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Legislation

Contents
Comcinio

I Acts whose publication is obligatory

Commission Regulation (EC) No 1553/2003 of 2 September 2003 establishing the standard import values for determining the entry price of certain fruit and vegetables

1

II Acts whose publication is not obligatory

Council

2003/631/EC:

* Council Decision of 25 August 2003 adopting measures concerning Liberia under Article 96 of the ACP-EC Partnership Agreement in a case of special urgency

3

Commission

2003/632/EC:

* Commission Decision of 26 August 2003 amending Decision 2000/147/EC implementing Council Directive 89/106/EEC as regards the classification of the reaction-to-fire performance of construction products (1) (notified under document number C(2003) 2986)

5

2003/633/EC:

* Commission Decision of 27 August 2003 concerning a request by Portugal to apply a reduced rate of VAT to the supply of natural gas (notified under document number C(2003) 3086)

7

2003/634/EC:

* Commission Decision of 28 August 2003 approving programmes for the purpose of obtaining the status of approved zones and of approved farms in non-approved zones with regard to viral haemorrhagic septicaemia (VHS) and infectious haematopoietic necrosis (IHN) in fish (1) (notified under document number C(2003) 3101)

(1) Text with EEA relevance



1

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1553/2003

of 2 September 2003

establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables (¹), as last amended by Regulation (EC) No 1947/2002 (²), and in particular Article 4(1) thereof,

Whereas:

(1) Regulation (EC) No 3223/94 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 the Annex thereto. (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 3 September 2003.

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

Done at Brussels, 2 September 2003.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

ANNEX
to the Commission Regulation of 2 September 2003 establishing the 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	060 096 999	47,9 30,0 39,0
0707 00 05	052 096 999	120,2 66,6 93,4
0709 90 70	052 999	74,2 74,2
0805 50 10	382 388 524 528 999	52,7 53,0 52,8 53,5 53,0
0806 10 10	052 064 999	75,7 85,4 80,6
0808 10 20, 0808 10 50, 0808 10 90	388 400 508 512 720 800 804	77,0 53,0 115,4 88,2 58,8 54,4 97,6 77,8
0808 20 50	052 388 999	83,8 91,2 87,5
0809 30 10, 0809 30 90	052 999	110,0 110,0
0809 40 05	060 064 066 093 094 624 999	63,5 66,0 71,5 74,5 53,9 130,4 76,6

⁽¹) Country nomenclature as fixed by Commission Regulation (EC) No 2020/2001 (OJ L 273, 16.10.2001, p. 6). Code '999' stands for 'of other origin'.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 25 August 2003

adopting measures concerning Liberia under Article 96 of the ACP-EC Partnership Agreement in a case of special urgency

(2003/631/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular the second subparagraph of Article 300(2) thereof,

Having regard to the internal agreement between the representatives of the governments of the Member States, meeting within the Council, on measures to be taken and procedures to be followed for the implementation of the ACP-EC Partnership Agreement (1), and in particular, Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Council Decision 2002/274/EC of 25 March 2002 concluding consultations with Liberia under Articles 96 and 97 of the ACP-EC Partnership Agreement (²) provides for the adoption of the appropriate measures within the meaning of Article 96(2)(c) and of Article 97(3) of the ACP-EC Partnership Agreement.
- (2) The essential elements cited in Article 9 of the ACP-EC Partnership Agreement continue to be violated by the Government of Liberia and the current conditions in Liberia do not ensure respect for human rights, democratic principles and the rule of law.
- (3) The political and security situation in Liberia has deteriorated dramatically since the date of adoption of Decision 2002/274/EC. This situation constitutes therefore a case of special urgency within the meaning of Article 96(2)(b) of the ACP-EC Partnership Agreement.

(4) It is consequently necessary to review the conditions under which funds set aside for Liberia can be made available in order to allow support to the peace process in Liberia in particular through possible support to peacekeeping operations, a demobilisation and reintegration programme, institution building and restoring democratic structures,

HAS DECIDED AS FOLLOWS:

Article 1

The measures specified in the annexed draft letter addressed to the Minister of Foreign Affairs of Liberia are hereby adopted as appropriate measures in a case of special urgency within the meaning of Article 96(2)(b) and (c) of the ACP-EC Partnership Agreement. These measures shall expire on 31 December 2004. This date does not preclude any specific expiry date contained in the financial instruments covered by this Decision.

Article 2

The measures taken by the Community referred to in Article 2 of Decision 2002/274/EC shall no longer apply as from the entry into force of this Decision.

The outcome of the consultations as set out in the draft letter annexed to Decision 2002/274/EC shall remain unaffected.

Article 3

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

⁽¹⁾ OJ L 317, 15.12.2000, p. 376.

⁽²⁾ OJ L 96, 13.4.2002, p. 23.

Article 4

This Decision shall be published in the Official Journal of the European Union.

Done at Brussels, 25 August 2003.

For the Council
The President
F. FRATTINI

ANNEX

DRAFT LETTER TO THE MINISTER OF FOREIGN AFFAIRS OF LIBERIA

H.E. Mr Monie Captan Minister of Foreign Affairs Liberia

Dear Minister,

The European Union is deeply concerned about the prevailing security situation in your country and wishes to assist in returning peace and stability. It has therefore the intention to provide financial support to a peacekeeping operation in Liberia. The European Union also wishes to make funds available for other measures to accompany the peace process once a comprehensive peace agreement has been reached and signed.

The Community has therefore decided to replace the measures as outlined in its letter No SGS 272745 of 27 March 2002 with the following new measures, motivated by a case of special urgency within the meaning of Article 96(2)(b) of the ACP-EC Partnership Agreement, as regards the implementation of its aid:

- regular follow-up will be ensured by means of a close political dialogue involving the Presidency of the European Union and the European Commission, and six-monthly political reviews,
- implementation of current projects funded under Article 72 of the ACP-EC Partnership Agreement, amounting at the moment to EUR 25 million and intended to meet the needs of displaced persons, will be continued,
- contributions to regional projects, operations of a humanitarian nature, trade cooperation and trade-related preferences are not affected,
- institution support to allow for the implementation of the measures aimed at fulfilling undertakings given within the consultations can be provided,
- Chapter 1 of Annex 4 to the ACP-EC Partnership Agreement is suspended. The balances remaining for Liberia from the 8th EDF shall be available forthwith for implementation. The funds shall cover support to the peace process in Liberia that could include support to a peacekeeping operation in Liberia, a demobilisation and reintegration programme, institution building and restoring efficient democratic structures,
- notification of the 9th EDF allocation will be made once the comprehensive peace agreement is in force and the signatory parties to the agreement have shown commitment to implement the agreement as foreseen. The decision to notify will be made following a six-monthly political review as set out in the first indent. The suspension of Chapter 1 of Annex 4 to the ACP-EC Partnership Agreement as set out in the preceding indent will not apply to the implementation of the 9th EDF allocation,
- the Commission will continue to exercise the function of national authorising officer on behalf of the latter for the implementation of the balances remaining from the 8th EDF as provided for above.

The European Union will continue to follow closely the situation in Liberia. We propose that our intensive political dialogue should continue, on the basis of Article 8 of the ACP-EC Partnership Agreement and on the basis of the outcome of the consultations as set out in our letter No SGS 272745 of 27 March 2002.

Yours faithfully,

For the Commission	For the Council
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COMMISSION

COMMISSION DECISION

of 26 August 2003

amending Decision 2000/147/EC implementing Council Directive 89/106/EEC as regards the classification of the reaction-to-fire performance of construction products

(notified under document number C(2003) 2986)

(Text with EEA relevance)

(2003/632/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 89/106/EEC of 21 December 1988 on the approximation of laws, regulations and administrative provisions of the Member States relating to construction products (1), as amended by Directive 93/68/ EEC (2), and in particular Article 20(2) thereof,

Whereas:

- Commission Decision 2000/147/EC (3) established a clas-(1) sification system for the reaction-to-fire performance of construction products.
- Following a review of certain product families, separate (2) classes of reaction-to-fire performance should be established for linear pipe thermal insulation products.
- Decision 2000/147/EC should therefore be amended (3) accordingly.

The measures provided for in this Decision are in accor-(4)dance with the opinion of the Standing Committee on Construction.

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 2000/147/EC is amended in accordance with the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 26 August 2003.

For the Commission Erkki LIIKANEN Member of the Commission

⁽¹⁾ OJ L 40, 11.2.1989, p. 12.

⁽²) OJ L 220, 30.8.1993, p. 12. (³) OJ L 50, 23.2.2000, p. 14.

ANNEX

In the Annex to Decision 2000/147/EC the following table is added:

'Table 3 CLASSES OF REACTION-TO-FIRE PERFORMANCE FOR LINEAR PIPE THERMAL INSULATION PRODUCTS

Class	Test method(s)	Classification criteria	Additional classification	
and	EN ISO 1182 (¹); and	$\Delta T \le 30$ °C; and $\Delta m \le 50$ %; and $t_f = 0$ (i.e. no sustained flaming)	_	
	EN ISO 1716	PCS ≤ 2,0 MJ.kg ⁻¹ (¹); and PCS ≤ 2,0 MJ.kg ⁻¹ (²); and PCS ≤ 1,4 MJ.m ⁻² (³); and PCS ≤ 2,0 MJ.kg ⁻¹ (⁴)	_	
or EN ISO 1716; and	EN ISO 1182 (¹); or	$\Delta T \le 50$ °C; and $\Delta m \le 50$ %; and $t_f \le 20$ s	_	
	EN ISO 1716; and	PCS ≤ 3,0 MJ.kg ⁻¹ (¹); and PCS ≤ 4,0 MJ.m ⁻² (²); and PCS ≤ 4,0 MJ.m ⁻² (³); and PCS ≤ 3,0 MJ.kg ⁻¹ (⁴)	_	
	EN 13823 (SBI)	FIGRA ≤ 270 W.s ⁻¹ ; and LFS < edge of specimen; and THR _{600s} ≤ 7,5 MJ	Smoke production (5); and Flaming droplets/particles (6)	
EN 13823 (SBI); and EN ISO 11925-2 (8): Exposure = 30s		FIGRA ≤ 270 W.s ⁻¹ ; and LFS < edge of specimen; and THR600s ≤ 7,5 MJ	Smoke production (5); and Flaming droplets/particles (6)	
		Fs ≤ 150mm within 60s		
	EN 13823 (SBI); and	FIGRA ≤ 460 W.s ⁻¹ ; and LFS < edge of specimen; and THR _{600s} ≤ 15 MJ	Smoke production (5); and Flaming droplets/particles (6)	
	EN ISO 11925-2 (8): Exposure = 30s	Fs \leq 150mm within 60s		
$\overline{D_L}$	EN 13823 (SBI); and	FIGRA $\leq 2100 \text{ W.s}^{-1}$ THR _{600s} $\leq 100 \text{ MJ}$	Smoke production (5); and Flaming droplets/particles (6)	
	EN ISO 11925-2 (8): Exposure = 30s	Fs ≤ 150mm within 60s		
E _L	EN ISO 11925-2(8): Exposure = 15s	Fs ≤ 150mm within 20s	Flaming droplets/particles (7)	
$\overline{F_L}$	No performance determined			

For homogeneous products and substantial components of non-homogeneous products. For any external non-substantial component of non-homogeneous products. For any internal non-substantial component of non-homogeneous products.

 ^(*) For any internal non-substantial component of non-nomogeneous products.
 (*) For the product as a whole.
 (*) \$1 = \$MOGRA ≤ 105 m².s² and \$TSP_{600s} ≤ 250 m²; \$2 = \$MOGRA ≤ 580 m².s² and \$TSP_{600s} ≤ 1600 m²; \$3 = not \$1 or \$2\$.
 (*) \$d0 = No flaming droplets/particles in EN13823 (SBI) within 600s; \$d1 = No flaming droplets/particles persisting longer than 10s in EN13823 (SBI) within 600s; \$d2 = not \$d0 or \$d1; ignition of the paper in EN ISO 11925-2 results in a \$d2\$ classification.
 (*) Pass = no ignition of the paper (no classification); fail = ignition of the paper (d2 classification).
 (*) Under conditions of surface flame attack and, if appropriate to end-use application of product, edge flame attack.'

COMMISSION DECISION

of 27 August 2003

concerning a request by Portugal to apply a reduced rate of VAT to the supply of natural gas

(notified under document number C(2003) 3086)

(Only the Portuguese text is authentic)

(2003/633/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Sixth Council Directive 77/388/EEC of 17 May 1977 on the harmonisation of the laws of the Member States relating to turnover taxes — Common system of value added tax: uniform basis of assessment (¹), as last amended by Directive 2002/93/EC (²), and in particular Article 12(3)(b) thereof,

Whereas:

- (1) In a letter registered at the Commission on 5 June 2002 Portugal informed the Commission of its intention to reduce the rate of VAT payable on supplies of natural gas.
- (2) In a letter dated 7 August 2002 the Commission requested further information, particularly a copy of the new legal provisions the Portuguese authorities were considering adopting in order to comply with Community law. A reminder was sent on 13 June 2003. The Portuguese authorities sent the draft amendment to their legislation in a communication registered at the Commission on 2 July 2003.
- (3) The measure under consideration is a general measure under which a reduced rate of VAT would be applied to all supplies of natural gas in accordance with Article 12(3)(b) of the Sixth VAT Directive, irrespective of the manner in which they are obtained or supplied (whether supplied domestically, acquired elsewhere in the Community, or imported from outside the Community).

(4) As the measure is a general one, admitting no exceptions, there is deemed to be no risk of competition being distorted. Therefore, as the conditions laid down in Article 12(3)(b) of the Directive referred to above have been met, Portugal must be authorised to apply the measure in question from the date of notification of this Decision.

HAS ADOPTED THIS DECISION:

Article 1

Portugal may apply the measure communicated in the letters of 5 June 2002 and 2 July 2003 concerning the application of a reduced rate of VAT to the supply of natural gas, irrespective of the manner in which it is obtained or supplied.

Article 2

This Decision is addressed to the Portuguese Republic.

Done at Brussels, 27 August 2003.

For the Commission
Frederik BOLKESTEIN
Member of the Commission

COMMISSION DECISION

of 28 August 2003

approving programmes for the purpose of obtaining the status of approved zones and of approved farms in non-approved zones with regard to viral haemorrhagic septicaemia (VHS) and infectious haematopoietic necrosis (IHN) in fish

(notified under document number C(2003) 3101)

(Text with EEA relevance)

(2003/634/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES.

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/67/EEC of 28 January 1991 concerning the animal health conditions governing the placing on the market of aquaculture animals and products (1), as last amended by Directive 98/45/EC (2), and in particular Article 10(2) thereof,

Whereas:

- Pursuant to Directive 91/67/EEC a Member State may (1)submit to the Commission a programme designed to enable it subsequently to initiate the procedures for a zone or a farm situated in a non-approved zone to obtain the status of approved zone or approved farm situated in a non-approved zone, as regards one or more of the fish diseases viral haemorrhagic septicaemia (VHS) and infectious haematopoietic necrosis (IHN).
- Certain Member States submitted such programmes, (2) which were approved by Commission Decision 2002/ 304/EC (3), as last amended by Decision 2003/376/ EC (4).
- By letters dated 12 March 2003 and 12 June 2003, the (3) veterinary authority of Finland asked for an amendment to the programme listed in Annex I(6B) to Decision 2002/304/EC. In order to preserve the vulnerable species Baltic salmon (Salmo salar), sea trout (Salmo trutta m trutta) and whitefish (Coregonus lavaretus lavaretus), restocking in the River Kymijoki and River Summanjoki watercourse is necessary. Finland has submitted amendments to its programme providing for transfer of live eggs from wild fish from the Pyhtää restriction zone provided that all appropriate measures are taken to ensure that the eggs are free of VHS and IHN. Delimitation of the zone as established in Annex I to Decision 2002/304/EC does not change.
- By letter dated 4 March 2003, the veterinary authority (4)of Italy proposed an amendment to the programme listed in point 5.1 of Annex I to Decision 2002/304/EC. In order to increase the level of protection as regards introduction of fish into the area covered by the programme, live trout and other fish destined to restaurants for direct consumption as well as rainbow trout

intended for introduction into certain artificial lakes or fish water, must come from farms or areas recognised as free of VHS and IHN. Delimitation of the zone as established in Annex I to Decision 2002/304/EC does not change.

- The amendments submitted have been found to comply (5) with Article 10 of Directive 91/67/EEC and should therefore be approved.
- Decision 2002/304/EC has been amended several times. (6)In the interests of clarity and rationality, it should be repealed and replaced by this Decision.
- The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

- The programmes listed in Annex I, submitted under Article 10(1) of Directive 91/67/EEC for the purpose of obtaining approved zone status with regard to one or more of the fish diseases viral haemorrhagic septicaemia (VHS) and infectious haematopoietic necrosis (IHN), are hereby approved.
- The programmes listed in Annex II, submitted under Article 10(1) of Directive 91/67/EEC for the purpose of obtaining status as approved farm situated in a non-approved zone with regard to one or more of the fish diseases VHS and IHN, are hereby approved.

Article 2

The Member States concerned shall bring into force the laws, regulations and administrative provisions necessary to comply with the approved programmes.

Article 3

Decision 2002/304/EC is hereby repealed.

References to the repealed Decision shall be construed as references to this Decision.

⁽¹) OJ L 46, 19.2.1991, p. 1. (²) OJ L 189, 3.7.1998, p. 12.

⁽³) OJ L 104, 20.4.2002, p. 37. (4) OJ L 130, 27.5.2003, p. 21.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 28 August 2003.

For the Commission
David BYRNE
Member of the Commission

ANNEX I

PROGRAMMES SUBMITTED FOR THE PURPOSE OF OBTAINING APPROVED ZONE STATUS WITH REGARD TO ONE OR MORE OF THE FISH DISEASES VHS AND IHN

1. DENMARK

THE PROGRAMMES SUBMITTED BY DENMARK ON 22 MAY 1995 COVERING:

- the catchment area of FISKEBÆK Å,
- all PARTS OF JUTLAND south and west of the catchment areas of Storåen, Karup å, Gudenåen and Grejs å,
- the area of all the DANISH ISLES.

2. GERMANY

THE PROGRAMMES SUBMITTED BY GERMANY ON 25 FEBRUARY 1999 COVERING:

- a zone in the water catchment area of 'WOLFEGGER AACH AND ROHRSEE',
- a zone in the water catchment area 'OBERN NAGOLD'.

3. SPAIN

THE PROGRAMME SUBMITTED BY SPAIN ON 1 AUGUST 2002 COVERING:

— the AUTONOMOUS COMMUNITY OF LA RIOJA.

4. FRANCE

THE PROGRAMMES SUBMITTED BY FRANCE ON 16 SEPTEMBER 1994 COVERING:

- LES FORGES,
- LA NIVE AND LES NIVELLES,
- L'ÉLORN.

5. ITALY

5.1. THE PROGRAMME SUBMITTED BY ITALY IN THE AUTONOMOUS PROVINCE OF BOLZANO ON 6 OCTOBER 2001 AS AMENDED BY LETTER OF 27 MARCH 2003, COVERING:

Zona Province of Bolzano

— The zone comprises all water catchment areas within the Province of Bolzano.

The zone includes the upper part of the zone ZONA VAL DELL'ADIGE — i.e. the water catchment areas of Adige river from its sources in the Province of Bolzano to the border with the Province of Trento.

- (N.B. The remaining, lower part of the zone ZONA VAL DELL'ADIGE is under the approved programme of the Autonomous Province of Trento. The upper and lower parts of this zone have to be viewed as one epidemiological unit.)
- 5.2. THE PROGRAMMES SUBMITTED BY ITALY IN THE AUTONOMOUS PROVINCE OF TRENTO ON 23 DECEMBER 1996 AND 14 JULY 1997 COVERING:

Zona Val di Sole e di Non

— The water catchment area from the source of the stream Noce to the dam of S. Giustina

Zona val dell'Adige — lower part

- The water catchment areas of the Adige river and its sources located within the territory of the Autonomous Province of Trento, from the border with the Province of Bolzano to the dam of Ala (hydroelectric generating station)
 - (N.B. The upstream part of the zone ZONA VAL DELL'ADIGE is under the approved programme of the Province of Bolzano. The upper and lower parts of this zone have to be viewed as one epidemiological unit.)

Zona Torrente Arnò

— The water catchment area from the source of Arnò torrent to the downstream barriers, situated before the Arnò torrent flows into the Sarca river

Zona Val Banale

— The water catchment area of the Ambies stream basin to the dam of a hydroelectric generating station

Zona Varone

- The water catchment area from the source of the Magnone stream to the waterfall

Zona Alto e Basso Chiese

 The water catchment area of the Chiese river from the source to the dam of Condino, except the Adanà and Palvico torrents basins

Zona Torrente Palvico

- The water catchment area of the Palvico torrent basin to a barrier made of concrete and stones
- 5.3. THE PROGRAMME SUBMITTED BY ITALY IN THE REGION OF VENETO ON 21 FEBRUARY 2001 COVERING:

Zona Torrente Astico

 The water catchment area of Astico river, from its sources (in the Autonomous Province of Trento and in the Provice of Vicenza, the Region of Veneto) to the dam located close to the Pedescala bridge in the Provice of Vicenza

The downstream part of Astico river, between the dam close to the Pedescala bridge and the Pria Maglio dam, is considered as a buffer zone

5.4. THE PROGRAMME SUBMITTED BY ITALY IN THE REGION OF UMBRIA ON 20 FEBRUARY 2002 COVERING:

Zona Fosso de Monterivoso: the water catchment area of Monterivoso river, from its sources to the impassible barriers near Ferentillo

5.5. THE PROGRAMME SUBMITTED BY ITALY IN THE REGION OF LOMBARDIA ON 1 FEBRUARY 2002 COVERING:

Zona Val Brembana: the water catchment area of Brembo river, from its sources to the impassible barrier in the commune de Ponte S. Pietro

- 6. FINLAND
- 6.1. THE PROGRAMME SUBMITTED BY FINLAND ON 29 MAY 1995 COVERING:
 - All continental and coastal areas of FINLAND except the Province of Åland and the restriction area in Pyhtää
- 6.2. THE PROGRAMME INCLUDING SPECIFIC ERADICATION MEASURES SUBMITTED BY FINLAND ON 29 MAY 1995, AS AMENDED BY LETTERS OF 12 MARCH AND 12 JUNE 2003 COVERING:
 - The whole PROVINCE OF ÅLAND and the restriction area in PYHTÄÄ

ANNEX II

PROGRAMMES SUBMITTED FOR THE PURPOSE OF OBTAINING STATUS AS APPROVED FARM SITUATED IN A NON-APPROVED ZONE WITH REGARD TO ONE OR MORE OF THE FISH DISEASES VHS AND IHN

- 1. ITALY
- 1.1. THE PROGRAMME SUBMITTED BY ITALY IN THE REGION: FRIULI VENEZIA GIULIA, PROVINCE OF UDINE, ON 2 MAY 2000 COVERING:

Farms in the drainage basin of the Tagliamento river:

- Azienda Vidotti Giulio snc, Sutrio
- 1.2. THE PROGRAMME SUBMITTED BY ITALY IN THE REGION OF VENETO ON 5 APRIL 2002 COVERING:

Farms in the drainage basin of the Sile river:

— Azienda Troticoltura S. Cristina, Via Chiesa Vecchia 14 — Loc. S. Cristina di Quinto