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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 975/2012

of 19 October 2012

entering a name in the register of protected designations of origin and protected geographical indications [Filderkraut / Filderspitzkraut (PGI)]

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs ⁽¹⁾, and in particular the first subparagraph of Article 7(4) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 6(2) of Regulation (EC) No 510/2006, Germany's application to register the name 'Filderkraut / Filderspitzkraut' was published in the *Official Journal of the European Union* ⁽²⁾.

- (2) As no statement of objection under Article 7 of Regulation (EC) No 510/2006 has been received by the Commission, that name should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

Article 1

The name contained in the Annex to this Regulation is hereby entered in the register.

*Article 2*This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 19 October 2012.

*For the Commission,
On behalf of the President,
Dacian CIOLOŞ
Member of the Commission*

⁽¹⁾ OJ L 93, 31.3.2006, p. 12.

⁽²⁾ OJ C 44, 16.2.2012, p. 45.

ANNEX

Agricultural products intended for human consumption listed in Annex I to the Treaty:

Class 1.6. Fruit, vegetables and cereals, fresh or processed

GERMANY

Filderkraut / Filderspitzkraut (PGI)

COMMISSION REGULATION (EU) No 976/2012

of 23 October 2012

amending Regulation (EU) No 165/2011 providing for deductions from certain mackerel quotas allocated to Spain in 2011 and subsequent years on account of overfishing in 2010

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 ⁽¹⁾, and in particular Article 105(1) and (2) thereof,

Whereas:

- (1) Commission Regulation (EU) No 165/2011 of 22 February 2011 providing for deductions from certain mackerel quotas allocated to Spain in 2011 and subsequent years on account of overfishing in 2010 ⁽²⁾ establishes that the fishing quota for mackerel (*Scomber scombrus*) in zone VIIIc, IX and X, Union waters of CECAF 34.1.1, (hereinafter, 'mackerel fishing quota') allocated to Spain in the year 2011 is to be reduced by 4 500 tonnes.
- (2) Regulation (EU) No 165/2011 also provides that the mackerel fishing quota that may be allocated to Spain in the years 2012 to 2015 and, where appropriate, in subsequent years is to be reduced by, respectively, 5 500 tonnes in 2012, 9 748 tonnes in 2013 and 9 747 tonnes in 2014 and 2015 and, where appropriate, in subsequent years.
- (3) On 21 December 2011, the Spanish authorities informed the Commission that their mackerel fishing quota for the year 2011 had not been fully used and requested the Commission to take the unutilised tonnage into account for the purpose of paying back the mackerel

overfishing in 2010, as operated by Regulation (EU) No 165/2011. The unutilised quantity amounts to 5 755 tonnes.

- (4) Spain, on the other hand, had requested, pursuant to Article 4(2) of Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas ⁽³⁾ that, within the limits indicated in that Regulation, part of their mackerel fishing quota for 2011 be withheld and transferred to the following year.
- (5) Commission Implementing Regulation (EU) No 319/2012 of 13 April 2012 adding to the 2012 fishing quotas certain quantities withheld in the year 2011 pursuant to Article 4(2) of Council Regulation (EC) No 847/96 ⁽⁴⁾ transferred 2 511 tonnes of Spain's 2011 unutilised mackerel fishing quota to the year 2012. Hence, the remaining 2011 unutilised tonnage amounts to 3 244.
- (6) The amount of 3 244 tonnes should be used to reschedule the deductions foreseen in Regulation (EU) No 165/2011. This quantity should be added to the 2011 deduction amount, which totalizes 7 744, and simultaneously subtracted from the deduction amount of subsequent years.
- (7) Spain requested that the unutilised tonnage be subtracted from the 2013 and 2014 deduction amounts. This is compatible with the rationale expressed in recital 7 of Regulation (EU) No 165/2011. Regulation (EU) No 165/2011 should, therefore, be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EU) No 165/2011 is replaced by the text in the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 23 October 2012.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ OJ L 48, 23.2.2011, p. 11.

⁽³⁾ OJ L 115, 9.5.1996, p. 3.

⁽⁴⁾ OJ L 104, 14.4.2012, p. 2.

ANNEX

‘ANNEX

Stock	Initial quota 2010 (*)	Adapted quota 2010	Established catches 2010	Difference quota-catches (overfishing)	Multiplying factor of Article 105(2) of Regulation (EC) No 1224/2009 (overfishing (*) 2)	Deduction 2011	Deduction 2012	Deduction 2013	Deduction 2014	Deduction 2015 and, where appropriate, for subsequent years
MAC/8C3411	27 919	24 604	44 225	– 19 621 (79,7 % of 2010 quota)	– 39 242	7 744	5 500	8 126	8 125	9 747

(*) Regulation (EU) No 53/2010’.

COMMISSION IMPLEMENTING REGULATION (EU) No 977/2012**of 23 October 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, 23 October 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	AL	32,3
	MA	58,6
	MK	36,4
	ZZ	42,4
0707 00 05	MK	30,8
	TR	122,6
	ZZ	76,7
0709 93 10	TR	116,3
	ZZ	116,3
0805 50 10	AR	87,6
	CL	85,7
	TR	86,6
	ZA	88,2
	ZZ	87,0
0806 10 10	BR	282,8
	MK	80,9
	TR	142,2
	ZZ	168,6
0808 10 80	AR	216,2
	CL	133,2
	MK	29,8
	NZ	141,2
	ZA	142,9
0808 30 90	ZZ	132,7
	CN	58,8
	TR	112,5
	ZZ	85,7

⁽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'.

DECISIONS

COUNCIL DECISION

of 22 October 2012

establishing the position to be taken by the European Union within the General Council of the World Trade Organisation on the accession of the Lao People's Democratic Republic to the WTO

(2012/656/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91, Articles 100(2) and 207(4), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) On 16 July 1997 the Government of the Lao People's Democratic Republic (Lao PDR) applied for accession to the Marrakesh Agreement establishing the World Trade Organisation (WTO), pursuant to Article XII of that Agreement.
- (2) A Working Party on the accession of Lao PDR was established on 19 February 1998 in order to reach agreement on terms of accession acceptable to Lao PDR and all WTO Members.
- (3) The Commission, on behalf of the Union, has negotiated a comprehensive series of market opening commitments on the part of Lao PDR which satisfy the Union's requests and are in line with the development level of Lao PDR.
- (4) These commitments are now embodied in the Protocol of Accession of Lao PDR to the WTO.
- (5) Accession to the WTO is expected to make a positive and lasting contribution to the process of economic reform and sustainable development in Lao PDR.

(6) The Protocol of Accession should therefore be approved.

(7) Article XII of the Agreement establishing the WTO provides that the terms of accession are to be agreed between the acceding Member and the WTO, and that the WTO Ministerial Conference approves the terms of accession on the WTO side. Article IV.2 of the Agreement establishing the WTO provides that in the intervals between meetings of the Ministerial Conference, its functions shall be conducted by the General Council.

(8) Accordingly, it is necessary to establish the position to be taken by the Union within the General Council of the WTO on the accession of Lao PDR to the WTO,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken by the European Union within the General Council of the World Trade Organisation on the accession of the Lao People's Democratic Republic to the WTO is to approve the accession.

Article 2

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

Done at Luxembourg, 22 October 2012.

For the Council

The President

S. ALETRARIS

COUNCIL DECISION
of 22 October 2012
appointing an Austrian member and an Austrian alternate member of the Committee of the Regions
(2012/657/EU)

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal of the Austrian Government,

Whereas:

- (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.
- (2) A member's seat on the Committee of the Regions has become vacant following the end of the term of office of Mr Markus LINHART.
- (3) An alternate member's seat will become vacant following the appointment of Mr Hannes WENINGER as member of the Committee of the Regions,

HAS ADOPTED THIS DECISION:

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:

(a) as member:

— Mr Hannes WENINGER, *Geschäftsführender Gemeinderat und Abgeordneter zum Nationalrat*;

and

(b) as alternate member:

— Mr Markus LINHART, *Bürgermeister*.

Article 2

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

Done at Luxembourg, 22 October 2012.

For the Council
The President
S. ALETRARIS

⁽¹⁾ OJ L 348, 29.12.2009, p. 22.

⁽²⁾ OJ L 12, 19.1.2010, p. 11.

CORRIGENDA

Corrigendum to Council Regulation (EU) No 927/2012 of 16 July 2012 establishing the deadline in the event of underutilisation of fishing opportunities under the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community on the one hand, and the Government of Denmark and the Home Rule Government of Greenland, on the other hand

(Official Journal of the European Union L 293 of 23 October 2012)

In the title of the Regulation, in the table of contents and on page 1:

for: 'Council Regulation (EU) No 927/2012 of 16 July 2012 ...',

read: 'Council Regulation (EU) No 972/2012 of 16 July 2012 ...'.

Corrigendum to Commission Implementing Regulation (EU) No 792/2012 of 23 August 2012 laying down rules for the design of permits, certificates and other documents provided for in Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein and amending Commission Regulation (EC) No 865/2006

(Official Journal of the European Union L 242 of 7 September 2012)

On pages 42 and 43, in Annex V, the certificates are replaced by the following:

EUROPEAN UNION

COPY for the issuing authority	2	1. Holder	CERTIFICATE <i>Not for use outside the European Union</i>		No
			☐ Certificate of legal acquisition ☐ Certificate for commercial activities ☐ Certificate for movement of live specimen		
			Council Regulation (EC) No 338/97 and Commission Regulation (EC) No 865/2006 on the protection of species of wild fauna and flora by regulating trade therein		
		2. Authorised location for live specimens of Annex A species	3. Issuing Management Authority		
		4. Description of specimens (incl. marks, sex/date of birth for live animals)	5. Net mass (kg)		6. Quantity
	7. CITES Appendix		8. EU Annex	9. Source	
	10. Country of origin				
	11. Permit No		12. Permit No		
2	16. Scientific name of species		13. Member State of import		
	17. Common name of species (if available)		14. Document No	15. Date of issue	
18. It is hereby certified that the specimens described above: a) ☐ were taken from the wild in accordance with the legislation in force in the issuing Member State b) ☐ are abandoned or escaped specimens that were recovered in accordance with the legislation in force in the issuing Member State c) ☐ are captive born-and-bred or artificially propagated specimens d) ☐ were acquired in or introduced into the Union in compliance with the provisions of Council Regulation (EC) No 338/97. e) ☐ were acquired in or introduced into the Union before 1 June 1997 in accordance with Council Regulation (EEC) No 3626/82. f) ☐ were acquired in or introduced into the Union before 1 January 1984 in compliance with the provisions of CITES g) ☐ were acquired in or introduced into the issuing Member State before the provisions of Regulations (EC) No 338/97 or (EEC) No 3626/82 or of CITES became applicable in this territory					
19. This document is issued for the purpose of : a) ☐ confirming that a specimen to be (re-) exported has been acquired in accordance with the legislation in force on the protection of the species in question b) ☐ exempting for sale Annex A specimens from the prohibitions relating to commercial activities listed in Article 8.1 of Regulation (EC) No 338/97 c) ☐ exempting for display to the public without sale Annex A specimens from the prohibitions relating to commercial activities listed in Article 8.1 of Regulation (EC) No 338/97 d) ☐ using the specimens for the advancement of science/breeding or propagation/research or education or other non-detrimental purposes e) ☐ authorising the movement within the Union of a live Annex A specimen from the location indicated in the import permit or in any certificate					
Certificate valid only for holder named in box 1 Yes ☐ No ☐					
20. Special conditions					
Name of issuing official Place and date Signature and stamp					

EUROPEAN UNION

APPLICATION	3	1. Applicant	CERTIFICATE <i>Not for use outside the European Union</i>		No	
			☐ Certificate of legal acquisition ☐ Certificate for commercial activities ☐ Certificate for movement of live specimen			
			Council Regulation (EC) No 338/97 and Commission Regulation (EC) No 865/2006 on the protection of species of wild fauna and flora by regulating trade therein			
		2. Authorised location for live specimens of Annex A species	3. Issuing Management Authority			
		4. Description of specimens (incl. marks, sex/date of birth for live animals)	5. Net mass (kg)		6. Quantity	
		7. CITES Appendix		8. EU Annex	9. Source	
		10. Country of origin				
	3	11. Permit No		12. Date of issue		
		16. Scientific name of species		13. Member State of import		
		17. Common name of species (if available)		14. Document No	15. Date of issue	
18. I hereby certify that the specimens described above: a) ☐ were taken from the wild in accordance with the legislation in force in the issuing Member State b) ☐ are abandoned or escaped specimens that were recovered in accordance with the legislation in force in the issuing Member State c) ☐ are captive born-and-bred or artificially propagated specimens d) ☐ were acquired in or introduced into the Union in compliance with the provisions of Council Regulation (EC) No 338/97. e) ☐ were acquired in or introduced into the Union before 1 June 1997 in accordance with Council Regulation (EEC) No 3626/82. f) ☐ were acquired in or introduced into the Union before 1 January 1984 in compliance with the provisions of CITES g) ☐ were acquired in or introduced into the issuing Member State before the provisions of Regulations (EC) No 338/97 or (EEC) No 3626/82 or of CITES became applicable in this territory						
19. I request a document for the purpose of : a) ☐ confirming that a specimen to be (re-) exported has been acquired in accordance with the legislation in force on the protection of the species in question b) ☐ exempting for sale Annex A specimens from the prohibitions relating to commercial activities listed in Article 8.1 of Regulation (EC) No 338/97 c) ☐ exempting for display to the public without sale Annex A specimens from the prohibitions relating to commercial activities listed in Article 8.1 of Regulation (EC) No 338/97 d) ☐ using the specimens for the advancement of science/breeding or propagation/research or education or other non-detrimental purposes e) ☐ authorising the movement within the Union of a live Annex A specimen from the location indicated in the import permit or in any certificate						
20. Remarks I attach the necessary documentary evidence and declare that all the particulars provided are to the best of my knowledge and belief correct. I declare that an application for a certificate for the above specimens was not previously rejected. Name of applicant Signature Place and date						

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