such as laminitis. Bupivacaine is a longer-acting local anaesthetic than the commonly used lidocaine. Lidocaine alone gives approximately one hour of local anaesthesia. Addition of adrenaline may prolong the effect to two hours, but runs the risk of cutting the local blood supply, and this combination therefore is unsuitable in a number of conditions. Bupivacaine provides four to six hours of local anaesthesia and is therefore much better suited to post-operative analgesia and for management of laminitis because a single injection is often sufficient; this is essential on welfare grounds than repeated hourly lidocaine injections. Shorter acting local anaesthetics are therefore not suitable for the above as they require frequent repeat injections with the attendant increased risk of adverse reactions and unacceptability for animal welfare reasons.</p> |

| Indication | Active substance | Justification and explanation of use                                                                                                                                                                                                                                                                                                                                                               |
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|            | Oxybuprocaine    | <p>Purpose: local anaesthesia for use in eyes.</p> <p>Identification of alternatives: other local anaesthetics for use in eyes such as amethocaine, proxymetacaine.</p> <p>Discussion of the specific advantages: widest clinical experience with oxybuprocaine compared to other potential candidates for essential substances.</p>                                                               |
|            | Prilocaine       | <p>Purpose: local anaesthesia prior to intravenous catheterisation.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: in specific preparations (eutectic mixture of local anaesthetics) for topical application to skin where it is absorbed intradermally in 40 min. Used to facilitate intravenous catheterisation, especially in foals.</p> |

### Cardiovascular medicines

|  |                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
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|  | Digoxin                                   | <p>Purpose: treatment of heart failure.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: additionally digoxin is the only treatment for the side effects of quinidine treatment</p>                                                                                                                                                                                                                                                                                                                                                                                                                            |
|  | Quinidine sulfate and quinidine gluconate | <p>Purpose: treatment of cardiac arrhythmias.</p> <p>Identification of alternatives: procainamide, propranolol.</p> <p>Discussion of the specific advantages: anti-dysrhythmic agent. Use is rare but important therapeutic choice, different mode of action necessary for different types of arrhythmias. Treatment of choice for atrial fibrillation.</p>                                                                                                                                                                                                                                                                                                         |
|  | Procainamide                              | <p>Purpose: treatment of cardiac arrhythmias.</p> <p>Identification of alternatives: quinidine sulfate and quinidine gluconate, propranolol.</p> <p>Discussion of the specific advantages: anti-dysrhythmic agent. Use is rare but important therapeutic choice, different mode of action necessary for different types of arrhythmias.</p>                                                                                                                                                                                                                                                                                                                         |
|  | Propranolol                               | <p>Purpose: treatment of cardiac arrhythmias.</p> <p>Identification of alternatives: quinidine sulfate and quinidine gluconate, procainamide.</p> <p>Discussion of the specific advantages: anti-hypertensive, which is used because it also exerts some anti-arrhythmic activity. Use is rare but important therapeutic choice. Due to the different pathophysiology of arrhythmias it is essential to have a variety of different acting medicines in order to be able to treat the specific condition. Use of these medicines consists usually of a single treatment to convert back to normal rhythm, which may have to be repeated on only rare occasions.</p> |

### Convulsions

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|  | Phenytoin | <p>Purpose: anti-convulsant therapy in foals. Treatment of rhabdomyolysis. Treatment of stringhalt.</p> <p>Identification of alternatives: diazepam, primidone, dantrolene sodium (for rhabdomyolysis).</p> <p>Discussion of the specific advantages: essential anti-convulsant in foals. Phenytoin is generally added to the treatment of seizure control if primidone/phenobarbital does not control the seizures. Phenytoin is a calcium channel-blocking agent and useful for the treatment of recurrent forms of rhabdomyolysis.</p> |
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| Indication | Active substance | Justification and explanation of use                                                                                                                                                                                                        |
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|            | Primidone        | <p>Purpose: anti-convulsant therapy in foals.</p> <p>Identification of alternatives: diazepam, phenytoin.</p> <p>Discussion of the specific advantages: primidone is indicated as follow-on from diazepam therapy or as an alternative.</p> |

**Gastrointestinal agents**

|  |                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
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|  | Bethanechol                   | <p>Purpose: treatment of ileus, treatment of gastroduodenal stricture in foals, treatment of recurrent small colon impactions in adults.</p> <p>Identification of alternatives: neostigmine, metoclopramide, cisapride, erythromycin and other prokinetic substances.</p> <p>Discussion of the specific advantages: bethanechol is a muscarinic cholinergic agonist that stimulates acetylcholine receptors on gastrointestinal smooth muscles, causing them to contract. It has been shown to increase the rate of gastric and caecal emptying. Both bethanechol and metoclopramide have been shown to be beneficial in the treatment of post-operative ileus.</p>                                                                                                                                                                            |
|  | Dioctyl sodium sulfosuccinate | <p>Purpose: treatment of impactions.</p> <p>Identification of alternatives: mineral oil.</p> <p>Discussion of the specific advantages: achieves improved softening of intestinal contents when compared to mineral oil as it potentiates the penetration of water into the impacted faecal mass.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|  | Metoclopramide                | <p>Purpose: treatment of post-operative ileus.</p> <p>Identification of alternatives: bethanechol, neostigmine, cisapride, erythromycin and other prokinetic substances.</p> <p>Discussion of the specific advantages: Metoclopramide is a substituted benzamide with several mechanisms of action: (1) it is a dopamine receptor antagonist; (2) it augments the release of acetylcholine from intrinsic cholinergic neurons and (3) it has adrenergic blocking activity. It is effective in restoring gastrointestinal coordination post operatively and it decreases the total volume, rate and duration of gastric reflux. Metaclopramide is a prokinetic drug, which acts more in the proximal gastrointestinal tract. Both bethanechol and metoclopramide have been shown to be beneficial in the treatment of post-operative ileus.</p> |
|  | Propantheline bromide         | <p>Purpose: anti-peristaltic.</p> <p>Identification of alternatives: atropine, lidocaine given diluted intrarectally as an enema.</p> <p>Discussion of the specific advantages: propantheline bromide is a synthetic quaternary ammonium anticholinergic which inhibits gastrointestinal motility and spasm and diminishes gastric acid secretion. It also inhibits the action of acetylcholine at the postganglionic nerve endings of the parasympathetic nervous system. Its effects are similar to those of atropine although they last longer (six hours). Propantheline bromide is an important choice for decreasing peristalsis to avoid rectal tearing during rectal palpation or to explore and treat a potential rectal tear where it can be difficult to get a lidocaine enema to work effectively.</p>                             |

**Rhabdomyolysis**

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|  | Dantrolene sodium | <p>Purpose: treatment of rhabdomyolysis. Treatment of malignant hyperthermia during anaesthesia.</p> <p>Identification of alternatives: phenytoin.</p> <p>Discussion of the specific advantages: dantrolene exhibits muscle relaxation activity by direct action on muscle as it inhibits the release of calcium from the sarcoplasmic reticulum and thus causes a dissociation of excitation-contraction coupling. Both phenytoin and dantrolene sodium have been found to be useful in the treatment of recurrent forms of rhabdomyolysis.</p> |
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| Indication | Active substance | Justification and explanation of use |
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**Antimicrobials**

|                                      |              |                                                                                                                                                                                                                                                                                    |
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| — <i>Klebsiella</i> spp. infections  | Ticarcillin  | <p>Purpose: treatment of <i>Klebsiella</i> spp. infections.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: Specific antibiotic for <i>Klebsiella</i> spp. infections.</p>                                                   |
| — <i>Rhodococcus equi</i> infections | Azithromycin | <p>Purpose: treatment of <i>Rhodococcus equi</i> infections.</p> <p>Identification of alternatives: erythromycin.</p> <p>Discussion of the specific advantages: standard treatment in combination with rifampicin, better tolerated in foals than erythromycin.</p>                |
|                                      | Rifampicin   | <p>Purpose: treatment of <i>Rhodococcus equi</i> infections.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: treatment of <i>Rhodococcus equi</i> in combination with erythromycin or azithromycin. Treatment of choice.</p> |
| — Septic arthritis                   | Amikacin     | <p>Purpose: treatment of septic arthritis.</p> <p>Identification of alternatives: gentamicin or other aminoglycosides.</p> <p>Discussion of the specific advantages: better tolerated in foals than gentamicin or other aminoglycosides.</p>                                       |

**Respiratory medicines**

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|  | Ambroxol            | <p>Purpose: stimulation of surfactant in the premature foal.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                                      |
|  | Ipratropium bromide | <p>Purpose: bronchodilation.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: anticholinergic action. Necessary as therapeutic choice as in some cases more efficacious than <math>\beta</math>-agonists.</p>                                                     |
|  | Oxymetazolin        | <p>Purpose: treatment of nasal oedema.</p> <p>Identification of alternatives: phenylephrine.</p> <p>Discussion of the specific advantages: <math>\alpha</math>-adrenoceptor agonist with strong vasoconstrictive properties which is used in preference to phenylephrine due to the fact that it is longer-acting.</p> |

**Antiprotozoal agents**

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|  | Isometamidium | <p>Purpose: treatment of equine protozoal myeloencephalitis.</p> <p>Identification of alternatives: pyrimethamine.</p> <p>Discussion of the specific advantages: disease sometimes refractory to treatment with pyrimethamine, and therefore an alternative is required.</p> |
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| Indication | Active substance | Justification and explanation of use                                                                                                                                                                                                                    |
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|            | Pyrimethamine    | <p>Purpose: treatment of equine protozoal myeloencephalitis.</p> <p>Identification of alternatives: isometamidium.</p> <p>Discussion of the specific advantages: at least 75 % success rate when used in conjunction with sulfadiazine-sulfonamide.</p> |

**Ophthalmic medicines**

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| — <b>Ocular ulcers</b> | Acyclovir       | <p>Purpose: treatment of ocular ulcers (antiviral medicine). Topical use.</p> <p>Identification of alternatives: idoxuridine.</p> <p>Discussion of the specific advantages: both acyclovir and idoxuridine have been shown to be equally effective in the treatment of ulcerative herpetic keratitis.</p>                                                                |
|                        | Idoxuridine     | <p>Purpose: treatment of ocular ulcers (antiviral medicine). Topical use.</p> <p>Identification of alternatives: acyclovir.</p> <p>Discussion of the specific advantages: both acyclovir and idoxuridine have been shown to be equally effective in the treatment of ulcerative herpetic keratitis.</p>                                                                  |
| — <b>Glaucoma</b>      | Phenylephrine   | <p>Purpose: treatment of glaucoma, epiphora, nasal oedema and splenic entrapment.</p> <p>Identification of alternatives: tropicamide, (for glaucoma), otherwise none identified.</p> <p>Discussion of the specific advantages: both phenylephrine and tropicamide have been shown to be equally effective in the treatment of glaucoma.</p>                              |
|                        | Tropicamide     | <p>Purpose: treatment of glaucoma. Topical use.</p> <p>Identification of alternatives: phenylephrine.</p> <p>Discussion of the specific advantages: both phenylephrine and tropicamide have been shown to be equally effective in the treatment of glaucoma.</p>                                                                                                         |
|                        | Dorzolamide     | <p>Purpose: treatment of glaucoma. Topical use.</p> <p>Identification of alternatives: latanoprost, timolol maleate.</p> <p>Discussion of the specific advantages: its specific mode of action as a carbonic anhydrase inhibitor. Important therapeutic choice.</p>                                                                                                      |
|                        | Latanoprost     | <p>Purpose: treatment of glaucoma. Topical use.</p> <p>Identification of alternatives: dorzolamide, timolol maleate.</p> <p>Discussion of the specific advantages: its specific mode of action as a prostaglandin F2<math>\alpha</math>-analogue. Important therapeutic choice.</p>                                                                                      |
|                        | Timolol maleate | <p>Purpose: treatment of glaucoma. Topical use.</p> <p>Identification of alternatives: dorzolamide, latanoprost</p> <p>Discussion of the specific advantages: its specific mode of action as a non-selective beta-adrenergic receptor blocking agent, causes vasoconstriction, which in turns leads to decrease of the aqueous humour. Important therapeutic choice.</p> |

| Indication | Active substance              | Justification and explanation of use                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
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|            | Cyclosporin A                 | <p>Purpose: immunosuppressive used for the treatment of autoimmune diseases of the eye.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                                                                                                                                                                                                                      |
|            | Ketorolac                     | <p>Purpose: treatment of eye pain and inflammation, non-steroidal anti-inflammatory medicine, eye drops, topical use.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: widest clinical experience with ketorolac compared to other potential candidates for essential substances.</p>                                                                                                                                                                                        |
|            | Ofloxacin                     | <p>Purpose: treatment of eye infections resistant to commonly used ophthalmic antibiotic treatments.</p> <p>Identification of alternatives: ciprofloxacin, cefamandole, commonly employed ophthalmic antibiotic treatments</p> <p>Discussion of the specific advantages: widest clinical experience with ofloxacin compared to other potential candidates for essential substances. Compared to commonly employed ophthalmic antibiotic treatments ofloxacin should only be used as a reserve antibiotic in individual cases.</p> |
|            | Fluoresceine                  | <p>Purpose: diagnostic tool for corneal ulceration, topical use.</p> <p>Identification of alternatives: Rose Bengal.</p> <p>Discussion of the specific advantages: Rose Bengal has some antiviral activity while fluoresceine has no significant effect on virus replication. Thus, the diagnostic use of Rose Bengal prior to viral culture may preclude a positive result. Therefore fluoresceine is the diagnostic tool of choice when a viral culture is planned.</p>                                                         |
|            | Rose Bengal                   | <p>Purpose: diagnostic tool for early corneal damage, topical use.</p> <p>Identification of alternatives: fluoresceine.</p> <p>Discussion of the specific advantages: Rose of Bengal is the diagnostic tool of choice to ascertain very early corneal damage.</p>                                                                                                                                                                                                                                                                 |
|            | Hydroxypropyl methylcellulose | <p>Purpose: corneal protection, topical use.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                                                                                                                                                                                                                                                                 |

### Hyperlipaemia

|  |         |                                                                                                                                                                                                                                                          |
|--|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | Insulin | <p>Purpose: treatment of hyperlipaemia, used in combination with glucose therapy, diagnosis of metabolic disorders.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p> |
|--|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

| Indication | Active substance | Justification and explanation of use |
|------------|------------------|--------------------------------------|
|------------|------------------|--------------------------------------|

**Fungal infections**

|  |              |                                                                                                                                                                                                                                                                                                                                          |
|--|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | Griseofulvin | <p>Purpose: systemic antifungal use. Treatment of ringworm.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: griseofulvin given orally has good activity against trichophyton, microsporum, and epidermophyton.</p>                                                                 |
|  | Ketoconazole | <p>Purpose: systemic antifungal use. Treatment of fungal pneumonia and guttural pouch mycosis.</p> <p>Identification of alternatives: other azoles such as itraconazole.</p> <p>Discussion of the specific advantages: widest clinical experience with ketoconazole compared to other potential candidates for essential substances.</p> |
|  | Miconazole   | <p>Purpose: treatment of fungal infections of the eye.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: topical use on the affected eye, wider antifungal activity and/or lesser irritation than other antifungal agents.</p>                                                       |
|  | Nystatin     | <p>Purpose: treatment of yeast infections for eyes and genital tract.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: specific activity against yeast infections.</p>                                                                                                              |

**Miscellaneous**

|  |                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|--|----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | Chondroitin sulphate | <p>Purpose: cartilage healing. Chondroprotection. Treatment of arthritis.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: clinical improvement is likely attributable to anti-inflammatory effects, including inhibition of PGE<sub>2</sub> synthesis and inhibition of cytokine release.</p>                                                                                                    |
|  | Domperidone          | <p>Purpose:agalactia in mares.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: dopamine antagonist and up-regulates prolactin production.</p> <p>Oxytocin is not a suitable alternative because it produces milk letdown as opposed to increasing milk production, which is the aim of domperidone therapy. Additionally, oxytocin is likely to cause abdominal pain if used in large doses.</p> |
|  | Hydroxyethylstarch   | <p>Purpose: colloidal volume substitution.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: practical and readily available alternative to blood or plasma.</p>                                                                                                                                                                                                                                   |
|  | Imipramine           | <p>Purpose: pharmacologically induced ejaculation in stallions with ejaculatory dysfunction.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                                                                                                                                      |

| Indication | Active substance              | Justification and explanation of use                                                                                                                                                                                                                                                                                                                       |
|------------|-------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|            | Thyrotropin releasing hormone | <p>Purpose: diagnostic used for the confirmation of thyroid and pituitary disorders.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                                                  |
|            | Barium sulphate               | <p>Purpose: radiographic contrast agent used for oesophageal and gastrointestinal contrast examinations.</p> <p>Identification of alternatives: none identified.</p> <p>Discussion of the specific advantages: no alternatives available.</p>                                                                                                              |
|            | Iohexol                       | <p>Purpose: radiographic contrast agent used for lower urinary tract studies, arthrography, myelography, sino- or fistulography and dacryocystography.</p> <p>Identification of alternatives: iopamidol.</p> <p>Discussion of the specific advantages: non-ionic low osmolar contrast agent. Both iohexol and iopamidol are equally acceptable.</p>        |
|            | Iopamidol                     | <p>Purpose: radiographic contrast agent used for lower urinary tract studies, arthrography, myelography, sino- or fistulography and dacryocystography.</p> <p>Identification of alternatives: iohexol.</p> <p>Discussion of the specific advantages: non-ionic low osmolar contrast agent used for. Both iohexol and iopamidol are equally acceptable.</p> |

## COMMISSION REGULATION (EC) No 1951/2006

of 21 December 2006

**amending Regulation (EC) No 753/2002 concerning certain detailed rules implementing Council Regulation (EC) No 1493/1999 on the common organisation of the market in wine, as regards the presentation of wines treated in wood containers**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

## Article 1

Regulation (EC) No 753/2002 is hereby amended as follows:

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine <sup>(1)</sup>, and in particular Article 46(1) and Article 53(1) thereof,

1. In Article 22, paragraph 3 is replaced by the following:

Whereas:

(1) Article 22(3) of Commission Regulation (EC) No 753/2002 of 29 April 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 <sup>(2)</sup> sets out the conditions for using indications concerning the production method as regards the use of oak wood containers in winemaking.

‘3. The indications listed in Annex X are the only terms which may be used to describe a wine that has been fermented, matured or aged in a wood container. The Member States may, however, establish other indications equivalent to those laid down in Annex X for such wines, paragraphs 1 and 2 applying *mutatis mutandis*.

(2) This provision limits the use of certain terms referred to in Annex X of Regulation (EC) No 753/2002 solely to wines that have been exclusively fermented, matured or aged in oak containers.

Use of one of the indications listed in the first subparagraph shall be permitted where the wine has been aged in a wood container in accordance with the national rules in force, even when the ageing process continues in another type of container. The Member States shall communicate to the Commission the measures they take to implement this Regulation.

(3) While it is true that oak wood is usually and traditionally used in cooperage, other types of wood such as ash or chestnut are also used in certain Member States. Steps should therefore be taken to extend the use of the terms referred to in Annex X of Regulation (EC) No 753/2002 to types of wood other than oak, provided that the relevant indications are correct and not misleading. To prevent any distortion of competition between producers, appropriate labelling rules should be laid down.

The indications listed in the first subparagraph may not be used to describe a wine that has been produced with the aid of oak chips, even in association with the use of a wood container or wood containers.’

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

2. Annex X is replaced by the text in the Annex to this Regulation.

## Article 2

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

<sup>(1)</sup> OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Regulation (EC) No 2165/2005 (OJ L 345, 28.12.2005, p. 1).

<sup>(2)</sup> OJ L 118, 4.5.2002, p. 1. Regulation as last amended by Regulation (EC) No 1507/2006 (OJ L 280, 12.10.2006, p. 9).

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

Done at Brussels, 21 December 2006.

*For the Commission*  
Mariann FISCHER BOEL  
*Member of the Commission*

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## ANNEX

## ‘ANNEX X

**Indications authorised for use on wine labelling pursuant to Article 22(3)**

|                                                           |                                                         |                                                      |
|-----------------------------------------------------------|---------------------------------------------------------|------------------------------------------------------|
| “barrel fermented”                                        | “barrel matured”                                        | “barrel aged”                                        |
| “...-cask fermented [ <i>indicate the type of wood</i> ]” | “...-cask matured [ <i>indicate the type of wood</i> ]” | “...-cask aged [ <i>indicate the type of wood</i> ]” |
| “cask fermented”                                          | “cask matured”                                          | “cask aged” ’                                        |

**COMMISSION REGULATION (EC) No 1952/2006****of 21 December 2006****fixing the rates of the refunds applicable to certain cereal and rice products exported in the form of goods not covered by Annex I to the Treaty**

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 <sup>(1)</sup>, and in particular Article 13(3) thereof,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice <sup>(2)</sup>, and in particular Article 14(3) thereof,

Whereas:

- (1) Article 13(1) of Regulation (EC) No 1784/2003 and Article 14(1) of Regulation (EC) No 1785/2003 provide that the difference between quotations or prices on the world market for the products listed in Article 1 of each of those Regulations and the prices within the Community may be covered by an export refund.
- (2) Commission Regulation (EC) No 1043/2005 of 30 June 2005 implementing Council Regulation (EC) No 3448/93 as regards the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex I to the Treaty, and the criteria for fixing the amount of such refunds <sup>(3)</sup>, specifies the products for which a rate of refund is to be fixed, to be applied where these products are exported in the form of goods listed in Annex III to Regulation (EC) No 1784/2003 or in Annex IV to Regulation (EC) No 1785/2003 as appropriate.
- (3) In accordance with the first paragraph of Article 14 of Regulation (EC) No 1043/2005, the rate of the refund per 100 kilograms for each of the basic products in question is to be fixed each month.
- (4) The commitments entered into with regard to refunds which may be granted for the export of agricultural products contained in goods not covered by Annex I to the Treaty may be jeopardised by the fixing in advance of high refund rates. It is therefore necessary to take precautionary measures in such situations without, however, preventing the conclusion of long-

term contracts. The fixing of a specific refund rate for the advance fixing of refunds is a measure which enables these various objectives to be met.

- (5) Taking into account the settlement between the European Community and the United States of America on Community exports of pasta products to the United States, approved by Council Decision 87/482/EEC <sup>(4)</sup>, it is necessary to differentiate the refund on goods falling within CN codes 1902 11 00 and 1902 19 according to their destination.
- (6) Pursuant to Article 15(2) and (3) of Regulation (EC) No 1043/2005, a reduced rate of export refund has to be fixed, taking account of the amount of the production refund applicable, pursuant to Commission Regulation (EEC) No 1722/93 <sup>(5)</sup>, for the basic product in question, used during the assumed period of manufacture of the goods.
- (7) Spirituous beverages are considered less sensitive to the price of the cereals used in their manufacture. However, Protocol 19 of the Act of Accession of the United Kingdom, Ireland and Denmark provides that the necessary measures must be decided to facilitate the use of Community cereals in the manufacture of spirituous beverages obtained from cereals. Accordingly, it is necessary to adapt the refund rate applying to cereals exported in the form of spirituous beverages.
- (8) The Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

The rates of the refunds applicable to the basic products listed in Annex I to Regulation (EC) No 1043/2005 and in Article 1 of Regulation (EC) No 1784/2003 or in Article 1 of Regulation (EC) No 1785/2003, and exported in the form of goods listed in Annex III to Regulation (EC) No 1784/2003 or in Annex IV to Regulation (EC) No 1785/2003 respectively, shall be fixed as set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 270, 21.10.2003, p. 96. Regulation as last amended by Commission Regulation (EC) No 797/2006 (OJ L 144, 31.5.2006, p. 1).

<sup>(3)</sup> OJ L 172, 5.7.2005, p. 24. Regulation as last amended by Regulation (EC) No 1713/2006 (OJ L 321, 21.11.2006, p. 8).

<sup>(4)</sup> OJ L 275, 29.9.1987, p. 36.

<sup>(5)</sup> OJ L 159, 1.7.1993, p. 112. Regulation as last amended by Regulation (EC) No 1584/2004 (OJ L 280, 31.8.2004, p. 11).

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

Done at Brussels, 21 December 2006.

*For the Commission*

Günter VERHEUGEN

*Vice-President*

  

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## ANNEX

**Rates of the refunds applicable from 22 December 2006 to certain cereals and rice products exported in the form of goods not covered by Annex I to the Treaty (\*)**

(EUR/100 kg)

| CN code    | Description of products <sup>(1)</sup>                                                                                                                                                               | Rate of refund per 100 kg of basic product |       |
|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|-------|
|            |                                                                                                                                                                                                      | In case of advance fixing of refunds       | Other |
| 1001 10 00 | Durum wheat:                                                                                                                                                                                         |                                            |       |
|            | – on exports of goods falling within CN codes 1902 11 and 1902 19 to the United States of America                                                                                                    | —                                          | —     |
|            | – in other cases                                                                                                                                                                                     | —                                          | —     |
| 1001 90 99 | Common wheat and meslin:                                                                                                                                                                             |                                            |       |
|            | – on exports of goods falling within CN codes 1902 11 and 1902 19 to the United States of America                                                                                                    | —                                          | —     |
|            | – in other cases:                                                                                                                                                                                    |                                            |       |
|            | – – where Article 15(3) of Regulation (EC) No 1043/2005 applies <sup>(2)</sup>                                                                                                                       | —                                          | —     |
|            | – – where goods falling within subheading 2208 <sup>(3)</sup> are exported                                                                                                                           | —                                          | —     |
|            | – – in other cases                                                                                                                                                                                   | —                                          | —     |
| 1002 00 00 | Rye                                                                                                                                                                                                  | —                                          | —     |
| 1003 00 90 | Barley                                                                                                                                                                                               |                                            |       |
|            | – where goods falling within subheading 2208 <sup>(3)</sup> are exported                                                                                                                             | —                                          | —     |
|            | – in other cases                                                                                                                                                                                     | —                                          | —     |
| 1004 00 00 | Oats                                                                                                                                                                                                 | —                                          | —     |
| 1005 90 00 | Maize (corn) used in the form of:                                                                                                                                                                    |                                            |       |
|            | – starch:                                                                                                                                                                                            |                                            |       |
|            | – – where Article 15(3) of Regulation (EC) No 1043/2005 applies <sup>(2)</sup>                                                                                                                       | —                                          | —     |
|            | – – where goods falling within subheading 2208 <sup>(3)</sup> are exported                                                                                                                           | —                                          | —     |
|            | – – in other cases                                                                                                                                                                                   | —                                          | —     |
|            | – glucose, glucose syrup, maltodextrine, maltodextrine syrup of CN codes 1702 30 51, 1702 30 59, 1702 30 91, 1702 30 99, 1702 40 90, 1702 90 50, 1702 90 75, 1702 90 79, 2106 90 55 <sup>(4)</sup> : |                                            |       |
|            | – – where Article 15(3) of Regulation (EC) No 1043/2005 applies <sup>(2)</sup>                                                                                                                       | —                                          | —     |
|            | – – where goods falling within subheading 2208 <sup>(3)</sup> are exported                                                                                                                           | —                                          | —     |
|            | – – in other cases                                                                                                                                                                                   | —                                          | —     |
|            | – other (including unprocessed)                                                                                                                                                                      | —                                          | —     |
|            | Potato starch of CN code 1108 13 00 similar to a product obtained from processed maize:                                                                                                              |                                            |       |
|            | – where Article 15(3) of Regulation (EC) No 1043/2005 applies <sup>(2)</sup>                                                                                                                         | —                                          | —     |
|            | – where goods falling within subheading 2208 <sup>(3)</sup> are exported                                                                                                                             | —                                          | —     |
|            | – in other cases                                                                                                                                                                                     | —                                          | —     |

(\*) The rates set out in this Annex are not applicable to exports to Bulgaria with effect from 1 October 2004, to Romania with effect from 1 December 2005, and to the goods listed in Tables I and II to Protocol No 2 to the Agreement between the European Community and the Swiss Confederation of 22 July 1972 exported to the Swiss Confederation or to the Principality of Liechtenstein with effect from 1 February 2005.

| CN code    | Description of products <sup>(1)</sup>      | Rate of refund per 100 kg<br>of basic product<br>(EUR/100 kg) |       |
|------------|---------------------------------------------|---------------------------------------------------------------|-------|
|            |                                             | In case of advance<br>fixing<br>of refunds                    | Other |
| ex 1006 30 | Wholly milled rice:                         |                                                               |       |
|            | – round grain                               | —                                                             | —     |
|            | – medium grain                              | —                                                             | —     |
|            | – long grain                                | —                                                             | —     |
| 1006 40 00 | Broken rice                                 | —                                                             | —     |
| 1007 00 90 | Grain sorghum, other than hybrid for sowing | —                                                             | —     |

<sup>(1)</sup> As far as agricultural products obtained from the processing of a basic product or/and assimilated products are concerned, the coefficients set out in Annex V to Commission Regulation (EC) No 1043/2005 is applicable.

<sup>(2)</sup> The goods concerned fall under CN code 3505 10 50.

<sup>(3)</sup> Goods listed in Annex III to Regulation (EC) No 1784/2003 or referred to in Article 2 of Regulation (EEC) No 2825/93 (OJ L 258, 16.10.1993, p. 6).

<sup>(4)</sup> For syrups of CN codes NC 1702 30 99, 1702 40 90 and 1702 60 90, obtained from mixing glucose and fructose syrup, the export refund relates only to the glucose syrup.

**COMMISSION REGULATION (EC) No 1953/2006****of 21 December 2006****fixing the export refunds on products processed from cereals and rice**

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 <sup>(1)</sup>, and in particular Article 13(3) thereof,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice <sup>(2)</sup>, and in particular Article 14(3) thereof,

Whereas:

(1) Article 13 of Regulation (EC) No 1784/2003 and Article 14 of Regulation (EC) No 1785/2003 provide that the difference between quotations or prices on the world market for the products listed in Article 1 of those Regulations and prices for those products within the Community may be covered by an export refund.

(2) Article 14 of Regulation (EC) No 1785/2003 provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of cereals, rice and broken rice on the Community market on the one hand and prices for cereals, rice, broken rice and cereal products on the world market on the other. The same Articles provide that it is also important to ensure equilibrium and the natural development of prices and trade on the markets in cereals and rice and, furthermore, to take into account the economic aspect of the proposed exports, and the need to avoid disturbances on the Community market.

(3) Article 4 of Commission Regulation (EC) No 1518/95 <sup>(3)</sup> on the import and export system for products processed from cereals and from rice defines the specific criteria to be taken into account when the refund on these products is being calculated.

<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 270, 21.10.2003, p. 96. Regulation as last amended by Commission Regulation (EC) No 1549/2004 (OJ L 280, 31.8.2004, p. 13).

<sup>(3)</sup> OJ L 147, 30.6.1995, p. 55. Regulation as last amended by Regulation (EC) No 2993/95 (OJ L 312, 23.12.1995, p. 25).

(4) The refund to be granted in respect of certain processed products should be graduated on the basis of the ash, crude fibre, tegument, protein, fat and starch content of the individual product concerned, this content being a particularly good indicator of the quantity of basic product actually incorporated in the processed product.

(5) There is no need at present to fix an export refund for manioc, other tropical roots and tubers or flours obtained therefrom, given the economic aspect of potential exports and in particular the nature and origin of these products. For certain products processed from cereals, the insignificance of Community participation in world trade makes it unnecessary to fix an export refund at the present time.

(6) The world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination.

(7) The refund must be fixed once a month. It may be altered in the intervening period.

(8) Certain processed maize products may undergo a heat treatment following which a refund might be granted that does not correspond to the quality of the product; whereas it should therefore be specified that on these products, containing pregelatinised starch, no export refund is to be granted.

(9) The Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

The export refunds on the products listed in Article 1 of Regulation (EC) No 1518/95 are hereby fixed as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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## ANNEX

**to Commission Regulation of 21 December 2006 fixing the export refunds on products processed from cereals and rice**

| Product code                   | Destination | Unit of measurement | Refunds | Product code                   | Destination | Unit of measurement | Refunds |
|--------------------------------|-------------|---------------------|---------|--------------------------------|-------------|---------------------|---------|
| 1102 20 10 9200 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1104 23 10 9300                | C13         | EUR/t               | 0,00    |
| 1102 20 10 9400 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1104 29 11 9000                | C13         | EUR/t               | 0,00    |
| 1102 20 90 9200 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1104 29 51 9000                | C13         | EUR/t               | 0,00    |
| 1102 90 10 9100                | C13         | EUR/t               | 0,00    | 1104 29 55 9000                | C13         | EUR/t               | 0,00    |
| 1102 90 10 9900                | C13         | EUR/t               | 0,00    | 1104 30 10 9000                | C13         | EUR/t               | 0,00    |
| 1102 90 30 9100                | C13         | EUR/t               | 0,00    | 1104 30 90 9000                | C13         | EUR/t               | 0,00    |
| 1103 19 40 9100                | C13         | EUR/t               | 0,00    | 1107 10 11 9000                | C13         | EUR/t               | 0,00    |
| 1103 13 10 9100 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1107 10 91 9000                | C13         | EUR/t               | 0,00    |
| 1103 13 10 9300 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1108 11 00 9200                | C13         | EUR/t               | 0,00    |
| 1103 13 10 9500 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1108 11 00 9300                | C13         | EUR/t               | 0,00    |
| 1103 13 90 9100 <sup>(1)</sup> | C13         | EUR/t               | 0,00    | 1108 12 00 9200                | C13         | EUR/t               | 0,00    |
| 1103 19 10 9000                | C13         | EUR/t               | 0,00    | 1108 12 00 9300                | C13         | EUR/t               | 0,00    |
| 1103 19 30 9100                | C13         | EUR/t               | 0,00    | 1108 13 00 9200                | C13         | EUR/t               | 0,00    |
| 1103 20 60 9000                | C13         | EUR/t               | 0,00    | 1108 13 00 9300                | C13         | EUR/t               | 0,00    |
| 1103 20 20 9000                | C13         | EUR/t               | 0,00    | 1108 19 10 9200                | C13         | EUR/t               | 0,00    |
| 1104 19 69 9100                | C13         | EUR/t               | 0,00    | 1108 19 10 9300                | C13         | EUR/t               | 0,00    |
| 1104 12 90 9100                | C13         | EUR/t               | 0,00    | 1109 00 00 9100                | C13         | EUR/t               | 0,00    |
| 1104 12 90 9300                | C13         | EUR/t               | 0,00    | 1702 30 51 9000 <sup>(2)</sup> | C13         | EUR/t               | 0,00    |
| 1104 19 10 9000                | C13         | EUR/t               | 0,00    | 1702 30 59 9000 <sup>(2)</sup> | C13         | EUR/t               | 0,00    |
| 1104 19 50 9110                | C13         | EUR/t               | 0,00    | 1702 30 91 9000                | C13         | EUR/t               | 0,00    |
| 1104 19 50 9130                | C13         | EUR/t               | 0,00    | 1702 30 99 9000                | C13         | EUR/t               | 0,00    |
| 1104 29 01 9100                | C13         | EUR/t               | 0,00    | 1702 40 90 9000                | C13         | EUR/t               | 0,00    |
| 1104 29 03 9100                | C13         | EUR/t               | 0,00    | 1702 90 50 9100                | C13         | EUR/t               | 0,00    |
| 1104 29 05 9100                | C13         | EUR/t               | 0,00    | 1702 90 50 9900                | C13         | EUR/t               | 0,00    |
| 1104 29 05 9300                | C13         | EUR/t               | 0,00    | 1702 90 75 9000                | C13         | EUR/t               | 0,00    |
| 1104 22 20 9100                | C13         | EUR/t               | 0,00    | 1702 90 79 9000                | C13         | EUR/t               | 0,00    |
| 1104 22 30 9100                | C13         | EUR/t               | 0,00    | 2106 90 55 9000                | C14         | EUR/t               | 0,00    |
| 1104 23 10 9100                | C13         | EUR/t               | 0,00    |                                |             |                     |         |

<sup>(1)</sup> No refund shall be granted on products given a heat treatment resulting in pregelatinisation of the starch.

<sup>(2)</sup> Refunds are granted in accordance with Council Regulation (EEC) No 2730/75 (OJ L 281, 1.11.1975, p. 20), as amended.

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

The other destinations are as follows:

C10: All destinations

C11: All destinations except for Bulgaria

C12: All destinations except for Romania

C13: All destinations except for Bulgaria and Romania

C14: All destinations except for Switzerland, Liechtenstein, Bulgaria and Romania.

**COMMISSION REGULATION (EC) No 1954/2006**  
**of 21 December 2006**  
**fixing the export refunds on cereal-based compound feedingstuffs**

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 <sup>(1)</sup>, and in particular Article 13(3) thereof,

Whereas:

- (1) Article 13 of Regulation (EC) No 1784/2003 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund.
- (2) Commission Regulation (EC) No 1517/95 of 29 June 1995 laying down detailed rules for the application of Regulation (EC) No 1784/2003 as regards the arrangements for the export and import of compound feedingstuffs based on cereals and amending Regulation (EC) No 1162/95 laying down special detailed rules for the application of the system of import and export licences for cereals and rice <sup>(2)</sup> in Article 2 lays down general rules for fixing the amount of such refunds.
- (3) That calculation must also take account of the cereal products content. In the interest of simplification, the refund should be paid in respect of two categories of 'cereal products', namely for maize, the most commonly used cereal in exported compound feeds

and maize products, and for 'other cereals', these being eligible cereal products excluding maize and maize products. A refund should be granted in respect of the quantity of cereal products present in the compound feedingstuff.

- (4) Furthermore, the amount of the refund must also take into account the possibilities and conditions for the sale of those products on the world market, the need to avoid disturbances on the Community market and the economic aspect of the export.
- (5) The current situation on the cereals market and, in particular, the supply prospects mean that the export refunds should be abolished.
- (6) The Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

The export refunds on the compound feedingstuffs covered by Regulation (EC) No 1784/2003 and subject to Regulation (EC) No 1517/95 are hereby fixed as shown in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 147, 30.6.1995, p. 51.

## ANNEX

**to the Commission Regulation of 21 December 2006 fixing the export refunds on cereal-based compound feedingstuffs**

Product codes benefiting from export refund:

2309 10 11 9000, 2309 10 13 9000, 2309 10 31 9000,  
2309 10 33 9000, 2309 10 51 9000, 2309 10 53 9000,  
2309 90 31 9000, 2309 90 33 9000, 2309 90 41 9000,  
2309 90 43 9000, 2309 90 51 9000, 2309 90 53 9000.

| Cereal products                                                                                                                         | Destination | Unit of measurement | Amount of refunds |
|-----------------------------------------------------------------------------------------------------------------------------------------|-------------|---------------------|-------------------|
| Maize and maize products:<br>CN codes 0709 90 60, 0712 90 19, 1005, 1102 20,<br>1103 13, 1103 29 40, 1104 19 50, 1104 23,<br>1904 10 10 | C10         | EUR/t               | 0,00              |
| Cereal products excluding maize and maize products                                                                                      | C10         | EUR/t               | 0,00              |

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

C10: All destinations.

**COMMISSION REGULATION (EC) No 1955/2006**  
**of 21 December 2006**  
**fixing production refunds on cereals**

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 <sup>(1)</sup>, and in particular Article 8(2) thereof,

Whereas:

- (1) Commission Regulation (EEC) No 1722/93 of 30 June 1993 laying down detailed rules for the application of Council Regulations (EEC) No 1766/92 and (EEC) No 1418/76 concerning production refunds in the cereals and rice sectors respectively <sup>(2)</sup> lays down the conditions for granting production refunds. The basis for calculating the refund is laid down in Article 3 of that Regulation. The refund thus calculated, differentiated where necessary for potato starch, must be fixed once a month and may be amended if the price of maize and/or wheat changes significantly.

- (2) The production refunds fixed in this Regulation should be adjusted by the coefficients listed in the Annex II to Regulation (EEC) No 1722/93 to establish the exact amount to be paid.

- (3) The Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

The refund per tonne of starch referred to in Article 3(2) of Regulation (EEC) No 1722/93, is hereby fixed at:

- (a) EUR/tonne 0,00 for starch from maize, wheat, barley and oats;
- (b) EUR/tonne 0,00 for potato starch.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 159, 1.7.1993, p. 112. Regulation as last amended by Regulation (EC) No 1950/2005 (OJ L 312, 29.11.2005, p. 18).

**COMMISSION REGULATION (EC) No 1956/2006****of 21 December 2006****fixing the rates of refunds applicable to certain products from the sugar sector exported in the form of goods not covered by Annex I to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in the sugar sector<sup>(1)</sup>, and in particular Article 33(2)(a) and (4) thereof,

Whereas:

- (1) Article 32(1) and (2) of Regulation (EC) No 318/2006 provides that the differences between the prices in international trade for the products listed in Article 1(1)(b), (c), (d) and (g) of that Regulation and prices within the Community may be covered by an export refund where these products are exported in the form of goods listed in Annex VII to that Regulation.
- (2) Commission Regulation (EC) No 1043/2005 of 30 June 2005 implementing Council Regulation (EC) No 3448/93 as regards the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex I to the Treaty, and the criteria for fixing the amount of such refunds, and the criteria for fixing the amount of such refunds<sup>(2)</sup>, specifies the products for which a rate of refund is to be fixed, to be applied where these products are exported in the form of goods listed in Annex VII to Regulation (EC) No 318/2006.
- (3) In accordance with the first paragraph of Article 14 of Regulation (EC) No 1043/2005, the rate of the refund per 100 kilograms for each of the basic products in question is to be fixed each month.

- (4) Article 32(4) of Regulation (EC) No 318/2006 lays down that the export refund for a product contained in goods may not exceed the refund applicable to that product when exported without further processing.
- (5) The refunds fixed under this Regulation may be fixed in advance as the market situation over the next few months cannot be established at the moment.
- (6) The commitments entered into with regard to refunds which may be granted for the export of agricultural products contained in goods not covered by Annex I to the Treaty may be jeopardised by the fixing in advance of high refund rates. It is therefore necessary to take precautionary measures in such situations without, however, preventing the conclusion of long-term contracts. The fixing of a specific refund rate for the advance fixing of refunds is a measure which enables these various objectives to be met.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

*Article 1*

The rates of the refunds applicable to the basic products listed in Annex I to Regulation (EC) No 1043/2005 and in Article 1(1) and in point (1) of Article 2 of Regulation (EC) No 318/2006, and exported in the form of goods listed in Annex VII to Regulation (EC) No 318/2006, shall be fixed as set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Günter VERHEUGEN

*Vice-President*

<sup>(1)</sup> OJ L 58, 28.2.2006, p. 1. Regulation as amended by Commission Regulation (EC) No 1585/2006 (OJ L 294, 25.10.2006, p. 19).

<sup>(2)</sup> OJ L 172, 5.7.2005, p. 24. Regulation as last amended by Regulation (EC) No 1713/2006 (OJ L 321, 21.11.2006, p. 11).

## ANNEX

**Rates of refunds applicable from 22 December 2006 to certain products from the sugar sector exported in the form of goods not covered by Annex I to the Treaty <sup>(1)</sup>**

| CN code    | Description | Rate of refund in EUR/100 kg         |       |
|------------|-------------|--------------------------------------|-------|
|            |             | In case of advance fixing of refunds | Other |
| 1701 99 10 | White sugar | 19,34                                | 19,34 |

<sup>(1)</sup> The rates set out in this Annex are not applicable to exports to Bulgaria, with effect from 1 October 2004, to Romania with effect from 1 December 2005, and to the goods listed in Tables I and II to Protocol No 2 to the Agreement between the European Community and the Swiss Confederation of 22 July 1972 exported to the Swiss Confederation or to the Principality of Liechtenstein with effect from 1 February 2005.

**COMMISSION REGULATION (EC) No 1957/2006****of 21 December 2006****fixing the export refunds on malt**

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<sup>(1)</sup>, and in particular Article 13(3) thereof,

Whereas:

- (1) Article 13 of Regulation (EC) No 1784/2003 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund.
- (2) The refunds must be fixed taking into account the factors referred to in Article 1 of Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals<sup>(2)</sup>.
- (3) The refund applicable in the case of malts must be calculated with amount taken of the quantity of cereals required to manufacture the products in question. The said quantities are laid down in Regulation (EC) No 1501/95.

- (4) The world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination.
- (5) The refund must be fixed once a month. It may be altered in the intervening period.
- (6) It follows from applying these rules to the present situation on markets in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be as set out in the Annex hereto.
- (7) 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*

The export refunds on malt listed in Article 1(c) of Regulation (EC) No 1784/2003 shall be as set out in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 January 2007.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

## ANNEX

**to the Commission Regulation of 21 December 2006 fixing the export refunds on malt**

| Product code    | Destination | Unit of measurement | Amount of refunds |
|-----------------|-------------|---------------------|-------------------|
| 1107 10 19 9000 | A00         | EUR/t               | 0,00              |
| 1107 10 99 9000 | A00         | EUR/t               | 0,00              |
| 1107 20 00 9000 | A00         | EUR/t               | 0,00              |

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

**COMMISSION REGULATION (EC) No 1958/2006**  
**of 21 December 2006**  
**fixing the corrective amount applicable to the refund on malt**

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 organization of the market in cereals <sup>(1)</sup>, and in particular Article 15(2),

Whereas:

- (1) Article 14(2) of Regulation (EC) No 1784/2003 provides that the export refund applicable to cereals on the day on which application for an export licence is made must be applied on request to exports to be effected during the period of validity of the export licence. In this case, a corrective amount may be applied to the refund.
- (2) Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals <sup>(2)</sup> allows for the fixing of a corrective amount for the malt referred

to in Article 1(1)(c) of Regulation (EC) No 1784/2003. That corrective amount must be calculated taking account of the factors referred to in Article 1 of Regulation (EC) No 1501/95.

- (3) It follows from applying the provisions set out above that the corrective amount must be as set out in the Annex hereto.
- (4) 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*

The corrective amount referred to in Article 15(3) of Regulation (EC) No 1784/2003 which is applicable to export refunds fixed in advance in respect of malt shall be as set out in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 1 January 2007.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

## ANNEX

**to the Commission Regulation of 21 December 2006 fixing the corrective amount applicable to the refund on malt**

(EUR/t)

| Product code    | Destination | Current<br>1 | 1st period<br>2 | 2nd period<br>3 | 3rd period<br>4 | 4th period<br>5 | 5th period<br>6 |
|-----------------|-------------|--------------|-----------------|-----------------|-----------------|-----------------|-----------------|
| 1107 10 11 9000 | A00         | 0            | 0               | 0               | 0               | 0               | 0               |
| 1107 10 19 9000 | A00         | 0            | 0               | 0               | 0               | 0               | 0               |
| 1107 10 91 9000 | A00         | 0            | 0               | 0               | 0               | 0               | 0               |
| 1107 10 99 9000 | A00         | 0            | 0               | 0               | 0               | 0               | 0               |
| 1107 20 00 9000 | A00         | 0            | 0               | 0               | 0               | 0               | 0               |

(EUR/t)

| Product code    | Destination | 6th period<br>7 | 7th period<br>8 | 8th period<br>9 | 9th period<br>10 | 10th period<br>11 | 11th period<br>12 |
|-----------------|-------------|-----------------|-----------------|-----------------|------------------|-------------------|-------------------|
| 1107 10 11 9000 | A00         | 0               | 0               | 0               | 0                | 0                 | 0                 |
| 1107 10 19 9000 | A00         | 0               | 0               | 0               | 0                | 0                 | 0                 |
| 1107 10 91 9000 | A00         | 0               | 0               | 0               | 0                | 0                 | 0                 |
| 1107 10 99 9000 | A00         | 0               | 0               | 0               | 0                | 0                 | 0                 |
| 1107 20 00 9000 | A00         | 0               | 0               | 0               | 0                | 0                 | 0                 |

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

**COMMISSION REGULATION (EC) No 1959/2006****of 21 December 2006****fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid**

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 <sup>(1)</sup> and in particular Article 13(3) thereof,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice <sup>(2)</sup> and in particular Article 14(3) thereof,

Whereas:

- (1) Article 2 of Council Regulation (EEC) No 2681/74 of 21 October 1974 on Community financing of expenditure incurred in respect of the supply of agricultural products as food aid <sup>(3)</sup> lays down that the portion of the expenditure corresponding to the export refunds on the products in question fixed under Community rules is to be charged to the European Agricultural Guidance and Guarantee Fund, Guarantee Section.
- (2) In order to make it easier to draw up and manage the budget for Community food aid actions and to enable the Member States to know the extent of Community participation in the financing of national food aid actions, the level of the refunds granted for these actions should be determined.

(3) The general and implementing rules provided for in Article 13 of Regulation (EC) No 1784/2003 and in Article 13 of Regulation (EC) No 1785/2003 on export refunds are applicable *mutatis mutandis* to the abovementioned operations.

(4) The specific criteria to be used for calculating the export refund on rice are set out in Article 14 of Regulation (EC) No 1785/2003.

(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*

For Community and national food aid operations under international agreements or other supplementary programmes, and other Community free supply measures, the refunds applicable to cereals and rice sector products shall be as set out in the Annex.

*Article 2*

This Regulation shall enter into force on 1 January 2007.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 270, 21.10.2003, p. 96. Regulation as last amended by Commission Regulation (EC) No 797/2006 (OJ L 144, 31.5.2006, p. 1).

<sup>(3)</sup> OJ L 288, 25.10.1974, p. 1.

## ANNEX

**to the Commission Regulation of 21 December 2006 fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid**

(EUR/t)

| Product code    | Refund |
|-----------------|--------|
| 1001 10 00 9400 | 0,00   |
| 1001 90 99 9000 | 0,00   |
| 1002 00 00 9000 | 0,00   |
| 1003 00 90 9000 | 0,00   |
| 1005 90 00 9000 | 0,00   |
| 1006 30 92 9100 | 0,00   |
| 1006 30 92 9900 | 0,00   |
| 1006 30 94 9100 | 0,00   |
| 1006 30 94 9900 | 0,00   |
| 1006 30 96 9100 | 0,00   |
| 1006 30 96 9900 | 0,00   |
| 1006 30 98 9100 | 0,00   |
| 1006 30 98 9900 | 0,00   |
| 1006 30 65 9900 | 0,00   |
| 1007 00 90 9000 | 0,00   |
| 1101 00 15 9100 | 0,00   |
| 1101 00 15 9130 | 0,00   |
| 1102 10 00 9500 | 0,00   |
| 1102 20 10 9200 | 0,00   |
| 1102 20 10 9400 | 0,00   |
| 1103 11 10 9200 | 0,00   |
| 1103 13 10 9100 | 0,00   |
| 1104 12 90 9100 | 0,00   |

NB: The product codes are defined in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), amended.

**COMMISSION REGULATION (EC) No 1960/2006****of 21 December 2006****concerning tenders notified in response to the invitation to tender for the export of barley issued  
in Regulation (EC) No 935/2006**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

the market for cereals <sup>(3)</sup>, and in particular Article 13(3) thereof,

Having regard to the Treaty establishing the European Community,

(3) On the basis of the criteria laid down in Article 1 of Regulation (EC) No 1501/95, a maximum refund should not be fixed.

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals <sup>(1)</sup>, and in particular Article 13(3) thereof,

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

Whereas:

HAS ADOPTED THIS REGULATION:

(1) An invitation to tender for the refund for the export of barley to certain third countries was opened pursuant to Commission Regulation (EC) No 935/2006 <sup>(2)</sup>.

*Article 1*

No action shall be taken on the tenders notified from 15 to 21 December 2006 in response to the invitation to tender for the refund for the export of barley issued in Regulation (EC) No 935/2006.

(2) Article 7 of Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on

*Article 2*

This Regulation shall enter into force on 22 December 2006.

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

Done at Brussels, 21 December 2006.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> 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).

<sup>(2)</sup> OJ L 172, 24.6.2006, p. 3.

<sup>(3)</sup> OJ L 147, 30.6.1995, p. 7. Regulation as last modified by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

## II

(Acts whose publication is not obligatory)

## COUNCIL

## DECISION No 2/2006 OF THE EC-TURKEY ASSOCIATION COUNCIL

of 17 October 2006

amending Protocols 1 and 2 to Decision No 1/98 on the trade regime for agricultural products

(2006/999/EC)

THE EC-TURKEY ASSOCIATION COUNCIL,

Annexes reflecting the Parties' agreement on their adaptation and certain technical developments as regards tariff codes.

Having regard to the Agreement establishing an Association between the European Economic Community and Turkey <sup>(1)</sup>,

- (4) It is for the Association Council to decide on the scope of the preferential treatment granted to each other by the Parties and the arrangements therefor.

Having regard to the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey <sup>(2)</sup>, and in particular Article 35 thereof,

- (5) Decision No 1/98 should therefore be amended accordingly,

Whereas:

HAS DECIDED AS FOLLOWS:

- (1) Decision No 1/98 of the EC-Turkey Association Council <sup>(3)</sup> of 25 February 1998 on the trade regime for agricultural products sets out the preferential regime applicable to trade in agricultural products between the Community and Turkey. Protocol 1 to that Decision contains details of the preferential regime applied by the Community to the importation of agricultural products originating in Turkey. Protocol 2 to that Decision contains details of the preferential regime applied by Turkey to the importation of agricultural products originating in the Community.

*Article 1*

Decision No 1/98 is hereby amended as follows:

- (2) The Community and Turkey (the Parties) have held consultations and agreed to adapt the preferential regime to take account of the recent enlargement of the Community.

1. Annex 1 to Protocol 1 shall be replaced by the text in Annex I hereto;
2. the Annex to Protocol 2 shall be replaced by the text in Annex II hereto.

*Article 2*

- (3) The relevant Annexes to Protocols 1 and 2 to Decision No 1/98 should be replaced by new consolidated

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

<sup>(1)</sup> OJ 217, 29.12.1964, p. 3687.

<sup>(2)</sup> OJ L 293, 29.12.1972, p. 4.

<sup>(3)</sup> OJ L 86, 20.3.1998, p. 1.

It shall apply from the first day of the month following the day of its adoption.

Done at Brussels, 17 October 2006.

*For the EC-Turkey Association Council*

*The President*

E. TUOMIOJA

  

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## ANNEX I

## ANNEX 1

**ARRANGEMENTS APPLICABLE TO THE IMPORTATION INTO THE COMMUNITY OF AGRICULTURAL PRODUCTS ORIGINATING IN TURKEY**

For the purposes of this Annex, the term CCT means the rates shown in column 3 of Part Two or Section I of Part Three of Annex I to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff <sup>(1)</sup>.

| CN code <sup>(a)</sup>                                                                            | Description <sup>(b)</sup>                                                                                                                                                                                                                                                                                                                                                               | CCT <i>ad valorem</i> duty |                                  | Specific duty                  |                                  |                         |
|---------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|----------------------------------|--------------------------------|----------------------------------|-------------------------|
|                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                          | Duty reduction (%)         | Tariff quota (tonnes net weight) | In-quota duty (EUR/t)          | Tariff quota (tonnes net weight) | Over-quota duty (EUR/t) |
| 0204                                                                                              | Meat of sheep or goats                                                                                                                                                                                                                                                                                                                                                                   | 100                        | —                                | 0                              | 200                              |                         |
| 0207 25 10<br>0207 25 90                                                                          | Meat of turkeys, not cut in pieces, frozen                                                                                                                                                                                                                                                                                                                                               |                            |                                  | 170<br>186                     | 1 000                            |                         |
| 0207 27 30<br>0207 27 40<br>0207 27 50<br>0207 27 60<br>0207 27 70                                | Turkey cuts and offal other than liver, frozen                                                                                                                                                                                                                                                                                                                                           |                            |                                  | 134<br>93<br>339<br>127<br>230 |                                  |                         |
| 0406 90 29<br>0406 90 31<br><br>0406 90 50<br><br>ex 0406 90 86<br>ex 0406 90 87<br>ex 0406 90 88 | Kashkaval cheese<br>Cheese made from sheep's milk or buffalo milk, in containers containing brine, or in sheepskin or goatskin bottles<br>Other cheese made from sheep's milk or buffalo milk, in containers containing brine, or in sheepskin or goatskin bottles<br>Tulum Peyniri, made from sheep or buffalo milk, in individual plastic or other kind of packings of less than 10 kg |                            |                                  | 0                              | 2 300                            | 671,9                   |
| 0701 90 50                                                                                        | New potatoes, from 1 January to 31 March                                                                                                                                                                                                                                                                                                                                                 | 100                        | —                                |                                |                                  |                         |
| 0701 90                                                                                           | Potatoes, fresh or chilled, other                                                                                                                                                                                                                                                                                                                                                        | 100                        | 2 500                            |                                |                                  |                         |
| 0703 10 11<br>0703 10 19                                                                          | Onions, from 15 February to 15 May                                                                                                                                                                                                                                                                                                                                                       | 100                        | —                                |                                |                                  |                         |
| 0703 10 11<br>0703 10 19                                                                          | Onions, from 16 May to 14 February                                                                                                                                                                                                                                                                                                                                                       | 100                        | 2 000                            |                                |                                  |                         |
| 0703 20 00                                                                                        | Garlic, fresh or chilled                                                                                                                                                                                                                                                                                                                                                                 | 100                        | —                                | 0                              | —                                |                         |
| 0708 20 00                                                                                        | Beans, from 1 November to 30 April                                                                                                                                                                                                                                                                                                                                                       | 100                        | —                                |                                |                                  |                         |
| ex 0708 90 00                                                                                     | Broad beans ( <i>Vicia Faba major</i> L.), from 1 July to 30 April                                                                                                                                                                                                                                                                                                                       | 100                        | —                                |                                |                                  |                         |
| 0709 30 00                                                                                        | Aubergines, from 15 January to 30 April                                                                                                                                                                                                                                                                                                                                                  | 100                        | —                                |                                |                                  |                         |
| 0709 30 00                                                                                        | Aubergines, from 1 May to 14 January                                                                                                                                                                                                                                                                                                                                                     | 100                        | 1 000                            |                                |                                  |                         |

<sup>(1)</sup> OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Regulation (EC) No 1758/2006 (OJ L 335, 1.12.2006, p. 1).

| CN code <sup>(a)</sup>                 | Description <sup>(b)</sup>                                                                               | CCT <i>ad valorem</i> duty |                                  | Specific duty                                               |                                  |                         |
|----------------------------------------|----------------------------------------------------------------------------------------------------------|----------------------------|----------------------------------|-------------------------------------------------------------|----------------------------------|-------------------------|
|                                        |                                                                                                          | Duty reduction (%)         | Tariff quota (tonnes net weight) | In-quota duty (EUR/t)                                       | Tariff quota (tonnes net weight) | Over-quota duty (EUR/t) |
| ex 0709 40 00                          | Ribbed or stick celery ( <i>Apium graveolens</i> L., var dulce (Mill) Pers.), from 1 January to 30 April | 100                        | —                                |                                                             |                                  |                         |
| 0709 90 70                             | Courgettes, from 1 December to end February                                                              | 100                        | —                                |                                                             |                                  |                         |
| 0709 90 70                             | Courgettes, from 1 March to 30 November                                                                  | 100                        | 500                              |                                                             |                                  |                         |
| ex 0709 90 90                          | Pumpkins, from 1 December to end February                                                                | 100                        | —                                |                                                             |                                  |                         |
| ex 0709 90 90                          | Wild onions of the genus <i>Muscari comosum</i> , from 15 February to 15 May                             | 100                        | —                                |                                                             |                                  |                         |
| 0802 21 00<br>0802 22 00               | Hazelnuts or filberts ( <i>Corylus</i> spp)                                                              | Duty rate:<br>3 %          | —                                |                                                             |                                  |                         |
| 0806 10 10                             | Fresh table grapes, from 1 May to 17 June and from 1 August to 14 November                               | 100                        | 350                              |                                                             |                                  |                         |
| 0806 10 10                             | Fresh table grapes, from 15 November to 30 April and from 18 June to 31 July                             | 100                        | —                                |                                                             |                                  |                         |
| 0807 11 00                             | Watermelons, from 1 April to 15 June                                                                     | 100                        | —                                |                                                             |                                  |                         |
| 0807 11 00                             | Watermelons, from 16 June to 31 March                                                                    | 100                        | 16 500                           |                                                             |                                  |                         |
| 0807 19 00                             | Other melons, from 1 November to 31 May                                                                  | 100                        | —                                |                                                             |                                  |                         |
| 0809 40 05                             | Plums, from 1 May to 15 June                                                                             | 100                        | —                                |                                                             |                                  |                         |
| 0811 10 11<br>0811 20 11<br>0811 90 19 | Strawberries, frozen<br>Raspberries, etc., frozen<br>Other fruits, frozen                                | 100                        | —                                | 0                                                           | 100                              |                         |
| 1002 00 00                             | Rye                                                                                                      |                            |                                  | Reduction according to Article 3(4) (MFN — max EUR 11,68/t) |                                  |                         |
| 1107 10                                | Malt, not roasted                                                                                        |                            |                                  | Reduction of EUR 6,57/t                                     | —                                |                         |
| 1107 20 00                             | Malt, roasted                                                                                            |                            |                                  | Reduction of EUR 6,57/t                                     | —                                |                         |

| CN code <sup>(a)</sup>                                                                                                                   | Description <sup>(b)</sup>                                                                                                                                                                   | CCT <i>ad valorem</i> duty |                                                 | Specific duty         |                                  |                         |
|------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|-------------------------------------------------|-----------------------|----------------------------------|-------------------------|
|                                                                                                                                          |                                                                                                                                                                                              | Duty reduction (%)         | Tariff quota (tonnes net weight)                | In-quota duty (EUR/t) | Tariff quota (tonnes net weight) | Over-quota duty (EUR/t) |
| 1509 10 10                                                                                                                               | Virgin lampante olive oil                                                                                                                                                                    |                            |                                                 | 10 % reduction        | —                                |                         |
| 1509 10 90 <sup>(c)</sup>                                                                                                                | Other virgin olive oil                                                                                                                                                                       | 7,5 % <i>ad valorem</i>    | 100                                             | 0                     | 100                              |                         |
| 1509 10 90                                                                                                                               | Other virgin olive oil                                                                                                                                                                       |                            |                                                 | 10 % reduction        | —                                |                         |
| 1509 90 00                                                                                                                               | Other olive oil than virgin                                                                                                                                                                  |                            |                                                 | 5 % reduction         | —                                |                         |
| 1510 00 10                                                                                                                               | Crude olive oil                                                                                                                                                                              |                            |                                                 | 10 % reduction        | —                                |                         |
| 1510 00 90                                                                                                                               | Other olive oil                                                                                                                                                                              |                            |                                                 | 5 % reduction         | —                                |                         |
| 2002 10<br>2002 90 11<br>2002 90 19                                                                                                      | Prepared tomatoes, whole or in pieces<br>Other prepared tomatoes, with a dry matter content of less than 12 % by weight                                                                      | 100                        | 8 900                                           |                       |                                  |                         |
| 2002 90 31<br>2002 90 39<br>2002 90 91<br>2002 90 99                                                                                     | Other prepared or preserved tomatoes, with a dry matter content of not less than 12 % by weight                                                                                              | 100                        | 30 000 (equivalence 28/30 % dry matter content) |                       |                                  |                         |
| 2007 10 10<br>2007 91 10<br>2007 91 30<br>2007 99 20<br>2007 99 31<br>2007 99 33<br>2007 99 35<br>2007 99 39<br>2007 99 55<br>2007 99 57 | Jams, jellies, marmalades, puree and pastes                                                                                                                                                  | 100                        | —                                               | 67 % reduction        | 1 750                            |                         |
| 2007 91 30                                                                                                                               | Jams, jellies, marmalades, puree and pastes, obtained by cooking, other than homogenised preparations, of citrus fruit, with a sugar content exceeding 13 % but not exceeding 30 % by weight | 100                        | —                                               | 0                     | 100                              |                         |
| 2007 99 39                                                                                                                               | Other preparations, with a sugar content exceeding 30 % by weight                                                                                                                            | 100                        | —                                               | 0                     | 100                              |                         |
| 2008 30 19<br>2008 50 19<br>2008 50 51<br>2008 50 92<br>2008 50 94<br>2008 60 19<br>2008 70 19<br>2008 70 51<br>2008 80 19               | Fruit, nuts and other edible parts of plants, otherwise prepared or preserved                                                                                                                | 100                        | 2 100                                           |                       |                                  |                         |

| CN code <sup>(a)</sup>                                                                                                                                                                                                                                                                                                                                                                 | Description <sup>(b)</sup>                                                                                                                                                                                              | CCT <i>ad valorem</i> duty |                                  | Specific duty         |                                  |                         |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|----------------------------------|-----------------------|----------------------------------|-------------------------|
|                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                         | Duty reduction (%)         | Tariff quota (tonnes net weight) | In-quota duty (EUR/t) | Tariff quota (tonnes net weight) | Over-quota duty (EUR/t) |
| 2009 11 11<br>2009 11 91<br>2009 19 11<br>2009 19 91<br>2009 29 11<br>2009 29 91<br>2009 39 11<br>2009 39 51<br>2009 39 91<br>2009 61 90<br>2009 69 11<br>2009 69 79<br>2009 69 90<br>2009 80 11<br>2009 80 32<br>2009 80 33<br>2009 80 35<br>2009 80 61<br>2009 80 83<br>2009 80 84<br>2009 80 86<br>2009 90 11<br>2009 90 21<br>2009 90 31<br>2009 90 71<br>2009 90 92<br>2009 90 94 | Fruit juices                                                                                                                                                                                                            | 100                        | —                                | 67 % reduction        | 3 400                            |                         |
| 2204 10                                                                                                                                                                                                                                                                                                                                                                                | Sparkling wine                                                                                                                                                                                                          |                            |                                  | 0                     | —                                |                         |
| 2204 21                                                                                                                                                                                                                                                                                                                                                                                | Other wine, grape must with fermentation prevented or arrested by the addition of alcohol, in containers holding 2 litres or less                                                                                       |                            |                                  | 0                     | —                                |                         |
| 2204 29                                                                                                                                                                                                                                                                                                                                                                                | Other wine, grape must with fermentation prevented or arrested by the addition of alcohol, in containers holding more than 2 litres                                                                                     |                            |                                  | 0                     | —                                |                         |
| 2206 00                                                                                                                                                                                                                                                                                                                                                                                | Other fermented beverages; mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included                                                         |                            |                                  | 0                     | —                                |                         |
| ex 2207                                                                                                                                                                                                                                                                                                                                                                                | Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher and ethyl alcohol and other spirits, denatured, of any strength, obtained from agricultural goods listed in Annex I to the EC Treaty |                            |                                  | 0                     | —                                |                         |
| 2209 00                                                                                                                                                                                                                                                                                                                                                                                | Vinegar and substitutes for vinegar obtained from acetic acid                                                                                                                                                           |                            |                                  | 0                     | —                                |                         |

<sup>(a)</sup> CN codes corresponding to Regulation (EC) No 1810/2004 (OJ L 327, 30.10.2004, p. 1).

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

<sup>(c)</sup> This concession consists of only one tariff quota volume of 100 tonnes with a 7,5 % in-quota duty.

## ANNEX II

## ‘ANNEX

**ARRANGEMENTS APPLICABLE TO THE IMPORTATION INTO TURKEY OF AGRICULTURAL PRODUCTS  
ORIGINATING IN THE COMMUNITY**

| CN code <sup>(a)</sup>           | Description <sup>(b)</sup>                                                                                                                                                                                                                            | Reduction of the MFN duty (%)            | Tariff quota (tonnes net weight) |
|----------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------|----------------------------------|
| 0102 10                          | Live bovines: pure bred breeding animals                                                                                                                                                                                                              | 100                                      | unlimited                        |
| 0102 90 29                       | Live bovines, other than pure bred breeding animals, of a weight exceeding 80 kg but not exceeding 160 kg                                                                                                                                             | 100                                      | 2 260                            |
| ex 0102 90                       | Live bovines, other than pure bred breeding animals, other than those of a weight exceeding 80 kg but not exceeding 160 kg                                                                                                                            | 50                                       | 4 025                            |
| 0202 20                          | Other cuts of bovine meat, with bone in, frozen                                                                                                                                                                                                       | 50 % reduction with maximum duty of 30 % | 5 000                            |
| 0202 20                          | Other cuts of bovine meat, with bone in, frozen                                                                                                                                                                                                       | 30 % reduction with maximum duty of 43 % | 14 100                           |
| 0210                             | Meat and edible meat offal, salted, in brine, dried or smoked; edible flours and meals of meat or meat offal                                                                                                                                          | 52 % <i>ad valorem</i>                   | 250                              |
| 0402 10                          | Milk and cream in powder, granules or other solid forms, of a fat content, by weight, not exceeding 1,5 %                                                                                                                                             | 100                                      | 2 500 <sup>(c)</sup>             |
| 0402 21                          | Milk and cream in powder, granules or other solid forms, of a fat content, by weight, exceeding 1,5 %, not containing added sugar or other sweetening matter                                                                                          | 100                                      | 2 500 <sup>(c)</sup>             |
| 0404                             | Whey, whether or not concentrated or containing added sugar or other sweetening matter; products consisting of natural milk constituents, whether or not containing added sugar or other sweetening matter, not elsewhere specified or included       | 30 % <i>ad valorem</i>                   | 700                              |
| 0405 10<br>0405 20 90<br>0405 90 | Butter and other fats and oils derived from milk; dairy spreads                                                                                                                                                                                       | 100                                      | 3 700                            |
| 0406 30                          | Processed cheese, not grated or powdered                                                                                                                                                                                                              | 100                                      | 300                              |
| 0406 90                          | Other cheese                                                                                                                                                                                                                                          | 100                                      | 2 000                            |
| ex 0406 90                       | Cheese, other, excluding 0406 90 29 / 31 / 50 / 86 / 87 / 88                                                                                                                                                                                          | 100                                      | 1 000                            |
| 0408 11 80                       | Egg yolks, dried, other                                                                                                                                                                                                                               | 24 % <i>ad valorem</i>                   | 75                               |
| 0601                             | Bulbs, tubers, tuberous roots, corms, crowns and rhizomes, dormant, in growth or in flower; chicory plants and roots other than roots of heading No 1212                                                                                              | 100                                      | 200                              |
| ex 0602 90                       | Other live plants, excluding 0602 90 91                                                                                                                                                                                                               | 100                                      | 3 400                            |
| 0603 10                          | Cut flowers, etc., fresh                                                                                                                                                                                                                              | 100                                      | 100                              |
| 0604                             | Foliage, branches and other parts of plants, without flowers or flower buds, and grasses, mosses and lichens, being goods of a kind suitable for bouquets or for ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared | 100                                      | 100                              |
| 0701 10 00                       | Seed potatoes, fresh or chilled                                                                                                                                                                                                                       | 100                                      | 6 000                            |

| CN code <sup>(a)</sup>                                                                           | Description <sup>(b)</sup>                                                                                                               | Reduction of the MFN duty (%) | Tariff quota (tonnes net weight) |
|--------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|----------------------------------|
| 0709 51 00                                                                                       | Mushrooms of the genus <i>Agaricus</i> , fresh or chilled                                                                                | 7 % <i>ad valorem</i>         | 100                              |
| 0710 22 00                                                                                       | Beans, frozen                                                                                                                            | 11,5 % <i>ad valorem</i>      | 100                              |
| ex 0808 10<br>(excl. <sup>(c)</sup><br>0808 10 80 00 11<br>0808 10 80 00 13<br>0808 10 80 00 14) | Apples, fresh, other than Golden Delicious, Starking and Starkrimson                                                                     | 100                           | 1 750                            |
| 0808 20                                                                                          | Pears and quinces, fresh                                                                                                                 | 30 % <i>ad valorem</i>        | 500                              |
| 0809 30                                                                                          | Peaches, including nectarines, fresh, from 15 July to 31 December                                                                        | 100                           | 1 000                            |
| 0810 90 30                                                                                       | Tamarinds, cashew apples, lychees, jackfruit and sapodilla plums, fresh                                                                  | 100                           | 1 000                            |
| 0810 90 40                                                                                       | Passion fruit, carambola and pitahaya, fresh                                                                                             | 100                           | 500                              |
| 0810 90 95                                                                                       | Other fruit, fresh                                                                                                                       | 100                           | 500                              |
| 0811 10                                                                                          | Strawberries, frozen                                                                                                                     | 20 % <i>ad valorem</i>        | 100                              |
| 0902                                                                                             | Tea                                                                                                                                      | Maximum duty: 45 %            | 200                              |
| 1001                                                                                             | Wheat and meslin, from 1 September to 31 May                                                                                             | 100                           | 30 000                           |
| 1001 10 00                                                                                       | Durum wheat, from 1 September to 31 May                                                                                                  | 100                           | 100 000                          |
| 1001 90                                                                                          | Other wheat, from 1 September to 31 May                                                                                                  | 100                           | 200 000                          |
| 1002 00 00                                                                                       | Rye, from 1 September to 31 May                                                                                                          | 100                           | 22 500                           |
| ex 1003 00                                                                                       | Barley, from 1 September to 31 May, for malting                                                                                          | 100                           | 49 500                           |
| 1004 00 00                                                                                       | Oats, from 1 September to 31 May                                                                                                         | 50                            | 5 000                            |
| 1005 90 00                                                                                       | Maize (corn), from 1 September to 31 May, other than seed                                                                                | 100                           | 53 640                           |
| 1005 90 00                                                                                       | Maize (corn), from 1 December to 31 May, other than seed                                                                                 | 100                           | 52 000                           |
| 1006 30                                                                                          | Semi-milled or wholly milled rice                                                                                                        | 100                           | 28 000                           |
| 1104 12 90                                                                                       | Flaked grains of oats                                                                                                                    | 50                            | 100                              |
| 1107                                                                                             | Malt, whether or not roasted                                                                                                             | 100                           | 500                              |
| 1206 00 91<br>1206 00 99                                                                         | Other sunflower seeds, other than for sowing, from 1 January to 31 August                                                                | 100                           | 1 000                            |
| 1207 20 90                                                                                       | Cotton seeds, other than for sowing                                                                                                      | 100                           | 1 500                            |
| ex 1209                                                                                          | Seeds, fruit and spores, for sowing, except 1209 10 00                                                                                   | 100                           | 1 050                            |
| 1209 10 00                                                                                       | Sugar beet seed                                                                                                                          | 100                           | 300                              |
| 1502 00                                                                                          | Fats of bovine animals, sheep or goats                                                                                                   | 100                           | 3 000                            |
| 1507 10                                                                                          | Soya bean crude oil, from 1 January to 31 August                                                                                         | 100                           | 60 000                           |
| 1507 90                                                                                          | Refined soya oil, from 1 January to 31 August                                                                                            | 50                            | 2 000                            |
| 1512 11                                                                                          | Sunflower seed or safflower crude oil, from 1 January to 31 August                                                                       | 100                           | 18 400                           |
| 1514 11<br>1514 91                                                                               | Crude rape, colza or mustard oil and fractions thereof, not chemically modified, containing 0 % erucic acid, from 1 January to 31 August | 100                           | 10 600                           |

| CN code <sup>(a)</sup>                                                                                                                                                                     | Description <sup>(b)</sup>                                                                                                                                                                                    | Reduction of the MFN duty (%)              | Tariff quota (tonnes net weight) |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|----------------------------------|
| 1602 10 00                                                                                                                                                                                 | Homogenised preparations                                                                                                                                                                                      | 30 % <i>ad valorem</i>                     | 400                              |
| 1701 99                                                                                                                                                                                    | Cane or beet sugar and chemically pure sucrose, in solid form, other than raw sugar, not containing added flavouring or colouring matter                                                                      | 20 % reduction with a maximum duty of 50 % | 80 000                           |
| 2001 90 50                                                                                                                                                                                 | Mushrooms, prepared or preserved by vinegar or acetic acid                                                                                                                                                    | 50                                         | 325                              |
| 2001 90 99                                                                                                                                                                                 | Other vegetables and fruit, prepared or preserved by vinegar or acetic acid                                                                                                                                   |                                            |                                  |
| 2002 90                                                                                                                                                                                    | Tomatoes, prepared or preserved otherwise than by vinegar or acetic acid, other                                                                                                                               | 100                                        | 1 500                            |
| 2003                                                                                                                                                                                       | Mushrooms and truffles, prepared or preserved otherwise than by vinegar or acetic acid                                                                                                                        | 13 % <i>ad valorem</i>                     | 50                               |
| 2005 10                                                                                                                                                                                    | Homogenised vegetables                                                                                                                                                                                        | 15 % <i>ad valorem</i>                     | 300                              |
| 2005 40                                                                                                                                                                                    | Peas prepared or preserved otherwise than by vinegar or acetic acid, not frozen                                                                                                                               | 100                                        | 300                              |
| 2007 10                                                                                                                                                                                    | Homogenised preparations                                                                                                                                                                                      | 25 % <i>ad valorem</i>                     | 450                              |
| 2007 99 10<br>2007 99 33<br>2007 99 35<br>ex 2007 99 39<br>ex 2007 99 57<br>ex 2007 99 98                                                                                                  | Jams, fruit jellies, marmalades, whether or not containing added sugar or other sweetening matter (excluding hazelnut purée)                                                                                  | 20 % <i>ad valorem</i>                     | 1 000                            |
| 2009 11<br>2009 12<br>2009 19<br><br>2009 61<br>2009 71<br>2009 79<br><br>2009 80 89<br><br>2009 80 96<br>2009 90 11<br>2009 90 19<br>2009 90 21<br>2009 90 29<br>2009 90 31<br>2009 90 39 | Orange juice<br><br><br><br>Grape juice<br>Apple juice<br><br>Juice of any other single fruit or vegetable with an added sugar content not exceeding 30 % by weight<br><br>Cherry juice<br>Mixtures of juices | 15 % <i>ad valorem</i>                     | 1 000                            |
| 2204 10                                                                                                                                                                                    | Sparkling wine                                                                                                                                                                                                | 35 % <i>ad valorem</i>                     | 750 hl                           |
| 2209 00                                                                                                                                                                                    | Vinegar and substitutes obtained from acetic acid                                                                                                                                                             | 100                                        | 2 500                            |
| 2301                                                                                                                                                                                       | Flours, meals and pellets, of meat or meat offal, of fish or of crustaceans, molluscs or other aquatic invertebrates, unfit for human consumption; greaves                                                    | 100                                        | —                                |
| 2304 00 00                                                                                                                                                                                 | Oilcake and other solid residues resulting from the extraction of soya-bean oil                                                                                                                               | 100                                        | —                                |
| 2309 10                                                                                                                                                                                    | Dog or cat food, put up for retail sale                                                                                                                                                                       | 100                                        | 1 400                            |
| 2309 90                                                                                                                                                                                    | Other preparations of a kind used in animal feeding                                                                                                                                                           | 100                                        | 6 700                            |

<sup>(a)</sup> CN codes corresponding to Regulation (EC) No 1810/2004 (OJ L 327, 30.10.2004, p. 1).

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

<sup>(c)</sup> These quotas are foreseen for imports under the inward processing scheme.

<sup>(d)</sup> Turkish customs codes.

(Acts adopted under Title V of the Treaty on European Union)

## COUNCIL DECISION 2006/1000/CFSP

of 11 December 2006

**concerning the implementation of Joint Action 2002/589/CFSP with a view to a European Union contribution to combating the destabilising accumulation and spread of small arms and light weapons in Latin America and the Caribbean**

THE COUNCIL OF THE EUROPEAN UNION,

HAS DECIDED AS FOLLOWS:

### Article 1

Having regard to Joint Action 2002/589/CFSP <sup>(1)</sup> of 12 July 2002 on the European Union's contribution to combating the destabilising accumulation and spread of small arms and light weapons, and in particular Articles 6 and 7 thereof, in conjunction with the second indent of Article 23(2) of the Treaty on European Union,

1. The European Union shall complete its contribution to UN-LiREC for combating the destabilising accumulation and spread of small arms and light weapons in Latin America and the Caribbean.

2. For the purposes of paragraph 1, the European Union shall assist UN-LiREC in:

Whereas:

(1) Council Decisions 2001/200/CFSP <sup>(2)</sup> and 2003/543/CFSP <sup>(3)</sup> contributed to combating the uncontrolled accumulation and spread of small arms and light weapons, which posed a threat to peace and security and reduced the prospects for sustainable development, *inter alia* in Latin America and the Caribbean, through the United Nations Regional Centre for Peace, Disarmament and Development in Latin America and the Caribbean (UN-LiREC) in Lima, acting on behalf of the United Nations Department for Disarmament Affairs (DDA).

(a) supporting national ownership of activities relating to the 2001 United Nations Programme of Action to Prevent, Combat and Eradicate the Illicit Trade in Small Arms and Light Weapons in All its Aspects;

(b) linking these activities to similar initiatives undertaken by the Member States; and

(c) developing best practices training kits for other regions of the world, such as Africa and South Eastern Europe.

A detailed description of activities is set out in the Annex.

(2) Since 2001, the financial contribution of the European Union has been effective in ensuring training courses for the law enforcement authorities and Members of Parliament in the region and their advisors on firearms-related legislation, development of databases as well as weapons destruction and stockpile management activities. In order to complete these activities, UN-LiREC and DDA have appealed for further and final assistance from the European Union.

3. Adequate visibility of the contribution of the European Union to the activities mentioned in the Annex, including by appropriate measures taken by UN-LiREC shall be ensured in accordance with the modalities laid down by this Decision.

### Article 2

1. The financial reference amount for the purposes referred to in Article 1 shall be EUR 700 000.

(3) The European Union therefore intends to complete its financial assistance to the activities of UN-LiREC. This should be the last contribution of the European Union to these activities,

2. For the purposes of this Decision, the Commission shall conclude a financing agreement with DDA, on behalf of which UN-LiREC is acting, on the conditions for use of the European Union contribution, which will take the form of a grant. The financing agreement shall provide for UN-LiREC/DDA to deliver appropriate reporting and to ensure visibility of the financial contribution of the European Union to the project, appropriate to its size.

<sup>(1)</sup> OJ L 191, 19.7.2002, p. 1.

<sup>(2)</sup> OJ L 72, 14.3.2001, p. 1.

<sup>(3)</sup> OJ L 185, 24.7.2003, p. 59.

3. The Commission shall supervise the proper implementation of the contribution of the European Union. To this end the Commission shall be entrusted with the task of controlling and evaluating the financial aspects of the implementation of this Decision.

4. The management of the expenditure financed from the general budget of the European Union provided for in paragraph 1 shall be subject to the procedures and rules of the Community applying to budget matters, with the exception that any pre-financing shall not remain the property of the Community. This management shall be conducted in accordance with the provisions of the Financial and Administrative Framework Agreement between the European Community and the United Nations of 29 April 2003.

#### *Article 3*

1. The Presidency, assisted by the Secretary-General of the Council/High Representative for the CFSP, shall be responsible for the implementation of this Decision and shall report to the Council thereon. The Commission shall be fully associated in these tasks and shall, in particular, provide information on the implementation of their financial aspects.

2. The Commission shall submit regular reports to the relevant Council bodies in accordance with Article 2(2). This information will be based in particular on regular reports to be provided by UN-LiREC/DDA under its contractual relationship with the Commission referred to in Article 2(2).

#### *Article 4*

This Decision shall take effect on the day of its adoption. It shall expire 12 months after the financing agreement referred to in Article 2(2) has been concluded.

#### *Article 5*

This Decision shall be published in the *Official Journal of the European Union*.

Done at Brussels, 11 December 2006.

*For the Council*  
*The President*  
E. TUOMIOJA

## ANNEX

**Training the trainers and database project, third phase**

The third and final phase of the UN-LiREC project consists of two main sets of activities. The first entails the continuation of the activities underway, while the second set of activities consists of the application of the work developed by the UN-LiREC to related activities undertaken in Europe in support of EU Policy in South-Eastern Europe and other regions of the world such as Africa.

**First set of Activities***1. Training the trainers*

- 1.1. Support to national training courses on investigating techniques through the law enforcement officials previously trained by UN-LiREC;
- 1.2. Support to the development of the Regional Public Security Training Centre created by Brazil which aims to coordinate future regional training course activities; and
- 1.3. Carrying out of advanced training courses on intelligence and international cooperation.

*2. Firearms-related Databases*

- 2.1. Further development of the Small Arms and Light Weapons Administration System (SALSA) databases; and
- 2.2. Integration of SALSA into other databases of the law enforcement authorities of the region.

*3. Parliamentary Exchange Initiative*

- 3.1. Continuation of training courses for Members of Parliament in the region; and
- 3.2. Technical support to firearms legislation reform.

*4. Weapons Destruction and Stockpile Management*

- 4.1. Continuation of the work to support weapons destruction and stockpile management; and
- 4.2. Support to national destruction programmes.

**Second set of activities**

Linkage of Latin American and Caribbean activities to European-related activities and transfer of knowledge and lessons learnt to ensure synergies between Latin America and Caribbean and other regions of the world:

1. Assessment of the European firearms legislation and promotion of the EU Code of Conduct on Control of Arms Exports to identify lessons learnt for improvements of Latin American and Caribbean legislation: proposed cooperation with the European Parliament.
2. Expansion and adaptation of the SALSA database system to include information exchange with Member States so as to facilitate coordination and cooperation between the two regions: proposed cooperation with other entities that work on the issue of illicit firearms trafficking, such as national law enforcement entities and EUROPOL.
3. Adaptation of the training course materials developed by the UN-LiREC to the needs and opportunities of countries in other regions of the world so as to enhance lessons learnt.
4. Assessment of the status of implementation and the identification of opportunities for synergies in the recommendations made by the Heads of State and Governments from Latin America and the Caribbean and Europe concerning the firearms issue at the Rio de Janeiro, Madrid and Mexico Summit Meetings, notably identifying Summit Declarations related to activities referred to above.

Activities will culminate with the implementation of a Combined Command Post (CCP) — a region-wide centre of operations of the Regional Public Security Training Centre in Brasilia, Brazil — to coordinate firearms-related training and other activities with the work of some 3 000 officials in 33 countries. By the end of 2007, the entire training course package will be transferred from UN-LiREC to the CCP and to individual countries to facilitate national ownership. The CCP will also serve as a hub to link this network of law enforcement entities with other regions.

## CORRIGENDA

**Corrigendum to Commission Decision 2006/944/EC of 14 December 2006 determining the respective emission levels allocated to the Community and each of its Member States under the Kyoto Protocol pursuant to Council Decision 2002/358/EC**

*(Official Journal of the European Union L 358 of 16 December 2006)*

On page 87, in recital 1, on the third line, in recital 2 on the first line, in Article 1 on the first line and in the first line of the title of the Annex:

*for:* '... emission levels',

*read:* '... respective emission levels';

On page 87, in recital 4, on the fifth line:

*for:* '11 393 397 tonnes',

*read:* '11 403 608 tonnes';

On page 87, delete recital 5 and renumber recital 6 as recital 5, and recital 7 as recital 6;

On page 88, in Article 2, on the first line:

*for:* '11 393 397 tonnes',

*read:* '11 403 608 tonnes';

On page 88, in Article 2, delete the second paragraph, beginning 'The Commission shall ...';

On page 89, in the Annex, on the first line 'European Community', in the second column:

*for:* '19 683 181 601',

*read:* '19 682 555 325';

On page 89, in the Annex, on the ninth line 'Italy', in the second column:

*for:* '2 429 132 197',

*read:* '2 428 495 710';

On page 89, in the Annex, on the 12th line 'Austria', in the second column:

*for:* '343 405 392',

*read:* '343 473 407'.

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