

Official Journal

of the European Union

L 241

Volume 50

14 September 2007

English edition

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I

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is obligatory)

REGULATIONS

COMMISSION REGULATION (EC) No 1051/2007

of 13 September 2007

establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables ⁽¹⁾, and in particular Article 4(1) thereof,

Whereas:

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 14 September 2007.

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

Done at Brussels, 13 September 2007.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 756/2007 (OJ L 172, 30.6.2007, p. 41).

ANNEX

to Commission Regulation of 13 September 2007 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MK	36,3
	XS	32,3
	ZZ	34,3
0707 00 05	JO	175,0
	TR	111,7
	ZZ	143,4
0709 90 70	TR	101,8
	ZZ	101,8
0805 50 10	AR	71,6
	UY	75,8
	ZA	62,8
	ZZ	70,1
0806 10 10	EG	177,6
	IL	217,7
	MK	28,3
	TR	97,6
	ZZ	130,3
0808 10 80	AR	62,4
	AU	157,8
	BR	117,4
	CL	94,3
	CN	79,8
	NZ	95,5
	US	99,1
	ZA	85,8
0808 20 50	ZZ	99,0
	CN	59,4
	TR	124,4
	ZA	117,7
0809 30 10, 0809 30 90	ZZ	100,5
	TR	147,5
	US	210,8
0809 40 05	ZZ	179,2
	BA	45,7
	IL	125,3
	MK	49,8
	TR	115,5
	ZZ	84,1

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1052/2007

of 13 September 2007

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 ⁽¹⁾, 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 ⁽²⁾, 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 ⁽³⁾, 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 ⁽⁴⁾, 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 ⁽⁵⁾, 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 14 September 2007.

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

⁽²⁾ OJ L 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).

⁽³⁾ OJ L 172, 5.7.2005, p. 24. Regulation as last amended by Regulation (EC) No 447/2007 (OJ L 106, 24.4.2007, p. 31).

⁽⁴⁾ OJ L 275, 29.9.1987, p. 36.

⁽⁵⁾ 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).

Done at Brussels, 13 September 2007.

For the Commission
Heinz ZOUREK
Director-General Enterprise and Industry

ANNEX

Rates of the refunds applicable from 14 September 2007 to certain cereals and rice products exported in the form of goods not covered by Annex I to the Treaty (*)

CN code	Description of products ⁽¹⁾	(EUR/100 kg) 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 ⁽²⁾	—	—
	– – where goods falling within subheading 2208 ⁽³⁾ are exported	—	—
	– – in other cases	—	—
1002 00 00	Rye	—	—
1003 00 90	Barley		
	– where goods falling within subheading 2208 ⁽³⁾ 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 ⁽²⁾	0,845	0,845
	– – where goods falling within subheading 2208 ⁽³⁾ are exported	—	—
	– – in other cases	0,845	0,845
	– 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 ⁽⁴⁾ :		
	– – where Article 15(3) of Regulation (EC) No 1043/2005 applies ⁽²⁾	0,634	0,634
	– – where goods falling within subheading 2208 ⁽³⁾ are exported	—	—
	– – in other cases	0,634	0,634
	– – where goods falling within subheading 2208 ⁽³⁾ are exported	—	—
	– other (including unprocessed)	0,845	0,845
	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 ⁽²⁾	0,845	0,845
	– where goods falling within subheading 2208 ⁽³⁾ are exported	—	—
	– in other cases	0,845	0,845

(*) The rates set out in this Annex are not applicable 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.

(EUR/100 kg)			
CN code	Description of products ⁽¹⁾	Rate of refund per 100 kg of basic product	
		In case of advance fixing 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	—	—

⁽¹⁾ 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.

⁽²⁾ The goods concerned fall under CN code 3505 10 50.

⁽³⁾ 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).

⁽⁴⁾ 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 1053/2007**of 13 September 2007****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 ⁽¹⁾, 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 ⁽²⁾, 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 2 of Commission Regulation (EC) No 1518/95 ⁽³⁾ 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.

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

⁽²⁾ OJ L 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).

⁽³⁾ 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 14 September 2007.

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

Done at Brussels, 13 September 2007.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

ANNEX

to Commission Regulation of 13 September 2007 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 ⁽¹⁾	C10	EUR/t	11,83	1104 23 10 9300	C10	EUR/t	9,72
1102 20 10 9400 ⁽¹⁾	C10	EUR/t	10,14	1104 29 11 9000	C10	EUR/t	0,00
1102 20 90 9200 ⁽¹⁾	C10	EUR/t	10,14	1104 29 51 9000	C10	EUR/t	0,00
1102 90 10 9100	C10	EUR/t	0,00	1104 29 55 9000	C10	EUR/t	0,00
1102 90 10 9900	C10	EUR/t	0,00	1104 30 10 9000	C10	EUR/t	0,00
1102 90 30 9100	C10	EUR/t	0,00	1104 30 90 9000	C10	EUR/t	2,11
1103 19 40 9100	C10	EUR/t	0,00	1107 10 11 9000	C10	EUR/t	0,00
1103 13 10 9100 ⁽¹⁾	C10	EUR/t	15,21	1107 10 91 9000	C10	EUR/t	0,00
1103 13 10 9300 ⁽¹⁾	C10	EUR/t	11,83	1108 11 00 9200	C10	EUR/t	0,00
1103 13 10 9500 ⁽¹⁾	C10	EUR/t	10,14	1108 11 00 9300	C10	EUR/t	0,00
1103 13 90 9100 ⁽¹⁾	C10	EUR/t	10,14	1108 12 00 9200	C10	EUR/t	13,52
1103 19 10 9000	C10	EUR/t	0,00	1108 12 00 9300	C10	EUR/t	13,52
1103 19 30 9100	C10	EUR/t	0,00	1108 13 00 9200	C10	EUR/t	13,52
1103 20 60 9000	C10	EUR/t	0,00	1108 13 00 9300	C10	EUR/t	13,52
1103 20 20 9000	C10	EUR/t	0,00	1108 19 10 9200	C10	EUR/t	0,00
1104 19 69 9100	C10	EUR/t	0,00	1108 19 10 9300	C10	EUR/t	0,00
1104 12 90 9100	C10	EUR/t	0,00	1109 00 00 9100	C10	EUR/t	0,00
1104 12 90 9300	C10	EUR/t	0,00	1702 30 51 9000 ⁽²⁾	C10	EUR/t	13,25
1104 19 10 9000	C10	EUR/t	0,00	1702 30 59 9000 ⁽²⁾	C10	EUR/t	10,14
1104 19 50 9110	C10	EUR/t	13,52	1702 30 91 9000	C10	EUR/t	13,25
1104 19 50 9130	C10	EUR/t	10,99	1702 30 99 9000	C10	EUR/t	10,14
1104 29 01 9100	C10	EUR/t	0,00	1702 40 90 9000	C10	EUR/t	10,14
1104 29 03 9100	C10	EUR/t	0,00	1702 90 50 9100	C10	EUR/t	13,25
1104 29 05 9100	C10	EUR/t	0,00	1702 90 50 9900	C10	EUR/t	10,14
1104 29 05 9300	C10	EUR/t	0,00	1702 90 75 9000	C10	EUR/t	13,88
1104 22 20 9100	C10	EUR/t	0,00	1702 90 79 9000	C10	EUR/t	9,63
1104 22 30 9100	C10	EUR/t	0,00	2106 90 55 9000	C14	EUR/t	10,14
1104 23 10 9100	C10	EUR/t	12,68				

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

⁽²⁾ 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

C14: All destinations except for Switzerland and Liechtenstein.

COMMISSION REGULATION (EC) No 1054/2007**of 13 September 2007****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⁽¹⁾, 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 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 14 September 2007.

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

Done at Brussels, 13 September 2007.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1. Regulation as last amended by Commission Regulation (EC) No 247/2007 (OJ L 69, 9.3.2007, p. 3).

ANNEX

Export refunds on white and raw sugar exported without further processing applicable from 14 September 2007 ^(a)

Product code	Destination	Unit of measurement	Amount of refund
1701 11 90 9100	S00	EUR/100 kg	33,27 ⁽¹⁾
1701 11 90 9910	S00	EUR/100 kg	32,70 ⁽¹⁾
1701 12 90 9100	S00	EUR/100 kg	33,27 ⁽¹⁾
1701 12 90 9910	S00	EUR/100 kg	32,70 ⁽¹⁾
1701 91 00 9000	S00	EUR/1 % sucrose × 100 kg of net product	0,3617
1701 99 10 9100	S00	EUR/100 kg	36,17
1701 99 10 9910	S00	EUR/100 kg	35,55
1701 99 10 9950	S00	EUR/100 kg	35,55
1701 99 90 9100	S00	EUR/1 % sucrose × 100 kg of net product	0,3617

NB: The destinations are defined as follows:

S00 — All destinations with the exception of:

- (a) third countries: Albania, Croatia, Bosnia-Herzegovina, Montenegro, Serbia, Kosovo, the former Yugoslav Republic of Macedonia, Andorra, Liechtenstein and the Holy See (Vatican City State);
- (b) territories of the EU Member States not forming part of the customs territory of the Community: Gibraltar, Ceuta, Melilla, the Communes of Livigno and Campione d'Italia, Heligoland, Greenland, the Faeroe Islands and the areas of the Republic of Cyprus in which the Government of the Republic of Cyprus does not exercise effective control.

^(a) 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).

⁽¹⁾ 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 1055/2007**of 13 September 2007****fixing the maximum export refund for white sugar in the framework of the standing invitation to tender provided for in Regulation (EC) No 900/2007**

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 ⁽¹⁾, and in particular the second subparagraph and point (b) of the third subparagraph of Article 33(2) thereof,

Whereas:

(1) Commission Regulation (EC) No 900/2007 of 27 July 2007 on a standing invitation to tender to determine refunds on exports of white sugar for the 2007/2008 marketing year ⁽²⁾ requires the issuing of partial invitations to tender.

(2) Pursuant to Article 8(1) of Regulation (EC) No 900/2007 and following an examination of the tenders submitted

in response to the partial invitation to tender ending on 13 September 2007, 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 13 September 2007, the maximum export refund for the product referred to in Article 1(1) of Regulation (EC) No 900/2007 shall be 40,545 EUR/100 kg.

Article 2

This Regulation shall enter into force on 14 September 2007.

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

Done at Brussels, 13 September 2007.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1. Regulation as last amended by Commission Regulation (EC) No 247/2007 (OJ L 69, 9.3.2007, p. 3).

⁽²⁾ OJ L 196, 28.7.2007, p. 26.

COMMISSION REGULATION (EC) No 1056/2007**of 13 September 2007****establishing that no award shall be made in the framework of the standing invitation to tender of white sugar provided for in Regulation (EC) No 38/2007**

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 ⁽¹⁾, and in particular the second subparagraph and point (b) of the third subparagraph of Article 33(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 38/2007 of 17 January 2007 opening a standing invitation to tender for the resale for export of sugar held by the intervention agencies of Belgium, the Czech Republic, Spain, Ireland, Italy, Hungary, Poland, Slovakia and Sweden ⁽²⁾ requires the issuing of partial invitations to tender.

- (2) Pursuant to Article 4(1) of Regulation (EC) No 38/2007 and following an examination of the tenders submitted in response to the partial invitation to tender ending on 12 September 2007, it is appropriate to decide that no award shall be made 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 12 September 2007, for the product referred to in Article 1(1) of Regulation (EC) No 38/2007, no award shall be made.

Article 2

This Regulation shall enter into force on 14 September 2007.

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

Done at Brussels, 13 September 2007.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

⁽²⁾ OJ L 11, 18.1.2007, p. 4.

COMMISSION REGULATION (EC) No 1057/2007**of 13 September 2007****amending Regulation (EC) No 2805/95 fixing the export refunds in the wine sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, and in particular the second subparagraph of Articles 63(3) and 64(5) thereof,

Whereas:

(1) Pursuant to Article 63(1) of Regulation (EC) No 1493/1999, to the extent necessary to enable the products listed in Article 1(2)(a) and (b) of that Regulation to be exported on the basis of the prices for those products on the world market and within the limits of the Agreements concluded in accordance with Article 300 of the Treaty, the difference between those prices and the prices in the Community may be covered by an export refund.

(2) The amounts and destinations for refunds are to be fixed periodically taking account of the existing situation and

likely trends with regard to the prices and availability of the products concerned on the Community market and the world market prices for those products.

(3) Commission Regulation (EC) No 2805/95 ⁽²⁾ should therefore be amended accordingly.

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

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 2805/95 is replaced by the text in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 14 September 2007.

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

Done at Brussels, 13 September 2007.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

⁽²⁾ OJ L 291, 6.12.1995, p. 10. Regulation as last amended by Regulation (EC) No 259/2007 (OJ L 71, 10.3.2007, p. 6).

ANNEX

'ANNEX

Product code	Destination	Unit of measurement	Amount of refund
2009 69 11 9100	W01	EUR/hl	28,448
2009 69 19 9100	W01	EUR/hl	28,448
2009 69 51 9100	W01	EUR/hl	28,448
2009 69 71 9100	W01	EUR/hl	28,448
2204 30 92 9100	W01	EUR/hl	28,448
2204 30 94 9100	W01	EUR/hl	7,537
2204 30 96 9100	W01	EUR/hl	28,448
2204 30 98 9100	W01	EUR/hl	7,537
2204 21 79 9100	W02	EUR/hl	2,930
2204 21 80 9100	W02	EUR/hl	3,539
2204 21 84 9100	W02	EUR/hl	4,001
2204 21 85 9100	W02	EUR/hl	4,835
2204 21 79 9200	W02	EUR/hl	3,429
2204 21 80 9200	W02	EUR/hl	4,143
2204 21 79 9910	W02	EUR/hl	2,062
2204 21 94 9910	W02	EUR/hl	7,791
2204 21 98 9910	W02	EUR/hl	7,791
2204 29 62 9100	W02	EUR/hl	3,906
2204 29 64 9100	W02	EUR/hl	3,906
2204 29 65 9100	W02	EUR/hl	3,906
2204 29 71 9100	W02	EUR/hl	4,719
2204 29 72 9100	W02	EUR/hl	4,719
2204 29 75 9100	W02	EUR/hl	4,719
2204 29 62 9200	W02	EUR/hl	4,572
2204 29 64 9200	W02	EUR/hl	4,572
2204 29 65 9200	W02	EUR/hl	4,572
2204 29 71 9200	W02	EUR/hl	5,524
2204 29 72 9200	W02	EUR/hl	5,524
2204 29 75 9200	W02	EUR/hl	5,524
2204 29 83 9100	W02	EUR/hl	5,334
2204 29 84 9100	W02	EUR/hl	6,446
2204 29 62 9910	W02	EUR/hl	2,749
2204 29 64 9910	W02	EUR/hl	2,749

Product code	Destination	Unit of measurement	Amount of refund
2204 29 65 9910	W02	EUR/hl	2,749
2204 29 94 9910	W02	EUR/hl	7,791
2204 29 98 9910	W02	EUR/hl	7,791

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 last amended by Regulation (EC) No 532/2007 (OJ L 125, 15.5.2007, p. 7).

The numeric destination codes are set out in Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12).

The other destinations are defined as follows:

W01: Libya, Nigeria, Cameroon, Gabon, Saudi Arabia, United Arab Emirates, India, Thailand, Vietnam, Indonesia, Malaysia, Brunei, Singapore, Philippines, China, Hong Kong SAR, South Korea, Japan, Taiwan, Equatorial Guinea.

W02: All destinations, with the exception of the following:

- (a) third countries: America; Australia, Algeria, Morocco, Tunisia, South Africa, Albania, Bosnia-Herzegovina, Croatia, Israel, Serbia, Montenegro, Kosovo, Switzerland, the former Yugoslav Republic of Macedonia, Turkey, Andorra, the Holy See (Vatican City State), Liechtenstein, Iceland and Norway;
- (b) territories of EU Member States not forming part of the customs territory of the Community: Gibraltar, Ceuta, Melilla, the Communes of Livigno and Campione d'Italia, Helgoland, Greenland, Faeroe Islands and the areas of the Republic of Cyprus in which the Government of the Republic of Cyprus does not exercise effective control.

II

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is not obligatory)

DECISIONS

COMMISSION

COMMISSION DECISION

of 8 August 2007

laying down rules for the implementation of the provisions on transport in Council Decision 2007/162/EC, Euratom establishing a Civil Protection Financial Instrument

(notified under document number C(2007) 3769)

(Text with EEA relevance)

(2007/606/EC, Euratom)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Treaty establishing the European Atomic Energy Community,

Having regard to Council Decision 2007/162/EC, Euratom of 5 March 2007 establishing a Civil Protection Financial Instrument ⁽¹⁾, and in particular Article 4(4) thereof,

Whereas:

(1) A Community Mechanism to facilitate reinforced cooperation in civil protection assistance interventions, hereinafter 'the Mechanism', was established by Council Decision 2001/792/EC, Euratom ⁽²⁾. Commission Decision 2004/277/EC, Euratom ⁽³⁾ lays down rules for the implementation thereof. It is necessary to refer to that Decision for the definitions of participating States and third countries.

(2) Decision 2007/162/EC, Euratom makes special provisions to fund certain transport resources in the event of a major emergency to facilitate a rapid and effective response thereto.

(3) It is necessary to establish the rules and procedures concerning the requests made by the participating States to obtain financial support from the Community to transport their assistance to the affected country and the handling of those requests by the Commission. To that end, it is necessary to establish the rules and procedures to follow with regard to the pooling or identifying of transport resources since one of the conditions for the provision of financial support is that all other possibilities for finding transport under the Mechanism have been exhausted. To ensure a rapid and effective response of the Community to major emergencies it is necessary to set a period on expiry of which requests for Community financing may become eligible.

(4) For reasons of transparency, coherence and effectiveness it is necessary to establish the information to be provided in the requests for transport support and related replies by the Participating States and the Commission.

(5) Where Community financial assistance may be provided in accordance with Decision 2007/162/EC, Euratom, participating States should have the choice to request either a grant or a transport service.

(6) It is necessary to define the information to be taken into account in order to determine whether the criteria set out in points (i) and (iii) of Article 4(2)(c) of Decision 2007/162/EC, Euratom and the principles of economy, efficiency and effectiveness of the Financial Regulation are met.

⁽¹⁾ OJ L 71, 10.3.2007, p. 9.

⁽²⁾ OJ L 297, 15.11.2001, p. 7.

⁽³⁾ OJ L 87, 25.3.2004, p. 20.

- (7) It is necessary to define the eligible costs since under Decision 2007/162/EC, Euratom the financial assistance from the Community may take the form of grants or public procurement contracts implemented in accordance with Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities ⁽¹⁾.
- (8) Decision 2007/162/EC, Euratom provides that Member States requesting financial support from the Community for the transport of their assistance are to reimburse at least 50 % of the Community funds received within 180 days of the intervention. It is necessary to establish rules and procedures for that purpose. The costs incurred by the Commission are to be considered as funds received by Member States within the meaning of Article 4(3) of Decision 2007/162/EC, Euratom.
- (9) Since it is the responsibility of Member States to provide equipment and transport for the civil protection assistance they offer in the framework of the Mechanism, and since the Commission has only a supporting role in financing additional transport resources at the request of Member States, it is necessary to safeguard the financial interests of the Community concerning compensation for possible damage by providing that the participating State requesting transport support shall refrain from making any request for compensation from the Community where such damage is the consequence of the provision of transport support governed by this Decision, unless it is proven to be the result of fraud or serious misconduct.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Committee for civil protection,
- (a) 'participating State' has the meaning assigned to it in Article 2 of Commission Decision 2004/277/EC, Euratom.
- (b) 'third countries' has the meaning assigned to it in Article 2 of Commission Decision 2004/277/EC, Euratom.
- (c) 'affected State' means the participating State or third country affected by a major emergency for which the Mechanism is activated.
- (d) 'participating State requesting transport support' means the participating State, which requests support from the Mechanism to transport its assistance to the affected State.
- (e) 'civil protection assistance' means civil protection teams, experts or modules with their equipment as well as relief materials or supplies needed to mitigate the immediate consequences of an emergency.

Article 3

Procedures applying to requests for support through the Mechanism for the transport of assistance and to related replies

1. The procedures provided for in Articles 4 and 5 shall apply whenever requests are made by participating States for support through the Mechanism in order to transport their civil protection assistance to an affected State, hereinafter 'transport support'.

2. Where a request for transport support includes a request for financial support, the latter shall not be eligible for consideration by the Commission until the procedures referred to in Paragraph 1 have been completed.

3. Requests shall be issued by the competent authority referred to in Article 12 and sent to the Commission in writing. They shall contain the information provided for in Part A of the Annex.

4. All requests for transport support under this Decision and related replies and exchanges of information between the participating States and the Commission shall be transmitted to and processed by the Monitoring and Information Centre of the Commission (MIC) established by Decision 2004/277/EC, Euratom.

HAS ADOPTED THIS DECISION:

Article 1

Subject matter

This Decision lays down rules for the implementation of the actions in the field of transport that are eligible for financial assistance from the Community under Article 4(2)(b) and (c) and Article 4(3) of Decision 2007/162/EC, Euratom.

Article 2

Definitions

For the purposes of this Decision, the following definitions shall apply:

⁽¹⁾ OJ L 248, 16.9.2002, p. 1. Regulation as amended by Regulation (EC, Euratom) No 1995/2006 (OJ L 390, 30.12.2006, p. 1).

5. Requests may be transmitted by telefax, electronic mail or through the common emergency communication and information system (CECIS) established by Decision 2004/277/EC, Euratom. Transmission of requests involving Community financing by telefax, electronic mail or CECIS are accepted provided that the originals signed by the competent authority are subsequently provided to the Commission without delay.

Article 4

Requests for support for pooling or identifying transport resources

1. The Commission shall, upon receipt of a request for support from the Mechanism for pooling or identifying transport resources in order to transport civil protection assistance to an affected State, immediately notify the contact points, designated by the participating States under point (e) of Article 3 of Decision 2001/792/EC, Euratom of this request.

2. In the notification, the Commission shall invite participating States to provide it with details of any transport resources which they can make available to the participating State making the request.

3. In the notification referred to in Paragraph 2, the Commission shall also set a period on expiry of which requests for Community financing may become eligible. That period shall not exceed 24 hours from the notification. The Commission may shorten that period to a minimum of six hours where this is necessary in order to respond effectively to urgent and vital needs.

Article 5

Replies to requests for support for pooling or identifying transport resources

1. Participating States shall inform the Commission as soon as possible of any transport resources they can make available on a voluntary basis in response to the request for support for pooling or identifying transport resources. That information shall contain the elements provided for in Part B of the Annex.

2. Participating States which do not have suitable transport resources available should inform the Commission immediately.

3. The Commission shall compile the information on available transport resources and forward it to the participating State making the request and to other participating States, as soon as possible.

4. In addition to the information referred to in Paragraph 3, the Commission shall forward to the participating States any other information it has concerning transport resources available from other sources, including the commercial market and shall facilitate the access of participating States to those additional resources.

5. The participating State making the request shall inform the Commission of the transport solutions it has selected and shall liaise with the participating States providing such support or the operator identified by the Commission.

6. The Commission shall inform all participating States of the selection made by the participating State making the request. That State shall keep the Commission regularly informed of the progress in the delivery of its civil protection assistance.

Article 6

Request for a grant

1. Where a possible transport solution has been identified but Community funding is required to allow the transport of the civil protection assistance, the participating State may request a grant from the Community.

2. The participating State shall indicate in its request what percentage of the eligible costs it will reimburse. That percentage shall not be less than 50 %. The Commission shall immediately inform all the participating States of the request.

3. The Commission may conclude framework partnership agreements as defined in Article 163 of Commission Regulation (EC, Euratom) No 2342/2002 ⁽¹⁾ with the relevant competent authorities of participating States in order to facilitate procedures under this Article.

Article 7

Request for a transport service

1. In cases other than that referred to in Article 6, the participating State requesting transport support may request the Commission to contract a transport service to private or other entities in order to transport its civil protection assistance to the affected country.

2. Upon receipt of a request as referred to in Paragraph 1, the Commission shall immediately inform all the participating States of the request and shall inform the participating State requesting a transport service of any available transport solutions and their costs.

⁽¹⁾ OJ L 357, 31.12.2002, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 478/2007 (OJ L 111, 28.4.2007, p. 13).

3. On the basis of the exchange of information referred to in Paragraphs 1 and 2, the participating State shall confirm in writing its request for a transport service and its commitment to reimburse the Commission according to the provisions of Article 10. The participating State shall indicate what percentage of the costs it will reimburse. That percentage shall not be less than 50 %.

4. The participating State shall immediately notify the Commission of any changes to the request for a transport service.

Article 8

Decision on Community financing

1. For the purposes of point (ii) of Article 4(2)(c) of Decision 2007/162/EC, Euratom all other possibilities for finding transport under the Mechanism shall be deemed to have been exhausted when the procedures provided for under Article 4 and 5 of this Decision have not resulted in arrangements within the period fixed by the Commission pursuant to Article 4(3) of this Decision.

2. In order to determine whether the criteria set out in points (i) and (iii) of Article 4(2)(c) of Decision 2007/162/EC, Euratom and the principles of economy, efficiency and effectiveness of the Financial Regulation are met, the following shall be taken into account:

- (a) the information contained in the request for Community financing presented by the participating State according to Article 3(3);
- (b) the needs expressed by the affected State;
- (c) any needs assessments carried out by experts reporting to the Commission during the emergency;
- (d) other relevant and reliable information available to the Commission at the time of the decision provided by participating States and by international organisations;
- (e) the efficiency and effectiveness of transport solutions designed to affect the timely delivery of civil protection assistance;
- (f) other actions undertaken by the Commission.

3. The participating States shall provide any additional information needed to assess the fulfilment of the criteria set out in Article 4(2)(c) of Decision 2007/162/EC, Euratom. Participating States shall inform the Commission as soon as possible upon receipt of a request from the Commission for such information.

4. The decision on the actions eligible for financial assistance pursuant to Article 4(2)(c) of Decision 2007/162/EC, Euratom, shall set the maximum amount of Community financing for a given request, taking account of the availability of budgetary resources.

5. The decision on financial support shall immediately be communicated to the participating State requesting financial support. It shall also be communicated to all other participating States.

Article 9

Eligible costs

The following costs shall be eligible for Community financial support:

- (a) costs related to the movement of the transport resources to the point of dispatch in the territory of the participating State offering the civil protection assistance including the costs of all services, fees, logistical and handling costs, fuel and possible accommodation costs as well as other indirect costs such as taxes, duties in general and transit costs;
- (b) costs incurred from the point of dispatch in the territory of the participating State offering the civil protection assistance to its final destination, including the costs of all services, fees, logistical and handling costs, fuel and possible accommodation costs as well as other indirect costs such as taxes, duties in general and transit costs;
- (c) costs necessary for the return journey of the transport assets and any teams and their equipment.

All costs must be duly justified.

Article 10

Reimbursement of Community financing

1. For the financing granted by the Commission under the procedure set out in Article 6, the Commission shall issue within 90 days of the completion of the transport operation for which a Community financial support was granted a recovery order to the participating State having benefited from Community financing for an amount corresponding to the provisions of the award decision and representing at least 50 % of the funds received and a minimum of 50 % of the eligible costs.

2. For the costs incurred by the Commission under the procedure set out in Article 7, the Commission shall issue, within 90 days of the completion of the transport operation for which a Community financial support was granted a recovery order to the participating States having benefited from this Community financing for an amount corresponding to the provisions of the decision made by the Commission on the request for a transport service and representing at least 50 % of the transport costs.

Article 11

Compensation for damage

The participating State requesting transport support shall refrain from making any request for compensation from the Community for damage caused to its property or service staff where such damage is the consequence of the provision of transport support governed by this Decision, unless it is proven to be the result of fraud or serious misconduct.

Article 12

Designation of competent authorities

Participating States shall designate the competent authorities authorised to request and receive financial support from the Commission in application of this Decision and shall inform the Commission thereof within 60 days after notification of this Decision. Any changes in that information shall be immediately notified to the Commission.

Article 13

Addressees

This Decision is addressed to the Member States.

Done at Brussels, 8 August 2007.

For the Commission

Stavros DIMAS

Member of the Commission

ANNEX

PART A**Information to be provided by participating States requesting transport support for civil protection assistance**

1. Disaster/emergency.
2. References to messages issued by the Monitoring and Information Centre of the Commission (MIC).
3. Requesting State/organisation.
4. Final recipient/beneficiary of the assistance transported.
5. Details of the civil protection assistance to be transported including precise description of items, weight, size, volume, floor space, packaging with due reference to air, land, maritime packaging standards, any hazardous items, vehicle characteristics as well as overall weight, size, volume, floor space and number of staff travelling and other legal, customs, health or sanitary requirements relevant for the transport and the delivery of the assistance.
6. Information on how this assistance meets the needs of the affected country in reference to affected country request or needs assessment.
7. Information, if available, on the existence (or absence) of possibilities for local procurement and distribution available for the type(s) of assistance to be transported in sufficient quantity.
8. Reason(s) why additional transport resources are necessary for ensuring the effectiveness of the civil protection response under the mechanism.
9. Information on the state of play regarding this assistance by the affected State or coordinating authority.
10. Required route for transportation of the assistance.
11. Place/port of embarkation and local contact point.
12. Place/port of disembarkation and local contact point.
13. Date/time when the assistance is ready, packed and prepared for transportation from the port of embarkation.
14. Information on any possibilities to move assistance to an alternative place/port of embarkation/hub for onward movement.
15. Additional information (as appropriate).
16. Information on possible contributions to the transportation costs.
17. Information concerning a request for Community financing (when applicable).
18. Competent authority/signature.

PART B**Information to be provided by participating States or the Commission when offering transport support for civil protection assistance**

1. Disaster/Emergency.
2. Responding State/organisation/contact point.
3. References to messages issued by the Monitoring and Information Centre of the Commission (MIC) and of the participating State/organisation requesting transport support.
4. Technical details of the offer of transportation including types of transport resources available, dates and times of transportation, number of movement or sorties required.

5. Particular details, constraints and modalities concerning the civil protection assistance to be transported including, weight, size, volume, floor space, packaging, eventual hazardous items, vehicle preparation, handling requirements, staff travelling and other legal, customs, health or sanitary requirements relevant for the transport and the delivery of the assistance.
 6. Proposed route for transportation of assistance.
 7. Place/port of embarkation and local contact point.
 8. Place/port of disembarkation and local contact point.
 9. Date/time when the assistance needs to be ready, packed and prepared for transportation from the port of embarkation.
 10. Information on any request for movement of assistance to an alternative place/port of embarkation/hub for onward movement.
 11. Additional information (as appropriate).
 12. Information on possible request for contributions to the transportation costs and details of any particular conditions or restriction related to the offer.
 13. Information on the request for Community financing (when applicable).
-

COMMISSION DECISION

of 10 September 2007

authorising Slovenia to extend by two wine years the possibility of derogating from the minimum natural alcoholic strength by volume set for zone C II for wines from the Primorska wine area including Teran PTP Kras quality wines psr

*(notified under document number C(2007) 4085)***(Only the Slovenian text is authentic)**

(2007/607/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia,

Having regard to the Act of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia, and in particular Annex XIII, Chapter 5, point A(5)(2)(c), thereto,

Whereas:

(1) Annex V, point C(2)(e), and Annex VI, point E(3)(e), to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾ set the minimum natural alcoholic strength by volume for table wines and quality wines psr in zone C II which may be the subject of enrichment.

(2) By way of derogation from these limits, under Annex XIII, Chapter 5(A), to the Act of Accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia this minimum natural alcoholic strength by volume may be derogated from in the case of table wines and quality wines psr from the Primorska wine area in zone C II in Slovenia in the three consecutive wine years 2004/05, 2005/06 and 2006/07, but may not be lower than that set for zone C I (a). At the end of this period Slovenia is to submit a detailed report on the minimum natural alcoholic strength by volume of the grapes observed in the three years in question.

(3) On 24 April 2007 Slovenia submitted a detailed report on the minimum natural alcoholic strength by volume of the grapes harvested in the Primorska wine area, including Teran PTP Kras quality wine psr. However, as the three years in which these measures were carried out were characterised by exceptionally and abnormally good weather conditions, the Slovenian authorities believe that the values observed are not representative of the conditions normally encountered in this region and cannot be conclusive in fixing the normal natural alcoholic strength by volume for the region. They have therefore requested an extension of the period of the derogation from the minimum natural alcoholic strength by volume for these grapes.

(4) In accordance with the conditions laid down for this derogation, the period covered should therefore be extended by two further wine years, to the 2007/08 and 2008/09 wine years, to enable table wines and quality wines psr in the Primorska wine area, including Teran PTP Kras quality wine psr, to reach the minimum natural alcoholic strength by volume,

HAS ADOPTED THIS DECISION:

Article 1

By way of derogation from Annex V, point C(2)(e), and Annex VI, point E(3)(e), to Regulation (EC) No 1493/1999, the minimum natural alcoholic strength by volume set for zone C II for table wines and quality wines psr may be derogated from in the two consecutive wine years 2007/08 and 2008/09 for Slovenia's Primorska wine area when the weather conditions or growing conditions are exceptionally unfavourable and make it impossible to reach the minimum natural alcoholic strength by volume required in zone C II.

However, the minimum natural alcoholic strength by volume may not be lower than that set for zone C I (a) for table wines and quality wines psr.

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation last amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

Article 2

This Decision is addressed to the Republic of Slovenia.

Done at Brussels, 10 September 2007.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

COMMISSION DECISION

of 13 September 2007

amending Decision 2007/554/EC concerning certain protection measures against foot-and-mouth disease in the United Kingdom*(notified under document number C(2007) 4301)***(Text with EEA relevance)**

(2007/608/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market ⁽¹⁾, and in particular Article 9(4) thereof,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽²⁾, and in particular Article 10(4) thereof,

Whereas:

(1) Commission Decision 2007/554/EC of 9 August 2007 concerning certain protection measures against foot-and-mouth disease in the United Kingdom ⁽³⁾ was adopted following recent outbreaks of that disease in that Member State. That Decision is to apply until 15 September 2007.

(2) Decision 2007/554/EC defines the high and low risk areas in the affected Member States and provides for a prohibition on the dispatch of susceptible animals from the high and low risk areas and on the dispatch of products derived from susceptible animals from the high risk area. The Decision also provides for the rules applicable to the dispatch from those areas of safe products that either had been produced before the

restrictions, from raw material sourced from outside the restricted areas or that had undergone a treatment proven effective in inactivating possible foot-and-mouth disease virus.

(3) Until 15 September 2007 Annexes I and II to Decision 2007/554/EC limit the high and low risk areas respectively to the perimeters of the consolidated surveillance zone around the two outbreaks of foot-and-mouth disease confirmed in the beginning of August 2007, which was maintained until 8 September in accordance with Article 44 of Directive 2003/85/EC of 29 September 2003 on Community measures for the control of foot-and-mouth disease repealing Directive 85/511/EEC and Decisions 89/531/EEC and 91/665/EEC and amending Directive 92/46/EEC ⁽⁴⁾.

(4) Following a new outbreak of foot-and-mouth disease on 12 September 2007 in Great Britain outside the areas described in Annexes I and II to Decision 2007/554/EC, the United Kingdom has taken measures in the framework of Council Directive 2003/85/EC and has introduced further measures within the affected areas.

(5) The foot-and-mouth disease situation in the United Kingdom is liable to endanger the herds of other Member States in view of trade in live biungulate animals and the placing on the market of certain of their products.

(6) Given the disease situation in the United Kingdom, it is necessary to ensure that Decision 2007/554/EC is amended before the 15 September 2007 in order to extend its application until at least 15 October 2007 and to enlarge the areas under restriction in the light of the epidemiological situation.

(7) Decision 2007/554/EC should therefore be amended accordingly.

⁽¹⁾ OJ L 395, 30.12.1989, p. 13. Directive as last amended by Directive 2004/41/EC of the European Parliament and of the Council (OJ L 157, 30.4.2004, p. 33, corrected version OJ L 195, 2.6.2004, p. 12).

⁽²⁾ OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 2002/33/EC of the European Parliament and of the Council (OJ L 315, 19.11.2002, p. 14).

⁽³⁾ OJ L 210, 10.8.2007, p. 36. Decision as amended by Decision 2007/588/EC (OJ L 220, 25.8.2007, p. 27).

⁽⁴⁾ OJ L 306, 22.11.2003, p. 1. Directive as last amended by Directive 2006/104/EC (OJ L 363, 20.12.2006, p. 352).

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

Article 2

Member States shall amend the measures which they apply to trade so as to bring them into compliance with this Decision. They shall immediately inform the Commission thereof.

HAS ADOPTED THIS DECISION:

Article 1

Decision 2007/554/EC is amended as follows:

1. In Article 17, '15 September 2007' is replaced by '15 October 2007';
2. Annexes I and II are replaced by the text in the Annex to this Decision.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 13 September 2007.

For the Commission

Markos KYPRIANOU

Member of the Commission

ANNEX

'ANNEX I

The following areas in the United Kingdom:

Great Britain

ANNEX II

Great Britain'
