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I

(Legislative acts)

DECISIONS

COUNCIL DECISION No 528/2012/EU

of 24 September 2012

amending Decision 2001/822/EC on the association of the overseas countries and territories with the European Community ('the Overseas Association Decision')

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 203 thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

After consulting the European Parliament,

Acting in accordance with a special legislative procedure,

Whereas:

(1) European Council Decision 2010/718/EU of 29 October 2010 amending the status with regard to the European Union of the island of Saint-Barthélemy⁽¹⁾ amends the Treaty, and in particular Annex II thereto, by including the island of Saint-Barthélemy in the list of overseas countries and territories to which the fourth part of the Treaty applies.

(2) Council Decision 2001/822/EC⁽²⁾ establishes the legal framework for promoting the economic and social development of the overseas countries and territories (OCTs) and for enhancing economic relations between them and the Union. Annex I A to Decision 2001/822/EC contains a list of the OCTs concerned by association in accordance with Article 1(2) of that Decision.

(3) Decision 2001/822/EC applies until 31 December 2013. Annex I A to that Decision must therefore be amended to take account of the change of status with regard to the Union of the island of Saint-Barthélemy, which became an overseas territory on 1 January 2012.

(4) Decision 2010/718/EU has applied since 1 January 2012. It is therefore appropriate to apply as from 1 January 2012 the measures set out in Decision 2001/822/EC to the island of Saint-Barthélemy that are favourable to the OCTs and that do not involve obligations for them, apart from those relating to development cooperation financing. In this respect, France has undertaken not to apply for European Development Fund intervention for the island of Saint-Barthélemy under the programming for 2007-2013,

HAS ADOPTED THIS DECISION:

Article 1

In Annex I A to Decision 2001/822/EC the following indent is inserted, between that relating to 'Saint Pierre and Miquelon' and that relating to 'Aruba':

— Saint-Barthélemy;.

Article 2

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

Articles 1 to 9, Articles 34, 35 and 38, Article 39(1) and (7), Article 45(1), (2)(a) and (3), and Articles 57 and 58 of Decision 2001/822/EC shall apply to the island of Saint-Barthélemy from 1 January 2012.

⁽¹⁾ OJ L 325, 9.12.2010, p. 4.

⁽²⁾ OJ L 314, 30.11.2001, p. 1.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 24 September 2012.

For the Council
The President
A. D. MAVROYIANNIS

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 894/2012

of 6 August 2012

concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that, subject to the measures in force in the Union relating to double checking systems

and to prior and retrospective surveillance of textile products on importation into the Union, binding tariff information issued by the customs authorities of Member States in respect of the classification of goods in the Combined Nomenclature and which is not in accordance with this Regulation, may continue to be invoked for a period of 60 days by the holder, under Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code⁽²⁾.

- (5) The Customs Code Committee has not issued an opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Subject to the measures in force in the Union relating to double checking systems and to prior and retrospective surveillance of textile products on importation into the European Union, binding tariff information issued by the customs authorities of Member States which is not in accordance with this Regulation, may continue to be invoked for a period of 60 days, under Article 12(6) of Regulation (EEC) No 2913/92.

Article 3

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

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ OJ L 302, 19.10.1992, p. 1.

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

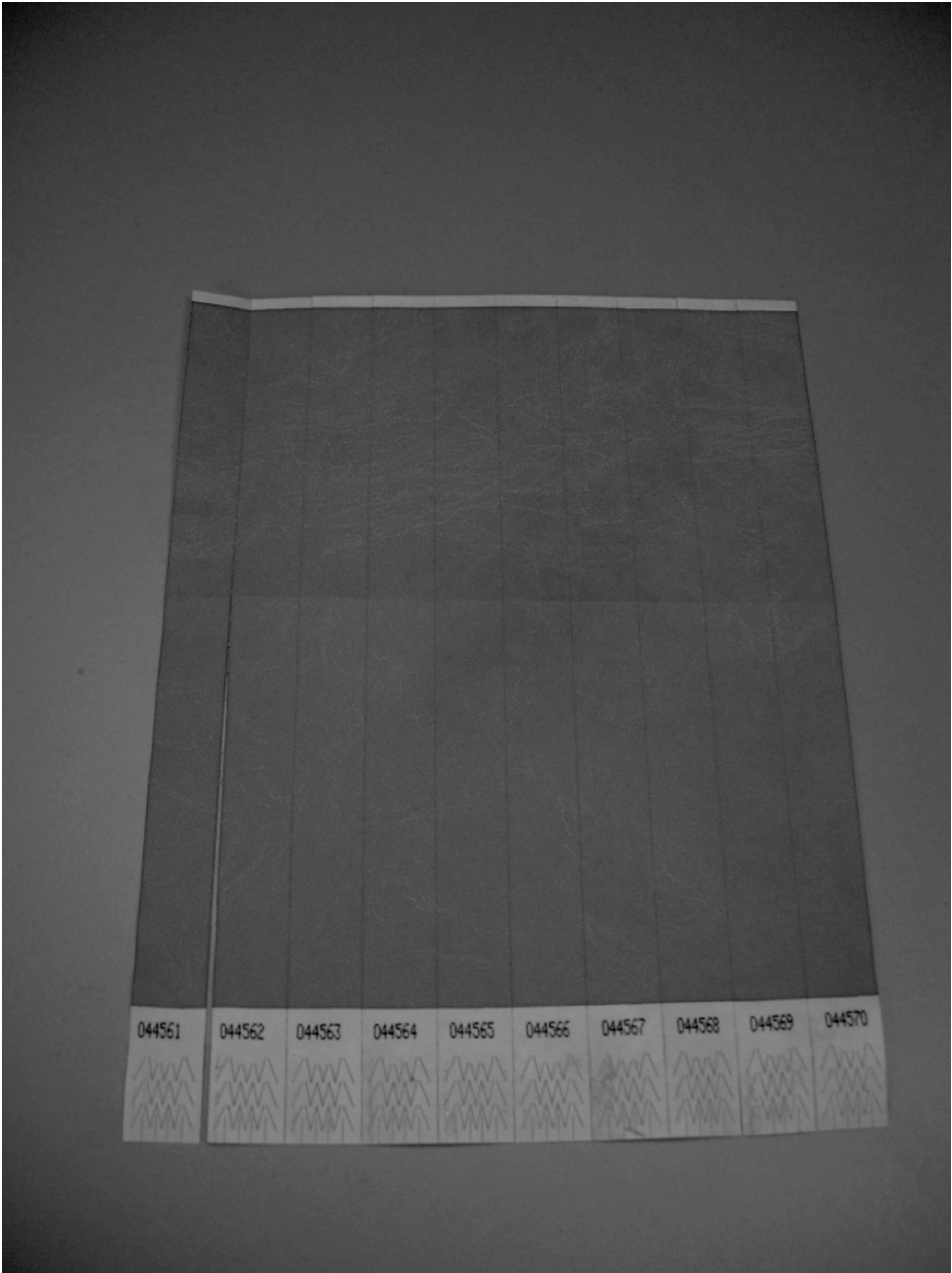
Done at Brussels, 6 August 2012.

*For the Commission,
On behalf of the President,
Antonio TAJANI
Vice-President*

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
Made-up article consisting of 10 rectangular strips each approximately 25 cm long and 2 cm wide, of nonwovens of synthetic filaments (polyethylene) solidified with a binder. The strips are linked to each other along the length by perforation points. The main part of one side of the strips is single coloured. The ends and the reverse of the strips are white. One end of each strip holds the closing mechanism consisting of zigzag embossing on the front side and, on the back, a layer of glue which is covered with anti-adhesive paper to be removed on closure. On the front side of each strip, just before the closing system but on the white background a sequential number measuring 5 mm is printed in black. After separation from each other along the perforation points, when closed each strip is a tear resistant bracelet. (See photograph No 663) (*)	6307 90 98	Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature, Notes 7(b) and 8(a) to Section XI and the wording of CN codes 6307, 6307 90 and 6307 90 98. The objective characteristics of the article are that the main part of each strip is single coloured and the sequential number is printed in an insignificant spot and is barely visible once the bracelet is worn, and quite small and inconspicuous. Given those characteristics the identification of people through the colour of the bracelets is intended as primary use, whereas the printed sequential number fulfils a secondary use. Since the essential nature and the primary use of the bracelets is determined by its colour and not by the printed number, classification under Chapter 49 is excluded (See also the HS Explanatory Notes to Chapter 49, General, first paragraph). The article is made of nonwovens of heading 5603. However, since the bracelets are produced in the finished state, ready for use after merely being separated from each other by means of the perforation points, they are 'made-up' textile articles within the meaning of Note 7(b) to Section XI. According to Note 8(a) to Section XI Chapter 56 does not apply to made-up goods. Classification under Chapter 56 is therefore excluded. There are no specific headings in Section XI covering this kind of made-up textile articles. The article is therefore to be classified as 'other made-up textile article' under CN code 6307 90 98.

(*) The photograph is purely for information.



COMMISSION IMPLEMENTING REGULATION (EU) No 895/2012**of 28 September 2012****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multi-lateral 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 Annex XVI, Part A thereto.

- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed 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, 28 September 2012.

*For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

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	53,3
	XS	50,7
	ZZ	52,0
0707 00 05	MK	20,6
	TR	126,8
	ZZ	73,7
0709 93 10	TR	116,1
	ZZ	116,1
0805 50 10	AR	91,2
	CL	100,2
	TR	79,4
	UY	67,8
	ZA	92,7
	ZZ	86,3
0806 10 10	MK	32,3
	TR	126,5
	ZZ	79,4
0808 10 80	BR	89,7
	CL	180,3
	NZ	138,2
	US	145,3
	ZA	110,0
	ZZ	132,7
0808 30 90	AR	193,5
	CN	71,8
	TR	111,7
	ZZ	125,7
0809 30	TR	138,9
	ZZ	138,9
0809 40 05	IL	60,4
	ZZ	60,4

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION IMPLEMENTING REGULATION (EU) No 896/2012
of 28 September 2012
fixing the import duties in the cereals sector applicable from 1 October 2012

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,

Having regard to Commission Regulation (EU) No 642/2010 of 20 July 2010 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of import duties in the cereals sector ⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

(1) Article 136(1) of Regulation (EC) No 1234/2007 states that the import duty on products covered by CN codes 1001 19 00, 1001 11 00, ex 1001 91 20 (common wheat seed), ex 1001 99 00 (high quality common wheat other than for sowing), 1002 10 00, 1002 90 00, 1005 10 90, 1005 90 00, 1007 10 90 and 1007 90 00 is to be equal to the intervention price valid for such products on importation and increased by 55 %, minus the cif import price applicable to the consignment in question. However, that duty may not exceed the rate of duty in the Common Customs Tariff.

(2) Article 136(2) of Regulation (EC) No 1234/2007 lays down that, in order to calculate the import duty

referred to in paragraph 1 of that Article, representative cif import prices are to be established on a regular basis for the products in question.

(3) Under Article 2(2) of Regulation (EU) No 642/2010, the price to be used for the calculation of the import duty on products covered by CN codes 1001 19 00, 1001 11 00, ex 1001 91 20 (common wheat seed), ex 1001 99 00 (high quality common wheat other than for sowing), 1002 10 00, 1002 90 00, 1005 10 90, 1005 90 00, 1007 10 90 and 1007 90 00 is the daily cif representative import price determined as specified in Article 5 of that Regulation.

(4) Import duties should be fixed for the period from 1 October 2012 and should apply until new import duties are fixed and enter into force.

(5) Given the need to ensure that this measure applies as soon as possible after the updated data have been made available, this Regulation should enter into force on the day of its publication,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 October 2012, the import duties in the cereals sector referred to in Article 136(1) of Regulation (EC) No 1234/2007 shall be those fixed in Annex I to this Regulation on the basis of the information contained in Annex II.

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, 28 September 2012.

For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 187, 21.7.2010, p. 5.

ANNEX I

Import duties on the products referred to in Article 136(1) of Regulation (EC) No 1234/2007 applicable from 1 October 2012

CN code	Description	Import duties ⁽¹⁾ (EUR/t)
1001 19 00	Durum wheat, high quality	0,00
1001 11 00	medium quality	0,00
	low quality	0,00
ex 1001 91 20	Common wheat seed	0,00
ex 1001 99 00	High quality common wheat other than for sowing	0,00
1002 10 00	Rye	0,00
1002 90 00		
1005 10 90	Maize seed other than hybrid	0,00
1005 90 00	Maize other than seed ⁽²⁾	0,00
1007 10 90	Grain sorghum other than hybrids for sowing	0,00
1007 90 00		

⁽¹⁾ The importer may benefit, under Article 2(4) of Regulation (EU) No 642/2010, from a reduction in the duty of:

- EUR 3/t, where the port of unloading is located on the Mediterranean Sea (beyond the Strait of Gibraltar) or on the Black Sea, for goods arriving in the Union via the Atlantic Ocean or the Suez Canal,
- EUR 2/t, where the port of unloading is located in Denmark, Estonia, Ireland, Latvia, Lithuania, Poland, Finland, Sweden, the United Kingdom or on the Atlantic coast of the Iberian Peninsula, for goods arriving in the Union via the Atlantic Ocean.

⁽²⁾ The importer may benefit from a flat-rate reduction of EUR 24/t where the conditions laid down in Article 3 of Regulation (EU) No 642/2010 are met.

ANNEX II

Factors for calculating the duties laid down in Annex I

14.9.2012-27.9.2012

1. Averages over the reference period referred to in Article 2(2) of Regulation (EU) No 642/2010:

(EUR/t)

	Common wheat ⁽¹⁾	Maize	Durum wheat, high quality	Durum wheat, medium quality ⁽²⁾	Durum wheat, low quality ⁽³⁾
Exchange	Minneapolis	Chicago	—	—	—
Quotation	280,48	226,05	—	—	—
Fob price USA	—	—	258,85	248,85	228,85
Gulf of Mexico premium	—	18,26	—	—	—
Great Lakes premium	18,00	—	—	—	—

⁽¹⁾ Premium of EUR 14/t incorporated (Article 5(3) of Regulation (EU) No 642/2010).⁽²⁾ Discount of EUR 10/t (Article 5(3) of Regulation (EU) No 642/2010).⁽³⁾ Discount of EUR 30/t (Article 5(3) of Regulation (EU) No 642/2010).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EU) No 642/2010:

Freight costs: Gulf of Mexico-Rotterdam: 13,39 EUR/t

Freight costs: Great Lakes-Rotterdam: 49,02 EUR/t

DECISIONS

COUNCIL DECISION

of 24 September 2012

appointing a German member and a German alternate member of the Committee of the Regions

(2012/529/EU)

THE COUNCIL OF THE EUROPEAN UNION,

(a) as member:

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 305 thereof,

— Mr Markus TÖNS, *Mitglied des Landtags des Landes Nordrhein-Westfalen*;

Having regard to the proposal of the German Government,

Whereas:

and

(1) On 22 December 2009 and on 18 January 2010, the Council adopted Decisions 2009/1014/EU ⁽¹⁾ and 2010/29/EU ⁽²⁾ appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2010 to 25 January 2015.

(b) as alternate member:

— Mr Stefan ENGSTFELD, *Mitglied des Landtags des Landes Nordrhein-Westfalen*.

(2) A member's seat on the Committee of the Regions has become vacant following the end of the term of office of Mr Werner JOSTMEIER.

Article 2

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

(3) An alternate member's seat has become vacant following the end of the term of office of Mr Dietmar BROCKES,

HAS ADOPTED THIS DECISION:

Done at Brussels, 24 September 2012.

Article 1

The following are hereby appointed to the Committee of the Regions for the remainder of the current term of office, which runs until 25 January 2015:

For the Council
The President
A. D. MAVROYIANNIS

⁽¹⁾ OJ L 348, 29.12.2009, p. 22.

⁽²⁾ OJ L 12, 19.1.2010, p. 11.

POLITICAL AND SECURITY COMMITTEE DECISION EUPOL RD CONGO/1/2012**of 25 September 2012****extending the mandate of the Head of Mission of EUPOL RD Congo**

(2012/530/CFSP)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular the third paragraph of Article 38 thereof,

Having regard to Council Decision 2010/576/CFSP of 23 September 2010 on the European Union police mission undertaken in the framework of reform of the security sector (SSR) and its interface with the system of justice in the Democratic Republic of the Congo (EUPOL RD Congo) ⁽¹⁾, and in particular Article 10(1) thereof,

Whereas:

- (1) Pursuant to Article 10(1) of Decision 2010/576/CFSP, the Political and Security Committee ('PSC') is authorised, in accordance with the third paragraph of Article 38 of the Treaty, to take the relevant decisions for the purpose of exercising the political control and strategic direction of EUPOL RD Congo. This authorisation includes in particular the power to appoint a Head of Mission, upon a proposal of the High Representative of the Union for Foreign Affairs and Security Policy ('High Representative').
- (2) On 8 October 2010, following a proposal by the High Representative, the PSC, pursuant to Decision EUPOL RD Congo/1/2010 ⁽²⁾, appointed Chief Superintendent Jean-Paul RIKIR as Head of Mission of EUPOL RD Congo with effect from 1 October 2010.
- (3) On 16 September 2011, following a proposal by the High Representative, the PSC, pursuant to Decision EUPOL RD CONGO/1/2011 ⁽³⁾, extended the mandate

of Chief Superintendent Jean-Paul RIKIR as Head of Mission of EUPOL RD Congo until 30 September 2012.

- (4) On 24 September 2012, the Council adopted Decision 2012/514/CFSP ⁽⁴⁾ extending the duration of EUPOL RD Congo until 30 September 2013.
- (5) On 12 September 2012, the High Representative proposed the extension of the mandate of Chief Superintendent Jean-Paul RIKIR as Head of Mission of EUPOL RD Congo until 30 September 2013,

HAS ADOPTED THIS DECISION:

Article 1

The mandate of Chief Superintendent Jean-Paul RIKIR as Head of Mission of the European Union police mission undertaken in the framework of reform of the security sector (SSR) and its interface with the system of justice in the Democratic Republic of the Congo (EUPOL RD Congo) is hereby extended until 30 September 2013.

Article 2

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

Done at Brussels, 25 September 2012.

For the Political and Security Committee
The Chairperson
O. SKOOG

⁽¹⁾ OJ L 254, 29.9.2010, p. 33.

⁽²⁾ OJ L 266, 9.10.2010, p. 60.

⁽³⁾ OJ L 245, 22.9.2011, p. 21.

⁽⁴⁾ OJ L 257, 25.9.2012, p. 16.

POLITICAL AND SECURITY COMMITTEE DECISION EU BAM RAFAH/3/2012**of 25 September 2012****on the appointment of the Head of European Union Border Assistance Mission for the Rafah Crossing Point (EU BAM Rafah)**

(2012/531/CFSP)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular the third paragraph of Article 38 thereof,

Having regard to Council Joint Action 2005/889/CFSP of 25 November 2005 on establishing a European Union Border Assistance Mission for the Rafah Crossing Point (EU BAM Rafah) ⁽¹⁾, and in particular Article 10(1) thereof,

Whereas:

- (1) Pursuant to Article 10(1) of Joint Action 2005/889/CFSP, the Political and Security Committee is authorised, in accordance with Article 38 of the Treaty, to take the relevant decisions for the purpose of the political control and strategic direction of the EU BAM Rafah, including the decision to appoint a Head of Mission.
- (2) The High Representative of the Union for Foreign Affairs and Security Policy has proposed the appointment of Colonel Francesco BRUZZESE DEL POZZO as Head of EU BAM Rafah, for the period from 1 October 2012 to 30 June 2013,

HAS ADOPTED THIS DECISION:

Article 1

Colonel Francesco BRUZZESE DEL POZZO is hereby appointed Head of European Union Border Assistance Mission for the Rafah Crossing Point (EU BAM Rafah) for the period from 1 October 2012 to 30 June 2013.

Article 2

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

It shall apply from 1 October 2012.

Done at Brussels, 25 September 2012.

For the Political and Security Committee
The Chairperson
O. SKOOG

⁽¹⁾ OJ L 327, 14.12.2005, p. 28.

COMMISSION IMPLEMENTING DECISION

of 27 September 2012

amending Annex I to Decision 2004/211/EC as regards the entries for Bahrain and Brazil in the list of third countries and parts thereof from which the introduction into the Union of live equidae and semen, ova and embryos of the equine species are authorised

*(notified under document C(2012) 6732)***(Text with EEA relevance)**

(2012/532/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 92/65/EEC of 13 July 1992, laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A (I) to Directive 90/425/EEC⁽¹⁾, and in particular Article 17(3)(a) thereof,

Having regard to Council Directive 2009/156/EC of 30 November 2009 on animal health conditions governing the movement and importation from third countries of equidae⁽²⁾, and in particular Article 12(1) and (4), and the introductory phrase of Article 19 and points (a) and (b) of Article 19 thereof,

Whereas:

- (1) Directive 92/65/EEC lays down conditions applicable to imports into the Union, inter alia, of semen, ova and embryos of the equine species. Those conditions are to be at least equivalent to those applicable to trade between Member States.
- (2) Directive 2009/156/EC lays down animal health conditions for the importation into the Union of live equidae. It provides that imports of equidae into the Union are only authorised from third countries which have been free from glanders for a period of six months.
- (3) Commission Decision 2004/211/EC of 6 January 2004 establishing the list of third countries and parts of territory thereof from which Member States authorise imports of live equidae and semen, ova and embryos of the equine species, and amending Decisions 93/195/EEC and 94/63/EC⁽³⁾ establishes a list of third countries, or parts thereof where regionalisation applies, from which Member States are to authorise the importation of equidae and semen, ova and embryos thereof, and indicates the other conditions applicable to

such imports. Bahrain and Brazil are currently included in that list, set out in Annex I to Decision 2004/211/EC.

- (4) In April 2010, the Commission received a report about confirmed cases of glanders in the northern parts of Bahrain. In view of that report, as well as of the developments of the animal health situation in that third country, Decision 2004/211/EC, as amended by Commission Implementing Decision 2011/512/EU⁽⁴⁾, provides for the regionalisation of Bahrain. In addition, it provides that only the imports and the temporary admission into the Union of registered horses from region BH-1 of that third country, as described in Annex I to Decision 2004/211/EC, are permitted.
- (5) On 30 April 2012, Bahrain provided the Commission with a final report on the eradication of glanders in the northern part of that third country, which was not included in region BH-1, as described in Annex I to Decision 2004/211/EC, and also presented appropriate guarantees that no case of glanders has been recorded in that part of that third country within a period of six months prior to the communication of the report to the Commission.
- (6) In addition, Bahrain presented information showing that substantial improvements have been made to ensure official veterinary supervision of the equine health situation throughout that third country. Bahrain also undertook to continue surveillance for glanders on its territory.
- (7) In view of the information and guarantees submitted by Bahrain, it is appropriate to authorise the re-entry into the Union of registered horses for racing, competition and cultural events after temporary export from region BH-1 of that third country, as well as the imports and the temporary admission into the Union of registered horses from the areas of Bahrain outside region BH-1. Annex I to Decision 2004/211/EC should therefore be amended accordingly.
- (8) In addition, glanders occurs in parts of the territory of Brazil and, as a consequence, imports of equidae, and of their semen, ova and embryos, are only authorised from region BR-1 of the territory of that third country, as described in column 4 of Annex I to Decision 2004/211/EC. The States of Minas Gerais and Rio de Janeiro are currently listed in that region.

⁽¹⁾ OJ L 268, 14.9.1992, p. 54.⁽²⁾ OJ L 192, 23.7.2010, p. 1.⁽³⁾ OJ L 73, 11.3.2004, p. 1.⁽⁴⁾ OJ L 214, 19.8.2011, p. 22.

- (9) On 22 May 2012, Brazil notified the World Organisation for Animal Health (OIE) of the confirmation of a case of glanders in a horse in Minas Gerais. Brazil has accordingly ceased issuing animal health certificates in accordance with Directive 2009/156/EC for the entire group of federal States included in region BR-1. In addition, on 16 July 2012, Brazil notified the Commission of a further case of glanders detected in the State of Rio de Janeiro.
- (10) Since the States of Minas Gerais and Rio de Janeiro are no longer free from glanders, and the competent authorities of Brazil have provided guarantees as regards the absence of the disease in the other federal States included in region BR-1 of that third country, the entry for that region in Annex I to Decision 2004/211/EC should be amended in order to delete the two States concerned from the description of that region.
- (11) However, in the light of the information and guarantees provided by Brazil, it is possible to allow for a limited period of time from a part of the territory of the State of Rio de Janeiro the re-entry of registered horses after temporary export in accordance with the requirements of Commission Decision 93/195/EEC of 2 February 1993 on animal health conditions and veterinary certification for the re-entry of registered horses for racing, competition and cultural events after temporary export ⁽¹⁾.
- (12) Decision 2004/211/EC should therefore be amended accordingly.
- (13) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Annex I to Decision 2004/211/EC is amended as follows:

- (1) the entry for Bahrain is replaced by the following:

BH	Bahrain	BH-0	Whole country	E	—	—	—	—	—	—	—	—	—	—
		BH-1	Southern Part (the part of the main island of Bahrain described in Box 4)	E	X	X	X	—	—	—	—	—	—	—
		BH-2	Northern Part (the part of the country outside the areas described in Box 4)	E	X	—	X	—	—	—	—	—	—	—

- (2) the entry for Brazil is replaced by the following:

BR	Brazil	BR-0	Whole country	D	—	—	—	—	—	—	—	—	—	—
		BR-1	The States of: Rio Grande do Sul, Santa Catarina, Paraná, São Paulo, Mato Grosso do Sul, Goiás, Distrito Federal, Espírito Santo, Rondônia, Mato Grosso	D	X	X	X	X	X	X	X	X	X	X
		BR-2	Sociedade Hípica Brasileira, the Antonio Carlos Jobim International Airport – Galeão and the auto route between the two premises in the State of Rio de Janeiro.	D		X								Valid until 31.10.2012'

⁽¹⁾ OJ L 86, 6.4.1993, p. 1.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 27 September 2012.

For the Commission

John DALLI

Member of the Commission

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