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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 177/2013

of 28 February 2013

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 February 2013.

*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	IL	82,8
	MA	62,8
	TN	79,5
	TR	101,9
	ZZ	81,8
0707 00 05	EG	191,6
	MA	170,1
	TR	177,6
	ZZ	179,8
0709 91 00	EG	72,9
	ZZ	72,9
0709 93 10	MA	39,4
	TR	123,3
	ZZ	81,4
0805 10 20	EG	50,3
	IL	71,6
	MA	60,9
	TN	54,7
	TR	62,9
	ZZ	60,1
0805 50 10	TR	67,9
	ZZ	67,9
0808 10 80	BR	96,8
	CL	110,1
	CN	82,2
	MK	35,9
	US	179,8
	ZZ	101,0
0808 30 90	AR	118,9
	CL	145,2
	CN	84,0
	TR	179,9
	ZA	110,8
	ZZ	127,8

⁽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 178/2013**of 28 February 2013****on the minimum customs duty for sugar to be fixed in response to the second partial invitation to tender within the tendering procedure opened by Implementing Regulation (EU) No 36/2013**

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⁾, and in particular Article 186, in conjunction with Article 4 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) No 36/2013 ⁽²⁾ opened a standing invitation to tender for the 2012/2013 marketing year for imports of sugar of CN codes 1701 14 10 and 1701 99 10 at a reduced customs duty.
- (2) In accordance with Article 6 of Implementing Regulation (EU) No 36/2013, the Commission is to decide, in the light of the tenders received in response to a partial invitation to tender, either to fix a minimum customs duty or not to fix a minimum customs duty per eight digit CN code.
- (3) On the basis of the tenders received for the second partial invitation to tender, a minimum customs duty should be fixed for sugar falling within CN codes 1701 14 10 and 1701 99 10.

(4) In order to give a rapid signal to the market and to ensure efficient management of the measure, this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*.

(5) The Management Committee for the Common Organisation of Agricultural Markets has not delivered an opinion within the time limit set by its Chair,

HAS ADOPTED THIS REGULATION:

Article 1

For the second partial invitation to tender within the tendering procedure opened by Implementing Regulation (EU) No 36/2013, in respect of which the time limit for the submission of tenders expired on 27 February 2013, a minimum customs duty has been fixed as set out in the Annex to this Regulation for sugar falling within CN codes 1701 14 10 and 1701 99 10.

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 February 2013.

*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 16, 19.1.2013, p. 7.

ANNEX

Minimum customs duties*(EUR/tonne)*

Eight digit CN code	Minimum customs duty
1	2
1701 14 10	141,00
1701 99 10	161,00

(—) no minimum customs duty fixed (all offers rejected)

(X) no offers

COMMISSION IMPLEMENTING REGULATION (EU) No 179/2013
of 28 February 2013
fixing the import duties in the cereals sector applicable from 1 March 2013

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 March 2013 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 March 2013, 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 February 2013.

*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 March 2013

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

15.2.2013-27.2.2013

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	237,19	207,60	—	—	—
Fob price USA	—	—	299,44	289,44	269,44
Gulf of Mexico premium	82,86	18,84	—	—	—
Great Lakes premium	—	—	—	—	—

⁽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: 14,73 EUR/t

Freight costs: Great Lakes-Rotterdam: — EUR/t

DECISIONS

COUNCIL DECISION 2013/109/CFSP

of 28 February 2013

amending Decision 2012/739/CFSP concerning restrictive measures against Syria

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

Whereas:

- (1) On 29 November 2012, the Council adopted Decision 2012/739/CFSP concerning restrictive measures against Syria ⁽¹⁾.
- (2) On the basis of a review of Decision 2012/739/CFSP, the Council has concluded that the restrictive measures should be renewed until 1 June 2013.
- (3) Furthermore, it is necessary to amend the measures concerning the arms embargo to enable the delivery of non-lethal military equipment for the protection of civilians or for the Syrian National Coalition for Opposition and Revolutionary Forces which the Union accepts as legitimate representatives of the Syrian people and the delivery to them of non-combat vehicles manufactured or fitted with materiel to provide ballistic protection, as well as the provision to them of technical assistance intended for the protection of civilians.
- (4) Further action by the Union is needed in order to implement certain measures.
- (5) Decision 2012/739/CFSP should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2012/739/CFSP is hereby amended as follows:

(1) Article 3(1) is hereby amended as follows:

(a) points (b) and (c) are replaced by the following:

"(b) the sale, supply, transfer or export of non-lethal military equipment or of equipment which might be used for internal repression, intended for humanitarian or protective use or for the protection of civilians, or for institution building

programmes of the United Nations (UN) and the European Union, or for European Union and UN crisis management operations, or for the Syrian National Coalition for Opposition and Revolutionary Forces intended for the protection of civilians;

(c) the sale, supply, transfer or export of non-combat vehicles which have been manufactured or fitted with materials to provide ballistic protection, intended solely for the protective use of personnel of the European Union and its Member States in Syria, or for the Syrian National Coalition for Opposition and Revolutionary Forces intended for the protection of civilians;"

(b) the following point is added:

"(f) the provision of technical assistance, brokering services and other services for the Syrian National Coalition for Opposition and Revolutionary Forces intended for the protection of civilians,".

(2) Article 31 is replaced by the following:

"Article 31

This Decision shall apply until 1 June 2013. It shall be kept under constant review. It shall be renewed, or amended as appropriate, if the Council deems that its objectives have not been met."

Article 2

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

Done at Brussels, 28 February 2013.

*For the Council**The President*

J. BURTON

⁽¹⁾ OJ L 330, 30.11.2012, p. 21.

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

DECISION No 1 OF THE EU-KOREA TRADE COMMITTEE of 23 December 2011 on the adoption of the rules of procedure of the Trade Committee (2013/110/EU)

THE TRADE COMMITTEE,

Having regard to the Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part ⁽¹⁾ ('the Agreement'), signed in Brussels on 6 October 2010, and in particular Articles 15.1.3(c) and 15.1.4(f) thereof,

Whereas:

- (1) The Trade Committee may adopt its own rules of procedure and shall supervise the work of all Specialised Committees, Working Groups and other bodies, with the exception of the Committee on Cultural Cooperation in accordance with Article 3.3 of the Protocol on Cultural Cooperation of the Agreement.
- (2) The Trade Committee has the exclusive authority to adopt decisions in the areas covered by the Specialised Committees and Working Groups, unless otherwise specified in the Agreement,

HAS ADOPTED THIS DECISION:

1. The rules of procedure of the Trade Committee are established as set out in the Annex.
2. This Decision shall enter into force on 23 December 2011.

Done on 23 December 2011.

For the Trade Committee

*Minister for Trade
of the Republic of Korea*
Kim JONG-HOON

*Commissioner for Trade
of the European Commission*
Karel DE GUCHT

⁽¹⁾ OJ L 127, 14.5.2011, p. 6.

ANNEX

RULES OF PROCEDURE OF THE TRADE COMMITTEE*Article 1***Composition and Chair**

1. The Trade Committee that is established in accordance with Article 15.1 of the Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part ('the Agreement'), shall perform its duties as provided in Article 15.1 of the Agreement and take responsibility for general implementation of the Agreement.
2. As provided for in Article 15.1.1 of the Agreement, the Trade Committee shall be composed of the representatives of the EU Party, on the one hand, and representatives of Korea, on the other hand.
3. The Trade Committee shall be co-chaired by the Minister for Trade of Korea and the Member of the European Commission responsible for Trade. The Chairpersons may arrange to be represented by respective designees as provided in Article 15.1.2 of the Agreement.

*Article 2***Representation**

1. A Party shall notify the other Party of the list of its members of the Trade Committee. The list shall be administered by the Secretariat of the Trade Committee.
2. A member wishing to be represented by an alternate representative shall notify the Chairpersons of the Trade Committee of the name of his or her alternate representative before the meeting at which he or she is to be so represented. The alternate representative of a member of the Trade Committee shall exercise all the rights of that member.

*Article 3***Meetings**

1. The Trade Committee shall meet once a year or at the request of either Party. The meetings shall be held in Brussels or Seoul alternately, unless the Parties agree otherwise.
2. By way of exception and if both Parties agree, the meetings of the Trade Committee may be held by video or teleconference.
3. Each meeting of the Trade Committee shall be convened by the Secretariat of the Trade Committee at a date and place agreed by both Parties. The convening notice of the meeting shall be issued by the Secretariat of the Trade Committee to the members of the Trade Committee no later than 28 days prior to the start of the session, unless the Parties agree otherwise.

*Article 4***Delegation**

The members of the Trade Committee may be accompanied by officials. Before each meeting, the Chairpersons of the Trade Committee shall be informed of the intended composition of the delegations attending the meeting.

*Article 5***Observers**

The Trade Committee may decide to invite observers on an ad hoc basis.

*Article 6***Secretariat**

The coordinators designated by the Parties in accordance with Article 15.6 of the Agreement shall jointly act as Secretariat of the Trade Committee.

*Article 7***Documents**

Where the deliberations of the Trade Committee are based on written supporting documents, such documents shall be numbered and circulated by the Secretariat of the Trade Committee as documents of the Trade Committee.

*Article 8***Correspondence**

1. Correspondence to the Chairpersons of the Trade Committee shall be forwarded to the Secretariat of the Trade Committee for circulation to the members of the Trade Committee.
2. Correspondence from the Chairpersons of the Trade Committee shall be sent to the recipients by the Secretariat of the Trade Committee and be numbered and circulated, where appropriate, to the other members of the Trade Committee.

*Article 9***Agenda for the Meetings**

1. A provisional agenda for each meeting shall be drawn up by the Secretariat of the Trade Committee. It shall be forwarded, together with the relevant documents, to the members of the Trade Committee as well as the Chairpersons of the Trade Committee no later than 7 days before the beginning of the meeting.
2. The provisional agenda shall include items in respect of which the Secretariat of the Trade Committee has received a request for inclusion in the agenda by a Party, together with the relevant documents, no later than 14 days before the beginning of the meeting.
3. The agenda shall be adopted by the Trade Committee at the beginning of each meeting. Items other than those appearing on the provisional agenda may be placed on the agenda if the Parties so agree.
4. The Chairpersons of the Trade Committee may, upon agreement, invite experts to attend its meetings in order to provide information on specific subjects.
5. The Chairpersons of the Trade Committee may, upon agreement, reduce the time periods specified in paragraphs 1 and 2 in order to take account of the requirements of a particular case.

*Article 10***Minutes**

1. Draft minutes of each meeting shall be drawn up by the Secretariat of the Trade Committee, normally within 21 days from the end of the meeting.
2. The minutes shall, as a general rule, summarise each item on the agenda, specifying where applicable:
 - (a) the documents submitted to the Trade Committee;
 - (b) any statement that a member of the Trade Committee has asked to be entered; and
 - (c) the decisions adopted, recommendations made, statements agreed upon and conclusions adopted on specific items.
3. The minutes shall also include a list of members of the Trade Committee or their alternate representatives who took part in the meeting, a list of the members of the delegations accompanying them and a list of any observers or experts to the meeting.
4. The minutes shall be approved in writing by both Parties within 28 days of the date of the meeting or by any other date agreed by the Parties. Once approved, two copies of the minutes shall be signed by the Secretariat of the Trade Committee and each of the Parties shall receive one original copy of these authentic documents. Copies of the signed minutes shall be forwarded to the members of the Trade Committee.

*Article 11***Reports**

The Trade Committee shall report to the Joint Committee of the Framework Agreement on its activities and those of its Specialised Committees, Working Groups and other bodies at each regular meeting of the Joint Committee as provided in Article 15.1.5 of the Agreement.

*Article 12***Decisions and Recommendations**

1. The Trade Committee shall adopt decisions and recommendations by agreement between the Parties, as provided for in Article 15.4 of the Agreement.
2. In the period between meetings, the Trade Committee may adopt decisions or recommendations by written procedure if both Parties agree. The written procedure shall consist of an exchange of notes between the Chairpersons of the Trade Committee.

3. Where the Trade Committee is empowered under the Agreement to adopt decisions or recommendations, such acts shall be entitled 'Decision' or 'Recommendation' respectively. The Secretariat of the Trade Committee shall give any decision or recommendation a serial number, the date of adoption and a description of their subject matter. Each decision shall provide for the date of its entry into force.

4. Decisions and recommendations adopted by the Trade Committee shall be authenticated by two authentic copies signed by the Chairpersons of the Trade Committee.

Article 13

Publicity and Confidentiality

1. Unless otherwise decided, the meetings of the Trade Committee shall not be public.

2. When a Party submits information considered as confidential under its laws and regulations to the Trade Committee, Specialised Committees, Working Groups or any other bodies, the other Party shall treat that information as confidential as provided in Article 15.1.7 of the Agreement.

3. Each Party may decide on the publication of the decisions and recommendations of the Trade Committee in its respective official publication.

Article 14

Expenses

1. Each Party shall meet any expenses it incurs as a result of participating in the meetings of the Trade Committee, both with regard to staff, travel and subsistence expenditure and with regard to postal and telecommunications expenditure.

2. Expenditure in connection with the organisation of meetings and reproduction of documents shall be borne by the Party hosting the meeting.

Article 15

Specialised Committees and Working Groups

1. The Trade Committee shall be assisted in the performance of its duties by the Specialised Committees and Working Groups established under the auspices of the Trade Committee.

2. The Trade Committee shall be informed of the contact points designated by each Specialised Committee and Working Group. All correspondences, documents and communications including the exchange of e-mails between the contact points of each Specialised Committee and Working Group regarding the implementation of the Agreement shall be forwarded to the Secretariat of the Trade Committee simultaneously.

3. The Trade Committee at each regular meeting shall receive reports from each Specialised Committee and Working Group on its activities.

4. Each Specialised Committee and Working Group may establish its own rules of procedure which shall be reported to the Trade Committee.

DECISION No 2 OF THE EU-KOREA TRADE COMMITTEE
of 23 December 2011

**on the establishment of a list of arbitrators referred to in Article 14.18 of the Free Trade Agreement
between the European Union and its Member States, of the one part, and the Republic of Korea, of
the other part**

(2013/111/EU)

THE TRADE COMMITTEE,

Having regard to the Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part ⁽¹⁾, signed in Brussels on 6 October 2010 ('the Parties' and 'the Agreement'), and in particular Article 14.18 thereof,

Whereas:

- (1) The Agreement provides for a dispute settlement mechanism whereby disputes are solved through recourse to a panel of arbitrators.
- (2) In the event of a dispute, the Parties shall consult in order to reach an agreement on the composition of the arbitration panel and, failing this agreement, the panel shall be composed by drawing lots from a list of names.
- (3) Such list of names shall be established by the Trade Committee in accordance with Article 14.18 of the Agreement.

(4) The Parties have agreed on a list of 15 names,

HAS ADOPTED THIS DECISION:

1. The list of 15 arbitrators is set out in the Annex to this Decision.
2. This Decision shall enter into force on the date of its adoption

Done on 23 December 2011.

For the Trade Committee

*Minister for Trade
of the Republic of Korea*
Kim JONG-HOON

*Commissioner for Trade
of the European Commission*
Karel DE GUCHT

⁽¹⁾ OJ L 127, 14.5.2011, p. 6.

ANNEX

LIST OF ARBITRATORS**Arbitrators proposed by Korea**

Dukgeun AHN

Seungwha CHANG

Sungjoon CHO

Joongi KIM

Jaemin LEE

Arbitrators proposed by the EU

Jacques BOURGEOIS

Claus-Dieter EHLERMANN

Pieter Jan KUIJPER

Giorgio SACERDOTI

Ramon TORRENT

Chairpersons

William DAVEY (US)

Merit JANOW (US)

Virachai PLASAI (Thailand)

Helge SELAND (Norway)

Florentino FELICIANO (Philippines)

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