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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.

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II

(Non-legislative acts)

REGULATIONS

COMMISSION REGULATION (EU) No 1246/2014**of 19 November 2014****establishing a prohibition of fishing for black scabbardfish in EU and international waters of V, VI, VII and XII by vessels flying the flag of Spain**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 1262/2012 ⁽²⁾, lays down quotas for 2014.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2014.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2014 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) No 1262/2012 of 20 December 2012 fixing for 2013 and 2014 the fishing opportunities for EU vessels for certain deep-sea fish stocks (OJ L 356, 22.12.2012, p. 22).

*Article 3***Entry into force**

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, 19 November 2014.

*For the Commission,
On behalf of the President,
Lowri EVANS
Director-General for Maritime Affairs and Fisheries*

ANNEX

No	73/DSS
Member State	Spain
Stock	BSF/56712-
Species	Black scabbardfish (<i>Aphanopus carbo</i>)
Zone	EU and international waters of V, VI, VII and XII
Closing date	6.11.2014

COMMISSION REGULATION (EU) No 1247/2014**of 19 November 2014****establishing a prohibition of fishing for skates and rays in Union waters of IIa and IV by vessels flying the flag of United Kingdom**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 43/2014 ⁽²⁾, lays down quotas for 2014.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2014.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2014 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

*Article 3***Entry into force**

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, 19 November 2014.

For the Commission,

On behalf of the President,

Lowri EVANS

Director-General for Maritime Affairs and Fisheries

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) No 43/2014 of 20 January 2014 fixing for 2014 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, to Union vessels, in certain non-Union waters (OJ L 24, 28.1.2014, p. 1).

ANNEX

No	75/TQ43
Member State	United Kingdom
Stock	SRX/2AC4-C
Species	Skates and rays (<i>Rajiformes</i>)
Zone	Union waters of IIa and IV
Closing date	10.11.2014

COMMISSION IMPLEMENTING REGULATION (EU) No 1248/2014**of 20 November 2014****amending Implementing Regulation (EU) No 776/2014 fixing the quantitative limit for the exports of out-of-quota sugar until the end of the 2014/2015 marketing year and repealing Implementing Regulation (EU) No 1061/2014**

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⁾, and in particular Article 139(2) and point (g) of the first paragraph of Article 144 thereof,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular Article 7e in conjunction with Article 9(1) thereof,

Whereas:

- (1) According to point (d) of the first subparagraph of Article 139(1) of Regulation (EU) No 1308/2013, the sugar or isoglucose produced during a marketing year in excess of the quota referred to in Article 136 of that Regulation may be exported only within a quantitative limit to be fixed by the Commission.
- (2) Detailed implementing rules for out-of-quota exports, in particular concerning the issue of export licences, are laid down by Regulation (EC) No 951/2006.
- (3) For the 2014/2015 marketing year it was initially estimated that fixing the quantitative limit at 650 000 tonnes, in white sugar equivalent, for out-of-quota sugar exports would correspond to the market demand. Such a limit was set by Commission Implementing Regulation (EU) No 776/2014 ⁽³⁾. However, according to most recent estimates, the production of out-of-quota sugar is expected to reach 6 200 000 tonnes. Additional market outlets for out-of-quota sugar should therefore be ensured.
- (4) Taking into account that the WTO ceiling for exports in the 2014/2015 marketing year has not been fully used, it is appropriate to increase the export quantitative limit of out-of-quota sugar by 700 000 tonnes, so as to provide additional business opportunities for the Union producers of sugar.
- (5) Regulation (EU) No 776/2014 should be amended accordingly.
- (6) To allow the lodging of applications for out-of-quota sugar export licences, the suspension of the lodging of applications provided for in Article 1(3) of Commission Implementing Regulation (EU) No 1061/2014 ⁽⁴⁾ should be abolished. As Implementing Regulation (EU) No 1061/2014 has exhausted its effects, it is appropriate to repeal it.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Committee for the Common Organisation of the Agricultural Markets,

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ Commission Implementing Regulation (EU) No 776/2014 of 16 July 2014 fixing the quantitative limit for exports of out-of-quota sugar and isoglucose until the end of the 2014/2015 marketing year (OJ L 210, 17.7.2014, p. 11).

⁽⁴⁾ Commission Implementing Regulation (EU) No 1061/2014 of 8 October 2014 fixing an acceptance percentage for the issuing of export licences, rejecting export-licence applications and suspending the lodging of export-licence applications for out-of-quota sugar (OJ L 293, 9.10.2014, p. 24).

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Implementing Regulation (EU) No 776/2014, paragraph 1 is replaced by the following:

‘1. For the 2014/2015 marketing year, the quantitative limit referred to in point (d) of the first subparagraph of Article 139(1) of Regulation (EU) No 1308/2013 shall be 1 350 000 tonnes for exports without refund of out-of-quota white sugar falling within CN code 1701 99.’

Article 2

Implementing Regulation (EU) No 1061/2014 is repealed.

Article 3

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, 20 November 2014.

For the Commission

The President

Jean-Claude JUNCKER

COMMISSION IMPLEMENTING REGULATION (EU) No 1249/2014
of 21 November 2014
concerning the authorisation of inositol as a feed additive for fish and crustaceans
(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 1831/2003 of the European Parliament and of the Council of 22 September 2003 on additives for use in animal nutrition ⁽¹⁾, and in particular Article 9(2) thereof,

Whereas:

- (1) Regulation (EC) No 1831/2003 provides for the authorisation of additives for use in animal nutrition and for the grounds and procedures for granting such authorisation. Article 10 of that Regulation provides for the re-evaluation of additives authorised pursuant to Council Directive 70/524/EEC ⁽²⁾.
- (2) Inositol was authorised without a time limit in accordance with Directive 70/524/EEC as a nutritional additive for use in all animal species as part of the group 'Vitamins, pro-vitamins and chemically well-defined substances having similar effect'. That substance was subsequently entered in the Community Register of feed additives as an existing product, in accordance with Article 10(1) of Regulation (EC) No 1831/2003.
- (3) In accordance with Article 10(2) of Regulation (EC) No 1831/2003 in conjunction with Article 7 thereof, an application was submitted for the re-evaluation of Inositol as feed additive for fish, crustaceans, cats and dogs. The applicant requested that additive to be classified in the additive category 'nutritional additives'. That application was accompanied by the particulars and documents required under Article 7(3) of Regulation (EC) No 1831/2003.
- (4) The European Food Safety Authority ('the Authority') concluded in its opinion of 9 April 2014 ⁽³⁾ that, under the proposed conditions of use in feed, Inositol does not have an adverse effect on animal health, human health or the environment. The Authority also concluded that Inositol is regarded as an effective source of essential micro-nutrient for fish and crustaceans. The Authority does not consider that there is a need for specific requirements of post-market monitoring. It also verified the report on the method of analysis of the feed additives in feed submitted by the Reference Laboratory set up by Regulation (EC) No 1831/2003.
- (5) The assessment of Inositol shows that the conditions for authorisation, as provided for in Article 5 of Regulation (EC) No 1831/2003, are satisfied. Accordingly, the use of that substance should be authorised as specified in the Annex to this Regulation.
- (6) Since safety reasons do not require the immediate application of the modifications to the conditions of authorisation, it is appropriate to allow a transitional period for the disposal of existing stocks of the additives, pre-mixtures and compound feed containing them, as authorised by Directive 70/524/EEC.
- (7) 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

The substance specified in the Annex, belonging to the additive category 'nutritional additives' and to the functional group 'vitamins, pro-vitamins and chemically well-defined substances having similar effect', is authorised as an additive in animal nutrition subject to the conditions laid down in that Annex.

⁽¹⁾ OJ L 268, 18.10.2003, p. 29.

⁽²⁾ Council Directive 70/524/EEC of 23 November 1970 concerning additives in feeding-stuffs (OJ L 270, 14.12.1970, p. 1).

⁽³⁾ EFSA Journal 2014;12(5):3671.

Article 2

The substance specified in the Annex and feed containing that substance, and which are produced and labelled before 12 June 2015 in accordance with the rules applicable before 12 December 2014 may continue to be placed on the market and used until the existing stocks are exhausted.

Article 3

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, 21 November 2014.

For the Commission

The President

Jean-Claude JUNCKER

ANNEX

Identification number of the additive	Additive	Composition, chemical formula, description, analytical method	Species or category of animal	Maximum age	Minimum content	Maximum content	Other provisions	End of period of authorisation
					mg of active substance of kg of complete feedingstuff with a moisture content of 12 %.			
Nutritional additives: Vitamins, provitamins and chemically well-defined substances having similar effect								
3a900	Inositol	<i>Additive composition</i> Inositol <i>Characterisation of the active substance</i> Inositol Chemical formula: C ₆ H ₁₂ O ₆ CAS No: 87-89-8 Inositol, solid form, produced by chemical synthesis. Purity criteria: min. 97 %. <i>Analytical methods ⁽¹⁾:</i> For identification of inositol in the feed additive: Liquid Chromatography and infrared absorption spectrophotometry (Ph. Eur. 01/2008:1805). For the quantification of inositol in the feed additive, premixtures and feeding-stuffs microbiological activity analysis.	Fish and crustaceans	—	—	—	1. In the directions for use of the additive and premixture, indicate the storage and the stability conditions. 2. For safety: breathing protection, safety glasses and gloves should be worn during handling.	12 December 2024.

⁽¹⁾ Details of the analytical methods are available at the following address of the Community Reference Laboratory: <https://ec.europa.eu/jrc/en/eurl/feed-additives/evaluation-reports>

COMMISSION IMPLEMENTING REGULATION (EU) No 1250/2014
of 21 November 2014
amending Regulation (EC) No 891/2009 as regards tariff quotas for sugar originating in Serbia

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⁾, and in particular Articles 180 and 187 thereof,

Whereas:

- (1) The Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Serbia, of the other part ⁽²⁾ ('the SAA') was approved by Council and Commission Decision 2013/490/EU, Euratom ⁽³⁾ and entered into force on 1 September 2013. Article 26(4) of the SAA provides for a duty-free access on imports into the Union for products originating in Serbia of headings 1701 and 1702 of the Combined Nomenclature, within the limit of an annual tariff quota of 180 000 tonnes.
- (2) The Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Serbia, of the other part, to take account of the accession of the Republic of Croatia to the European Union ⁽⁴⁾ ('the Protocol') was signed on 25 June 2014. Its signature on behalf of the European Union, the European Atomic Energy Community and the Member States has been authorised by Council Decisions 2014/517/EU ⁽⁵⁾ and 2014/518/Euratom ⁽⁶⁾.
- (3) Article 2 of the Protocol provides for an amendment to Article 26(4) of the SAA to increase the existing tariff quotas for sugar originating in Serbia within a limit of an annual tariff quota of 181 000 tonnes.
- (4) In accordance with Article 3 of Decision 2014/517/EU, the Protocol is to be applied on a provisional basis, in accordance with its Article 14, as from the first day of the second month following the date of its signature, pending the completion of the procedures for its conclusion. Therefore, the increase of the existing tariff quotas for sugar originating in Serbia should take effect as from 1 August 2014.
- (5) Commission Regulation (EC) No 891/2009 ⁽⁷⁾ provides for the opening and the administration of tariff quotas in the sugar sector, including those originating in Serbia. It is therefore necessary to amend that Regulation to take account of the Protocol.
- (6) In accordance with Article 11 of the Protocol, in the first year of provisional application of the Protocol the volumes of the new tariff quotas and the increases in the volumes of existing tariff quotas are to be calculated as

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 278, 18.10.2013, p. 16.

⁽³⁾ Council and Commission Decision 2013/490/EU, Euratom of 22 July 2013 on the conclusion of the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Serbia, of the other part (OJ L 278, 18.10.2013, p. 14).

⁽⁴⁾ OJ L 233, 6.8.2014, p. 3.

⁽⁵⁾ Council Decision 2014/517/EU of 14 April 2014 on the signing, on behalf of the European Union and its Member States, and provisional application of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Serbia, of the other part, to take account of the accession of the Republic of Croatia to the European Union (OJ L 233, 6.8.2014, p. 1).

⁽⁶⁾ Council Decision 2014/518/Euratom of 14 April 2014 approving the conclusion, by the European Commission, on behalf of the European Atomic Energy Community, of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Serbia, of the other part, to take account of the accession of the Republic of Croatia to the European Union (OJ L 233, 6.8.2014, p. 20).

⁽⁷⁾ Commission Regulation (EC) No 891/2009 of 25 September 2009 opening and providing for the administration of certain Community tariff quotas in the sugar sector (OJ L 254, 26.9.2009, p. 82).

a *pro rata* of the basic annual volumes specified in the Protocol, taking into account the part of the period elapsed before 1 August 2014. Therefore, for the year 2014 the increase of the volume of the existing quotas for sugar originating in Serbia should be available for the period from 1 August 2014 until 31 December 2014.

- (7) Considering that in accordance with Article 3(1) of Regulation (EC) No 891/2009 tariff quotas are administered per marketing year in that sector, account has to be taken of the *pro rata* increase in volumes of the tariff quotas opened for the 2013/2014 marketing year and of the volumes to be granted for the 2014/2015 marketing year, in accordance with the Protocol. The *pro rata* increase in the annual volume for the months of August and September 2014 corresponds to 167 tonnes of sugar. As it will not be possible to use that quantity before the end of the 2013/2014 marketing year, it should be made available in the 2014/2015 marketing year.
- (8) Pursuant to the second paragraph of its Article 135, the SAA does not apply to Kosovo ⁽¹⁾. Council Regulation (EC) No 2007/2000 ⁽²⁾ has been repealed by Regulation (EC) No 1215/2009 ⁽³⁾. As Regulation (EC) No 1215/2009 no longer provides for concessions on imports into the Union for products of headings 1701 and 1702 of the Combined Nomenclature originating in Kosovo, the references to Regulation (EC) No 2007/2000 and to Kosovo in Regulation (EC) No 891/2009 should therefore be deleted.
- (9) Regulation (EC) No 891/2009 should therefore be amended accordingly.
- (10) Since the 2014/2015 marketing year starts from 1 October 2014, the amendments to Regulation (EC) No 891/2009 should apply as soon as possible and this Regulation should therefore enter into force immediately.
- (11) The measures provided for in this Regulation are in accordance with the opinion of the Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 891/2009 is amended as follows:

(1) In Article 1, point (b) is deleted;

(2) In Article 1, point (g) is replaced by the following:

‘(g) Article 26(4) of the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Serbia, of the other part (*), as amended by the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Serbia, of the other part, to take account of the accession of the Republic of Croatia to the European Union (**).

(*) OJ L 278, 18.10.2013, p. 16.

(**) OJ L 233, 6.8.2014, p. 3’;

(3) In point (b) of Article 2, the term ‘Kosovo’ and the related footnote are deleted;

(4) In Annex I, Part II is replaced by the text in the Annex to this Regulation.

⁽¹⁾ This designation is without prejudice to positions on status, and is in line with UNSCR 1244/1999 and the ICJ Opinion on the Kosovo declaration of independence.

⁽²⁾ Council Regulation (EC) No 2007/2000 of 18 September 2000 introducing exceptional trade measures for countries and territories participating in or linked to the European Union’s Stabilisation and Association process, amending Regulation (EC) No 2820/98, and repealing Regulations (EC) No 1763/1999 and (EC) No 6/2000 (OJ L 240, 23.9.2000, p. 1).

⁽³⁾ Council Regulation (EC) No 1215/2009 of 30 November 2009 introducing exceptional trade measures for countries and territories participating in or linked to the European Union’s Stabilisation and Association process (OJ L 328, 15.12.2009, p. 1).

Article 2

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

It shall apply as from the 2014/2015 marketing year.

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

Done at Brussels, 21 November 2014.

For the Commission

The President

Jean-Claude JUNCKER

ANNEX

Part II of Annex I of Regulation (EC) No 891/2009 is replaced by the following:

'Part II: Balkans sugar

Third Country or Custom Territories	Order number	CN code	Quantities (tonnes)	In quota rate (EUR/ton)
Albania	09.4324	1701 and 1702	1 000	0
Bosnia and Herzegovina	09.4325	1701 and 1702	12 000	0
Serbia	09.4326	1701 and 1702	181 000 ⁽¹⁾	0
Former Yugoslav Republic of Macedonia	09.4327	1701 and 1702	7 000	0

⁽¹⁾ For the 2014/2015 marketing year the quantity shall be 181 167 tonnes.'

COMMISSION IMPLEMENTING REGULATION (EU) No 1251/2014**of 21 November 2014****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, 21 November 2014.

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	AL	67,1
	MA	71,2
	MK	78,8
	ZZ	72,4
0707 00 05	AL	62,5
	JO	203,0
	TR	133,9
	ZZ	133,1
0709 93 10	MA	38,9
	TR	124,3
	ZZ	81,6
0805 20 10	MA	86,3
	ZZ	86,3
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	CN	59,1
	PE	74,4
	TR	70,7
	ZZ	68,1
0805 50 10	TR	80,3
	ZZ	80,3
0808 10 80	AU	203,7
	BR	53,4
	CA	133,4
	CL	86,9
	MD	29,7
	NZ	197,7
	US	102,4
	ZA	148,5
	ZZ	119,5
0808 30 90	CN	82,7
	US	201,1
	ZZ	141,9

⁽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'.

DIRECTIVES

COMMISSION DIRECTIVE 2014/103/EU

of 21 November 2014

adapting for the third time the Annexes to Directive 2008/68/EC of the European Parliament and of the Council on the inland transport of dangerous goods to scientific and technical progress

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Directive 2008/68/EC of the European Parliament and of the Council of 24 September 2008 on the inland transport of dangerous goods ⁽¹⁾, and in particular Article 8(1) thereof,

Whereas:

- (1) Section I.1 of Annex I, Section II.1 of Annex II and Section III.1 of Annex III to Directive 2008/68/EC refer to provisions set out in international agreements on the inland transport of dangerous goods by road, rail and inland waterways as defined in Article 2 of that Directive.
- (2) The provisions of these international agreements are updated every two years. Consequently, the last amended versions of these agreements shall apply as from 1 January 2015, with a transitional period up to 30 June 2015.
- (3) Section I.1 of Annex I, Section II.1 of Annex II and Section III.1 of Annex III to Directive 2008/68/EC should therefore be amended accordingly.
- (4) The measures provided for in this Directive are in accordance with the opinion of the Committee on the transport of dangerous goods,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Amendments to Directive 2008/68/EC

Directive 2008/68/EC is amended as follows:

- (1) in Annex I, Section I.1 is replaced by the following:

I.1. ADR

Annexes A and B to the ADR, as applicable with effect from 1 January 2015, it being understood that “contracting party” is replaced by “Member State” as appropriate.;

- (2) in Annex II, Section II.1 is replaced by the following:

II.1. RID

Annex to the RID, appearing in Appendix C to the COTIF, as applicable with effect from 1 January 2015, it being understood that “RID Contracting State” is replaced by “Member State” as appropriate.;

- (3) in Annex III, Section III.1 is replaced by the following:

III.1. ADN

Annexed Regulations to the ADN, as applicable with effect from 1 January 2015, as well as Articles 3(f), 3(h), 8(1), 8(3) of the ADN, it being understood that “contracting party” is replaced by “Member State” as appropriate.;

⁽¹⁾ OJ L 260, 30.9.2008, p. 13.

*Article 2***Transposition**

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 30 June 2015 at the latest. They shall forthwith communicate to the Commission the text of those provisions.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

*Article 3***Entry into force**

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

*Article 4***Addressees**

This Directive is addressed to the Member States.

Done at Brussels, 21 November 2014.

For the Commission
The President
Jean-Claude JUNCKER

DECISIONS

COUNCIL DECISION

of 10 November 2014

on the position to be adopted on behalf of the European Union within the International Maritime Organization during the 94th session of the Maritime Safety Committee on the adoption of amendments to the 2011 Enhanced Survey Programme Code

(2014/826/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 100(2) and 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) Action by the European Union in the sector of maritime transport should aim to improve maritime safety.
- (2) The IMO Maritime Safety Committee (MSC) meeting at its 93rd session approved amendments to the 2011 Enhanced Survey Programme (ESP) Code. Those amendments are expected to be adopted at the 94th session of the MSC, to be held in November 2014.
- (3) The amendments to the 2011 ESP Code bring it in line with the practices of classification societies and also allow, under certain conditions, hydrostatic testing of cargo tanks by the ship's crew, under the direction of the master, in lieu of carrying out such testing in the presence of a surveyor.
- (4) Articles 5 and 6 of Regulation (EU) No 530/2012 of the European Parliament and of the Council ⁽¹⁾ provide for the mandatory application of the IMO's Condition Assessment Scheme (CAS). The CAS is complemented by the 2011 ESP Code, adopted by the IMO Assembly by Resolution A.1049(27). Annex B, part B, of the 2011 ESP Code concerns inspections during surveys of oil tankers other than double-hull oil tankers and specifies how to undertake the intensified assessment. As a consequence, any changes to the 2011 ESP Code, as far as single-hull oil tankers above 15 years of age are concerned, will automatically be applicable through Regulation (EU) No 530/2012.
- (5) The Union is neither a member of the IMO nor a contracting party to the conventions and codes concerned. It is therefore necessary for the Council to authorise the Member States to express the position of the Union and express their consent to be bound by the amendments to the 2011 ESP Code,

HAS ADOPTED THIS DECISION:

Article 1

1. The position of the Union at the 94th session of the IMO Maritime Safety Committee shall be to agree to the adoption of the amendments to the 2011 ESP Code, as laid down in Annex 22, Annex B, part B, of the IMO document MSC 93/22/Add.3, for the purposes referred to in Articles 5 and 6 of Regulation (EU) No 530/2012.

⁽¹⁾ Regulation (EU) No 530/2012 of the European Parliament and of the Council of 13 June 2012 on the accelerated phasing-in of double-hull or equivalent design requirements for single-hull oil tankers (OJ L 172, 30.6.2012, p. 3).

2. The position of the Union as set out in paragraph 1 shall be expressed by the Member States, which are members of IMO, acting jointly in the interest of the Union.
3. Formal and minor changes to this position may be agreed without requiring that position to be amended.

Article 2

Member States are hereby authorised to give their consent to be bound, in the interest of the Union, by the amendments referred to in Article 1(1).

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 10 November 2014.

For the Council
The President
M. MARTINA

COUNCIL DECISION 2014/827/CFSP**of 21 November 2014****amending Joint Action 2008/851/CFSP on a European Union military operation to contribute to the deterrence, prevention and repression of acts of piracy and armed robbery off the Somali coast**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 42(4) and Article 43(2) thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

- (1) On 10 November 2008, the Council adopted Joint Action 2008/851/CFSP ⁽¹⁾, which was last amended by Council Decision 2012/174/CFSP ⁽²⁾.
- (2) On 22 July 2013, the Council agreed that the EU remains fully committed to fighting piracy and armed robbery off the coast of Somalia. It welcomed the good results that its naval operation Atalanta has achieved so far. The Council underlined that, despite the great progress witnessed against piracy at sea, the threat remains and progress could be reversed.
- (3) On 18 November 2013, the United Nations Security Council (UNSC) adopted Resolution 2125 (2013) renewing the framework for international actions in the fight against piracy and its root causes.
- (4) The EU military operation referred to in Joint Action 2008/851/CFSP (Atalanta) should be extended until 12 December 2016.
- (5) On 22 July 2013, the Council further agreed that the EU will take forward its integrated approach to improving security and the rule of law in Somalia, on the basis of Somali ownership and responsibility, close coordination with other actors and coherence and synergies between EU instruments, in particular between its Common Security and Defence Policy missions and operations.
- (6) That integrated approach, based on the New Deal Compact for Somalia, should contribute to enhancing maritime capacities in Somalia and the region, tackling the root causes of piracy and reducing the impunity of pirates' networks in other criminal activities at sea, thereby addressing the conditions conducive to the fulfilment of Atalanta's objectives.
- (7) In this context, a contribution by Atalanta with secondary tasks, within existing means and capabilities and upon request, to the EU's integrated approach to Somalia and the relevant activities of the international community would help to address the root causes of piracy and its networks. Those secondary tasks would be conducted to support Atalanta's exit strategy.
- (8) Atalanta's cooperation with law enforcement authorities should be facilitated in order to contribute to anti-piracy law enforcement while improving the efficiency of its intelligence-led counter-piracy operations.
- (9) Nothing in this Decision or in Joint Action 2008/851/CFSP prevents the personnel of states participating in Atalanta from complying with their obligations under applicable national laws.
- (10) It is necessary to lay down the financial reference amount intended to cover the common costs of Atalanta for the period from 13 December 2014 to 12 December 2016.
- (11) Joint Action 2008/851/CFSP should therefore be amended accordingly,

⁽¹⁾ Council Joint Action 2008/851/CFSP of 10 November 2008 on a European Union military operation to contribute to the deterrence, prevention and repression of acts of piracy and armed robbery off the Somali coast (OJ L 301, 12.11.2008, p. 33).

⁽²⁾ Council Decision 2012/174/CFSP of 23 March 2012 amending Joint Action 2008/851/CFSP on a European Union military operation to contribute to the deterrence, prevention and repression of acts of piracy and armed robbery off the Somali coast (OJ L 89, 27.3.2012, p. 69).

HAS ADOPTED THIS DECISION:

Article 1

Joint Action 2008/851/CFSP is hereby amended as follows:

(1) Article 1(3) is replaced by the following:

‘3. In addition, Atalanta may contribute, as a non-executive secondary task, within existing means and capabilities and upon request, to the EU’s integrated approach to Somalia and the relevant activities of the international community, thereby helping to address the root causes of piracy and its networks.’.

(2) In Article 2, points (g) to (i) are replaced by the following:

‘(g) collect, in accordance with applicable law, personal data concerning persons referred to in point (e) related to characteristics likely to assist in their identification, including fingerprints, as well as the following particulars, with the exclusion of other personal data: surname, maiden name, given names and any alias or assumed name; date and place of birth, nationality, sex; place of residence, profession and whereabouts; driving licenses, identification documents and passport data;

(h) for the purpose of circulating data via the International Criminal Police Organisation’s (INTERPOL) channels and checking it against INTERPOL’s databases, and pending the conclusion of an agreement between the Union and INTERPOL, transmit to the National Central Bureau (“NCB”) of INTERPOL of the Member States, in accordance with arrangements to be concluded between the EU Operation Commander and the Head of the appropriate NCBs, the following data:

— personal data referred to in point (g),

— data related to the equipment used by persons referred to in point (e).

The personal data shall not be stored after its transmission to INTERPOL;

(i) transmit the data referred to in point (h) to EUROPOL according to the provisions of an arrangement to be concluded between the High Representative of the Union for Foreign Affairs and Security Policy and EUROPOL. The personal data shall not be stored after its transmission to EUROPOL;

(j) contribute, within existing means and capabilities, to the monitoring of fishing activities off the coast of Somalia and support the licensing and registration scheme for artisanal and industrial fishing in waters under Somali jurisdiction developed by the Food and Agriculture Organization (FAO), when in place, at the exclusion of any enforcement activity;

(k) liaise, in close coordination with the European External Action Service, with Somali entities and private companies operating on their behalf, active off the coast of Somalia in the broader field of maritime security, with a view to better understanding their activities and capacities and de-conflict operations at sea;

(l) assist through logistical support, provision of expertise or training at sea, upon their request and within existing means and capabilities, EUCAP NESTOR, EUTM Somalia, the EU Special Representative for the Horn of Africa, the EU Mission in Somalia with respect to their mandates and the area of operation of Atalanta and contribute to the implementation of relevant EU programmes, in particular the regional Maritime security programme (MASE) under the 10th EDF;

(m) make data relating to fishing activities gathered by EUNAVFOR units off the coast of Somalia available, via the relevant Commission service, to the Indian Ocean Tuna Commission, its Member States and the FAO, and once sufficient progress has been made ashore in the area of maritime capacity-building, including security measures for the exchange of information, assist Somali authorities by making available data relating to fishing activities compiled in the course of the operation;

(n) support, in a manner consistent with United Nations Convention on the Law of the Sea and within existing means and capabilities, the activities of the Somalia and Eritrea Monitoring Group (SEMG) pursuant to resolutions 2060 (2012), 2093 (2013) and 2111 (2013) of the UNSC by monitoring and reporting to the SEMG vessels of interest suspected of supporting the piracy networks.’.

(3) In Article 14, the following paragraph is added:

‘4. The financial reference amount for the common costs of the EU military operation for the period from 13 December 2014 until 12 December 2016 shall be EUR 14 775 000. The percentage of the reference amount referred to in Article 25(1) of Decision 2011/871/CFSP shall be 0 %.’.

(4) Article 16 (3) is replaced by the following:

‘3. The EU military operation shall terminate on 12 December 2016.’.

Article 2

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

Done at Brussels, 21 November 2014.

For the Council

The President

C. CALEND

DECISION OF THE EUROPEAN CENTRAL BANK
of 15 October 2014
on the implementation of the third covered bond purchase programme
(ECB/2014/40)
(2014/828/EU)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Treaty on the Functioning of the European Union and, in particular to the first indent of Article 127(2) thereof,

Having regard to the Statute of the European System of Central Banks and of the European Central Bank and, in particular to the second subparagraph of Article 12.1 in conjunction with the first indent of Article 3.1, and Article 18.1 thereof,

Whereas:

- (1) In accordance with Article 18.1 of the Statute of the European System of Central Banks and of the European Central Bank (hereinafter the 'Statute of the ESCB'), the European Central Bank (ECB), together with national central banks of Member States whose currency is the euro (hereinafter the 'NCBs') may operate in the financial markets by, among other things, buying and selling marketable instruments outright.
- (2) On 4 September 2014 the Governing Council decided that a new covered bond purchase programme (hereinafter the 'CBPP3') should be initiated. Alongside the ABS purchase programme (ABSPP) and the Targeted Longer-Term Refinancing Operations (TLTROs) ⁽¹⁾, the CBPP3 will further enhance the transmission of monetary policy, facilitate credit provision to the euro area economy, generate positive spill-overs to other markets and, as a result, ease the ECB's monetary policy stance, and contribute to a return of inflation rates to levels closer to 2 %.
- (3) As part of the single monetary policy, the outright purchases of eligible covered bonds by Eurosystem central banks under the CBPP3 should be implemented in a uniform and decentralized manner, in accordance with this Decision,

HAS ADOPTED THIS DECISION:

Article 1

Establishment and scope of the outright purchase of covered bonds

The Eurosystem hereby establishes the CBPP3 under which the Eurosystem central banks shall purchase eligible covered bonds within the meaning of Article 2. Under the CBPP3, eligible covered bonds may be purchased by the Eurosystem central banks from eligible counterparties in the primary and secondary markets according to the counterparty eligibility criteria contained in Article 3.

Article 2

Eligibility criteria for covered bonds

Covered bonds that are eligible for monetary policy operations in line with section 6.2.1 of Annex I to Guideline ECB/2011/14 ⁽²⁾ and in addition, fulfil the conditions for their acceptance as own-used collateral as laid out in section 6.2.3.2. (fifth paragraph) of Annex I to Guideline ECB/2011/14, and are issued by credit institutions incorporated

⁽¹⁾ Decision ECB/2014/34 of 29 July 2014 on measures relating to targeted longer-term refinancing operations (OJ L 258, 29.8.2014, p. 11).

⁽²⁾ Guideline ECB/2011/14 of 20 September 2011 on monetary policy instruments and procedures of the Eurosystem (OJ L 331, 14.12.2011, p. 1).

in the euro area, shall be eligible for outright purchase under the CBPP3. *Multicédulas* that are eligible for monetary policy operations in line with section 6.2.1 of Annex I to Guideline ECB/2011/14 and are issued by special purpose vehicles incorporated in the euro area shall be eligible for outright purchase under the CBPP3.

The abovementioned covered bonds shall be eligible for outright purchases under the CBPP3 provided that they satisfy the following additional requirements:

1. A minimum first-best credit assessment of credit quality step 3 (CQS3, currently equivalent to an External Credit Assessment Institution (ECAI) rating of 'BBB-' or equivalent), awarded by at least one of the ECAIs accepted within the Eurosystem Credit Assessment Framework (ECAAF) shall apply.
2. A 70 % issue share limit per international securities identification number to the joint holdings under the first ⁽¹⁾ and second ⁽²⁾ covered bond purchase programmes (the CBPP1 and CBPP2, respectively) and the CBPP3 and to the other holdings of Eurosystem central banks shall apply.
3. Covered bonds shall be denominated in euro, held and settled in the euro area.
4. Covered bonds issued by entities suspended from Eurosystem credit operations shall be excluded from purchases under the CBPP3 for the duration of their suspension.
5. For covered bonds which currently do not achieve the CQS3 rating in Cyprus and Greece, a minimum asset rating at the level of the maximum achievable covered bond rating defined by the respective ECAI for the jurisdiction shall be required for as long as the Eurosystem's minimum credit quality threshold is not applied in the collateral eligibility requirements for marketable debt instruments issued or guaranteed by the Greek or Cypriot governments (pursuant to Article 8(2) of Guideline ECB/2014/31 ⁽³⁾), and a 30 % issue share limit per international securities identification number, which would apply to the joint holdings of the CBPP1, CBPP2, CBPP3 and the other holdings of Eurosystem central banks, provided that they satisfy the following additional requirements in order to achieve risk equivalence:
 - (a) monthly reporting of the cover pool characteristics, including loan-level data, to the NCB where the issuer is domiciled, as well as programme structural features and issuer information; the reporting template shall be made available to the counterparties by the respective NCB;
 - (b) minimum committed over-collateralisation of 25 %; the provisions for calculating the committed over-collateralisation shall be made available to the counterparties by the respective NCB;
 - (c) currency hedges with counterparties rated BBB- or higher for non-euro denominated claims are included in the cover pool of the programme or, alternatively, that at least 95 % of the assets are denominated in euro; and
 - (d) the credit claims in the cover pool are against debtors located in the euro area.
6. Covered bonds retained by their issuer shall be eligible for purchases under the CBPP3, provided that they fulfil the eligibility criteria as specified above.

Article 3

Eligible counterparties

The following shall be eligible counterparties for the CBPP3, both for outright transactions and for securities lending transactions involving covered bonds held in the CBPP3 Eurosystem portfolios: (a) domestic counterparties participating in Eurosystem monetary policy operations as defined in Section 2.1 of Annex I to Guideline ECB/2011/14; and (b) any other counterparties that are used by Eurosystem central banks for the investment of their euro-denominated investment portfolios, including non-euro area counterparties active in covered bonds.

⁽¹⁾ Decision ECB/2009/16 of 2 July 2009 on the implementation of the covered bond purchase programme (OJ L 175, 4.7.2009, p. 18).

⁽²⁾ Decision ECB/2011/17 of 3 November 2011 on the implementation of the second covered bond purchase programme (OJ L 297, 16.11.2011, p. 70).

⁽³⁾ Guideline ECB/2014/31 of 9 July 2014 on additional temporary measures relating to Eurosystem refinancing operations and eligibility of collateral and amending Guideline ECB/2007/9 (OJ L 240, 13.8.2014, p. 28).

*Article 4***Final provision**

This Decision shall enter into force on the day following its publication on the ECB's website.

Done at Frankfurt am Main, 15 October 2014.

The President of the ECB

Mario DRAGHI

