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## I

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

## REGULATIONS

**COMMISSION REGULATION (EC) No 441/2008****of 22 May 2008****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 1580/2007 of 21 December 2007 laying down implementing rules of Council Regulations (EC) No 2200/96, (EC) No 2201/96 and (EC) No 1182/2007 in the fruit and vegetable sector <sup>(1)</sup>, and in particular Article 138(1) thereof,

Whereas:

- (1) Regulation (EC) No 1580/2007 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 138 of Regulation (EC) No 1580/2007 shall be fixed as indicated in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 23 May 2008.

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

Done at Brussels, 22 May 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> OJ L 350, 31.12.2007, p. 1.

## ANNEX

**to Commission Regulation of 22 May 2008 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   | MA                                | 47,3                  |
|              | TN                                | 105,3                 |
|              | TR                                | 88,7                  |
|              | ZZ                                | 80,4                  |
| 0707 00 05   | JO                                | 162,5                 |
|              | TR                                | 135,5                 |
|              | ZZ                                | 149,0                 |
| 0709 90 70   | EG                                | 216,7                 |
|              | TR                                | 116,4                 |
|              | ZZ                                | 166,6                 |
| 0805 10 20   | EG                                | 46,1                  |
|              | IL                                | 67,5                  |
|              | MA                                | 58,1                  |
|              | MX                                | 62,0                  |
|              | TN                                | 53,1                  |
|              | TR                                | 67,1                  |
|              | US                                | 66,2                  |
|              | ZZ                                | 60,0                  |
| 0805 50 10   | AR                                | 154,2                 |
|              | BR                                | 156,0                 |
|              | TR                                | 155,8                 |
|              | US                                | 135,9                 |
|              | ZA                                | 133,4                 |
|              | ZZ                                | 147,1                 |
| 0808 10 80   | AR                                | 94,4                  |
|              | BR                                | 89,5                  |
|              | CA                                | 75,2                  |
|              | CL                                | 93,7                  |
|              | CN                                | 67,0                  |
|              | MK                                | 60,4                  |
|              | NZ                                | 111,1                 |
|              | US                                | 112,7                 |
|              | UY                                | 76,8                  |
|              | ZA                                | 84,6                  |
|              | ZZ                                | 86,5                  |
| 0809 20 95   | US                                | 470,7                 |
|              | ZZ                                | 470,7                 |

<sup>(1)</sup> 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 442/2008****of 22 May 2008****on the issue of licences for importing rice under the tariff quotas opened for the May 2008 subperiod by Regulation (EC) No 1529/2007**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice <sup>(1)</sup>,

Having regard to Commission Regulation (EC) No 1301/2006 of 31 August 2006 laying down common rules for the administration of import tariff quotas for agricultural products managed by a system of import licences <sup>(2)</sup>, and in particular Article 7(2) thereof,

Having regard to Commission Regulation (EC) No 1529/2007 of 21 December 2007 opening and providing for the administration of import quotas for rice originating in the States that make up the Cariforum region and the overseas countries and territories (OCT) <sup>(3)</sup>, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 1529/2007 opened an annual import tariff quota for 2008 of 187 000 tonnes of rice, in husked-rice equivalent, originating in States that are part of the Cariforum region (serial number 09.4219), an import tariff quota of 25 000 tonnes of rice, in husked-rice equivalent, originating in the Netherlands Antilles and Aruba (serial number 09.4189) and an import tariff quota of 10 000 tonnes of rice, in husked-rice equivalent, originating in the least-developed OCTs (serial number 09.4190).

<sup>(1)</sup> OJ L 270, 21.10.2003, p. 96. Regulation as last amended by Regulation (EC) No 797/2006 (OJ L 144, 31.5.2006, p. 1). Regulation (EC) No 1785/2003 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 September 2008.

<sup>(2)</sup> OJ L 238, 1.9.2006, p. 13. Regulation as amended by Regulation (EC) No 289/2007 (OJ L 78, 17.3.2007, p. 17).

<sup>(3)</sup> OJ L 348, 31.12.2007, p. 155.

- (2) For these quotas, provided for in Article 1(1) and 2 of Regulation (EC) No 1529/2007, the second subperiod is the month of May.

- (3) The information provided in accordance with Article 6(a) of Regulation (EC) No 1529/2007 shows that in the case of the quota with serial number 09.4219 applications lodged during the first seven days of May 2008 in accordance with the first subparagraph of Article 2(1) of that Regulation cover a quantity in husked-rice equivalent greater than the quantity available. The extent to which import licences may be issued should therefore be determined by establishing the allocation coefficient to be applied to the quantities requested under the quota in question.

- (4) The above information also shows that in the case of the quotas with serial numbers 09.4189 — 09.4190 applications lodged during the first seven days of May 2008 in accordance with the first subparagraph of Article 2(1) of Regulation (EC) No 1529/2007 cover a quantity in husked-rice equivalent less than the quantity available.

- (5) In accordance with Article 4(1) of Regulation (EC) No 2021/2006, the quantities available for the next subperiod should therefore be laid down,

HAS ADOPTED THIS REGULATION:

*Article 1*

1. For import licence applications for rice under the quota(s) with serial number 09.4219 as referred to in Regulation (EC) No 1529/2007 lodged during the first seven days of May 2008, licences shall be issued for the quantities applied for, multiplied by the allocation coefficients set out in the Annex to this Regulation.

2. The quantities available under the quotas with serial numbers 09.4219 — 09.4189 — 09.4190 as referred to in Regulation (EC) No 1529/2007 for the next subperiod shall be as set out in the Annex to this Regulation.

*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, 22 May 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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## ANNEX

**Quantities to be allocated for the May 2008 subperiod and quantities available for the next subperiod under Regulation (EC) No 1529/2007**

| Origin/product                                                                                | Serial number | Allocation coefficient for May 2008 subperiod | Total quantities available for September 2008 subperiod (kg) |
|-----------------------------------------------------------------------------------------------|---------------|-----------------------------------------------|--------------------------------------------------------------|
| States forming part of the Cariforum region (Article 1(1)(a) of Regulation (EC) No 1529/2007) | 09.4219       | 96,24216 %                                    | 62 333 003                                                   |
| — CN codes 1006 with the exception of CN code 1006 10 10                                      |               |                                               |                                                              |
| OCTs (Article 8 (2)(a) and (b) of Regulation (EC) No 1529/2007)                               |               |                                               |                                                              |
| — CN code 1006                                                                                |               |                                               |                                                              |
| (a) Netherlands Antilles and Aruba:                                                           | 09.4189       | — <sup>(2)</sup>                              | 22 260 871                                                   |
| (b) least developed OCTs:                                                                     | 09.4190       | — <sup>(1)</sup>                              | 10 000 000                                                   |

<sup>(1)</sup> No allocation coefficient for this subperiod: no licence applications were sent to the Commission.

<sup>(2)</sup> Applications cover quantities less than or equal to the quantities available: all applications are therefore acceptable.

**COMMISSION REGULATION (EC) No 443/2008****of 22 May 2008****granting no export refund for butter in the framework of the standing invitation to tender provided for in Regulation (EC) No 581/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products <sup>(1)</sup>, and in particular the third subparagraph of Article 31(3) thereof,

Whereas:

(1) Commission Regulation (EC) No 581/2004 of 26 March 2004 opening a standing invitation to tender for export refunds concerning certain types of butter <sup>(2)</sup> provides for a permanent tender.

(2) Pursuant to Article 5 of Commission Regulation (EC) No 580/2004 of 26 March 2004 establishing a tender

procedure concerning export refunds for certain milk products <sup>(3)</sup> and following an examination of the tenders submitted in response to the invitation to tender, it is appropriate not to grant any refund for the tendering period ending on 20 May 2008.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

For the permanent tender opened by Regulation (EC) No 581/2004, for the tendering period ending on 20 May 2008 no export refund shall be granted for the products and destinations referred to in Article 1(1) of that Regulation.

*Article 2*

This Regulation shall enter into force on 23 May 2008.

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

Done at Brussels, 22 May 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1152/2007 (OJ L 258, 4.10.2007, p. 3). Regulation (EC) No 1255/1999 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 July 2008.

<sup>(2)</sup> OJ L 90, 27.3.2004, p. 64. Regulation as last amended by Regulation (EC) No 1543/2007 (OJ L 337, 21.12.2007, p. 62).

<sup>(3)</sup> OJ L 90, 27.3.2004, p. 58. Regulation as last amended by Regulation (EC) No 128/2007 (OJ L 41, 13.2.2007, p. 6).

**COMMISSION REGULATION (EC) No 444/2008**  
**of 22 May 2008**  
**fixing the export refunds on pigmeat**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organisation of the market in pigmeat<sup>(1)</sup>, and in particular the second paragraph of Article 13(3) thereof,

Whereas:

- (1) Article 13(1) of Regulation (EEC) No 2759/75 provides that the difference between prices on the world market for the products listed in Article 1 of that Regulation and prices for these products within the Community may be covered by an export refund.
- (2) Given the present situation in the market in pigmeat, export refunds should therefore be fixed in accordance with the rules and criteria provided for in Article 13 of Regulation (EEC) No 2759/75.
- (3) Article 13(3) of Regulation (EEC) No 2759/75 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund on the products listed in Article 1 of Regulation (EEC) No 2759/75 according to destination.
- (4) Refunds should be granted only on products that are allowed to move freely in the Community and that bear the health mark as provided for in Article 5(1)(a) of Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin<sup>(2)</sup>.

Those products should also comply with the requirements of Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs<sup>(3)</sup> and of Regulation (EC) No 854/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption<sup>(4)</sup>.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

1. Export refunds as provided for in Article 13 of Regulation (EEC) No 2759/75 shall be granted on the products and for the amounts set out in the Annex to this Regulation subject to the condition provided for in paragraph 2 of this Article.

2. The products eligible for a refund under paragraph 1 must meet the relevant requirements of Regulations (EC) No 852/2004 and (EC) No 853/2004, notably preparation in an approved establishment and compliance with the health marking requirements laid down in Annex I, Section I, Chapter III to Regulation (EC) No 854/2004.

*Article 2*

This Regulation shall enter into force on 23 May 2008.

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

Done at Brussels, 22 May 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 282, 1.11.1975, p. 1. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2). Regulation (EEC) No 2759/75 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 July 2008.

<sup>(2)</sup> OJ L 139, 30.4.2004, p. 55. Corrected version in OJ L 226, 25.6.2004, p. 22. Regulation as last amended by Regulation (EC) No 1243/2007 (OJ L 281, 25.10.2007, p. 8).

<sup>(3)</sup> OJ L 139, 30.4.2004, p. 1. Corrected version in OJ L 226, 25.6.2004, p. 3.

<sup>(4)</sup> OJ L 139, 30.4.2004, p. 206. Corrected version in OJ L 226, 25.6.2004, p. 83. Regulation as last amended by Regulation (EC) No 1791/2006.

## ANNEX

**Export refunds on pigmeat applicable from 23 May 2008**

| Product code    | Destination | Unit of measurement | Amount of refund |
|-----------------|-------------|---------------------|------------------|
| 0203 11 10 9000 | A00         | EUR/100 kg          | 31,10            |
| 0203 21 10 9000 | A00         | EUR/100 kg          | 31,10            |
| 0203 12 11 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 12 19 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 19 11 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 19 13 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 19 55 9110 | A00         | EUR/100 kg          | 31,10            |
| 0203 22 11 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 22 19 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 29 11 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 29 13 9100 | A00         | EUR/100 kg          | 31,10            |
| 0203 29 55 9110 | A00         | EUR/100 kg          | 31,10            |
| 0203 19 15 9100 | A00         | EUR/100 kg          | 19,40            |
| 0203 19 55 9310 | A00         | EUR/100 kg          | 19,40            |
| 0203 29 15 9100 | A00         | EUR/100 kg          | 19,40            |
| 0210 11 31 9110 | A00         | EUR/100 kg          | 54,20            |
| 0210 11 31 9910 | A00         | EUR/100 kg          | 54,20            |
| 0210 19 81 9100 | A00         | EUR/100 kg          | 54,20            |
| 0210 19 81 9300 | A00         | EUR/100 kg          | 54,20            |
| 1601 00 91 9120 | A00         | EUR/100 kg          | 19,50            |
| 1601 00 99 9110 | A00         | EUR/100 kg          | 15,20            |
| 1602 41 10 9110 | A00         | EUR/100 kg          | 29,00            |
| 1602 41 10 9130 | A00         | EUR/100 kg          | 17,10            |
| 1602 42 10 9110 | A00         | EUR/100 kg          | 22,80            |
| 1602 42 10 9130 | A00         | EUR/100 kg          | 17,10            |
| 1602 49 19 9130 | A00         | EUR/100 kg          | 17,10            |

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.

**COMMISSION REGULATION (EC) No 445/2008****of 22 May 2008****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1109/2007 for the 2007/08 marketing year**

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>,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector <sup>(2)</sup>, and in particular of the Article 36,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2007/08 marketing year are fixed by Commission Regulation (EC) No 1109/2007 <sup>(3)</sup>. These prices and duties have been last amended by Commission Regulation (EC) No 398/2008 <sup>(4)</sup>.

- (2) The data currently available to the Commission indicate that the said amounts should be changed in accordance with the rules and procedures laid down in Regulation (EC) No 951/2006,

HAS ADOPTED THIS REGULATION:

*Article 1*

The representative prices and additional duties on imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EC) No 1109/2007 for the 2007/08 marketing year are hereby amended as set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 23 May 2008.

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

Done at Brussels, 22 May 2008.

*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 last amended by Regulation (EC) No 1260/2007 (OJ L 283, 27.10.2007, p. 1). Regulation (EC) No 318/2006 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 October 2008.

<sup>(2)</sup> OJ L 178, 1.7.2006, p. 24. Regulation as last amended by Regulation (EC) No 1568/2007 (OJ L 340, 22.12.2007, p. 62).

<sup>(3)</sup> OJ L 253, 28.9.2007, p. 5.

<sup>(4)</sup> OJ L 118, 6.5.2008, p. 10.

## ANNEX

**Amended representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 95 applicable from 23 May 2008**

(EUR)

| CN code                   | Representative price per 100 kg of the product concerned | Additional duty per 100 kg of the product concerned |
|---------------------------|----------------------------------------------------------|-----------------------------------------------------|
| 1701 11 10 <sup>(1)</sup> | 18,26                                                    | 7,17                                                |
| 1701 11 90 <sup>(1)</sup> | 18,26                                                    | 13,16                                               |
| 1701 12 10 <sup>(1)</sup> | 18,26                                                    | 6,98                                                |
| 1701 12 90 <sup>(1)</sup> | 18,26                                                    | 12,65                                               |
| 1701 91 00 <sup>(2)</sup> | 21,72                                                    | 15,20                                               |
| 1701 99 10 <sup>(2)</sup> | 21,72                                                    | 9,85                                                |
| 1701 99 90 <sup>(2)</sup> | 21,72                                                    | 9,85                                                |
| 1702 90 95 <sup>(3)</sup> | 0,22                                                     | 0,42                                                |

<sup>(1)</sup> Fixed for the standard quality defined in Annex I.III to Council Regulation (EC) No 318/2006 (OJ L 58, 28.2.2006, p. 1).<sup>(2)</sup> Fixed for the standard quality defined in Annex I.II to Regulation (EC) No 318/2006.<sup>(3)</sup> Fixed per 1 % sucrose content.

## COMMISSION REGULATION (EC) No 446/2008

of 22 May 2008

**adapting certain bluefin tuna quotas in 2008 pursuant to Article 21(4) of Council Regulation (EEC) No 2847/93 establishing a control system applicable to the Common Fisheries Policy**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the Common Fisheries Policy <sup>(1)</sup>, and in particular Article 21(4) thereof,

Whereas:

(1) Council Regulation (EC) No 41/2007 <sup>(2)</sup>, fixed the amount of bluefin tuna which could be fished in 2007 in the Atlantic Ocean, east of longitude 45° W, and the Mediterranean sea by Community fishing vessels.

(2) France and Italy overfished their bluefin tuna quotas in 2007.

(3) On the basis of the exhaustion of the Community share, fishing for bluefin tuna by vessels flying the flag of or registered in Cyprus, Greece, Spain, Malta or Portugal was prohibited by Commission Regulation (EC) No 1073/2007 <sup>(3)</sup>.

(4) Regulation (EC) No 1073/2007 entered into force before Cyprus, Greece, Spain, Malta and Portugal had exhausted

their quotas. The quotas which could not be used by those Member States in 2007 amounted to 438,6 tonnes.

(5) Council Regulation (EC) No 40/2008 <sup>(4)</sup>, fixes the amount of bluefin tuna which may be fished in 2008 in the areas concerned.

(6) It is appropriate to make deductions from the 2008 bluefin tuna quotas of France and Italy and to allocate the amounts deducted, as appropriate, to the Member States whose fishing activities were halted before their quotas were exhausted.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

*Article 1*

Bluefin tuna (*Thunnus thynnus*) quotas allocated to France and Italy for the year 2008 shall be reduced and the amounts deducted shall be allocated to Greece, Spain, Cyprus, Malta and Portugal for 2008 as shown in the Annex.

*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, 22 May 2008.

*For the Commission*

Joe BORG

*Member of the Commission*

<sup>(1)</sup> OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 1967/2006 (OJ L 409, 30.12.2006, p. 11), corrected version in OJ L 36, 8.2.2007, p. 6.

<sup>(2)</sup> OJ L 15, 20.1.2007, p. 1. Regulation as last amended by Regulation (EC) No 1533/2007 (OJ L 337, 21.12.2007, p. 21).

<sup>(3)</sup> OJ L 245, 20.9.2007, p. 3.

<sup>(4)</sup> OJ L 19, 23.1.2008, p. 1.

## ANNEX

| Member State          | Adapted quota       | Catches 2007 | Difference quota-catches | Internal compensation 2008 | Deduction 2008   | Initial quota 2008 | Adapted quota 2008 |
|-----------------------|---------------------|--------------|--------------------------|----------------------------|------------------|--------------------|--------------------|
| Cyprus                | 154,70              | 0,60         | 154,10                   | 154,10                     |                  | 149,44             | 303,54             |
| Spain                 | 5 752,20            | 5 702,50     | 49,70                    | 49,70                      |                  | 5 378,76           | 5 428,46           |
| France                | 5 593,60            | 10 786,20    | - 5 192,60               |                            | 412,54 (94,06 %) | 5 306,73           | 4 894,19           |
| Greece                | 485,20              | 285,20       | 200,00                   | 200,00                     |                  | 277,46             | 477,46             |
| Italy                 | 4 336,30            | 4 663,80     | - 327,50                 |                            | 26,06 (5,94 %)   | 4 188,77           | 4 162,71           |
| Malta                 | 355,60              | 333,70       | 21,90                    | 21,90                      |                  | 343,54             | 365,44             |
| Portugal              | 41,90               | 29,00        | 12,90                    | 12,90                      |                  | 506,06             | 518,96             |
| All Member States     | 60,00               | 0,30         | 59,70                    |                            |                  | 60,00              | 60,00              |
| Total                 | 16 779,50           | 21 801,30    | - 5 021,80               | 438,60                     |                  | 16 210,76          | 16 210,76          |
| Over-fished by France | 5 192,60 = 94,06 %  |              |                          |                            |                  |                    |                    |
| Over-fished by Italy  | 327,50 = 5,94 %     |              |                          |                            |                  |                    |                    |
| Total over-fished     | 5 520,10 = 100,00 % |              |                          |                            |                  |                    |                    |

(tonnes)

**COMMISSION REGULATION (EC) No 447/2008****of 22 May 2008****amending Regulation (EC) No 883/2006 laying down detailed rules for the application of Council Regulation (EC) No 1290/2005 as regards the keeping of accounts by the paying agencies, declarations of expenditure and revenue and the conditions for reimbursing expenditure under the EAGF and the EAFRD**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy <sup>(1)</sup>, and in particular Article 42(5) and (7) thereof,

Whereas:

(1) Article 4(3) of Commission Regulation (EC) No 883/2006 <sup>(2)</sup> provides that the summary of data (T103) provided for in paragraph 2(b) of that Article must also be sent to the Commission on paper. In view of developments in the procedures for the communication of information between the Member States and the Commission and the introduction of a single portal for operators to access the secure electronic systems used for the financing of the common agricultural policy, the requirement to send on paper is no longer necessary and may thus be abolished, especially in view of the administrative burden which it entails.

(2) Article 150(3) of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities <sup>(3)</sup> has been amended and now allows routine management expenditure for the EAGF to be committed in advance against the appropriations provided for the following financial year, up to a maximum of three quarters of the total corresponding appropriations for the current financial year. To take account of these new conditions applicable to advance commitments, Article 8(3) of Regulation (EC) No 883/2006 should be amended.

<sup>(1)</sup> OJ L 209, 11.8.2005, p. 1. Regulation as last amended by Regulation (EC) No 1437/2007 (OJ L 322, 7.12.2007, p. 1).

<sup>(2)</sup> OJ L 171, 23.6.2006, p. 1. Regulation as last amended by Regulation (EC) No 114/2008 (OJ L 33, 7.2.2008, p. 6).

<sup>(3)</sup> OJ L 248, 16.9.2002, p. 1. Regulation as last amended by Regulation (EC) No 1525/2007 (OJ L 343, 27.12.2007, p. 9).

(3) In the case of the direct payments to be made from the 2007 financial year onwards, the amounts corresponding to the dairy premiums and the additional payments as referred to in Articles 95 and 96 of Council Regulation (EC) No 1782/2003 <sup>(4)</sup> to be granted to beneficiaries are included in the single payment scheme in accordance with Article 47(2) of Regulation (EC) No 1782/2003. Also, Commission Regulation (EC) No 188/2005 of 3 February 2005 laying down detailed rules for the application of the aid scheme for the meat sector in the outermost regions <sup>(5)</sup> has been repealed by Commission Regulation (EC) No 793/2006 <sup>(6)</sup>. As a result, the amounts relating to the measures referred to above no longer have to be taken into account in calculating the ceiling on direct payments as provided for in Article 9(2)(b) of Regulation (EC) No 883/2006. However, that calculation must be adapted to take account of the provisions on voluntary modulation introduced by Council Regulation (EC) No 378/2007 of 27 March 2007 laying down rules for voluntary modulation of direct payments provided for in Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers, and amending Regulation (EC) No 1290/2005 <sup>(7)</sup>.

(4) Regulation (EC) No 883/2006 should therefore be amended accordingly.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Committee on the Agricultural Funds,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EC) No 883/2006 is hereby amended as follows:

1. Article 4(3) is deleted;

<sup>(4)</sup> OJ L 270, 21.10.2003, p. 1. Regulation as last amended by Commission Regulation (EC) No 293/2008 (OJ L 90, 2.4.2008, p. 5).

<sup>(5)</sup> OJ L 31, 4.2.2005, p. 6. Regulation repealed by Regulation (EC) No 793/2006 (OJ L 145, 31.5.2006, p. 1).

<sup>(6)</sup> OJ L 145, 31.5.2006, p. 1. Regulation as last amended by Regulation (EC) No 1242/2007 (OJ L 281, 25.10.2007, p. 5).

<sup>(7)</sup> OJ L 95, 5.4.2007, p. 1.

2. Article 8(3) is replaced by the following:

‘3. If the total expenditure declared by the Member States for the following financial year exceeds three quarters of the total appropriations for the current financial year, the advance commitments referred to in Article 150(3) of Regulation (EC, Euratom) No 1605/2002 and the corresponding monthly payments shall be granted in proportion to the declarations of expenditure, up to a maximum of 75 % of the appropriations for the current financial year. The Commission shall take the balance of amounts not reimbursed to the Member States into account in decisions on subsequent reimbursements.’;

3. Article 9(2)(b) is replaced by the following:

‘(b) in any case, payments made in the course of financial year N+2 and subsequent years shall be eligible for the Member State concerned only up to the level of:

- (i) its national ceiling as provided for in Annexes VIII or VIIIa to Regulation (EC) No 1782/2003 for the year preceding that of the financial year during which the payment is made, where the single payment scheme referred to in Title III of that Regulation applies, or
- (ii) its annual financial envelope established in accordance with Article 143b(3) of Regulation (EC) No 1782/2003 for the year preceding that of the financial year during which the payment is made,

where the single area payment scheme referred to in that Article applies.

Where applicable, the national ceiling or annual financial envelope referred to in points (i) and (ii) shall be:

- reduced by the modulation provided for in Article 10 of Regulation (EC) No 1782/2003,
- reduced by the voluntary modulation provided for in Chapter 1 of Regulation (EC) No 378/2007,
- increased by the additional amount of aid provided for in Article 12 of Regulation (EC) No 1782/2003,
- increased by the additional amount of aid provided for in the second subparagraph of Article 1(3) of Regulation (EC) No 378/2007,
- corrected by the adjustment provided for in Article 11 of Regulation (EC) No 1782/2003.’

*Article 2*

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

However, Article 1(1) shall apply from the 2009 financial year.

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

Done at Brussels, 22 May 2008.

*For the Commission*

Mariann FISCHER BOEL

*Member of the Commission*

**COMMISSION REGULATION (EC) No 448/2008****of 22 May 2008****fixing representative prices in the poultrymeat and egg sectors and for egg albumin, and amending Regulation (EC) No 1484/95**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs <sup>(1)</sup>, and in particular Article 5(4) thereof,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organisation of the market in poultrymeat <sup>(2)</sup>, and in particular Article 5(4) thereof,

Having regard to Council Regulation (EEC) No 2783/75 of 29 October 1975 on the common system of trade for ovalbumin and lactalbumin <sup>(3)</sup>, and in particular Article 3(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1484/95 <sup>(4)</sup>, fixes detailed rules for implementing the system of additional import duties and fixes representative prices in the poultrymeat and egg sectors and for egg albumin.

- (2) It results from regular monitoring of the information providing the basis for the verification of the import prices in the poultrymeat and egg sectors and for egg albumin that the representative prices for imports of certain products should be amended taking into account variations of prices according to origin. Therefore, representative prices should be published.

- (3) It is necessary to apply this amendment as soon as possible, given the situation on the market.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annex I to Regulation (EC) No 1484/95 is hereby replaced by the Annex hereto.

*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, 22 May 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 282, 1.11.1975, p. 49. Regulation as last amended by Regulation (EC) No 679/2006 (OJ L 119, 4.5.2006, p. 1). Regulation (EEC) No 2771/75 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 July 2008.

<sup>(2)</sup> OJ L 282, 1.11.1975, p. 77. Regulation as last amended by Regulation (EC) No 679/2006 (OJ L 119, 4.5.2006, p. 1). Regulation (EEC) No 2777/75 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 July 2008.

<sup>(3)</sup> OJ L 282, 1.11.1975, p. 104. Regulation as last amended by Commission Regulation (EC) No 2916/95 (OJ L 305, 19.12.1995, p. 49).

<sup>(4)</sup> OJ L 145, 29.6.1995, p. 47. Regulation as last amended by Regulation (EC) No 346/2008 (OJ L 108, 18.4.2008, p. 18).

## ANNEX

**to the Commission Regulation of 22 May 2008 fixing representative prices in the poultrymeat and egg sectors and for egg albumin, and amending Regulation (EC) No 1484/95**

## ‘ANNEX I

| CN code    | Description                                                                                                                                                  | Representative price<br>(EUR/100 kg) | Security referred<br>to in Article 3(3)<br>(EUR/100 kg) | Origin <sup>(1)</sup> |
|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|---------------------------------------------------------|-----------------------|
| 0207 12 10 | Chicken carcasses 70 % presented, frozen                                                                                                                     | 115,1                                | 0                                                       | 02                    |
| 0207 12 90 | Chickens, plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as “65 % chickens”, or otherwise presented, frozen | 112,9                                | 2                                                       | 01                    |
|            |                                                                                                                                                              | 110,2                                | 2                                                       | 02                    |
|            |                                                                                                                                                              | 125,4                                | 0                                                       | 04                    |
| 0207 14 10 | Boneless cuts of fowl of the species Gallus domesticus, frozen                                                                                               | 216,4                                | 25                                                      | 01                    |
|            |                                                                                                                                                              | 256,9                                | 13                                                      | 02                    |
|            |                                                                                                                                                              | 327,8                                | 0                                                       | 03                    |
| 0207 14 50 | Breasts of chicken, frozen                                                                                                                                   | 316,4                                | 0                                                       | 01                    |
|            |                                                                                                                                                              | 281,0                                | 0                                                       | 02                    |
| 0207 14 60 | Legs and cuts of chicken, frozen                                                                                                                             | 111,4                                | 9                                                       | 01                    |
| 0207 25 10 | Turkey carcasses, known as 80 % turkeys, frozen                                                                                                              | 175,0                                | 0                                                       | 01                    |
| 0207 27 10 | Boneless cuts of turkey, frozen                                                                                                                              | 320,0                                | 0                                                       | 01                    |
|            |                                                                                                                                                              | 447,1                                | 0                                                       | 03                    |
| 0408 11 80 | Dried egg yolks                                                                                                                                              | 442,5                                | 0                                                       | 02                    |
| 0408 91 80 | Dried eggs, not in shell                                                                                                                                     | 466,3                                | 0                                                       | 02                    |
| 1602 32 11 | Preparations of uncooked fowl of the species Gallus domesticus                                                                                               | 237,6                                | 15                                                      | 01                    |
| 3502 11 90 | Dried eggs, albumin                                                                                                                                          | 560,1                                | 0                                                       | 02                    |

<sup>(1)</sup> Origin of imports:

- 01 Brazil
- 02 Argentina
- 03 Chile
- 04 Thailand.’