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Price: EUR 3

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EN

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II

(Non-legislative acts)

INTERNATIONAL AGREEMENTS

COUNCIL DECISION

of 22 April 2013

on the position to be taken on behalf of the European Union with regard to the adoption of the Rules of Procedure of the EPA Committee, the Customs Cooperation Committee and the Joint Development Committee provided for by the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part

(2013/331/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 207 and 209 in conjunction with Article 218(9) thereof,

Having regard to Council Decision 2012/196/EC of 13 July 2009 on the signing and provisional application of the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part ⁽¹⁾,

Having regard to the proposal from the European Commission,
Whereas:

- (1) The Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part ⁽²⁾ (hereinafter referred to as 'the Agreement') was signed on 29 August 2009 and is provisionally applied since 14 May 2012.
- (2) Article 64 of the Agreement establishes an EPA Committee, which is responsible for the administration of the Agreement and for the fulfilment of any of the tasks mentioned therein.
- (3) Article 64 of the Agreement provides that the EPA Committee adopts its rules of procedure.
- (4) The EPA Committee is assisted in the performance of its duties by the Customs Cooperation Committee, which is established in accordance with Article 41 of Protocol 1 to the Agreement, and the Joint Development Committee, which is established in accordance with Article 52 of the Agreement.

- (5) It is appropriate to establish the position to be adopted on behalf of the Union with regard to the adoption of the Rules of Procedure of the EPA Committee, the Customs Cooperation Committee and the Joint Development Committee,

HAS ADOPTED THIS DECISION:

Article 1

The position to be adopted on behalf of the Union with regard to the adoption of a decision of the EPA Committee provided for by the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part, on its Rules of Procedure, on the Rules of Procedure of the Customs Cooperation Committee and on the Rules of Procedure of the Joint Development Committee shall be based on the draft Decision of the EPA Committee attached to this Decision.

Minor changes to the draft Decision of the EPA Committee may be agreed to without further decision of the Council.

Article 2

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

Done at Luxembourg, 22 April 2013.

For the Council
The President
C. ASHTON

⁽¹⁾ OJ L 111, 24.4.2012, p. 1.

⁽²⁾ OJ L 111, 24.4.2012, p. 2.

DRAFT

DECISION No .../2013 OF THE EPA COMMITTEE

of

set up by the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part concerning the adoption of the Rules of Procedure of the EPA Committee, the Customs Cooperation Committee and the Joint Development Committee

THE EPA COMMITTEE,

HAS ADOPTED THIS DECISION:

Article 1

Having regard to the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part (hereinafter referred to as 'the Agreement'), signed in Grand Baie on 29 August 2009 and provisionally applied since 14 May 2012, and in particular Article 64 thereof,

1. The Rules of Procedure of the following committees are hereby established as set out in the Annexes:

Annex I – the EPA Committee;

Annex II – the Customs Cooperation Committee;

Annex III – the Joint Development Committee.

2. Those Rules of Procedure are without prejudice to any special rules provided for in the Agreement or which may be decided by the EPA Committee.

Article 2

Whereas:

This Decision shall enter into force on

(1) The Agreement provides that the EPA Committee adopts its rules of procedure.

(2) The EPA Committee is to be assisted in the performance of its duties by the Customs Cooperation Committee, which is established in accordance with Article 41 of the Protocol 1 of the Agreement, and the Joint Development Committee, which is established in accordance with Article 52 of the Agreement,

Done at (place), on (date)

For the signatory ESA States

For the EU Party

ANNEX I

RULES OF PROCEDURE OF THE EPA COMMITTEE

set up by the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part

*Article 1***Scope of application**

These Rules of Procedure shall apply to the proceedings of any of the meetings of the EPA Committee.

*Article 2***Composition and Chair**

1. The EPA Committee is composed, on the one hand, of representatives of Signatory States from the Eastern and Southern Africa ('Signatory ESA States') ⁽¹⁾ and, on the other of representatives of the EU Party, at ministerial or senior official level.
2. Reference to 'the Parties' in these Rules of Procedure is in accordance with the definition provided for in Article 61 of the Agreement.
3. The EPA Committee at ministerial level shall be co-chaired by a representative of the Signatory ESA States and by a representative of the European Union ('EU'). The EPA Committee at senior official level shall be co-chaired by the representatives of the Signatory ESA States, normally at senior official level and by the senior officials of the European Commission, on behalf of the EU Party. The Signatory ESA States assume chairmanship on a yearly rotating basis.

*Article 3***Observers**

1. Representatives of the Common Market for Eastern and Southern Africa (COMESA) and representatives of the Indian Ocean Commission (IOC) shall be invited to participate in the EPA Committee meetings as observers.
2. The Secretary of the EPA Committee shall notify representatives of COMESA and the IOC of any meeting of the EPA Committee so that they may participate as observers.
3. The Parties may collectively decide to invite additional observers on an ad hoc basis. Such observers may participate at the meeting, upon invitation of a Co-chairman and approval of the EPA Committee.
4. The EPA Committee may determine that any part of meetings involving sensitive matters may be closed to observers.

*Article 4***Meetings**

1. The EPA Committee shall meet once a year or when circumstances so require, if the Parties so agree. If both Parties agree, the meetings of the EPA Committee may be held by video- or tele-conference. In such a case each Party bears its respective cost associated with holding the meeting by such means, unless agreed otherwise.
2. Each session of the EPA Committee shall be held at a date and place agreed by both Parties.
3. The meetings of the EPA Committee shall be convened by the Secretary of the EPA Committee.

*Article 5***Delegations**

Before each meeting, the Co-chairs of the EPA Committee shall be informed of the intended composition of the delegations of the Signatory ESA States and of the EU Party.

*Article 6***Secretariat**

1. Officials of the Signatory ESA States and of the European Commission shall act alternately for periods of 12 months as Secretary of the EPA Committee. The Signatory ESA State may be assisted by the COMESA Secretariat.

⁽¹⁾ Madagascar, Mauritius, Seychelles and Zimbabwe.

2. Notwithstanding paragraph 1, the first period shall begin on the date of the first meeting of the EPA Committee and end on 31 December of the year thereafter. The Secretariat of the EPA Committee shall be held first by a representative of the European Commission. The Signatory ESA States assume the Secretariat on a rotating basis.

Article 7

Documents

Where the deliberations of the EPA Committee are based on written supporting documents, such documents shall be numbered and circulated as documents of the EPA Committee by the Secretary at least 14 days before the beginning of the meeting.

Article 8

Correspondence

1. All correspondence addressed to the EPA Committee shall be directed to the Secretary of the EPA Committee.
2. The Secretary shall ensure that correspondence addressed to the EPA Committee is forwarded to the Co-chairs of the Committee and circulated, where appropriate as documents referred to in Article 7.
3. Correspondence from the Co-chairs of the EPA Committee shall be sent to the Parties by the Secretary and circulated where appropriate as documents referred to in Article 7.

Article 9

Agenda for the meetings

1. A provisional annotated agenda for each meeting shall be drawn up by the Secretary of the EPA Committee on the basis of proposals made by the Parties. It shall be forwarded by the Secretary of the EPA Committee to the Parties no later than three weeks before the beginning of the meeting.
2. The provisional annotated agenda shall include the items for which a request for inclusion in the agenda has been received by the Secretary no later than one month before the beginning of the meeting, although such items will not be included in the provisional agenda unless the relevant supporting documents have been received by the Secretary no later than the date of dispatch of the provisional agenda.
3. The agenda shall be adopted by the EPA Committee at the beginning of each meeting. An item other than those appearing on the provisional agenda may be placed on the agenda if the Parties so agree.
4. The Co-chairs of the EPA Committee, in agreement with the Parties, may invite experts to attend its meetings in order to provide information on specific subjects.
5. With the agreement of the Parties, the Secretary may abridge the time limit specified in paragraph 1 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 Secretary as soon as possible, normally within a month of the meeting.
2. The minutes shall, as a general rule, summarise each item on the agenda, specifying where applicable:
 - (a) all documents submitted to the EPA Committee,
 - (b) any statement that a member of the EPA Committee has asked to be entered,
 - (c) the decisions taken, recommendations made, statements agreed upon and conclusions adopted on specific items.
3. The minutes shall also include a list of participants to the EPA Committee and a list of any observers to the meeting.
4. Approval of the minutes shall be confirmed in writing within two months of the date of the meeting by the Signatory ESA states and the EU Party. Once approved, the minutes shall be signed by the Secretary. Each Signatory ESA State and the EU Party shall receive one original of these authentic documents.

Article 11

Decisions and Recommendations

1. The EPA Committee shall adopt decisions and recommendations by consensus.

2. The EPA Committee may decide to submit any general matter of an all ACP-EU interest arising under the Agreement to the ACP-EU Council of Ministers as defined in Article 15 of the Partnership Agreement between the Members of the African, Caribbean and Pacific Group of States of the one part, and the EC and its Member States of the other part (the Cotonou Agreement).
3. In the period between meetings, the EPA Committee may adopt decisions and recommendations by written procedure if both Parties so agree. A written procedure shall consist of an exchange of notes between the Parties.
4. Decisions and recommendations of the EPA Committee shall be entitled 'Decision' or 'Recommendation' respectively, and followed by a serial number, the date of their adoption and a description of their subject. Each decision shall provide for the date of its entry into force.
5. Decisions and recommendations adopted by the EPA Committee shall be authenticated by a representative of the Signatory ESA States and by a representative of the European Commission on behalf of the EU Party.
6. Decisions and recommendations shall be forwarded to the Parties as documents of the EPA Committee.

Article 12

Publicity

1. Unless otherwise decided, meetings of the EPA Committee shall not be public.
2. Each Party may decide on the publication of the decisions or recommendations of the EPA Committee in its respective official publication.

Article 13

Languages

1. The working languages of the EPA Committee shall be the official languages common to the Parties, English and French.
2. The EPA Committee shall base its deliberations and adopt decisions on documentation and proposals prepared as far as possible in both languages referred to in paragraph 1. Decisions and recommendations are provided in both languages referred to in paragraph 1.

Article 14

Expenses

1. Each Party shall meet any expenses it incurs as a result of participating in the meetings of the EPA 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.
3. Expenditure in connection with the provision of interpretation services at meetings and translation of documents shall be borne by the Party hosting the meeting. Expenditure associated with the provision of interpretation services and translation of documents into or from other official languages of the European Union shall be borne by the EU Party.

Article 15

Amendment of Rules of Procedure

These Rules of Procedure may be amended in accordance with paragraph 1 of Article 11 hereof.

ANNEX II

RULES OF PROCEDURE OF THE CUSTOMS COOPERATION COMMITTEE

set up by the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part

*Article 1***Scope of application**

These Rules of Procedure shall apply to the proceedings of any of the meetings of the Customs Cooperation Committee.

*Article 2***Role of the Customs Cooperation Committee**

The Customs Cooperation Committee is established in accordance with Article 41 of Protocol 1 to the Agreement. It shall also deal with all matters delegated to it by the EPA Committee.

*Article 3***Composition and Chair**

1. The Customs Cooperation Committee is composed, on the one hand, of representatives of Signatory States from the Eastern and Southern Africa ('Signatory ESA States') ⁽¹⁾ and, on the other of representatives of the EU Party.
2. Reference to 'the Parties' in these Rules of Procedure is in accordance with the definition provided for in Article 61 of the Agreement.
3. The Customs Cooperation Committee shall be co-chaired by a representative of the Signatory ESA States and by a representative of the European Commission, on behalf of the EU Party. The Signatory ESA States assume the chairmanship on a yearly rotating basis.

*Article 4***Observers**

1. Representatives of the Common Market for Eastern and Southern Africa (COMESA) and representatives of the Indian Ocean Commission (IOC) shall be invited to participate in the Customs Cooperation Committee meetings as observers.
2. The Secretary of the Customs Cooperation Committee shall notify representatives of COMESA and the IOC of any meeting of the Customs Cooperation Committee so that they may participate as observers.
3. The Parties may collectively decide to invite additional observers on an ad hoc basis. Such observers may participate at the meeting, upon invitation of a Co-chairman and approval of the Customs Cooperation Committee.
4. The Customs Cooperation Committee may determine that any part of meetings involving sensitive matters may be closed to observers.

*Article 5***Meetings**

1. Unless otherwise specified in the Agreement, the Customs Cooperation Committee shall meet upon request of either Party. If both Parties agree, the meetings of the Customs Cooperation Committee may be held by video- or tele-conference. In such a case each Party bears its respective cost associated with holding the meeting by such means, unless agreed otherwise.
2. Each session of the Customs Cooperation Committee shall be held at a date and place agreed by both Parties.
3. The meetings of the Customs Cooperation Committee shall be convened by the Secretary of the Customs Cooperation Committee.

⁽¹⁾ Madagascar, Mauritius, Seychelles and Zimbabwe.

*Article 6***Delegations**

Before each meeting, the Co-chairs of the Customs Cooperation Committee shall be informed of the intended composition of the delegations of the Signatory ESA States and of the EU Party.

*Article 7***Secretariat**

Officials of the Signatory ESA States and of the European Commission shall act alternately for periods of 12 months as Secretary of the Customs Cooperation Committee. The Signatory ESA State may be assisted by the COMESA Secretariat. Those periods shall coincide with the holding of the Secretariat of the EPA Committee by respectively the Signatory ESA States and the European Commission. The Signatory ESA States assume the Secretariat on a rotating basis.

*Article 8***Documents**

Where the deliberations of the Customs Cooperation Committee are based on written supporting documents, such documents shall be numbered and circulated as documents of the Customs Cooperation Committee by the Secretary at least 14 days before the beginning of the meeting.

*Article 9***Correspondence**

1. All correspondence addressed to the Customs Cooperation Committee shall be directed to the Secretary of the Customs Cooperation Committee.
2. The Secretary shall ensure that correspondence addressed to the Customs Cooperation Committee is forwarded to the Co-chairs of the Committee and circulated, where appropriate as documents referred to in Article 8.
3. Correspondence from the Co-chairs of the Customs Cooperation Committee shall be sent to the Parties by the Secretary and circulated where appropriate as documents referred to in Article 8.

*Article 10***Agenda for the meetings**

1. A provisional annotated agenda for each meeting shall be drawn up by the Secretary of the Customs Cooperation Committee on the basis of proposals made by the Parties. It shall be forwarded by the Secretary of the Customs Cooperation Committee to the Parties no later than three weeks before the beginning of the meeting.
2. The provisional annotated agenda shall include the items for which a request for inclusion in the agenda has been received by the Secretary no later than one month before the beginning of the meeting, although such items will not be included in the provisional agenda unless the relevant supporting documents have been received by the Secretary no later than the date of dispatch of the provisional agenda.
3. The agenda shall be adopted by the Customs Cooperation Committee at the beginning of each meeting. An item other than those appearing on the provisional agenda may be placed on the agenda if the Parties so agree.
4. The Co-chairs of the Customs Cooperation Committee, in agreement with the Parties, may invite experts to attend its meetings in order to provide information on specific subjects.
5. With the agreement of the Parties, the Secretary may abridge the time limit specified in paragraph 1 in order to take account of the requirements of a particular case.

*Article 11***Minutes**

1. Draft minutes of each meeting shall be drawn up by the Secretary as soon as possible, normally within a month of the meeting.
2. The minutes shall, as a general rule, summarise each item on the agenda, specifying where applicable:
 - (a) all documents submitted to the Customs Cooperation Committee,

- (b) any statement that a member of the Customs Cooperation Committee has asked to be entered,
 - (c) the decisions taken, recommendations made, statements agreed upon and conclusions adopted on specific items.
3. The minutes shall also include a list of participants to the Customs Cooperation Committee and a list of any observers to the meeting.
4. Approval of the minutes shall be confirmed in writing within two months of the date of the meeting by the Signatory ESA states and the EU Party. Once approved, the minutes shall be signed by the Secretary. Each Signatory ESA State and the EU Party shall receive one original of these authentic documents.

Article 12

Decisions and Recommendations

1. The Customs Cooperation Committee shall adopt decisions and recommendations by consensus.
2. In the period between meetings, the Customs Cooperation Committee may adopt decisions and recommendations by written procedure if both Parties so agree. A written procedure shall consist of an exchange of notes between the Parties.
3. Decisions or recommendations of the Customs Cooperation Committee shall be entitled 'Decision' or 'Recommendation' respectively, and followed by a serial number, the date of their adoption and a description of their subject. Each decision shall provide for the date of its entry into force.
4. Decisions and recommendations adopted by the Customs Cooperation Committee shall be authenticated by a representative of the Signatory ESA States and by a representative of the European Commission on behalf of the EU Party.
5. Decisions and recommendations shall be forwarded to the Parties and to the EPA Committee as documents of the Customs Cooperation Committee.

Article 13

Publicity

1. Unless otherwise decided, meetings of the Customs Cooperation Committee shall not be public.
2. Each Party may decide on the publication of the decisions and recommendations of the Customs Cooperation Committee in its respective official publication.

Article 14

Languages

1. The working languages of the Customs Cooperation Committee shall be the official languages common to the Parties, English and French.
2. The Customs Cooperation Committee shall base its deliberations and adopt decisions on documentation and proposals prepared as far as possible in both languages referred to in paragraph 1. Decisions and recommendations are provided in both languages referred to in paragraph 1.

Article 15

Expenses

1. Each Party shall meet any expenses it incurs as a result of participating in the meetings of the Customs Cooperation 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.
3. Expenditure in connection with the provision of interpretation services at meetings and translation of documents shall be borne by the Party hosting the meeting. Expenditure associated with the provision of interpretation services and translation of documents into or from other official languages of the European Union shall be borne by the EU Party.

*Article 16***Reporting**

The Customs Cooperation Committee shall report to the EPA Committee.

*Article 17***Amendment of Rules of Procedure**

These Rules of Procedure may be amended by the EPA Committee. The Customs Cooperation Committee may submit recommendations to the EPA Committee proposing changes to the Rules of Procedure.

ANNEX III

RULES OF PROCEDURE OF THE JOINT DEVELOPMENT COMMITTEE

set up by the Interim Agreement establishing a framework for an Economic Partnership Agreement between the Eastern and Southern Africa States, on the one part, and the European Community and its Member States, on the other part

*Article 1***Scope of application**

These Rules of Procedure shall apply to the proceedings of any of the meetings of the Joint Development Committee.

*Article 2***Role of the Joint Development Committee**

The Joint Development Committee is established as a sub-committee of the EPA Committee. In accordance with Article 52 of the Agreement, it shall discuss development cooperation issues linked to the implementation of that Agreement.

*Article 3***Composition and Chair**

1. The Joint Development Committee is composed, on the one hand, of representatives of Signatory States from the Eastern and Southern Africa ('Signatory ESA States') ⁽¹⁾ and, on the other of representatives of the EU Party.
2. Reference to 'the Parties' in these Rules of Procedure is in accordance with the definition provided for in Article 61 of the Agreement.
3. The Joint Development Committee shall be co-chaired by a representative of the Signatory ESA States and by a representative of the European Commission, on behalf of the EU Party. The Signatory ESA States assume the chairmanship on a yearly rotating basis.

*Article 4***Observers**

1. Representatives of the Common Market for Eastern and Southern Africa (COMESA) and representatives of the Indian Ocean Commission (IOC) shall be invited to participate in the Joint Development Committee meetings as observers.
2. The Secretary of the Joint Development Committee shall notify representatives of COMESA and the IOC of any meeting of the Joint Development Committee so that they may participate as observers.
3. The Parties may collectively decide to invite additional observers on an ad hoc basis. Such observers may participate at the meeting, upon invitation of a Co-chairman and approval of the Joint Development Committee.
4. The Joint Development Committee may determine that any part of meetings involving sensitive matters may be closed to observers.

*Article 5***Meetings**

1. Unless otherwise specified in the Agreement, the Joint Development Committee shall meet upon request of either Party. If both Parties agree, the meetings of the Joint Development Committee may be held by video- or tele-conference. In such a case each Party bears its respective cost associated with holding the meeting by such means, unless agreed otherwise.
2. Each session of the Joint Development Committee shall be held at a date and place agreed by both Parties.
3. The meetings of the Joint Development Committee shall be convened by the Secretary of the Joint Development Committee.

*Article 6***Delegations**

Before each meeting, the Co-chairs of the Joint Development Committee shall be informed of the intended composition of the delegations of the Signatory ESA States and of the EU Party.

⁽¹⁾ Madagascar, Mauritius, Seychelles and Zimbabwe

*Article 7***Secretariat**

Officials of the Signatory ESA States and of the European Commission shall act alternately for periods of 12 months as Secretary of the Joint Development Committee. The Signatory ESA State may be assisted by the COMESA Secretariat. Those periods shall coincide with the holding of the Secretariat of the EPA Committee by respectively the Signatory ESA States and the European Commission. The Signatory ESA States assume the Secretariat on a rotating basis.

*Article 8***Documents**

Where the deliberations of the Joint Development Committee are based on written supporting documents, such documents shall be numbered and circulated as documents of the Joint Development Committee by the Secretary at least 14 days before the beginning of the meeting.

*Article 9***Correspondence**

1. All correspondence addressed to the Joint Development Committee shall be directed to the Secretary of the Joint Development Committee.
2. The Secretary shall ensure that correspondence addressed to the Joint Development Committee is forwarded to the Co-chairs of the Committee and circulated, where appropriate as documents referred to in Article 8.
3. Correspondence from the Co-chairs of the Joint Development Committee shall be sent to the Parties by the Secretary and circulated where appropriate as documents referred to in Article 8.

*Article 10***Agenda for the meetings**

1. A provisional agenda for each meeting shall be drawn up by the Secretary of the Joint Development Committee on the basis of proposals made by the Parties. It shall be forwarded by the Secretary of the Joint Development Committee to the Parties no later than three weeks before the beginning of the meeting.
2. The provisional agenda shall include the items for which a request for inclusion in the agenda has been received by the Secretary no later than one month before the beginning of the meeting, although such items will not be included in the provisional agenda unless the relevant supporting documents have been received by the Secretary no later than the date of dispatch of the provisional agenda.
3. The agenda shall be adopted by the Joint Development Committee at the beginning of each meeting. An item other than those appearing on the provisional agenda may be placed on the agenda if the Parties so agree.
4. The Co-chairs of the Joint Development Committee, in agreement with the Parties, may invite experts to attend its meetings in order to provide information on specific subjects.
5. With the agreement of the Parties, the Secretary may abridge the time limit specified in paragraph 1 in order to take account of the requirements of a particular case.

*Article 11***Minutes**

1. Draft minutes of each meeting shall be drawn up by the Secretary as soon as possible, normally within a month of the meeting.
2. The minutes shall, as a general rule, summarise each item on the agenda, specifying where applicable:
 - (a) all documents submitted to the Joint Development Committee,
 - (b) any statement that a member of the Joint Development Committee has asked to be entered,
 - (c) the decisions taken, recommendations made, statements agreed upon and conclusions adopted on specific items.
3. The minutes shall also include a list of participants to the Joint Development Committee and a list of any observers to the meeting.
4. Approval of the minutes shall be confirmed in writing within two months of the date of the meeting by the Signatory ESA states and the EU Party. Once approved, the minutes shall be signed by the Secretary. Each Signatory ESA State and the EU Party shall receive one original of these authentic documents.

*Article 12***Recommendations**

1. The Joint Development Committee shall adopt recommendations by consensus.
2. In the period between meetings, the Joint Development Committee may adopt recommendations by written procedure if both Parties so agree. A written procedure shall consist of an exchange of notes between the Parties.
3. Recommendations of the Joint Development Committee shall be entitled 'Recommendation' and followed by a serial number, the date of their adoption and a description of their subject.
4. Recommendations adopted by the Joint Development Committee shall be authenticated by a representative of the Signatory ESA States and by a representative of the European Commission on behalf of the EU Party.
5. Recommendations shall be forwarded to the Parties as documents of the Joint Development Committee and shall be submitted to the EPA Committee for consideration.

*Article 13***Publicity**

Unless otherwise decided, meetings of the Joint Development Committee shall not be public.

*Article 14***Languages**

1. The working languages of the Joint Development Committee shall be the official languages common to the Parties, English and French.
2. The Joint Development Committee shall base its deliberations and make recommendations on documentation and proposals prepared as far as possible in both languages referred to in paragraph 1. Recommendations are provided in both languages referred to in paragraph 1.

*Article 15***Expenses**

1. Each Party shall meet any expenses it incurs as a result of participating in the meetings of the Joint Development 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.
3. Expenditure in connection with the provision of interpretation services at meetings and translation of documents shall be borne by the Party hosting the meeting. Expenditure associated with the provision of interpretation services and translation of documents into or from other official languages of the European Union shall be borne by the EU Party.

*Article 16***Reporting**

The Joint Development Committee shall report to the EPA Committee.

*Article 17***Amendment of Rules of Procedure**

These Rules of Procedure may be amended by the EPA Committee. The Joint Development Committee may submit recommendations to the EPA Committee proposing changes to the Rules of Procedure.

COUNCIL DECISION

of 10 June 2013

on the conclusion on behalf of the European Union of the Protocol on the implementation of the 1991 Alpine Convention in the field of transport (Transport protocol)

(2013/332/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91 in conjunction with Article 218(6)(a)(v), and the first paragraph of Article 218(8) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament ⁽¹⁾,

Whereas:

- (1) The Convention on the protection of the Alps (Alpine Convention) was concluded on behalf of the European Community by the Council by Decision 96/191/EC ⁽²⁾.
- (2) The Council decided on the signature, on behalf of the Community, of the Protocol on the implementation of the 1991 Alpine Convention in the field of transport (Transport protocol) by Decision 2007/799/EC ⁽³⁾.
- (3) The Transport protocol is an important step in the implementation of the Alpine Convention and the Union is committed to the achievement of the objectives of that Convention.
- (4) The economic, social and ecological cross-border problems of the Alps remain a major challenge to be addressed in this highly sensitive area.
- (5) The Transport protocol provides a framework, based on the precautionary principle, the preventive principle and the polluter-pays principle, for ensuring sustainable mobility and protection of the environment, in relation to all modes of transport in the Alpine region in the light of Article 2 of the Alpine Convention.
- (6) The provisions of the Transport protocol are in line with the Union's Common Transport Policy and fully support the Commission's "Greening Transport" approach adopted in 2008.
- (7) The ratification of the Transport protocol would strengthen trans-border cooperation with those

countries which are not members of the Union, namely Liechtenstein, Monaco and Switzerland, which would help to ensure that the goals of the Union are shared by regional partners and that such initiatives cover the whole Alpine region.

- (8) The Transport protocol should therefore be approved,

HAS ADOPTED THIS DECISION:

Article 1

The Protocol on the implementation of the 1991 Alpine Convention in the field of transport (Transport protocol) is hereby approved on behalf of the European Union ⁽⁴⁾.

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to deposit, on behalf of the Union, the instrument of approval with the Republic of Austria in accordance with Article 24 of the Transport protocol, and make the following declaration:

"As a consequence of the entry into force of the Treaty of Lisbon on 1 December 2009, the European Union has replaced and succeeded the European Community and from that date exercises all rights and assumes all obligations of the European Community. Therefore, references to 'the European Community' or to 'the Community' in the text of the Protocol are, where appropriate, to be read as to 'the European Union' or to 'the Union'."

Article 3

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

Done at Luxembourg, 10 June 2013.

For the Council

The President

L. VARADKAR

⁽¹⁾ OJ C 184 E, 8.7.2010, p. 183 and OJ C 81 E, 15.3.2011, p. 1.

⁽²⁾ OJ L 61, 12.3.1996, p. 31.

⁽³⁾ OJ L 323, 8.12.2007, p. 13.

⁽⁴⁾ The Protocol has been published in OJ L 323, 8.12.2007, p. 15 together with the decision on signature.

REGULATIONS

COMMISSION DELEGATED REGULATION (EU) No 621/2013

of 21 March 2013

correcting the Polish version of Regulation (EC) No 809/2004 implementing Directive 2003/71/EC of the European Parliament and of the Council as regards information contained in prospectuses as well as the format, incorporation by reference and publication of such prospectuses and dissemination of advertisements

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Directive 2003/71/EC of the European Parliament and of the Council of 4 November 2003 on the prospectus to be published when securities are offered to the public or admitted to trading and amending Directive 2001/34/EC ⁽¹⁾, and in particular Article 5(5), Article 7, Article 11(3), Article 14(8) and Article 15(7) thereof,

Whereas:

- (1) The Polish language version of Commission Regulation (EC) No 809/2004 of 29 April 2004 implementing Directive 2003/71/EC of the European Parliament and of the Council as regards information contained in prospectuses as well as the format, incorporation by reference and publication of such prospectuses and dissemination of advertisements ⁽²⁾ contains several errors. The errors slipped into point 5.1 of Annex XV

and could raise problems in interpretation of the scope of information required under this provision. Therefore a correction of the Polish version is necessary. The other language versions are not affected.

- (2) Regulation (EC) No 809/2004 should therefore be corrected accordingly. In order to eliminate the errors in the act being corrected as soon as possible, this Regulation should enter into force on the third day following that of its publication,

HAS ADOPTED THIS REGULATION:

Article 1

Concerns only the Polish version.

Article 2

This Regulation shall enter into force on the third 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, 21 March 2013.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 345, 31.12.2003, p. 64.

⁽²⁾ OJ L 149, 30.4.2004, p. 3.

COMMISSION IMPLEMENTING REGULATION (EU) No 622/2013**of 25 June 2013****amending Council Regulation (EC) No 2368/2002 implementing the Kimberley Process certification scheme for the international trade in rough diamonds**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 2368/2002 of 20 December 2002 implementing the Kimberley Process certification scheme for the international trade in rough diamonds ⁽¹⁾, and in particular Article 20 thereof,

Whereas:

- (1) Annex II to Regulation (EC) No 2368/2002 lists the participants in the Kimberley Process ('KP') certification scheme and their duly appointed competent authorities.
- (2) On 23 May 2013, the KP Chair issued a notice confirming that, by written procedure, the KP Participants decided to refrain from sending or receiving rough diamond shipments from the Central African Republic until such time that clarity is provided on the country's ability to ensure compliance with KP minimum standards.

(3) Annex II to Regulation (EC) No 2368/2002 should therefore be amended accordingly.

(4) The measures provided for in this Regulation are in accordance with the opinion of the committee referred to in Article 22 of Regulation (EC) No 2368/2002.

(5) In order to ensure that the measures provided for in this Regulation are effective, it should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annex II to Regulation (EC) No 2368/2002 is replaced by the text 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, 25 June 2013.

*For the Commission,
On behalf of the President,
Catherine ASHTON
Vice-President*

⁽¹⁾ OJ L 358, 31.12.2002, p. 28.

ANNEX

‘ANNEX II

List of participants in the Kimberley Process certification scheme and their duly appointed competent authorities as referred to in Articles 2, 3, 8, 9, 12, 17, 18, 19 and 20

ANGOLA

Ministry of Geology and Mines
Rua Hochi Min
C.P # 1260
Luanda
Angola

General Enquiries:

Kimberley Process Office
Minerals and Metals Sector (MMS)
Natural Resources Canada (NRCan)
580 Booth Street, 9th floor
Ottawa, Ontario
Canada K1A 0E4

ARMENIA

Department of Gemstones and Jewellery
Ministry of Trade and Economic Development
M. Mkrtchyan 5
Yerevan
Armenia

CAMEROON

National Permanent Secretariat for the Kimberley Process
Ministry of Mines, Industry and Technological Development
Intek Building
Navik Street
P.O. Box 8390
Yaoundé
Cameroon

AUSTRALIA

Department of Foreign Affairs and Trade
Trade Development Division
R.G. Casey Building
John McEwen Crescent
Barton ACT 0221
Australia

CHINA, People's Republic of

Department of Inspection and Quarantine Clearance
General Administration of Quality Supervision, Inspection and Quarantine (AQSIQ)
9 Madiandonglu
Haidian District, Beijing 100088
People's Republic of China

BANGLADESH

Export Promotion Bureau
TCB Bhaban
1, Karwan Bazaar
Dhaka
Bangladesh

HONG KONG, Special Administrative Region of the People's Republic of China

Department of Trade and Industry
Hong Kong Special Administrative Region
Peoples Republic of China
Room 703, Trade and Industry Tower
700 Nathan Road
Kowloon
Hong Kong
China

BELARUS

Ministry of Finance
Department for Precious Metals and Precious Stones
Sovetskaja Str., 7
220010 Minsk
Republic of Belarus

CONGO, Democratic Republic of

Centre d'Evaluation, d'Expertise et de Certification (CEEC)
17th floor, BCDC Tower
30th June Avenue
Kinshasa
Democratic Republic of Congo

BOTSWANA

Ministry of Minerals, Energy & Water Resources
PI Bag 0018
Gaborone
Botswana

CONGO, Republic of

Bureau d'expertise, d'évaluation et de certification (BEEC)
Ministère des Mines, des Industries Minières et de la Géologie
BP 2474
Brazzaville
Republic of Congo

BRAZIL

Ministry of Mines and Energy
Esplanada dos Ministérios — Bloco 'U' — 4º andar
70065 — 900 Brasília — DF
Brazil

CANADA

International:

Department of Foreign Affairs and International Trade
Peace Building and Human Security Division
Lester B Pearson Tower B — Room: B4-120
125 Sussex Drive Ottawa, Ontario K1A 0G2
Canada

EUROPEAN UNION

European Commission
Service for Foreign Policy Instruments
Office EEAS 02/309
1049 Bruxelles/Brussel
Belgique/België

GHANA

Precious Minerals Marketing Company (Ltd)
Diamond House
Kinbu Road
P.O. Box M. 108
Accra
Ghana

GUINEA

Ministry of Mines and Geology
BP 2696
Conakry
Guinea

GUYANA

Geology and Mines Commission
P O Box 1028
Upper Brickdam
Stabroek
Georgetown
Guyana

INDIA

The Gem & Jewellery Export Promotion Council
Diamond Plaza, 5th Floor 391-A
Mumbai 400 004
India

INDONESIA

Directorate-General of Foreign Trade
Ministry of Trade
JI M.L. Ridwan Rais No 5
Blok I lantai 4
Jakarta Pusat Kotak Pos. 10110
Jakarta
Indonesia

ISRAEL

Ministry of Industry, Trade and Labor
Office of the Diamond Controller
3 Jabotinsky Road
Ramat Gan 52520
Israel

JAPAN

United Nations Policy Division
Foreign Policy Bureau
Ministry of Foreign Affairs
2-2-1 Kasumigaseki, Chiyoda-ku
100-8919 Tokyo, Japan
Japan

KOREA, Republic of

Export Control Policy Division
Ministry of Knowledge Economy
Government Complex
Jungang-dong 1, Gwacheon-si
Gyeonggi-do 427-723
Seoul
Korea

LAOS, People's Democratic Republic

Department of Import and Export
Ministry of Industry and Commerce
Vientiane
Laos

LEBANON

Ministry of Economy and Trade
Lazariah Building
Down Town
Beirut
Lebanon

LESOTHO

Department of Mines and Geology
P.O. Box 750
Maseru 100
Lesotho

LIBERIA

Government Diamond Office
Ministry of Lands, Mines and Energy
Capitol Hill
P.O. Box 10-9024
1000 Monrovia 10
Liberia

MALAYSIA

Ministry of International Trade and Industry
Trade Cooperation and Industry Coordination Section
Blok 10
Komplek Kerajaan Jalan Duta
50622 Kuala Lumpur
Malaysia

MEXICO

Secretaría de Economía
Dirección General de Política Comercial
Alfonso Reyes No 30, Colonia Hipodromo Condesa, Piso 16.
Delegación Cuactemoc, Código Postal: 06140 México, D.F.
Mexico

MAURITIUS

Import Division
Ministry of Industry, Small & Medium Enterprises, Commerce &
Cooperatives
4th Floor, Anglo Mauritius Building
Intendance Street
Port Louis
Mauritius

NAMIBIA

Diamond Commission
Ministry of Mines and Energy
Private Bag 13297
Windhoek
Namibia

NEW ZEALAND

Certificate Issuing authority:
Middle East and Africa Division
Ministry of Foreign Affairs and Trade
Private Bag 18 901
Wellington
New Zealand

Import and Export Authority:

New Zealand Customs Service
PO Box 2218
Wellington
New Zealand

NORWAY

Section for Public International Law
Department for Legal Affairs
Royal Ministry of Foreign Affairs
P.O. Box 8114
0032 Oslo
Norway

RUSSIAN FEDERATION

Gokhran of Russia
14, 1812 Goda St.
121170 Moscow
Russia

SIERRA LEONE

Ministry of Mineral Resources
Gold and Diamond Office (GDO)
Youyi Building
Brookfields
Freetown
Sierra Leone

SINGAPORE

Ministry of Trade and Industry
100 High Street
#0901, The Treasury
Singapore 179434

SOUTH AFRICA

South African Diamond and Precious Metals Regulator
SA Diamond Centre
240 Commissioner Street
Johannesburg 2000
South Africa

SRI LANKA

National Gem and Jewellery Authority
25, Galleface Terrace
Colombo 03
Sri Lanka

SWAZILAND

Office for the Commissioner of Mines
Ministry of Natural Resources and Energy
Mining department
Lilunga House (3rd floor, Wing B)
Somhlolo Road
PO Box 9,
Mbabane H100
Swaziland

SWITZERLAND

State Secretariat for Economic Affairs (SECO)
Sanctions Unit
Holzikofenweg 36
CH-3003 Berne/Switzerland

TAIWAN, PENGHU, KINMEN AND MATSU, SEPARATE CUSTOMS TERRITORY

Export/Import Administration Division
Bureau of Foreign Trade
Ministry of Economic Affairs
1, Hu Kou Street
Taipei, 100
Taiwan

TANZANIA

Commission for Minerals
Ministry of Energy and Minerals
PO Box 2000
Dar es Salaam
Tanzania

THAILAND

Department of Foreign Trade
Ministry of Commerce
44/100 Nonthaburi 1 Road
Muang District, Nonthaburi 11000
Thailand

TOGO

Ministry of Mine, Energy and Water
Head Office of Mines and Geology
B.P. 356
216, Avenue Sarakawa
Lomé
Togo

TURKEY

Foreign Exchange Department
Undersecretariat of Treasury
T.C. Başbakanlık Hazine
Müşteşarlığı İnönü Bulvarı No:36
06510 Emek — Ankara
Turkey

Import and Export Authority:

Istanbul Gold Exchange
Rıhtım Cad. No:81
34425 Karaköy — İstanbul
Turkey

UKRAINE

Ministry of Finance
State Gemological Center
Degtyarivska St. 38-44
Kiev 04119
Ukraine

UNITED ARAB EMIRATES

U.A.E Kimberley Process Office
Dubai Multi Commodities Center
Dubai Airport Free Zone
Emirates Security Building
Block B, 2nd Floor, Office # 20
Dubai
United Arab Emirates

UNITED STATES OF AMERICA

United States Kimberley Process Authority
11 West 47 Street 11th floor
New York, NY 10036
United States of America

U.S. Department of State
Room 4843 EB/ESC
2201 C Street, NW
Washington D.C. 20520
United States of America

VIETNAM

Ministry of Industry and Trade
Import Export Management Department
54 Hai Ba Trung
Hanoi
Vietnam

ZIMBABWE

Principal Minerals Development Office
Ministry of Mines and Mining Development
Private Bag 7709, Causeway
Harare
Zimbabwe'

COMMISSION IMPLEMENTING REGULATION (EU) No 623/2013**of 27 June 2013****amending Regulation (EC) No 1238/95 as regards the level of the annual fee payable to the
Community Plant Variety Office**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 2100/94 of 27 July 1994 on Community plant variety rights ⁽¹⁾ ('the Basic Regulation'), and in particular Article 113 thereof,

After consulting the Administrative Council of the Community Plant Variety Office,

Whereas:

- (1) Article 9(1) of Commission Regulation (EC) No 1238/95 of 31 May 1995 establishing implementing rules for the application of Council Regulation (EC) No 2100/94 as regards the fees payable to the Community Plant Variety Office ⁽²⁾, sets out the level of the fee payable to the Community Plant Variety Office ('the Office'), for each year of the duration of a Community plant variety right as provided for in Article 113(2)(d) of Regulation (EC) No 2100/94.
- (2) The financial reserve of the Office has exceeded the level necessary to maintain a balanced budget and to safeguard the continuity of its operations. For this reason the annual fee should be reduced as from the year 2014.

(3) Regulation (EC) No 1238/95 should therefore be amended accordingly.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Community Plant Variety Rights,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 9 of Regulation (EC) No 1238/95, paragraph 1 is replaced by the following:

'1. The Office shall charge a holder of a Community plant variety right ('the holder') a fee of EUR 250 for each year of the duration of a Community plant variety right ('annual fee'), as referred to in Article 113(2)(d) of the Basic Regulation.'

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*.

It shall apply from 1 January 2014.

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

Done at Brussels, 27 June 2013.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 227, 1.9.1994, p. 1.

⁽²⁾ OJ L 121, 1.6.1995, p. 31.

COMMISSION IMPLEMENTING REGULATION (EU) No 624/2013

of 27 June 2013

amending Annex I to Council Regulation (EC) No 32/2000 as regards a new tariff quota of the Union bound in GATT for food preparations not elsewhere specified or included, allocated to the United States of America

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 32/2000 of 17 December 1999 opening and providing for the administration of Community tariff quotas bound in GATT and certain other Community tariff quotas and establishing detailed rules for adjusting the quotas, and repealing Council Regulation (EC) No 1808/95 ⁽¹⁾, and in particular the first indent of Article 9(1)(b) thereof,

Whereas:

- (1) By Decision 2013/125/EU ⁽²⁾, the Council has approved the Agreement in the form of an Exchange of Letters between the European Union and the United States of America pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedules of the Republic of Bulgaria and Romania in the course of their accession to the European Union.
- (2) The Agreement in the form of an Exchange of Letters between the European Union and the United States of America provides for a new annual tariff quota for food preparations.
- (3) Regulation (EC) No 32/2000 opened and provided for the administration of Union tariff quotas bound in GATT designed to be used following the chronological order of dates of acceptance of customs declarations.
- (4) To verify the origin of the products, account should be taken of the control measures introduced by the competent authorities of the United States, and the certificate of origin issued by those authorities should be required on import in accordance with Articles 55

to 65 of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽³⁾.

- (5) To implement the new annual tariff quota for which provision is made in the Agreement in the form of an Exchange of Letters, it is necessary to amend Regulation (EC) No 32/2000.
- (6) As the Agreement in the form of an Exchange of Letters between the European Union and the United States of America pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedules of the Republic of Bulgaria and Romania in the course of their accession to the European Union will enter into force on 1 July 2013, this Commission Implementing Regulation should apply from the same date.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 32/2000 is amended as set out in the Annex to this Regulation.

Article 2

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

It shall apply from 1 July 2013.

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

Done at Brussels, 27 June 2013.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 5, 8.1.2000, p. 1.

⁽²⁾ OJ L 69, 13.3.2013, p. 4.

⁽³⁾ OJ L 253, 11.10.1993, p. 1.

ANNEX

In Annex I to Regulation (EC) No 32/2000, the following row is added to the table:

09.0096	2106 90 98		Other food preparations not elsewhere specified or included, allocated to the United States of America	From 1 July to 30 June	1 550 tonnes	EA (*) (**)
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(*) The symbol "EA" indicates that the goods are chargeable with an "agricultural component" fixed in accordance with Regulation (EEC) No 2658/87.

(**) The use of the tariff quota shall be subject to the presentation, in accordance with Articles 55 to 65 of Regulation (EEC) No 2454/93, of a certificate of origin issued by the competent authorities of the United States of America.

COMMISSION IMPLEMENTING REGULATION (EU) No 625/2013**of 27 June 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, 27 June 2013.

*For the Commission,
On behalf of the President,*

*Jerzy PLEWA
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	55,3
	MK	46,1
	TR	98,7
	ZZ	66,7
0707 00 05	MK	28,7
	TR	116,3
	ZZ	72,5
0709 93 10	TR	125,2
	ZZ	125,2
0805 50 10	AR	92,0
	TR	99,2
	ZA	98,7
	ZZ	96,6
0808 10 80	AR	162,7
	BR	99,9
	CL	140,7
	CN	105,9
	NZ	141,7
	TR	99,8
	ZA	122,8
	ZZ	124,8
0809 10 00	IL	275,4
	TR	210,4
	ZZ	242,9
0809 29 00	TR	334,0
	US	604,7
	ZZ	469,4
0809 30	TR	179,1
	ZZ	179,1
0809 40 05	CL	216,9
	IL	308,9
	ZA	377,9
	ZZ	301,2

⁽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 25 June 2013

on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning an amendment to Protocol 30 to the EEA Agreement, on specific provisions on the organization of cooperation in the field of statistics

(2013/333/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 338(1), in conjunction with Article 218(9) thereof,

Having regard to Council Regulation (EC) No 2894/94 of 28 November 1994 concerning arrangements for implementing the Agreement on the European Economic Area ⁽¹⁾, and in particular Article 1(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Agreement on the European Economic Area ⁽²⁾ ("the EEA Agreement") entered into force on 1 January 1994.
- (2) Pursuant to Article 98 of the EEA Agreement, the EEA Joint Committee may decide to amend, inter alia, Protocol 30 thereto.
- (3) Protocol 30 to the EEA Agreement contains specific provisions on the organization of cooperation in the field of statistics.
- (4) Regulation (EU) No 99/2013 of the European Parliament and of the Council of 15 January 2013 on the European statistical programme 2013-17 ⁽³⁾ sets the financial envelope for 2013 for the implementation of the European statistical programme 2013-17. The financial allocation for the period 2014 to 2017 is yet to be decided upon.
- (5) The EEA statistical programme 2013 should be based on Regulation (EU) No 99/2013 and should include those

programme elements which are necessary for the description and monitoring of all relevant economic, social and environmental aspects of the European Economic Area.

- (6) Protocol 30 to the EEA Agreement should therefore be amended accordingly.
- (7) That amendment should apply from 1 January 2013 in order to allow for this extended cooperation from that date.
- (8) The position of the Union in the EEA Joint Committee should be based on the attached draft Decision,

HAS ADOPTED THIS DECISION:

Article 1

The position to be adopted, on behalf of the European Union, within the EEA Joint Committee on the proposed amendment to Protocol 30 to the EEA Agreement shall be based on the draft Decision of the EEA Joint Committee attached to this Decision.

Article 2

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

Done at Luxembourg, 25 June 2013.

For the Council
The President
E. GILMORE

⁽¹⁾ OJ L 305, 30.11.1994, p. 6.

⁽²⁾ OJ L 1, 3.1.1994, p. 3.

⁽³⁾ OJ L 39, 9.2.2013, p. 12.

DRAFT

DECISION OF THE EEA JOINT COMMITTEE No .../...

of

amending Protocol 30 to the EEA Agreement, on specific provisions on the organization of cooperation in the field of statistics

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ("the EEA Agreement"), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) No 99/2013 of the European Parliament and of the Council of 15 January 2013 on the European statistical programme 2013-17⁽¹⁾ sets the financial envelope for 2013 for the implementation of the European statistical programme 2013-17. The financial allocation for the period 2014 to 2017 is yet to be decided upon.
- (2) The EEA statistical programme 2013 should be based on Regulation (EU) No 99/2013 and should include those programme elements which are necessary for the description and monitoring of all relevant economic, social and environmental aspects of the European Economic Area.
- (3) Protocol 30 to the EEA Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2013.

HAS ADOPTED THIS DECISION:

Article 1

The following is inserted after Article 4 (Modernisation of European Enterprises and Trade Statistics (MEETS)) of Protocol 30 to the EEA Agreement:

*"Article 5***Statistical Programme 2013**

1. The following act is the object of this Article:
 - **32013 R 0099**: Regulation (EU) No 99/2013 of the European Parliament and of the Council of 15 January 2013 on the European statistical programme 2013-17 (OJ L 39, 9.2.2013, p. 12).
2. The European statistical programme 2013-17 as established by Regulation (EU) No 99/2013 shall constitute the framework for the EEA statistical actions to be carried out

between 1 January 2013 and 31 December 2013. All main fields of the European statistical programme 2013-17 shall be considered to be relevant for the EEA statistical cooperation and shall be open for full participation by the EFTA States.

3. A specific EEA Statistical Programme for 2013 shall be developed jointly by the EFTA Statistical Office and Eurostat. The EEA Statistical Programme for 2013 shall be based on a subset of, and be drawn up in parallel with the annual work programme elaborated by the Commission in accordance with Regulation (EU) No 99/2013. The EEA Statistical Programme for 2013 shall be approved by the Contracting Parties according to their own internal procedures.

4. For 2013, the EFTA States shall contribute financially in accordance with Article 82(1)(a) of the Agreement and the Financial Regulations thereto to an amount representing 75 per cent of the amount shown in budget lines 29 02 05 (European statistical programme 2013-17) and 29 01 04 05 (Statistical information policy – Expenditure on administrative management) entered in the budget of the European Union for 2013."

Article 2

This Decision shall enter into force on the day following the last notification under Article 103(1) of the EEA Agreement (*).

It shall apply from 1 January 2013.

Article 3

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels,

For the EEA Joint Committee

The President

*The Secretaries
to the EEA Joint Committee*

⁽¹⁾ OJ L 39, 9.2.2013, p. 12.

(*) [No constitutional requirements indicated.] [Constitutional requirements indicated.]

COUNCIL DECISION

of 25 June 2013

**on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee
concerning an amendment to Annex XXI to the EEA Agreement**

(2013/334/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 338(1), in conjunction with Article 218(9) thereof,

Having regard to Council Regulation (EC) No 2894/94 of 28 November 1994 concerning arrangements for implementing the Agreement on the European Economic Area ⁽¹⁾, and in particular Article 1(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Agreement on the European Economic Area ⁽²⁾ ("the EEA Agreement") entered into force on 1 January 1994.
- (2) Pursuant to Article 98 of the EEA Agreement, the EEA Joint Committee may decide to amend, inter alia, Annex XXI thereto.
- (3) Annex XXI to the EEA Agreement contains specific provisions concerning statistics.
- (4) Regulation (EU) No 70/2012 of the European Parliament and of the Council of 18 January 2012 on statistical returns in respect of the carriage of goods by road (recast) ⁽³⁾ is to be incorporated into the EEA Agreement with certain adaptations for the EEA EFTA states.

(5) Regulation (EU) No 70/2012 repeals Council Regulation (EC) No 1172/98 ⁽⁴⁾, which is incorporated into the EEA Agreement and which is subsequently to be repealed under the EEA Agreement.

(6) Annex XXI to the EEA Agreement should therefore be amended accordingly.

(7) The position of the Union in the EEA Joint Committee should be based on the attached draft Decision,

HAS ADOPTED THIS DECISION:

Article 1

The position to be adopted, on behalf of the European Union, within the EEA Joint Committee on the proposed amendment to Annex XXI to the EEA Agreement shall be based on the draft Decision of the EEA Joint Committee attached to this Decision.

Article 2

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

Done at Luxembourg, 25 June 2013.

For the Council
The President
E. GILMORE

⁽¹⁾ OJ L 305, 30.11.1994, p. 6.

⁽²⁾ OJ L 1, 3.1.1994, p. 3.

⁽³⁾ OJ L 32, 3.2.2012, p. 1.

⁽⁴⁾ OJ L 163, 6.6.1998, p. 1.

DRAFT

DECISION OF THE EEA JOINT COMMITTEE No .../...
of
amending Annex XXI (Statistics) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ("the EEA Agreement"), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) No 70/2012 of the European Parliament and of the Council of 18 January 2012 on statistical returns in respect of the carriage of goods by road (recast) ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) No 70/2012 repeals Council Regulation (EC) No 1172/98 ⁽²⁾, which is incorporated into the EEA Agreement and which is subsequently to be repealed under the EEA Agreement.
- (3) Annex XXI to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 7f (Council Regulation (EC) No 1172/98) of Annex XXI to the EEA Agreement is replaced by the following:

"32012 R 0070: Regulation (EU) No 70/2012 of the European Parliament and of the Council of 18 January 2012 on statistical returns in respect of the carriage of goods by road (recast) (OJ L 32, 3.2.2012, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) This Regulation shall not apply to Iceland.
- (b) This Regulation shall not apply to Liechtenstein so long as the number of Liechtenstein-registered goods road transport vehicles which regularly carry out road freight transport operations on the territory of EEA Member States does not exceed 400 vehicles.

For that purpose, Liechtenstein shall annually, at the latest by the end of April following the year to which the number relates, submit to Eurostat the number of Liechtenstein-registered goods road transport vehicles which regularly carry out road freight transport operations on the territory of EEA Member States. 'Regularly' in this context shall be understood as meaning leaving the Swiss-Liechtenstein Custom Union territory towards the EU more than twice a month.

As soon as this Regulation applies to Liechtenstein, the data collection method shall be adapted to the structural characteristics of road transport in that country, in agreement with Eurostat. In particular, Liechtenstein may transmit data covering only vehicles which regularly carry out road freight transport operations on the territory of EEA Member States."

Article 2

The texts of Regulation (EU) No 70/2012 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on [...], provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels,.

For the EEA Joint Committee

The President

*The Secretaries
to the EEA Joint Committee*

⁽¹⁾ OJ L 32, 3.2.2012, p. 1.
⁽²⁾ OJ L 163, 6.6.1998, p. 1.

(*) [No constitutional requirements indicated.] [Constitutional requirements indicated.]

COUNCIL DECISION**of 25 June 2013****on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning an amendment to Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms**

(2013/335/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114, in conjunction with Article 218(9) thereof,

Having regard to Council Regulation (EC) No 2894/94 of 28 November 1994 concerning arrangements for implementing the Agreement on the European Economic Area ⁽¹⁾, and in particular Article 1(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Agreement on the European Economic Area ⁽²⁾ ("the EEA Agreement") entered into force on 1 January 1994.
- (2) Pursuant to Article 98 of the EEA Agreement, the EEA Joint Committee may decide to amend, inter alia, Protocol 31 thereto.
- (3) Protocol 31 to the EEA Agreement contains provisions and arrangements concerning cooperation in specific fields outside the four freedoms.
- (4) It is appropriate to continue the cooperation of the Contracting Parties to the EEA Agreement in European Union actions funded from the General Budget of the European Union regarding the implementation, operation and development of the Internal Market.

(5) Protocol 31 to the EEA Agreement should therefore be amended accordingly.

(6) The amendment should apply from 1 January 2013 in order to allow for this extended cooperation to continue beyond 31 December 2012.

(7) The position of the European Union within the EEA Joint Committee should therefore be based on the attached draft Decision,

HAS ADOPTED THIS DECISION:

Article 1

The position to be adopted, on behalf of the European Union, within the EEA Joint Committee on the proposed amendment to Protocol 31 to the EEA Agreement shall be based on the draft Decision of that Committee attached to this Decision.

Article 2

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

Done at Luxembourg, 25 June 2013.

For the Council
The President
E. GILMORE

⁽¹⁾ OJ L 305, 30.11.1994, p. 6.

⁽²⁾ OJ L 1, 3.1.1994, p. 3.

DRAFT

DECISION OF THE EEA JOINT COMMITTEE No .../...**of****amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Articles 86 and 98 thereof,

Whereas:

- (1) It is appropriate to continue the cooperation of the Contracting Parties to the EEA Agreement in Union actions funded from the General Budget of the Union regarding the implementation, operation and development of the Internal Market.
- (2) Protocol 31 to the EEA Agreement should therefore be amended in order to allow for this extended cooperation to continue beyond 31 December 2012,

HAS ADOPTED THIS DECISION:

Article 1

Article 7 of Protocol 31 to the EEA Agreement shall be amended as follows:

1. The words "years 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011 and 2012" in paragraph 6 shall be replaced by the words "years 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012 and 2013".
2. The words "years 2006, 2007, 2008, 2009, 2010, 2011 and 2012" in paragraph 7 shall be replaced by the words "years 2006, 2007, 2008, 2009, 2010, 2011, 2012 and 2013".

3. The words "years 2008, 2009, 2010, 2011 and 2012" in paragraph 8 shall be replaced by the words "years 2008, 2009, 2010, 2011, 2012 and 2013".

Article 2

This Decision shall enter into force on the day following the last notification under Article 103(1) of the EEA Agreement (*).

It shall apply from 1 January 2013.

Article 3

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels,

For the EEA Joint Committee

The President

*The Secretaries
to the EEA Joint Committee*

(*) [No constitutional requirements indicated.] [Constitutional requirements indicated.]

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