

Official Journal of the European Union

L 225



English edition

Legislation

Volume 58

28 August 2015

Contents

II *Non-legislative acts*

REGULATIONS

- ★ **Commission Implementing Regulation (EU) 2015/1471 of 24 August 2015 approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications (Olives noires de Nyons (PDO))** 1
- ★ **Commission Implementing Regulation (EU) 2015/1472 of 26 August 2015 on amending Annex I to Council Regulation (EC) No 866/2004 on a regime under Article 2 of Protocol No 10 to the Act of Accession** 3
- ★ **Commission Implementing Regulation (EU) 2015/1473 of 26 August 2015 amending for the 235th time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al Qaida network** 5
- ★ **Commission Regulation (EU) 2015/1474 of 27 August 2015 concerning the use of recycled hot water to remove microbiological surface contamination from carcasses ⁽¹⁾** 7
- ★ **Commission Regulation (EU) 2015/1475 of 27 August 2015 amending Regulation (EU) No 284/2013 as regards the transitional measures applying to procedures concerning plant protection products ⁽¹⁾** 10
- Commission Implementing Regulation (EU) 2015/1476 of 27 August 2015 establishing the standard import values for determining the entry price of certain fruit and vegetables 12

DECISIONS

- ★ **Decision (EU) 2015/1477 of the European Parliament and of the Council of 17 July 2015 on the mobilisation of the European Globalisation Adjustment Fund (application from Finland — EGF/2015/001 FI/Broadcom)** 14

⁽¹⁾ Text with EEA relevance

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.

★ Commission Implementing Decision (EU) 2015/1478 of 19 August 2015 on setting up the European Spallation Source as a European Research Infrastructure Consortium (European Spallation Source ERIC) ⁽¹⁾	16
--	----

Corrigenda

★ Corrigendum to Directive 2008/6/EC of the European Parliament and of the Council of 20 February 2008 amending Directive 97/67/EC with regard to the full accomplishment of the internal market of Community postal services (OJ L 52, 27.2.2008)	49
--	----

⁽¹⁾ Text with EEA relevance

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1471

of 24 August 2015

approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications (Olives noires de Nyons (PDO))

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 53(1) of Regulation (EU) No 1151/2012, the Commission has examined France's application for the approval of amendments to the specification for the protected designation of origin 'Olives noires de Nyons', registered under Commission Regulation (EC) No 1107/96 ⁽²⁾ as amended by Commission Regulation (EC) No 1486/2007 ⁽³⁾.
- (2) Since the amendments in question are not minor within the meaning of Article 53(2) of Regulation (EU) No 1151/2012, the Commission published the amendment application in the *Official Journal of the European Union* as required by Article 50(2)(a) of that Regulation ⁽⁴⁾.
- (3) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the amendments to the specification should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The amendments to the specification published in the *Official Journal of the European Union* regarding the name 'Olives noires de Nyons' (PDO) are hereby approved.

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ Commission Regulation (EC) No 1107/96 of 12 June 1996 on the registration of geographical indications and designations of origin under the procedure laid down in Article 17 of Council Regulation (EEC) No 2081/92 (OJ L 148, 21.6.1996, p. 1).

⁽³⁾ Commission Regulation (EC) No 1486/2007 of 14 December 2007 approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications (Olives noires de Nyons (PDO)) (OJ L 330, 15.12.2007, p. 15).

⁽⁴⁾ OJ C 123, 17.4.2015, p. 13.

Article 2

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

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

Done at Brussels, 24 August 2015.

*For the Commission,
On behalf of the President,
Phil HOGAN
Member of the Commission*

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1472**of 26 August 2015****on amending Annex I to Council Regulation (EC) No 866/2004 on a regime under Article 2 of Protocol No 10 to the Act of Accession**

THE EUROPEAN COMMISSION,

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

Having regard to Protocol No 10 on Cyprus to the Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded ⁽¹⁾,

Having regard to Council Regulation (EC) No 866/2004 of 29 April 2004 on a regime under Article 2 of Protocol No 10 to the Act of Accession ⁽²⁾, and in particular Article 9 thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 866/2004 lays down a list of crossing points at which persons and goods may cross the line between the areas under the effective control of the Government of the Republic of Cyprus and those areas in which the Government of the Republic of Cyprus does not exercise effective control.
- (2) Following agreement on the opening of new crossing points in Deryneia and Lefka-Apliki, it is necessary to adapt Annex I.
- (3) The Government of the Republic of Cyprus gave its agreement to this adaptation.
- (4) The Turkish Cypriot Chamber of Commerce was consulted on this matter,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 866/2004 is replaced by the following

‘ANNEX I

List of crossing points referred to in Article 2(4)

- Agios Dhometios
- Astromeritis — Zodhia
- Kato Pyrgos — Karavostasi
- Kato Pyrgos — Kokkina
- Kokkina — Pachyammos
- Ledra Palace
- Ledra Street
- Lefka — Apliki
- Deryneia.’

⁽¹⁾ OJ L 236, 23.9.2003, p. 955.

⁽²⁾ OJ L 161, 30.4.2004, p. 128.

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, 26 August 2015.

For the Commission

The President

Jean-Claude JUNKER

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1473**of 26 August 2015****amending for the 235th time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al Qaida network**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 881/2002 of 27 May 2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al-Qaida network ⁽¹⁾, and in particular Article 7(1)(a) and Article 7a(5) thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 881/2002 lists the persons, groups and entities covered by the freezing of funds and economic resources under that Regulation.
- (2) On 17 August 2015, the Sanctions Committee of the United Nations Security Council (UNSC) decided to amend two entries on the list of persons, groups and entities to whom the freezing of funds and economic resources should apply. In addition, on 18 August 2015, the Sanctions Committee of the UNSC decided to remove one person from that list.
- (3) Annex I to Regulation (EC) No 881/2002 should therefore be updated accordingly.
- (4) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 881/2002 is amended in accordance with the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 26 August 2015.

*For the Commission,
On behalf of the President,
Head of the Service for Foreign Policy Instruments*

⁽¹⁾ OJ L 139, 29.5.2002, p. 9.

ANNEX

Annex I to Regulation (EC) No 881/2002 is amended as follows:

(1) the following entries shall be amended under the heading 'Natural persons':

- (a) The entry 'Maxamed Cabdullaah **Ciise** (alias (a) Maxamed Cabdullaahi Ciise, (b) Maxammed Cabdullaahi, (c) Cabdullah Mayamed Ciise). Address: Somalia. Date of birth: 8.10.1974. Place of birth: Kismaayo, Somalia. Nationality: Somali. National identification: PX910063D (United Kingdom identification number). Other information: Present in Somalia as of April 2009 following transfer from United Kingdom. Date of designation referred to in Article 2a(4)(b): 12.11.2003.' under the heading 'Natural persons' is replaced by the following:

'Maxamed Cabdullaah **Ciise** (alias (a) Maxamed Cabdullaahi Ciise, (b) Maxammed Cabdullaahi, (c) Cabdullah Mayamed Ciise). Address: Somalia. Date of birth: 8.10.1974. Place of birth: Kismaayo, Somalia. Nationality: Somali. Other information: Present in Somalia as of April 2009 following transfer from United Kingdom. Date of designation referred to in Article 2a(4)(b): 12.11.2003.'

- (b) The entry 'Abd Al Wahab **Abd Al Hafiz** (alias (a) Ferdjani Mouloud, (b) Mourad, (c) Rabah Di Roma, (d) Abdel Wahab Abdelhafid (e) Said). Date of birth: (a) 7.9.1967, (b) 30.10.1968. Place of birth: (a) Algiers, Algeria; (b) Algeria. Other information: (a) Arrest warrant issued by the Italian authorities; (b) Considered a fugitive from justice by the Italian authorities as at of June 2009. Date of designation referred to in Article 2a(4)(b): 17.3.2004.' under the heading 'Natural persons' is replaced by the following:

'Abd Al Wahab **Abd Al Hafiz** (alias (a) Mouloud Ferdjani, (b) Abdelwahab Abdelhafid, (c) Abdel Wahab Abdelhafid, (d) Abdewahab Abdel Hafid, (e) Abedel Wahad Abdelhafio, (f) Abdelouahab Abdelhafid, (g) Mourad, (h) Said, (i) Rabah Di Roma). Date of birth: 7.9.1967, (b) 30.10.1968. Place of birth: (a) Algiers, Algeria; (b) Algeria, (c) El Harrach, Algeria. Nationality: Algerian Passport No: 3525282 (Algerian number. Issued under name Abdelouahab Abdelhafid). Other information: Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 2a(4)(b): 17.3.2004';

(2) the following entry under the heading 'Natural persons' is deleted:

'Al Sayyid Ahmed Fathi Hussein **Eliwah** (alias (a) Al Sayyid Ahmed Fathi Hussein Eliwa, (b) Al Sayyid Ahmed Fathi Hussein Alaiwah, (c) Al Sayyid Ahmed Fathi Hussein Elaiwa, (d) Al Sayyid Ahmed Fathi Hussein llewah, (e) Al Sayyid Ahmed Fathi Hussein Alaywah, (f) El Sayed Ahmad Fathi Hussein Elaiwa, (g) Hatim, (h) Hisham, (i) Abu Umar, (j) El-Sayed Ilawah). Date of birth: (a) 30.7.1964, (b) 30.1.1964, (c) 3.7.1954. Address: United Kingdom. Place of birth: Suez, Egypt. Nationality: Egyptian. Passport No: RP0185179 (United Kingdom passport in the name of Al-Sayyid llewah, which was issued on 11.9.2001 and expires on 11.9.2011). Other information: (a) Father's name is Fathi Hussein Elaiwa (b) Member of Egyptian Islamic Jihad. Date of designation referred to in Article 2a(4)(b): 29.9.2005.'

COMMISSION REGULATION (EU) 2015/1474
of 27 August 2015
concerning the use of recycled hot water to remove microbiological surface contamination from
carcasses

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 853/2004 of 29 April 2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin ⁽¹⁾, and in particular Article 3(2) thereof,

Whereas:

- (1) Council Directive 98/83/EC ⁽²⁾ aims at protecting human health from the adverse effects of any contamination of water intended for human consumption by ensuring that it is wholesome and clean. Parts A and B of Annex I to that Directive set out the microbiological and chemical parameters to be met by water intended for human consumption.
- (2) Regulation (EC) No 852/2004 of the European Parliament and of the Council ⁽³⁾ lays down general rules for food business operators on the hygiene of foodstuffs, taking particular account of the principle concerning the general implementation of procedures based on hazard analysis and critical control points (HACCP).
- (3) Regulation (EC) No 852/2004 defines 'potable water' as water meeting the minimum requirements laid down in Directive 98/83/EC.
- (4) Regulation (EC) No 853/2004 lays down specific rules on the hygiene of food of animal origin for food business operators. It provides that food business operators are not to use any substance other than potable water to remove surface contamination from products of animal origin, unless the use of the substance has been approved in accordance with that Regulation.
- (5) Regulation (EC) No 854/2004 of the European Parliament and of the Council ⁽⁴⁾ lays down specific rules for the organisation of official controls on products of animal origin intended for human consumption and, in particular, lays down that those are to include audits of good hygiene practices and HACCP-based procedures.
- (6) Commission Regulation (EC) No 2073/2005 ⁽⁵⁾ lays down the microbiological criteria for certain microorganisms and the implementing rules to be complied with by food business operators when implementing the general and specific hygiene measures referred to in Regulation (EC) No 852/2004.
- (7) On 30 September 2010, the Panel on Biological Hazards of the European Food Safety Authority ('EFSA') adopted a Scientific Opinion on the safety and efficacy of using recycled hot water as a decontamination technique for meat carcasses ⁽⁶⁾.
- (8) In its Opinion, EFSA concludes that recycled hot water is of the same efficacy as hot potable water for the reduction of microbiological surface contamination and, for its use, the microbiological risks associated with certain heat-resistant bacterial spores are considered as the main relevant risks.

⁽¹⁾ OJ L 139, 30.4.2004, p. 55.

⁽²⁾ Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption (OJ L 330, 5.12.1998, p. 32).

⁽³⁾ Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs (OJ L 139, 30.4.2004, p. 1).

⁽⁴⁾ Regulation (EC) No 854/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption (OJ L 139, 30.4.2004, p. 206).

⁽⁵⁾ Commission Regulation (EC) No 2073/2005 of 15 November 2005 on microbiological criteria for foodstuffs (OJ L 338, 22.12.2005, p. 1).

⁽⁶⁾ EFSA Journal 2010;8(9):1827.

- (9) Those risks can be controlled by ensuring that recycled hot water is subjected to a minimal heating temperature/time regime and to a renewal regime which ensure that microbiological and chemical parameters are within the requirements of potable water as laid down in Regulation (EC) No 852/2004 and therefore the risk of recycled hot water is not higher than for hot potable water.
- (10) In addition, EFSA identifies and defines HACCP criteria in order to obtain the expected efficacy of recycled hot water and to control the possible risks. In particular, those criteria include an obligation for food business operators to collect data on the presence and potential accumulation of certain bacterial spores in the hot recycled water used to remove microbiological surface contamination from carcasses.
- (11) In view of the EFSA Opinion, taking into account that recycled hot water can be an additional tool to achieve the objectives of Regulations (EC) No 852/2004, (EC) No 853/2004, (EC) No 854/2004 and (EC) No 2073/2005 and its use have an added value for environmental and energy-preserving reasons, it is appropriate to approve the use of recycled hot water by food business operators to remove microbiological surface contamination from carcasses.
- (12) However, the use of recycled hot water must not affect the food business operator's duty to comply with the requirements of Union legislation on food hygiene, as laid down in Regulations (EC) No 852/2004, (EC) No 853/2004, (EC) No 854/2004 and (EC) No 2073/2005. Such use should be integrated into HACCP-based systems and in no way it should be considered as a substitution for good hygienic slaughtering practices and operating procedures or as an alternative to comply with the requirements of those Regulations.
- (13) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Food business operators may use recycled hot water to remove microbiological surface contamination from carcasses in compliance with the conditions for use set out in the Annex to this 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*.

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

Done at Brussels, 27 August 2015.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

Part I — Conditions of use of recycled hot water to remove microbiological surface contamination from carcasses

1. The recycled hot water must be obtained from heating and recycling potable water in a closed and separated system.
2. The recycled water must be submitted to:
 - (a) a minimal heating temperature/time regime before its application on carcasses which must ensure compliance with microbiological parameters of the potable water;
 - (b) a renewal regime at the appropriate frequency including, where necessary, skimming of gross particles, filtration and addition of potable water, which must ensure compliance with the chemical parameters of potable water.
3. The recycled hot water must only be applied on entire carcasses or half carcasses of domestic ungulates and farmed game, under controlled and verified conditions.
4. The recycled hot water must not be applied on carcasses with visible faecal contamination.
5. The application of recycled hot water on carcasses must not result in any irreversible physical modification of the meat.
6. The application of recycled hot water on carcasses must be performed before the carcasses are placed in the chilling or refrigerating room.
7. The conditions in points 2 and 3 of this paragraph must be integrated in the procedures based on the hazard analysis and critical control point (HACCP) principles including at least the criteria set out in Part II.

Part II — Minimum HACCP criteria and control parameters

1. Sampling of carcasses for the purpose of assessing compliance within the meaning of Regulation (EC) No 2073/2005 must be carried out before the application of recycled hot water on carcasses.
 2. The minimal heating temperature/time regime applied to recycled water before its application on carcasses must be continuously monitored by instrumental measurements, documented and recorded.
 3. The compliance of the recycled water applied on carcasses with the microbiological and chemical parameters set up for potable water must be verified periodically by testing of water, documented and recorded.
 4. The compliance of the recycled water applied on carcasses with indicator parameter of *Clostridium perfringens* set up for potable water be verified by periodic monitoring, documented and recorded.
-

COMMISSION REGULATION (EU) 2015/1475**of 27 August 2015****amending Regulation (EU) No 284/2013 as regards the transitional measures applying to procedures concerning plant protection products****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC ⁽¹⁾, and in particular Article 78(1)(b) thereof,

Whereas:

- (1) Commission Regulation (EU) No 284/2013 ⁽²⁾ repealed Commission Regulation (EU) No 545/2011 ⁽³⁾ and laid down new data requirements for plant protection products.
- (2) In order to permit Member States and the interested parties to prepare themselves to meet those new requirements, Regulation (EU) No 284/2013 sets transitional measures concerning both submission of data for applications for approval, renewal of approval or amendment to conditions of the approval of active substances and submission of data for applications for authorisation, as referred to in Article 28 of Regulation (EC) No 1107/2009, which includes the renewal of authorisation or amendment to the authorisation of plant protection products.
- (3) It was expected that all applications for the renewal of authorisations for products containing active substances renewed in accordance with Commission Regulation (EU) No 1141/2010 ⁽⁴⁾ would be submitted by 31 December 2015. Consequently, Regulation (EU) No 545/2011 would have applied to those applications. Nevertheless, it appears that some of those applications will have to be submitted after 31 December 2015.
- (4) In order to ensure that all applications for renewal of authorisations of plant protection products containing substances renewed in accordance with Regulation (EU) No 1141/2010 are subject to the same data requirements, it is appropriate to provide for transitional measures so that the data requirements of Regulation (EU) No 545/2011 apply to all such applications.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 4(1) of Regulation (EU) No 284/2013, the following subparagraph is added:

‘Regulation (EU) No 545/2011 shall continue to apply as regards procedures concerning the renewal of authorisations of plant protection product pursuant to Article 43(2) of Regulation (EC) No 1107/2009, following the renewal of an active substance carried out pursuant to Regulation (EU) No 1141/2010.’

⁽¹⁾ OJ L 309, 24.11.2009, p. 1.

⁽²⁾ Commission Regulation (EU) No 284/2013 of 1 March 2013 setting out the data requirements for plant protection products, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market (OJ L 93, 3.4.2013, p. 85).

⁽³⁾ Commission Regulation (EU) No 545/2011 of 10 June 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards the data requirements for plant protection products (OJ L 155, 11.6.2011, p. 67).

⁽⁴⁾ Commission Regulation (EU) No 1141/2010 of 7 December 2010 laying down the procedure for the renewal of the inclusion of a second group of active substances in Annex I to Council Directive 91/414/EEC and establishing the list of those substances (OJ L 322, 8.12.2010, p. 10).

Article 2

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

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

Done at Brussels, 27 August 2015.

For the Commission

The President

Jean-Claude JUNKER

COMMISSION IMPLEMENTING REGULATION (EU) 2015/1476**of 27 August 2015****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 Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽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 multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in 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 August 2015.

*For the Commission,
On behalf of the President,
Jerzy PLEWA
Director-General for Agriculture and Rural Development*

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽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	MA	171,5
	MK	36,9
	ZZ	104,2
0709 93 10	TR	132,0
	ZZ	132,0
0805 50 10	AR	142,8
	BO	152,6
	CL	152,6
	TR	126,0
	UY	160,6
	ZA	152,8
	ZZ	147,9
	BA	74,4
	EG	193,5
	MA	201,9
0806 10 10	MK	68,3
	TR	144,4
	ZZ	136,5
0808 10 80	AR	94,8
	BR	102,5
	CL	140,4
	NZ	143,2
	US	159,0
	UY	170,8
	ZA	124,9
	ZZ	133,7
	AR	73,8
	CL	111,8
0808 30 90	NZ	210,1
	TR	126,6
	ZA	122,0
	ZZ	128,9
0809 30 10, 0809 30 90	MK	70,8
	TR	138,3
	ZZ	104,6
0809 40 05	BA	56,8
	MK	47,2
	ZZ	52,0

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EU) No 1106/2012 of 27 November 2012 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards the update of the nomenclature of countries and territories (OJ L 328, 28.11.2012, p. 7). Code 'ZZ' stands for 'of other origin'.

DECISIONS

DECISION (EU) 2015/1477 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

of 17 July 2015

on the mobilisation of the European Globalisation Adjustment Fund (application from Finland — EGF/2015/001 FI/Broadcom)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Regulation (EU) No 1309/2013 of the European Parliament and of the Council of 17 December 2013 on the European Globalisation Adjustment Fund (2014-2020) and repealing Regulation (EC) No 1927/2006 ⁽¹⁾, and in particular Article 15(4) thereof,

Having regard to the Interinstitutional Agreement of 2 December 2013 between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management ⁽²⁾, and in particular point 13 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The European Globalisation Adjustment Fund (EGF) aims to provide support for workers made redundant and self-employed persons whose activity has ceased as a result of major structural changes in world trade patterns due to globalisation, as a result of a continuation of the global financial and economic crisis, or as a result of a new global financial and economic crisis, and to assist them with their reintegration into the labour market.
- (2) The EGF is not to exceed a maximum annual amount of EUR 150 million (2011 prices), as laid down in Article 12 of Council Regulation (EU, Euratom) No 1311/2013 ⁽³⁾.
- (3) On 30 January 2015 Finland submitted an application EGF/2015/001 FI/Broadcom to mobilise the EGF, in respect of redundancies in Broadcom Communications Finland and two of its suppliers or downstream producers in Finland. It was supplemented by additional information provided in accordance with Article 8(3) of Regulation (EU) No 1309/2013. That application complies with the requirements for determining a financial contribution from the EGF as laid down in Article 13 of Regulation (EU) No 1309/2013.
- (4) The EGF should, therefore, be mobilised in order to provide a financial contribution of EUR 1 365 000 in respect of the application submitted by Finland.
- (5) In order to minimise the time taken to mobilise the EGF, this decision should apply from the date of its adoption,

⁽¹⁾ OJ L 347, 20.12.2013, p. 855.

⁽²⁾ OJ C 373, 20.12.2013, p. 1.

⁽³⁾ Council Regulation (EU, Euratom) No 1311/2013 of 2 December 2013 laying down the multiannual financial framework for the years 2014-2020 (OJ L 347, 20.12.2013, p. 884).

HAVE ADOPTED THIS DECISION:

Article 1

For the general budget of the European Union for the financial year 2015, the European Globalisation Adjustment Fund shall be mobilised to provide the sum of EUR 1 365 000 in commitment and payment appropriations.

Article 2

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*. It shall apply from 17 July 2015.

Done at Brussels, 17 July 2015.

For the European Parliament

The President

M. SCHULZ

For the Council

The President

P. GRAMEGNA

COMMISSION IMPLEMENTING DECISION (EU) 2015/1478
of 19 August 2015
on setting up the European Spallation Source as a European Research Infrastructure Consortium
(European Spallation Source ERIC)
(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 723/2009 of 25 June 2009 on the Community legal framework for a European Research Infrastructure Consortium (ERIC) ⁽¹⁾, and in particular point (a) of Article 6(1) thereof,

Whereas:

- (1) Czech Republic, the Kingdom of Denmark, the Federal Republic of Germany, the Republic of Estonia, the French Republic, the Italian Republic, Hungary, the Kingdom of Norway, the Republic of Poland, the Kingdom of Sweden and the Swiss Confederation requested the Commission to set up the European Spallation Source as a European Research Infrastructure Consortium (hereinafter 'European Spallation Source ERIC'). The Kingdom of Belgium, the Kingdom of Spain, the Kingdom of the Netherlands and the United Kingdom of Great Britain and Northern Ireland have made known their decision to participate in the European Spallation Source ERIC initially as Observers.
- (2) The Commission has, in accordance with Article 5(2) of Regulation (EC) No 723/2009, assessed the application and concluded that it meets the requirements set out in that Regulation.
- (3) Czech Republic, the Kingdom of Denmark, the Federal Republic of Germany, the Republic of Estonia, the French Republic, the Italian Republic, Hungary, the Kingdom of Norway, the Republic of Poland, the Kingdom of Sweden and the Swiss Confederation have agreed that the Kingdom of Sweden will be the Host Member State of the European Spallation Source ERIC.
- (4) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 20 of Regulation (EC) No 723/2009,

HAS ADOPTED THIS DECISION:

Article 1

1. The European Spallation Source as a European Research Infrastructure Consortium (European Spallation Source ERIC) is hereby established.
2. The Statutes of European Spallation Source ERIC are set out in the Annex. The Statutes shall be kept up to date and made publicly available on the website of European Spallation Source ERIC and at its statutory seat.
3. The essential elements of the Statutes for which amendments shall require approval by the Commission in accordance with Article 11(1) of Regulation (EC) No 723/2009 are provided for in Articles 1, 2, 15–17, 20–22, 24 and 26.

⁽¹⁾ OJ L 206, 8.8.2009, p. 1.

Article 2

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

Done at Brussels, 19 August 2015.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

STATUTES OF THE EUROPEAN SPALLATION SOURCE ERIC

PREAMBLE

Czech Republic

The Kingdom of Denmark

The Federal Republic of Germany

The Republic of Estonia

The French Republic

The Italian Republic

Hungary

The Kingdom of Norway

The Republic of Poland

The Kingdom of Sweden

The Swiss Confederation

Hereinafter referred to as 'the Founding Members', and:

The Kingdom of Belgium

The Kingdom of Spain

The Kingdom of the Netherlands

The United Kingdom of Great Britain and Northern Ireland

Hereinafter referred to as 'the Founding Observers',

DESIRING to further strengthen Europe's and the Founding Member countries' position in research in the world, and to intensify scientific cooperation across disciplinary and national boundaries;

CONSIDERING a conclusion made in 2003 by the European Strategy Forum for Research Infrastructure (ESFRI), set up by the EU Council of Research Ministers, that a 5 MW long-pulse, single target station layout with 22 instruments is the optimum technical design that will meet the needs of the European science community in the first half of the present century;

BUILDING on the current European Spallation Source ESS AB, the Memorandum of Understanding signed on 3 February 2011 (extended 2012 and 2014) on participation in the design update phase and the intention to participate in the construction and operation of the European Spallation Source (ESS);

RECOGNISING that the construction of the ESS is a key element in European efforts to further develop world-leading research infrastructures and that ESS is a multi-disciplinary science facility, serving life sciences, material sciences, energy, and climate sciences and underpins the vision behind the recommendations of the Organisation for Economic Cooperation and Development (OECD) for large-scale neutron facilities worldwide;

EXPECTING other countries to participate in the activities undertaken together under the following Statutes;

HEREBY HAVE AGREED AS FOLLOWS:

CHAPTER 1

GENERAL PROVISIONS

Article 1

Name, seat and working language

1. There shall be a European Research Infrastructure called the European Spallation Source (ESS).
2. The European Spallation Source (ESS) shall have the legal form of a European Research Infrastructure Consortium (ERIC) incorporated under the provision of Regulation (EC) No 723/2009 and be named European Spallation Source ERIC ('the Organisation').
3. The Organisation shall have its statutory seat in Lund, Sweden.
4. The working language of the Organisation shall be English.

Article 2

Tasks and activities

1. The task of the Organisation is to construct a high-intensity slow neutron source as described in the ESS Technical Design Report, an executive summary based on the ESS Technical Design Report dated 22 April 2013 which is attached as Annex 1, to a cost not exceeding EUR 1 843 million in January 2013 prices and to further operate, develop and decommission the facility. The construction costs are laid down in a cost book dated 13 March 2013 at 2013 prices that covers the overall expenditure. This cost book is the reference document for the members' contributions in cash and in kind.
2. To this end the Organisation shall undertake and coordinate a variety of activities, including but not limited to:
 - (a) contribute to top-level research, technological development, innovation and societal challenges thus representing an added value for the development of the European Research Area (ERA) and beyond;
 - (b) ensure a full scientific exploitation of the ESS and its suite of instruments;
 - (c) grant effective access to users in accordance with the access policy set out in Article 17;
 - (d) contribute to the dissemination of scientific results;
 - (e) make optimum use of resources and know-how;and any other related action necessary to achieve its task.
3. The Organisation shall construct and operate ESS on a non-economic basis. In order to further promote innovation as well as transfer of knowledge and technology, limited economic activities may be carried out as long as they do not jeopardise the main activities. Income from these activities shall be used in accordance with the Organisation's task.
4. The Organisation shall undertake activities for peaceful ends only.

CHAPTER 2

MEMBERSHIP

Article 3

Membership and representing entity

1. The following entities may become members of the Organisation or they may become observers without voting rights:
 - (a) Member States of the Union;
 - (b) associated countries;

- (c) third countries other than associated countries;
- (d) intergovernmental organisations.

Conditions for admission of members and observers are specified in Article 4.

2. The Organisation shall have one Member State and at least two other Member States or associated countries as members.
3. Member States or associated countries shall hold jointly the majority of the voting rights in the Council.
4. Any member or observer may be represented by one or more public entities, including private entities with a public service mission, of its own choosing and appointed according to its own rules and procedures.
5. The members and observers of the Organisation and their representing entities are listed in Annex 7. Annex 7 shall be kept up to date by the Chairperson of the Council.

Article 4

Admission of members and observers

1. The terms for admission of new members are the following:
 - (a) the admission of new members shall require the approval of the Council;
 - (b) applicants shall submit a written application to the Chairperson of the Council;
 - (c) the application shall describe how the applicant will contribute to the task and activities of the Organisation described in Article 2 and how it will fulfil the obligations referred to in Article 6;
 - (d) new members adhering to these Statutes within a period of 12 months after their entry into force may do so under the same conditions as the Founding Members;
 - (e) the conditions for accession of new members shall be the subject of an agreement between the Organisation and the acceding member and approved by the Council;
 - (f) new members which become members of the Organisation after one year of the entry into force of these Statutes shall be required to make a special contribution towards the capital expenditure of the Organisation already incurred in addition to their ordinary contribution to future capital investment, current operating costs and decommissioning costs.
2. Entities referred to in Article 3(1) who are willing to contribute to the Organisation, but are not yet in a position to join as members, may apply to the Council for observer status. The terms for admission of observers are the following:
 - (a) normally observers shall be admitted for a three-year period; in exceptional cases the Council may extend the period of observer status;
 - (b) applicants shall submit a written application to the Council.

The application shall describe how the applicant will contribute to the Organisation and its activities described in Article 2.

Article 5

Withdrawal of a member or an observer/termination of membership or observer status

1. A member may withdraw from the Organisation at the end of a financial year, following a request to be given to the Council three years prior to the withdrawal. Withdrawal can only take effect at the earliest on 31 December 2026.

2. Observers may withdraw at any time, following a request to the Council six months prior to the withdrawal.
3. The conditions and effects of withdrawal from the Organisation by a member, in particular its share in the costs of construction, operation and decommissioning of ESS and compensation for losses, shall be decided by the Council before the withdrawal of a member takes effect. That decision shall specify the member's share in the costs of decommissioning.
4. The Council shall have the power to terminate the membership of a member or the observer status of an observer if the following conditions are met:
 - (a) the member or observer is in serious breach of one or more of its obligations under these Statutes;
 - (b) the member or observer has failed to rectify such breach within a period of six months after it has received notice of the breach in writing.

Before the Council makes a decision of termination of a member or an observer the member or observer shall be given the opportunity to contest such decision and present its defence to the Council.

CHAPTER 3

RIGHTS AND OBLIGATIONS OF THE MEMBERS AND OBSERVERS

Article 6

Members

1. Rights of members shall include:
 - (a) access to ESS for its scientific community under the conditions specified in Article 17;
 - (b) the right to attend and vote in meetings of the Council. However, a member shall have no vote in a matter regarding that member's termination of its membership.
2. The Founding Members commit to making the following contributions, cash or in-kind, towards the construction costs including the contributions for the pre-construction phase listed in Annex 4 and cash contributions for the pre-construction phase and construction phase listed in Annex 5:

Czech Republic	5,52 M EUR
The Kingdom of Denmark	230 M EUR
The Federal Republic of Germany	202,5 M EUR
The Republic of Estonia	4,61 M EUR
The French Republic	147 M EUR
The Italian Republic	110,6 M EUR
Hungary	17,6 M EUR
The Kingdom of Norway	46,07 M EUR
The Republic of Poland	33,2 M EUR
The Kingdom of Sweden	645 M EUR
The Swiss Confederation	64,5 M EUR

All amounts refer to January 2013 prices.

The contribution of other members but Founding Members shall be in accordance with the membership contribution table that is laid down in Annex 6.

The pre-construction and construction costs include the total expenditures (personnel, costs, recurrent expenditure and capital expenditure) for the construction of ESS as specified in Annex 2. A list of approved in-kind contributions for the pre-construction phase is attached as Annex 4. A figure showing the estimated annual incidence of expenditure for construction, operation and decommissioning is included in Annex 2.

The basic rules and principles of in-kind contributions are laid down in Annex 3.

3. Each member shall:

- (a) pay its contribution towards the construction costs apportioned (planned amounts and schedule of payments) in the Annual budget decided in accordance with Article 9(10)(d);
- (b) contribute to the operating costs as provided for in Article 18 and to the decommissioning costs as provided for in Article 19;
- (c) if applicable, appoint one or more representing entities as mentioned in Article 3(4); and empower its representing entity with the full authority to vote on all issues raised during the Council meeting and included in the agenda.

4. Any resources of the Organisation, whether cash contributions or in-kind contributions shall be solely used to promote the task of the Organisation in accordance with Article 2.

Article 7

Observers

1. Rights of observers shall include:

- (a) the right to attend the Council without a vote;
- (b) the right to encourage its research community to participate in ESS events, such as summer schools, workshops, conferences, training courses at preferential rates, space permitting.

2. Each observer shall, if applicable, appoint one or more representing entities in accordance with Article 3(4).

CHAPTER 4

GOVERNANCE

Article 8

Organs of the Organisation

The organs of the Organisation shall be the Council and the Director-General.

Article 9

Council

1. The Council shall be the governing body of the Organisation and shall be composed of up to two delegates from each member of the Organisation. The delegates may be assisted by experts.

2. Delegates to the Council shall be appointed and have their appointments terminated according to principles decided by each member. Each member shall inform the Chairperson of the Council in writing of any appointment or termination of appointment of its delegates to the Council without undue delay.

3. The Council shall meet at least twice a year, and shall be responsible in accordance with the provisions of these Statutes for the overall direction and supervision of the Organisation with respect to scientific, technical and administrative matters. The Council may issue instructions to the Director-General.

4. The meetings of the Council shall be convened by the Chairperson. A meeting of the Council shall also be convened at the request of at least two members.

5. The Council shall elect a Chairperson and a Vice-Chairperson from the delegations of the members. The Vice-Chairperson shall substitute the Chair in his/her absence and in case of conflict of interest. With their election, the Chairperson and the Vice-Chairperson become *supra-partes* and leave their delegations. The Chair and the Vice-Chairperson shall be elected for a period of office not exceeding two years. Re-election shall be permitted once for a second term not exceeding two years.

6. The Council shall decide on its Rules of Procedure subject to the provisions in these Statutes.

7. The Council may set up such auxiliary committees as may be necessary to accomplish the task of the Organisation. The Council shall define the mandate of such committees.

8. Senior management staff, as defined by the Council, shall be appointed and may be dismissed by the Council.

9. The following matters shall require approval of the Council by unanimous vote:

- (a) increasing the construction costs as set out in Article 2(1);
- (b) changes of contributions to construction, operation and decommissioning costs;
- (c) proposal for amendment of these Statutes and amendment of its Annexes;
- (d) admission and termination of a membership or observer status.

Any amendment of the Statutes shall be subject to the provisions laid down in Article 9(3) and Article 11 of Regulation (EC) No 723/2009 as amended by the Council on 2 December 2013 (Council Regulation (EU) No 1261/2013 ⁽¹⁾).

10. Decisions concerning the following shall require a qualified majority of the votes:

- (a) appointment of the Director-General as well as the suspension or dismissal of his/her appointment in accordance with Article 11;
- (b) election of Chairperson and Vice-Chairperson;
- (c) medium-term (five years) scientific programme;
- (d) annual budgets, five-year budget plans and medium-term (five years) financial estimates;
- (e) adoption of the annual financial statement;
- (f) policy for the allocation of and access to beam time;
- (g) the Financial Rules of the Organisation;
- (h) winding up of the Organisation;
- (i) significant changes to the ESS Technical Design Report and the cost book referred to in Article 2(1) without prejudice to paragraph 9 (a) and (b);

⁽¹⁾ Council Regulation (EU) No 1261/2013 of 2 December 2013 amending Regulation (EC) No 723/2009 concerning the Community legal framework for a European Research Infrastructures Consortium (ERIC) (OJ L 326, 6.12.2013, p. 1).

- (j) appointment and dismissal of senior management staff;
 - (k) approval of the terms of reference and operation of the Science Advisory Committee (SAC) and the Technical Advisory Committee (TAC).
11. All other decisions of the Council shall require a simple majority.

Article 10

Voting procedure

1. Each member shall, until the operation phase starts, be entitled to a number of votes corresponding to its contribution to the cost of pre-construction and construction stated in Article 6(2). Once the operation phase starts this apportionment of votes shall, in review of the contributions, be revisited by the Council. Further revisions should take place at least every five years.
2. A 'simple majority' means a majority of more than 50 % of the votes of the members represented at the meeting and not more than half of the members voting against.
3. A 'qualified majority' means a majority of at least 67 % of the votes of the members represented at the meeting and not more than half of the members voting against.
4. A 'unanimous vote' means at least 90 % of the votes of the members represented at the meeting and no unfavourable vote.
5. Any Council meeting shall only be quorate if delegates of 67 % of all members are represented.

Article 11

Director-General

1. The Council shall, in accordance with Article 9(10)(a), appoint the Director-General of the Organisation according to a procedure adopted by the Council. The Director-General shall be the legal representative of the Organisation. The Director-General shall carry out the day-to-day management of the Organisation with due diligence and in accordance with these Statutes, the instructions and resolutions of the Council and applicable legal requirements.
2. The Director-General shall prepare and submit strategic, technical, scientific, legal, budgetary and administrative decisions to the Council. The Director-General shall present an annual activity report to the Council, and shall once a year present an audited financial statement to the Council.
3. In the event of the Director-General's post falling vacant, the Council may designate a person whose powers and responsibilities it shall determine to take the place of the Director-General.
4. The term for the Director-General shall not normally exceed five years. Amendment or extension of contracts of employment or assignment shall be subject to approval by Council.

Article 12

Administrative and Finance Committee (AFC), Scientific Advisory Committee (SAC) and Technical Advisory Committee (TAC)

1. The Council shall set up an Administrative and Finance Committee (AFC) composed of up to two delegates nominated from each member. The Chair of the AFC shall be appointed by the Council and will be *supra-partes*. The Committee shall advise the Council on all matters of administrative and legal issues and of financial management. The terms of reference of this Committee and its rules of procedure shall be adopted by the Council and incorporated into the Financial Rules.

2. The Council shall set up a Scientific Advisory Committee (SAC) and a Technical Advisory Committee (TAC). These Committees shall consist of outstanding scientists not employed by or otherwise immediately connected with the Organisation and shall advise the Council in scientific (SAC) and technical (TAC) matters and other matters of importance for the Organisation.

The members of SAC and TAC together with their respective Chairs shall be appointed by the Council in accordance with the Rules of Procedure. The terms of reference and operation of the SAC and the TAC shall be adopted by the Council.

CHAPTER 5

REPORTING TO THE COMMISSION

Article 13

Reporting to the Commission

1. The Organisation shall produce an annual activity report, containing in particular the scientific, operational and financial aspects of its activities. The report shall be approved by the Council and transmitted to the Commission and relevant public authorities within six months from the end of the corresponding financial year. This report shall be made publicly available.

2. The Organisation shall inform the Commission of any circumstances which threaten to seriously jeopardise the achievement of the tasks of the Organisation or hinder the Organisation from fulfilling requirements laid down in Regulation (EC) No 723/2009.

CHAPTER 6

POLICIES

Article 14

Agreement with third parties

In cases where the Organisation deems it beneficial, it may enter into agreement with any physical or legal person. Such agreement shall specify all rights and obligations of the parties.

Article 15

Procurement policy and tax exemption

1. The Council shall establish detailed rules on procurement procedures and criteria which the Organisation shall be obliged to follow. This procurement policy shall respect the principles of transparency, proportionality, mutual recognition, equal treatment and non-discrimination.

2. VAT exemptions based on Articles 143(1)(g) and 151(1)(b) of Council Directive 2006/112/EC ⁽¹⁾ and in accordance with Articles 50 and 51 of Council Implementing Regulation (EU) No 282/2011 ⁽²⁾, shall be limited to purchases by the Organisation and by members of the Organisation which are for the official and exclusive use by the Organisation, provided that such purchase is made solely for the non-economic activities of the Organisation in line with its activities. VAT exemptions shall be limited to purchases exceeding the value of EUR 300. Excise duty exemptions based on Article 12 of Council Directive 2008/118/EC ⁽³⁾, shall be limited to purchases by the Organisation which are for the official and exclusive use by the Organisation, provided that such purchase is made solely for the non-economic activities of the Organisation in line with its activities and that the purchase exceeds the value of EUR 300.

⁽¹⁾ Council Directive 2006/112/EC of 28 November 2006 on the common system of value added tax (OJ L 347, 11.12.2006, p. 1).

⁽²⁾ Council Implementing Regulation (EU) No 282/2011 of 15 March 2011 laying down implementing measures for Directive 2006/112/EC on the common system of value added tax (OJ L 77, 23.3.2011, p. 1).

⁽³⁾ Council Directive 2008/118/EC of 16 December 2008 concerning the general arrangements for excise duty and repealing Directive 92/12/EEC (OJ L 9, 14.1.2009, p. 12).

*Article 16***Liability**

1. The Organisation shall be liable for its debts.
2. The members' financial liability for the debts of the Organisation shall be limited to the value of each individual member's respective annual contribution agreed upon in the annual budget.
3. The Organisation shall take appropriate insurance to cover the risks specific to the construction and operation of the ESS.

*Article 17***Scientific evaluation and access policy**

1. The Organisation shall provide effective access for European and international researchers as well as other relevant users. Access to the ESS shall be based on peer-review evaluation with scientific excellence and feasibility as criteria and granted on the basis of an access policy adopted by the Council. The access policy shall reflect the undertakings in Article 2(2)(a).
2. The ESS shall be open for access to others than members. Such access shall be open to European as well as international users and be available on the basis of the access policy adopted by Council.

*Article 18***Operation**

1. The members shall contribute to the operating costs of the Organisation proportionally to their use of the ESS. The general principles for the use of the facility and the apportionment of members' contributions to the operating costs shall be documented in a stand-alone policy agreed by the Council.
2. The Council shall create the prerequisites to avoid a lasting and significant imbalance between the use of the ESS facility by the scientific community of a member and the contribution of that member to the Organisation.

*Article 19***Decommissioning**

The members undertake to arrange the dismantling of all the Organisation's plant and buildings as specified in Annex 1. The members shall share the relevant decommissioning costs. This cost shall not exceed an amount equivalent to three annual operation budgets, based on the average of the last five years of cost of operation. Costs beyond this shall be the responsibility of the host state of the Organisation.

The Council shall develop and adopt a Decommissioning Policy containing a coherent and comprehensive description of the decommissioning procedure.

*Article 20***Dissemination Policy**

1. The Organisation shall be a facilitator of research and shall as a general rule encourage as free access as possible to research data. Irrespective of this principle the Organisation shall promote high quality research and shall support a culture of 'best practice' through training activities.

2. The Organisation shall generally encourage researchers to make their research results publicly available and shall request researchers of member countries to make results available in the name of the Organisation.
3. The dissemination policy shall describe the various target groups, and the Organisation may use several channels to reach the target audiences, such as web portals, newsletters, workshops, presence in conferences, articles in journals and magazines and daily newspapers.

Article 21

Intellectual property rights policy and data policy

1. The term 'intellectual property' shall be understood according to Article 2 of the Convention Establishing the World Intellectual Property Organisation signed on 14 July 1967.
2. The Organisation shall be the owner of all intellectual property emanating from setting up and running the ESS including, but not limited to, intellectual property produced by staff employed by the Organisation, except where covered by separate contractual agreements or where mandatory legislation or these Statutes state otherwise.
3. In general open access shall be favoured for data collected as a result of the use of the ESS facility and, to the extent possible in case of software and computer programs created by the Organisation, open-source principles shall be considered.
4. The Organisation shall adopt its own data and intellectual property rights policy.

Article 22

Inventions

The Organisation shall be subject to applicable legislation and regulations on inventions and adopt its own inventions policy.

CHAPTER 7

FINANCIAL MATTERS

Article 23

Financial year

The financial year of the Organisation shall begin on 1 January and shall end on 31 December of each year.

The first year of business shall be a short financial year beginning from the date of the entry into force of the Commission Implementing Decision establishing the Organisation and ending on 31 December of that year.

Article 24

Auditing and Financial Rules

1. The Director-General shall submit to the Administrative and Finance Committee (AFC) the budget documents as detailed in the Financial Rules which shall be revised and subsequently be submitted to the Council with the AFC's comments and recommendations.
2. The Council shall appoint external auditors who shall serve for a period of four years and may be reappointed. The auditors shall perform such functions as are laid down in the Financial Rules.

3. The Director-General shall provide the auditors with such information and assistance as they may require in order to perform their duties.
4. The accounts of the Organisation shall be accompanied by a report on budgetary and financial management of the financial year.
5. The Financial Rules shall lay down all other arrangements relating to the Organisation's budget, accounting standards and finances including rules regarding preparation, filing, auditing and publication of accounts.

CHAPTER 8

DURATION, WINDING UP, DISPUTES, SET-UP PROVISIONS

Article 25

Duration

The Organisation is established for an indefinite term.

Article 26

Winding up

1. The winding up of the Organisation shall be decided by the Council in accordance with Article 9(10)(h).
2. Without undue delay and in any event within 10 days after adoption of the decision to wind up the Organisation, the Organisation shall notify the Commission about the decision.
3. Assets remaining after payment of the debts of the Organisation shall be apportioned among the members in proportion to their accumulated annual contribution to the Organisation. In accordance with Article 16(2), liabilities remaining after including the Organisation assets shall be apportioned among the members in proportion to their annual contribution to the Organisation and be limited to the value of each individual member's respective annual contribution agreed upon in the annual budget.
4. Without undue delay and in any event within 10 days of the closure of the winding up procedure, the Organisation shall notify the Commission thereof.
5. The Organisation shall cease to exist on the day on which the Commission publishes the appropriate notice in the *Official Journal of the European Union*.

Article 27

Applicable law

The setting-up and internal functioning of the Organisation shall be governed by:

- (a) Union law and in particular the Council Regulation (EC) No 723/2009 of 25 June 2009 on the Community legal framework for a European Research Infrastructure Consortium (ERIC);
- (b) the law of the state where the Organisation has its statutory seat in the case of matters not, or only partly, regulated by acts referred to in point (a);
- (c) these Statutes and their implementing rules.

*Article 28***Employment**

1. The Organisation shall be an equal opportunity employer. A contract of employment shall be governed by the law of the country in which the employee habitually carries out his work in performance of the contract.
2. Subject to the requirements of national legislation, each member shall within its jurisdiction facilitate the movement and residence of nationals of the members' countries involved in the tasks of the Organisation and of the family members of such nationals.

*Article 29***Disputes**

1. The Court of Justice of the European Union shall have jurisdiction over litigation among the members in relation to the Organisation, between the members and the Organisation and over any litigation to which the Union is a party.
2. Union legislation on jurisdiction shall apply to disputes between the Organisation and third parties. In cases not covered by Union legislation, the law of the State where the Organisation has its statutory seat shall determine the competent jurisdiction for the resolution of such disputes.

*Article 30***Availability of Statutes**

The Statutes shall be publicly available at the ESS website and at the statutory seat.

*Article 31***Setting-up provisions**

1. A constitutional meeting of the Council shall be called by the host state as soon as possible but no later than 45 calendar days after the Commission decision to set up the Organisation takes effect.
2. The host state shall notify the Founding Members of any specific urgent legal action that needs to be taken on behalf of the Organisation before the constitutional meeting is held. Unless a Founding Member objects within 5 working days after being notified, the legal action shall be carried out by a person duly authorised by the host state.

CHAPTER 9

ANNEXES AND LANGUAGES*Article 32***Annexes**

To these Statutes the following Annexes are attached:

1. ESS technical and scientific scope
2. Estimated cost and schedule
3. Basic rules and principles for in-kind contributions

4. List of approved in-kind contributions for the pre-construction phase
5. List of cash contributions already received for the pre-construction and the construction phases
6. Contribution table
7. Members, observers and representing entities

Article 33

Languages

All versions of these Statutes in the official languages of the European Union shall be deemed authentic. No linguistic version shall prevail.

ANNEX 1

ESS TECHNICAL AND SCIENTIFIC SCOPE

1. PURPOSE AND SCOPE OF THIS ANNEX

The purpose of this Annex to the Statutes for the European Spallation Source ERIC is to set a frame in terms of scientific and technical scope for the ESS facility. It is based on the Technical Design Report (TDR) presented to the ESS Steering Committee at its meeting in February 2013. The TDR is a deliverable of the Memorandum of Understanding for the pre-construction phase of the ESS and is the result of collaborative work involving research organisations all over Europe and beyond. The Annex also gives the background to the project and describes the international context of the facility. A summary of the associated estimated cost and schedule are described in Annex 2.

2. BACKGROUND

ESS is a new international scientific infrastructure to be built in Lund, with the data management activities in Copenhagen. It will be a multi-disciplinary science facility, serving life sciences, physics, chemistry, and materials science, as well as energy and climate sciences. It underpins the vision behind the recommendations of the OECD Megascience Forum in 1999 for large-scale neutron facilities worldwide.

The construction of the ESS neutron source for materials science is a key element in European efforts to further develop its world-leading large-scale research infrastructures suite. A pan-European effort in 2002 produced a Technical Report presenting a conceptual design and an associated Scientific Case. In 2003, the European Strategy Forum for Research Infrastructures (ESFRI), set up by the Research Ministries of the Member States and associated countries, concluded that a 5 MW long-pulse, single target station layout for ESS with nominally 22 'public' instruments was the optimum technical reference design that would meet the needs of the European science community in the second quarter of the century.

By building ESS, a facility with unprecedented source performance utilising the novel long-pulse technology, and operating it according to the practice of scientific excellence and as a part of the European network of sources, Europe will retain the world lead in research activities encompassing the broad areas of science requiring neutron scattering methods.

3. BASIC OBJECTIVES

The basic objectives for the ESS facility are to provide world leading neutron scattering research opportunities for European science, striving for scientific excellence and highest performance in terms of scientific output. The facility is in all its parts designed to meet these objectives and to satisfy European demand for unique, cutting edge capability and enhanced research capacity. In meeting these objectives, the ESS will provide new knowledge unattainable with other facilities or methods, will strengthen the societal impact of science, and underpin innovation in Europe.

4. SCIENTIFIC SCOPE

ESS will have a unique ability to study a broad range of structures and time scales due to its long, high-intensity neutron pulses. ESS will offer neutron beams of unparalleled brightness, delivering higher beam intensity to the samples than any existing spallation source. The high brightness will enable many investigations to be pursued that are out of range today, by allowing for measurements of smaller samples in more constrained sample environments, the increased use of polarised neutrons, detection of weaker signals and fast kinematic measurements in real time. The bright neutron beams will be delivered in a unique time structure, with long neutron pulses at low frequency. This time structure enables the efficient use of long-wavelength neutrons. Advanced neutron technologies will exploit this structure to allow ESS instruments to achieve wider dynamic range, in particular by the use bi-spectral beams, and resolutions tunable in a very large range as needed, all of which will significantly expand scientific possibilities. State-of-the-art methods for data management and analysis will further enhance capability and capacity.

The spallation source will deliver neutron beams to a suite of research instruments. Building on the Science Case established in 2002 and identifying science drivers for the ESS a reference instrument suite is presented in the TDR.

5. TECHNICAL SCOPE

Figure 1 below presents a baseline layout of the site to the north-east of the city of Lund, Sweden. The main components of the ESS facility are the accelerator, the target station, the instrument suite and the associated buildings and infrastructure.

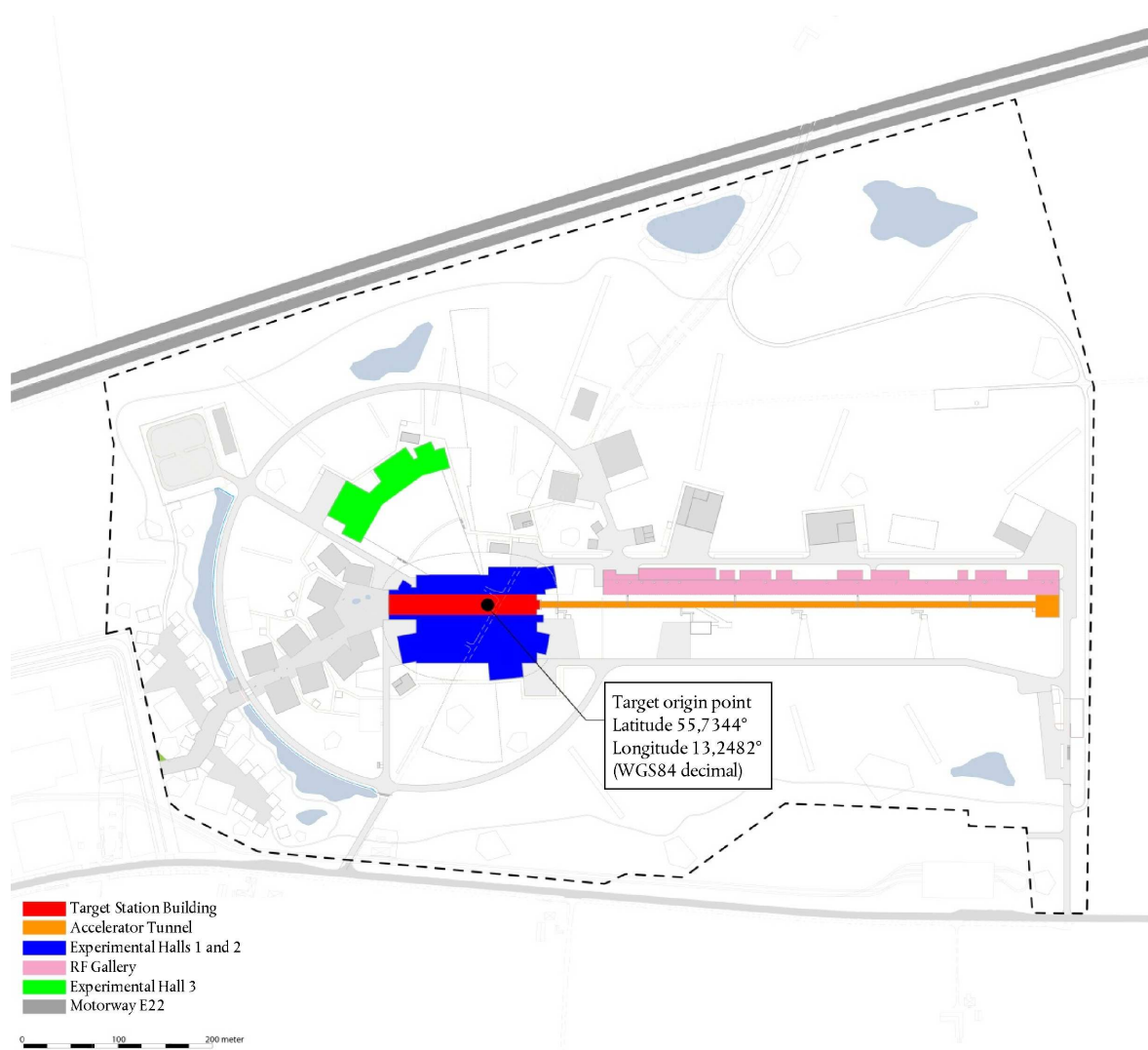
In the accelerator, protons are accelerated to an appropriate energy for efficiently driving a spallation reaction. The ESS accelerator is designed for high power and high reliability and uses mainly superconducting cavities.

The target station will convert the proton beam from the accelerator, through the spallation process into a number of intense beams of slow neutrons delivered to the instruments where the research is carried out. The technology chosen for the target is that of a wheel rotating in the proton beam. A moderator-reflector assembly surrounding the target transforms the fast neutrons produced in the spallation process into slow neutrons. These slow neutrons are guided to the instruments.

In the instruments, the neutrons are used to probe the properties of materials in all their diversity and complexity. The long-pulse technique allows the neutron beams to be tailored for each specific instrument and experiment.

Figure 1

Baseline layout of the ESS facility



The baseline layout for the ESS facility comprised of the accelerator tunnel (orange), the RF gallery (pink), the target station building (red), the experimental halls 1 & 2 (blue) and 3 (green). Also shown are the perimeter of the site (dotted line), the E22 motorway (dark grey) and a possible layout of roads and service buildings (light grey). The origin of the spallation target is at latitude 55,7344° longitude 13,2482° (WGS84).

The Data Management and Software Centre in Copenhagen (DMSC) provides support and services for the management and scientific analysis of the data. The DMSC is also responsible for data curation generated by the ESS suite of instruments as well as providing services to acquire, handle and analyse data and support the simulation of experiments. The DMSC is a fully integrated part of the ESS organisation. DMSC will be a world-class user facility supporting and collaborating with a broad range of scientific and technological users from universities, institutes and industry.

Figure 2

ESS DMSC functionalities

ESS Data Management and Software Center (ESS DMSC)				
Instrument control Software	Data Curation	Monte Carlo simulation code support	Data analysis and visualization	User-Portal
Instrument Control Software Remote access to Experiments Real time display of preprocessed data to the user during the experiment On-site (ESS-Lund) operation Support	Transport raw data to main servers for storage Preprocessing of raw data to a format suitable for further use Web and mobile devices portal providing access to user data following EU rules.	Develop and support Monte Carlo modeling software of neutron instruments Provide support for Modeling of instrument-sample-specific features for data analysis On-site (ESS-Lund) operation Support	Develop and support data analysis and visualization software. Provide bridging solutions to aid modeling of neutron data with state-of-the-art physical modeling and theory software Provide access to High-Performance computing On-site (ESS-Lund) operation Support	Provide and support a web-based user portal for the submission and review of user proposals. Provide and support web-based tools that aids users to access their data. On-site (ESS-Lund) operation Support

In addition to these components there is an infrastructure of services, supporting laboratories and workshops, offices and amenities for users and staff.

6. PERFORMANCE AND DESIGN GOALS

The ESS facility will have unique, world-leading scientific capabilities as a neutron source when fully operational. By delivering neutrons in long pulses of several milliseconds (nominally 2,86 ms) with low frequency (nominally 14 Hz) to its instrument suite, it will enable efficient use of high intensity thermal and cold neutron beams.

The objective is that ESS will have 22 instruments in steady state operations.

The proton beam power will nominally be 5 MW and the performance will be optimised in accordance with the basic scientific objectives. Compared to ILL (in 2013), ESS neutron scattering instruments will achieve up to 100 times the sensitivity for detecting low signals. Compared to SNS and J-PARC (in 2013), ESS will offer up to a factor of 30 times superior beam intensities in experiments with the same resolution for thermal and cold neutrons.

The ESS facility will be designed to be highly reliable with a design goal of 95 % availability during its annual operational periods of more than 4 000 hours when fully commissioned.

To maintain its world-leading capabilities, reasonable technical headroom in the design will be maintained in order not to preclude future improvements and upgrades.

The ESS facility will have a state-of-the-art scientific and computing infrastructures designed to fully exploit the neutron source, providing a coherent scientific service that makes neutron techniques more accessible, more powerful and more efficient for a wide range of scientific disciplines.

For planning and full lifetime costing purposes, ESS is nominally scheduled to be decommissioned in 2065 and the land restored for other uses in line with the surroundings.

The ESS facility will be designed to protect individuals, the general public and the environment from harm during construction, operation and decommissioning. It will be designed to facilitate the use of renewable energy, to minimise its energy consumption and to recycle a significant amount of its waste heat.

ANNEX 2

ESTIMATED COST AND SCHEDULE

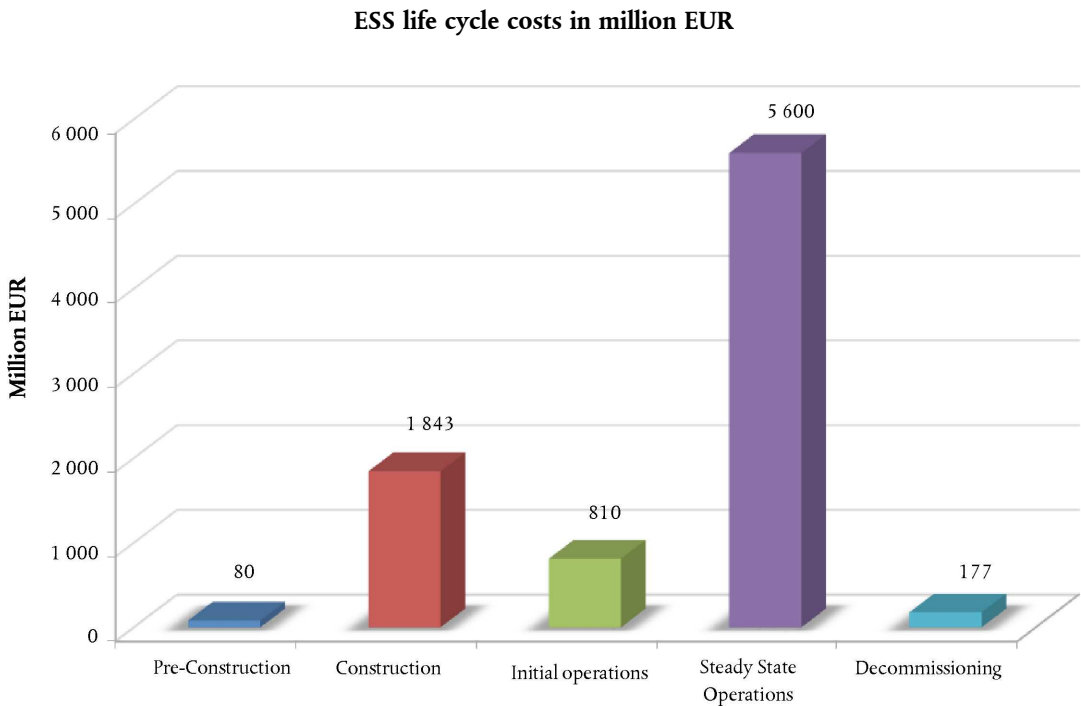
1. INTRODUCTION

The purpose of this document, Annex 2 to the Statutes, is to describe the overall cost estimates, the budget and the planned schedule for the ESS project. It is a high-level summary of the performance baseline established in spring 2014, based on the TDR and associated documents presented to the ESS Steering Committee in 2012 and in line with the technical and scientific scope summarised in Annex 1. All cost figures in this document are on the price basis of January 2013.

2. COST OF THE PROJECT

The costing and planning for ESS has been made with a life cycle approach, and as such includes all the different phases of the facility's lifetime. The phases included in the costing and planning are the pre-construction, construction, operations (comprising the initial operations and the steady-state operations) and decommissioning phases. The total life cycle cost is shown in Figure 1 below.

Figure 1



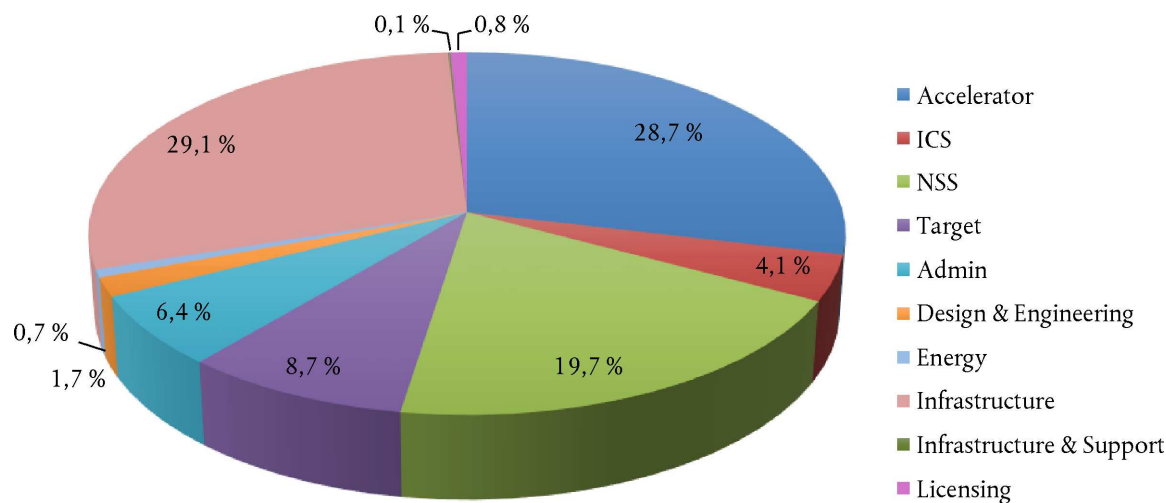
The cost for pre-construction includes the design update phase of the facility. The pre-construction costs are summed up to 80 M EUR and include both cash and in-kind contributions.

The construction budget is 1 843 M EUR, and it includes capital costs from the construction phase start 1 January 2013, to the start of the steady-state operations in 2026. The construction budget includes the capital investment for 16 instruments.

During the period 2019-2025 there will be an initial operations phase in parallel to the construction phase. Initial operations amounts to 810 M EUR and includes the budgets to operate the entire facility and to meet the TDR goal of a 22-instrument suite. The breakdown of the budget on construction project level is shown in Figure 2. It includes both cash and in-kind contributions.

Figure 2

Breakdown of the construction phase budget. The budget for the DMSC, 32 M EUR, is included in the neutron scattering systems (NSS) budget

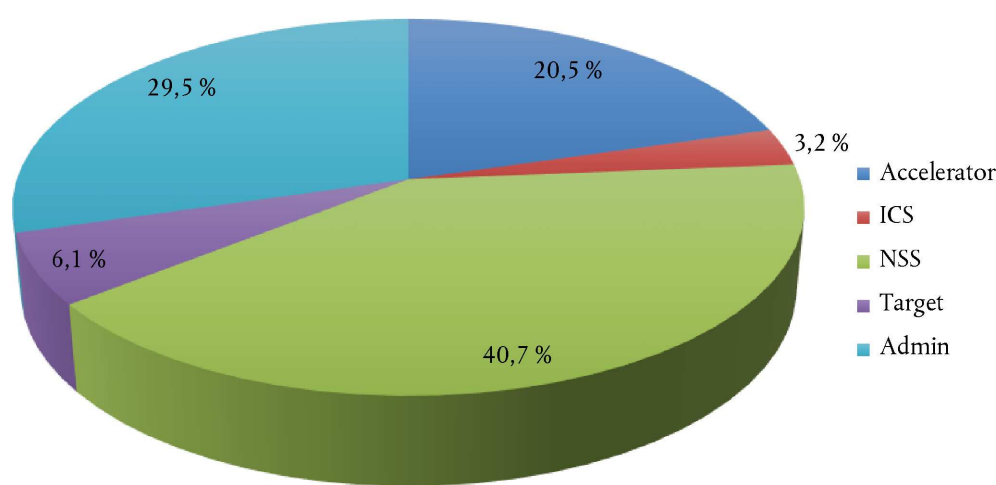


The initial operations phase begins with the production, delivery and detection of the first neutrons. The budget includes costs for start-up of machine operations, ramping up of beam power, the start of the user programme, the first spares and the main contribution to the construction of the six remaining instruments to complete the baseline suite of 22 instruments. The initial operations budget is planned to end in 2025, providing a smooth transition to the budget for the steady-state operations.

The budget for steady-state operations will start in 2026 and continue until 2065 and includes all foreseen costs for sustainable operations in accordance with Annex 1. It includes a small contribution for completing the instrument suite in the first years and for keeping it competitive during steady-state operations. The steady-state operations budget in steady state is 140 M EUR/year.

Figure 3

Breakdown of the operations phase budget. The budget for management of the facility is included in the administration (Admin) budget

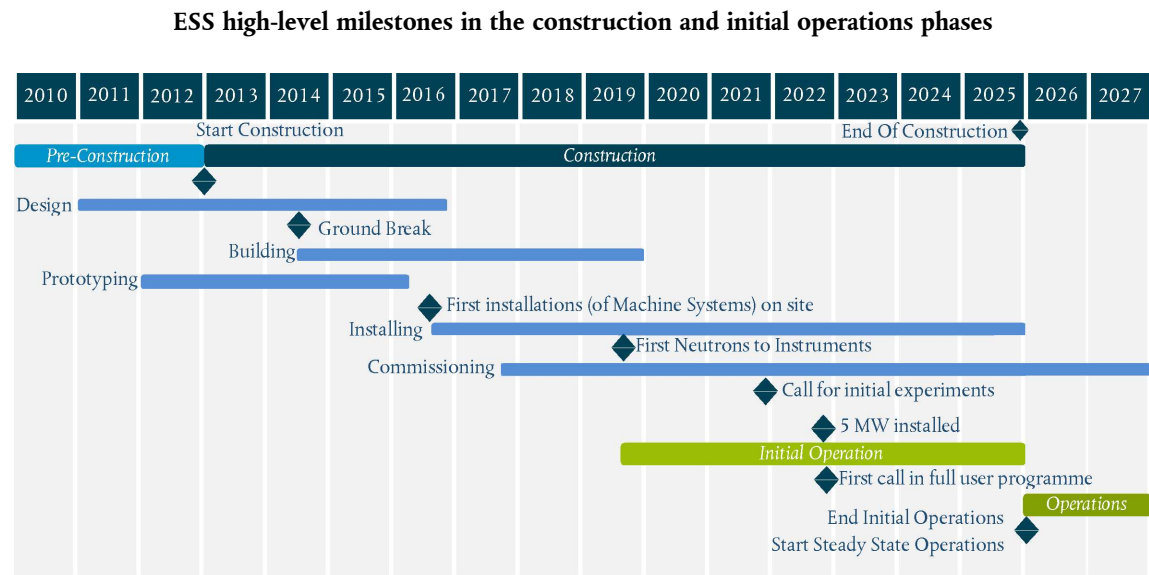


According to the life cycle approach, it is planned for that after the operations phase, ESS will be decommissioned and the site restored for other use. The associated costs are included in the decommissioning budget, summing up to 177 M EUR.

3. PROJECT SCHEDULE

The high-level schedule for pre-construction, construction, initial operations and steady-state operations is shown in Figure 4 below. The schedule is technically constrained in the sense that resources (manpower and funding) are assumed not to be delayed.

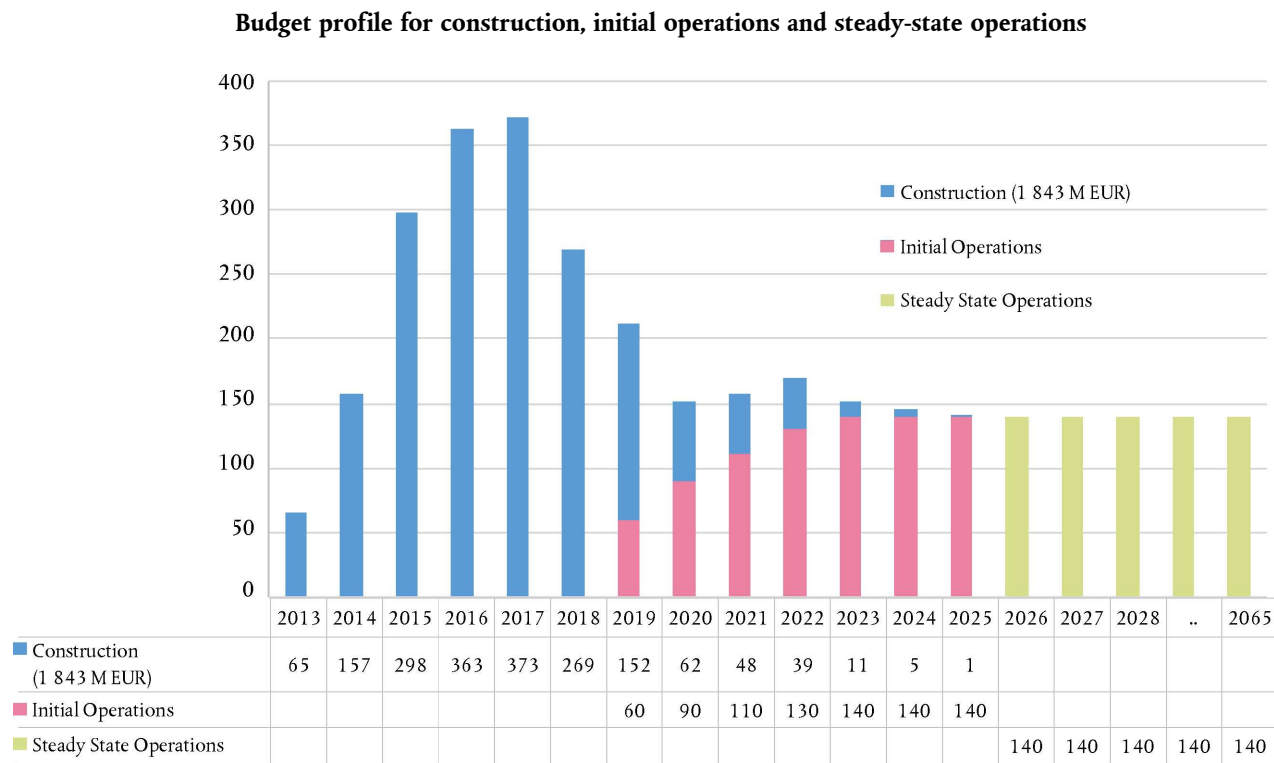
Figure 4



4. BUDGET PROFILE.

The budget profile for the construction phase (2013-2025), the initial operations (2019-2025) together with the first year of steady-state operations (2026-) is shown in Figure 5 below. It includes both cash and in-kind contributions. The planned spending profile is based on best estimates assuming a technically constrained schedule.

Figure 5



5. STAFFING PROFILE

The total number of staff during steady-state operations is 494. The planned staffing profile for the steady-state operations, stated in full-time equivalents (FTEs), is shown in Figure 6 below.

Figure 6

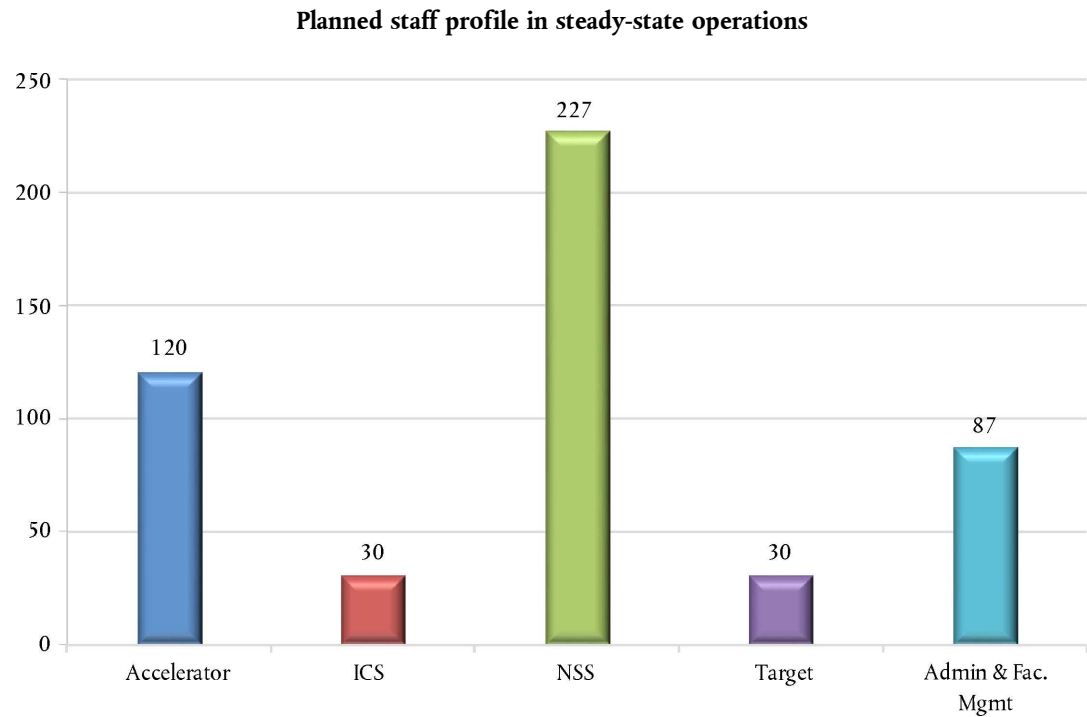


Figure 6 above includes the staff for DMSC with a planned staff level in steady-state operations of 60-65 FTE. The staffing of the ESS DMSC will be gradually ramped up.

ANNEX 3

BASIC RULES AND PRINCIPLES FOR IN-KIND CONTRIBUTIONS

1. An in-kind contribution is a non-cash contribution provided by a Member to the Organisation and may cover:
 - technical components for the ESS facility as well as personnel needed to perform the testing, installation and/or integration of any such components,
 - R & D work as well as personnel needed to perform the R & D work,
 - personnel made available for specific tasks during the construction phase, or,
 - other products or services relevant for the completion of the ESS facility.
2. Suitable in-kind contributions and their value are identified and specified by the Organisation with reference to the ESS project descriptions included in the programme plan, which will be made accessible to all members. The identification of suitable in-kind contributions should be subject to review and recommendation by the Science Advisory Committee or the Technical Advisory Committee to the Council.
3. Each in-kind contribution will be subject to a written contract between the Organisation and the delivering body performing the in-kind contribution. The in-kind contribution contract should cover, at a minimum and when applicable, the following issues:
 - a technical description and specification including interface and integration requirements,
 - a project plan, including time schedules, deliverables and milestones,
 - the total attributed value,
 - terms of delivery and transportation,
 - quality control and performance testing prior to acceptance and commissioning,
 - documentation; operating manual, parts list, maintenance manual including spare parts list,
 - training of operating staff,
 - technical and financial control systems,
 - appointment of responsible personnel,
 - roles and responsibilities of the Organisation, and the delivering body,
 - insurances,
 - ownership of background and foreground,
 - use and dissemination of foreground,
 - licences and rights,
 - access rights,
 - transfer of ownership
 - procedures for reporting
 - the scope and content of the formal evaluation carried out at delivery of the in-kind contribution,
 - risk assessment and risk management.
4. An In-Kind Review Committee (IKRC) shall be set up by the Council, with the purpose of evaluating the in-kind contribution proposals. The Council shall approve all in-kind contracts based on the recommendation from the IKRC. After such approval, the Member shall be accredited the in-kind contribution value as a part of its total contribution to the ESS.

5. The internal provisions on in-kind contributions shall be regulated by the Council.
 6. The Organisation's cost book value defines the total value of an in-kind contribution. The values in the Organisation's cost book are expressed, until otherwise agreed, at the price level stated in the Statutes and Annexes. The delivering body is wholly responsible for the contribution including the cost. The EUR shall be the standard currency unit for all in-kind contributions. Any currency exposure shall be borne by the delivering body.
-

ANNEX 4

LIST OF APPROVED IN-KIND CONTRIBUTIONS FOR THE PRE-CONSTRUCTION PHASE

Country	Number of IKC agreements	Total Value (kEUR)
Czech Republic	2	1 948
Denmark	15	5 243
Germany	33	20 514
Italy	5	6 186
Spain	13	5 020
Norway	1	1 786
Netherlands	4	721
Switzerland	10	3 248
Total	83	44 664

No.	ESS Project	ESS WU Name	Contract Partner	Country	TOTAL (kEUR)
1	Accelerator	B1 Superconducting Linac is for DESY	DESY	DE	971,4
2	Accelerator	Back-up Study for ESS Proton Source	ESS-Bilbao	ES	477,08
3	Accelerator	Normal conducting linac	INFN	IT	3 725
4	DMSC	SD014DE — HDRI Communication Platform	HZG	DE	470,2
5	DMSC	Design update for the ESS Data Management and Software Centre (DMSC)	UCPH	DK	402,4
6	DMSC	Cluster Interim DMSC	UCPH	DK	1 205,9
7	DMSC	MANTID cooperation	UCPH	DK	123,9
8	Instrument	CAMEA	DTU	DK	480,5
9	Instrument	SD017DC/b DK Horizontal Focusing Reflectometer	DTU	DK	79,5
10	Instrument	Compact SANS	DTU	DK	82,1
11	Neutron Technologies	Neutron Optics	DTU	DK	80,2
12	Instrument	Hybrid Diffractometer	DTU	DK	168,9
13	Instrument	SD001DE/b Bispectral Chopper Spectroscopy	Forschungszentrum Jülich GmbH	DE	393,7
14	Instrument	SD001DE/a Cold Chopper Spectroscopy	TUM	DE	258,7
15	Instrument	SD002DE/a High Resolution NSE	Forschungszentrum Jülich GmbH	DE	318,8

No.	ESS Project	ESS WU Name	Contract Partner	Country	TOTAL (kEUR)
16	Instrument	SD0002DE/b Wide Angle NSE	Forschungszentrum Jülich GmbH	DE	67,6
17	Instrument	SD003DE/a Reflectometer for Liquid Surfaces and Soft Matter	HZB	DE	533,6
18	Instrument	SD004DE/ab Conventional SANS	Forschungszentrum Jülich GmbH	DE	112,1
19	Instrument	SD004DE/C Small Sample SANS	HZG	DE	617,9
20	Instrument	SD005DE/a Bi-spectral Powder Diffractometer	Forschungszentrum Jülich GmbH	DE	272,7
21	Instrument	SD005DE/b Engineering Diffraction	HZG	DE	903,7
22	Instrument	SD006DE Multi-Purpose High Resolution Imaging	HZB	DE	758,0
23	Instrument	SD007DE/b Alternative NSE and Add-ons	TUM	DE	635,9
24	Instrument	SD007DE/c Focusing Optics for Spectroscopy	TUM	DE	137,1
25	Instrument	SD007DE/a Phase Space Transformers	HZB	DE	65,1
26	Instrument	SD008DE Multi Purpose Extreme Environment Diffraction	HZB	DE	389,3
27	Neutron Technologies	SD009DE — Choppers	Forschungszentrum Jülich GmbH	DE	828,5
28	Neutron Technologies	SD010DE — Detectors	TUM	DE	4 785,8
29	Neutron Technologies	SD011DE — Polarisers (3HE)	Forschungszentrum Jülich GmbH	DE	417,4
30	Neutron Technologies	SD012DE ESS Specific Sample Environment	HZG	DE	179,0
31	Instrument	SD013DE Test Beam Line	HZB	DE	1 456,4
32	Instrument	SD003DE/b Reflectometer for Magnetic Layers	Forschungszentrum Jülich GmbH	DE	309,0
33	Instrument	SD033CZ Complex Environment Engineering Diffractometer	Institute of Physics ASCR	CZ	1 759,0
34	Instrument	Simulation of Neutron Instruments	KU	DK	938,8

No.	ESS Project	ESS WU Name	Contract Partner	Country	TOTAL (kEUR)
35	Neutron Technologies	Detector Testing Facility	IFE	NO	1 785,6
36	Neutron Technologies	Detectors	CNR	IT	510,2
37	Target	Waste Disposal, Emissions, Dismantling and Decommissioning	KIT	DE	19,2
38	Target	Target Performance Modelling and Optimisation	KIT	DE	95,9
39	Target	Material properties	KIT	DE	9,6
40	Target	Rotating Tungsten Helium Cooled Target Concept — Replaceable System	KIT	DE	322,8
41	Target	Rotating Tungsten Helium Cooled Target Concept — Permanent System	KIT	DE	76,7
42	Target	Liquid Metal Target	KIT	DE	1 152,8
43	Target	Premoderator, Moderator and Reflector Engineering Design	Forschungszentrum Jülich GmbH	DE	1 512,5
44	Target	Shielded Target Monolith System and Beam Extraction	Forschungszentrum Jülich GmbH	DE	845,6
45	Target	Liquid Metal Target	Forschungszentrum Jülich GmbH	DE	163,9
46	Target	Liquid Metal Target	Paul Scherrer Institute	CH	221,5
47	Target	Rotating Tungsten Helium Cooled Target Concept — Permanent System	Forschungszentrum Jülich GmbH	DE	959,9
48	Instrument	SD015DE — Simulation Code Development, Help Desk	HZB	DE	472,9
49	Instrument	SD054NL ULTRA SANS USING NEUTRON SPIN-ECHO MODULATION	Delft University of Technology	NL	208,54
50	Instrument	SD055NL OPTIMISING THE BENEFITS OF SPIN-ECHO LABELLING	Delft University of Technology	NL	135,21
51	Instrument	SD056NL SPIN-ECHO MODULATION IMAGING ADD-ON	Delft University of Technology	NL	247,58
52	Instrument	SD057NL LARMOR LABELLING IN DIFFRACTION	Delft University of Technology	NL	135,21

No.	ESS Project	ESS WU Name	Contract Partner	Country	TOTAL (kEUR)
53	Target	THE ESS WATER TASK FORCE	ESS-Bilbao	ES	189,2
54	Instrument	SD016DC_DK CAMEA	DTU	DK	43,5
55	Instrument	SD018DC_DK COMPACT SANS	DTU	DK	51,2
56	Neutron Technologies	SD020DC_DK NEUTRON OPTICS	DTU	DK	54,0
57	Target	THE ESS TARGET STATION CONCEPT SELECTION (TSCS)	ESS-Bilbao	ES	264,9
58	Target	TARGET TEST STAND	ESS-Bilbao	ES	1 390,75
59	Accelerator	Back-up Study for ESS Low Energy Beam Transport	ESS-Bilbao	ES	445,5
60	Accelerator	Back-up Study for ESS Radio Frequency Quadrupole	ESS-Bilbao	ES	829,6
61	Accelerator	Back-up Study for ESS Drift Tube Linac	ESS-Bilbao	ES	386,77
62	Accelerator	Back-up Study for ESS Spoke Superconducting Linac	ESS-Bilbao	ES	296,1
63	Accelerator	Advance Welding Facility	ESS-Bilbao	ES	185,11
64	Instrument	SD067IT — Vibrational Spectroscopy Instrument	Elettra-Sincrotrone Trieste	IT	399,5
65	Instrument	SD067IT — Time Focussing Crystal-Chopper Spectrometer (Tempus Fugit)	Elettra-Sincrotrone Trieste	IT	528,0
66	Accelerator	HEBT, NC Magnets and Power Supplies	DTU	DK	1 201,9
67	Accelerator	Normal conducting linac MEBT	ESS-Bilbao	ES	138,5
68	Accelerator	Normal conducting linac	INFN	IT	1 023,1
69	DMSC	SD029CH ESS Data Acquisition & Software	Paul Scherrer Institute	CH	48,0
70	Instrument	SD016DC_CH TOF-TAS CAMEA	Paul Scherrer Institute	CH	481,0
71	Instrument	SD017DC_CH_a Vertical Focusing Reflectometer	Paul Scherrer Institute	CH	462,0
72	Instrument	SD018DC_CH Compact SANS	Paul Scherrer Institute	CH	287,0

No.	ESS Project	ESS WU Name	Contract Partner	Country	TOTAL (kEUR)
73	Instrument	SD019DC_CH Hybrid Diffractometer	Paul Scherrer Institute	CH	305,0
74	Instrument	SD029CH Multi Purpose High Resolution Imaging	Paul Scherrer Institute	CH	238,5
75	Instrument	SD020DC_CH Neutron Optics	Paul Scherrer Institute	CH	407,5
76	Target	Hot Cell, Handling of Used Resources	Centrum výzkumu Řež s.r.o.	CZ	189,0
77	Target	Study of target radionuclide chemistry and target radio toxicity	DTU	DK	123,8
78	Target	Optimisation of beam extraction	DTU	DK	206,4
79	Target	Hot Cell, Handling of Used Resources	ESS-Bilbao	ES	75,7
80	Target	Assessment of radioactive inventory after final shut-down	ESS-Bilbao	ES	47,3
81	Target	Target Performance Modelling and Optimisation	ESS-Bilbao	ES	293,3
82	Target	Optimisation of beam extraction	Paul Scherrer Institute	CH	547,5
83	Target	Material Properties	Paul Scherrer Institute	CH	249,5
					44 669,8

ANNEX 5

LIST OF CASH CONTRIBUTIONS ALREADY RECEIVED FOR THE PRE-CONSTRUCTION AND THE CONSTRUCTION PHASES (UP TO AND INCLUDING JUNE 2015)

The Czech Republic	2,7 M EUR
The Kingdom of Denmark	67,6 M EUR
The Kingdom of Sweden ⁽¹⁾	192,8 M EUR

⁽¹⁾ The amount calculated from 1 January 2013.

ANNEX 6

CONTRIBUTION TABLE

The following countries have committed to making the following contributions, cash or in-kind, towards the construction costs (including pre-construction costs) of the ESS (all amounts refer to January 2013 prices):

ANNEX 7

MEMBERS, OBSERVERS AND REPRESENTING ENTITIES

MEMBERS

Country or Intergovernmental organisation	Representing entity (i.e. ministry, research council)
Czech Republic	Ministry of Education, Youth and Sports (MEYS)
The Kingdom of Denmark	
The Federal Republic of Germany	
The Republic of Estonia	
The French Republic	Centre National de la Recherche Scientifique (CNRS) and Commissariat à l'Energie Atomique et aux Energies Alternatives (CEA)
The Italian Republic	Istituto Nazionale di Fisica Nucleare (INFN)
Hungary	
The Kingdom of Norway	Research Council of Norway
The Republic of Poland	Ministry of Science and Higher Education
The Kingdom of Sweden	
The Swiss Confederation	

OBSERVERS

Country or Intergovernmental organisation	Representing entity (i.e. ministry, research council)
The Kingdom of Belgium	Studiecentrum voor Kernenergie (SCK)
The Kingdom of Spain	
The Kingdom of the Netherlands	
The United Kingdom of Great Britain and Northern Ireland	

CORRIGENDA**Corrigendum to Directive 2008/6/EC of the European Parliament and of the Council of 20 February 2008 amending Directive 97/67/EC with regard to the full accomplishment of the internal market of Community postal services**

(Official Journal of the European Union L 52 of 27 February 2008)

On page 13, Article 1(8), new Article 7(2):

for: '2. Member States may ensure the provision of universal services by procuring such services in accordance with applicable public procurement rules and regulations, including, as provided for in Directive 2004/17/EC of the European Parliament and of the Council of 31 March 2004 coordinating the procurement procedures of entities operating in the water, energy, transport and postal services (*), competitive dialogue or negotiated procedures with or without publication of a contract notice.

[...]

(*) OJ L 134, 30.4.2004, p. 1. Directive as last amended by Council Directive 2006/97/EC (OJ L 363, 20.12.2006, p. 107).',

read: '2. Member States may ensure the provision of universal services by procuring such services in accordance with applicable public procurement rules and regulations, including, as provided for in Directive 2004/18/EC of the European Parliament and of the Council of 31 March 2004 on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts (*), competitive dialogue or negotiated procedures with or without publication of a contract notice.

[...]

(*) OJ L 134, 30.4.2004, p. 114.'.

