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⁽¹⁾ Text with EEA relevance.

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2017/1447

of 31 July 2017

approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications (Limone Interdonato Messina (PGI))

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 Italy's application for the approval of amendments to the specification for the protected geographical indication 'Limone Interdonato Messina', registered under Commission Regulation (EC) No 1081/2009 ⁽²⁾.
- (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* ⁽³⁾ as required by Article 50(2)(a) of that Regulation.
- (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 'Limone Interdonato Messina' (PGI) are hereby approved.

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*.

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ Commission Regulation (EC) No 1081/2009 of 11 November 2009 entering a name in the register of protected designations of origin and protected geographical indications (Limone Interdonato Messina (PGI)) (OJ L 295, 12.11.2009, p. 3).

⁽³⁾ OJ C 96, 28.3.2017, p. 7.

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

Done at Brussels, 31 July 2017.

*For the Commission,
On behalf of the President,
Julian KING
Member of the Commission*

COMMISSION REGULATION (EU) 2017/1448**of 7 August 2017****establishing a prohibition of fishing for redfish in NAFO 3M area by vessels flying the flag of a Member State of the European Union**

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) 2017/127 ⁽²⁾ lays down quotas for 2017.
- (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 2017.
- (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 2017 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*.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2017/127 of 20 January 2017 fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters (OJ L 24, 28.1.2017, p. 1).

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

Done at Brussels, 7 August 2017.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General
Directorate-General for Maritime Affairs and Fisheries*

ANNEX

No	12/TQ127
Member State	European Union (all Member States)
Stock	RED/N3M.
Species	Redfish (<i>Sebastes</i> spp.)
Zone	NAFO 3M
Closing date	9.7.2017 at 19:00 UTC

COMMISSION REGULATION (EU) 2017/1449**of 7 August 2017****establishing a temporary prohibition of fishing for haddock in Union and international waters of Vb and VIa 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 Union 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) 2017/127 ⁽²⁾ lays down quotas for 2017.
- (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 2017.
- (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 2017 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*.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2017/127 of 20 January 2017 fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters (OJ L 24, 28.1.2017, p. 1).

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

Done at Brussels, 7 August 2017.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General
Directorate-General for Maritime Affairs and Fisheries*

ANNEX

No	11/TQ127
Member State	Spain
Stock	HAD/5BC6A.
Species	Haddock (<i>Melanogrammus aeglefinus</i>)
Zone	Union and international waters of Vb and VIa
Closing date	3.7.2017

COMMISSION REGULATION (EU) 2017/1450**of 7 August 2017****establishing a temporary prohibition of fishing for ling in area IIIa; Union waters of IIIbcd by vessels flying the flag of Denmark**

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 Union 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) 2017/127 ⁽²⁾ lays down quotas for 2017.
- (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 2017.
- (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 2017 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*.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2017/127 of 20 January 2017 fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters (OJ L 24, 28.1.2017, p. 1).

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

Done at Brussels, 7 August 2017.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General
Directorate-General for Maritime Affairs and Fisheries*

ANNEX

No	10/TQ127
Member State	Denmark
Stock	LIN/3A/BCD
Species	Ling (<i>Molva molva</i>)
Zone	IIIa; Union waters of IIIbcd
Closing date	1.7.2017

COMMISSION REGULATION (EU) 2017/1451**of 7 August 2017****establishing a temporary prohibition of fishing for cod in area VIIa by vessels flying the flag of Belgium**

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 Union 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) 2017/127 ⁽²⁾ lays down quotas for 2017.
- (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 2017.
- (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 2017 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*.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2017/127 of 20 January 2017 fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters (OJ L 24, 28.1.2017, p. 1).

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

Done at Brussels, 7 August 2017.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General
Directorate-General for Maritime Affairs and Fisheries*

ANNEX

No	09/TQ127
Member State	Belgium
Stock	COD/07A.
Species	Cod (<i>Gadus morhua</i>)
Zone	VIIa
Closing date	21.6.2017

COMMISSION REGULATION (EU) 2017/1452**of 7 August 2017****establishing a temporary prohibition of fishing for alfonosinos in Union and international waters of III, IV, V, VI, VII, VIII, IX, X, XII and XIV 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 Union 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) 2016/2285 ⁽²⁾ lays down quotas for 2017.
- (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 2017.
- (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 2017 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*.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2016/2285 of 12 December 2016 fixing for 2017 and 2018 the fishing opportunities for Union fishing vessels for certain deep-sea fish stocks and amending Council Regulation (EU) 2016/72 (OJ L 344, 17.12.2016, p. 32).

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

Done at Brussels, 7 August 2017.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General
Directorate-General for Maritime Affairs and Fisheries*

ANNEX

No	13/TQ2285
Member State	Spain
Stock	ALF/3X14-
Species	Alfonsinos (<i>Beryx</i> spp.)
Zone	Union and international waters of III, IV, V, VI, VII, VIII, IX, X, XII and XIV
Closing date	13.7.2017

COMMISSION REGULATION (EU) 2017/1453**of 9 August 2017****establishing a temporary prohibition of fishing for black scabbardfish in Union and international waters of VIII, IX and X 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 Union 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) 2016/2285 ⁽²⁾ lays down quotas for 2017.
- (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 2017.
- (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 2017 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*.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2016/2285 of 12 December 2016 fixing for 2017 and 2018 the fishing opportunities for Union fishing vessels for certain deep-sea fish stocks and amending Council Regulation (EU) 2016/72 (OJ L 344, 17.12.2016, p. 32).

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

Done at Brussels, 9 August 2017.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General
Directorate-General for Maritime Affairs and Fisheries*

ANNEX

No	14/TQ2285
Member State	Spain
Stock	BSF/8910-
Species	Black scabbardfish (<i>Aphanopus carbo</i>)
Zone	Union and international waters of VIII, IX and X
Closing date	19.7.2017

COMMISSION IMPLEMENTING REGULATION (EU) 2017/1454**of 10 August 2017****specifying the technical formats for reporting by the Member States pursuant to Regulation (EU) No 1143/2014 of the European Parliament and of the Council**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1143/2014 of the European Parliament and of the Council of 22 October 2014 on the prevention and management of the introduction and spread of invasive alien species ⁽¹⁾, and in particular of Article 24(4) thereof,

Whereas:

- (1) Regulation (EU) No 1143/2014 provides that the Commission is to specify the technical formats for reporting in order to simplify and streamline reporting obligations for the Member States in relation to the information pursuant to Article 24(1) thereof.
- (2) For this purpose, this Implementing Regulation limits the reporting of free texts, facilitates the collection of data for the purpose of deriving key indicators and favours reference to information that is already publically available at national level while using the benefits of applying Directive 2007/2/EC of the European Parliament and of the Council ⁽²⁾ for spatial data as well as ensuring coherence with related policies such as Directives 2000/60/EC ⁽³⁾, 2008/56/EC ⁽⁴⁾ and 2009/147/EC ⁽⁵⁾ of the European Parliament and of the Council and Council Directive 92/43/EEC ⁽⁶⁾.
- (3) Directive 2007/2/EC requires that public authorities in the Member States make spatial data sets available in conformity with the implementing rules on metadata, network services and interoperability of spatial data sets and services set out in Commission Regulation (EU) No 1089/2010 ⁽⁷⁾, including the provisions in Section 18 of Annex IV ('Species Distribution') of that Regulation.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Committee on Invasive Alien Species,

HAS ADOPTED THIS REGULATION:

Article 1

The technical formats to be used by the Member States for transmitting to the Commission the information pursuant to Article 24(1) of Regulation (EU) No 1143/2014 are 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*.⁽¹⁾ OJ L 317, 4.11.2014, p. 35.⁽²⁾ Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (OJ L 108, 25.4.2007, p. 1).⁽³⁾ Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (OJ L 327, 22.12.2000, p. 1).⁽⁴⁾ Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for Community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).⁽⁵⁾ Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds (OJ L 20, 26.1.2010, p. 7).⁽⁶⁾ Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora (OJ L 206, 22.7.1992, p. 7).⁽⁷⁾ Commission Regulation (EU) No 1089/2010 of 23 November 2010 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards interoperability of spatial data sets and services (OJ L 323, 8.12.2010, p. 11).

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

Done at Brussels, 10 August 2017.

For the Commission

The President

Jean-Claude JUNKER

ANNEX

Technical formats to be used by the Member States for transmitting to the Commission the information pursuant to paragraph 1 of Article 24 of Regulation (EU) No 1143/2014 on the prevention and management of the introduction of invasive alien species

INFORMATION SUBMITTED IN APPLICATION OF ARTICLE 24(1) OF REGULATION (EU) No 1143/2014	
Member State	
Reporting period	

SECTION A	
Information to be submitted for each of the invasive alien species of Union concern and for each invasive alien species of regional concern subject to measures as provided for in Article 11(2) of Regulation (EU) No 1143/2014	

Information on the species, its distribution, spread and reproductive patterns			
1.	Species scientific name		
2.	Common name of the species <i>(optional)</i>		
3.	Is the species present in the territory of the Member State?	Yes	<input type="checkbox"/>
		No	<input type="checkbox"/>
		Currently unknown	<input type="checkbox"/>
4.	Distribution of the species, including information on its spread and reproductive patterns <i>(to be completed only if the answer to question 3 above is 'Yes')</i>		
5.	Additional information <i>(optional)</i>		

Information on the permits issued for this species <i>To be completed only for invasive alien species of Union concern</i>			
6.	Have permits been issued for this species during the reporting period?	Yes	<input type="checkbox"/>
		No	<input type="checkbox"/>
7.	<i>To be completed only if the answer to question 6 above is 'Yes'</i>		
	Calendar year concerned		
	Purpose of permit	Number of permits issued	Total number or volume of permitted specimens corresponding to the permits issued
	Permits for research		
	Permits for <i>ex situ</i> conservation		
	Permits for scientific production and subsequent medicinal use to advance human health		
	Permits for other activities after authorisation by the Commission (Article 9 of Regulation (EU) No 1143/2014)		
8.	Additional information <i>(optional)</i>		

Information on inspections <i>To be completed only for invasive alien species of Union concern and if the answer to question 6 above is 'Yes'</i>				
9.	Calendar year concerned			
	Purpose of permit	Number of establishments subjected to the inspections	Number or volume of permitted specimens corresponding to the permits held by the inspected establishments	Number of inspected establishments deemed non-compliant with the conditions set out in the permits
	Permits for research			
	Permits for <i>ex situ</i> conservation			
	Permits for scientific production and subsequent medicinal use to advance human health			
	Permits for other activities after authorisation by the Commission (Article 9 of Regulation (EU) No 1143/2014)			
10.	Additional information (optional)			

Information on rapid eradication measure(s) taken for this species (Article 17 of Regulation (EU) No 1143/2014)			
11.	Has the species been subject to rapid eradication measures during the reporting period?	Yes	<input type="checkbox"/>
		No	<input type="checkbox"/>
12.	<i>To be completed only if answer to question 11 above is 'Yes'</i>		
	Measure(s)	Starting date	
		Estimated duration or end date of application of measure(s)	
		Part of the territory	
		Biogeographical region(s)	
		River basin sub-unit(s)	
		Marine sub-region(s)	

Information on rapid eradication measure(s) taken for this species (Article 17 of Regulation (EU) No 1143/2014)				
		Method(s) used	Mechanical/Physical	<input type="checkbox"/>
			Chemical	<input type="checkbox"/>
			Biological	<input type="checkbox"/>
			Other	<input type="checkbox"/>
Effectiveness of the measure(s)	Eradicated		<input type="checkbox"/>	
	Population decreasing		<input type="checkbox"/>	
	Population stable		<input type="checkbox"/>	
	Population still increasing		<input type="checkbox"/>	
	Unclear population trend		<input type="checkbox"/>	
Impacted non-targeted species		Impact per species		
13.	Additional information (optional)			

Information on management measure(s) taken for this species (Article 19 of Regulation (EU) No 1143/2014)				
14.	Has the species been subject to management measures during the reporting period?	Yes	<input type="checkbox"/>	
		No	<input type="checkbox"/>	
15.	To be completed only if answer to question 14 above is 'Yes'			
	Measure(s)	Starting date		
		Estimated duration or end date of application of measure(s)		
		Objective of the measure(s)	Eradication	<input type="checkbox"/>
			Control	<input type="checkbox"/>
			Containment	<input type="checkbox"/>
		Part of the territory		
		Biogeographical region(s)		
		River basin sub-unit(s)		
		Marine sub-region(s)		
		Method(s) used	Mechanical/Physical	<input type="checkbox"/>
			Chemical	<input type="checkbox"/>
			Biological	<input type="checkbox"/>
			Other	<input type="checkbox"/>

Information on management measure(s) taken for this species (Article 19 of Regulation (EU) No 1143/2014)			
Effectiveness of the measure(s)	Eradicated		<input type="checkbox"/>
	Population decreasing		<input type="checkbox"/>
	Population stable		<input type="checkbox"/>
	Population still increasing		<input type="checkbox"/>
	Unclear population trend		<input type="checkbox"/>
Impacted non-targeted species		Impact per species	
16.	Additional information (optional)		

Information on the impact of this species (Optional)	
17.	Observations on the impact of the species during the reporting period

SECTION B Information to be submitted for each of the invasive alien species of Member State concern			
1.	Has the Member State established a national list of invasive alien species of Member State concern? <i>If yes, questions 2 to 5 below have to be answered for each of the species on this list.</i>	Yes	<input type="checkbox"/>
		No	<input type="checkbox"/>
2.	Species scientific name		
3.	Common name of the species (optional)		
4.	Is the species present in the territory of the Member State?	Yes	<input type="checkbox"/>
		No	<input type="checkbox"/>
		Currently unknown	<input type="checkbox"/>
5.	Distribution of the species, including information on its spread and reproductive patterns (to be completed only if answer to question 4 above is 'Yes', optional)		
6.	Measure(s) applied in the territory of the Member State in relation to the species		
	Restriction to intentionally bring into the territory		<input type="checkbox"/>
	Restriction to intentionally keep, including in contained holding		<input type="checkbox"/>
	Restriction to intentionally breed, including in contained holding		<input type="checkbox"/>

	Restriction to intentionally transport, except in the context of eradication	<input type="checkbox"/>
	Restriction to intentionally place on the market	<input type="checkbox"/>
	Restriction to intentionally use or exchange	<input type="checkbox"/>
	Restriction to intentionally permit to reproduce, grown or cultivated, including in contained holding	<input type="checkbox"/>
	Restriction to intentionally release into the environment	<input type="checkbox"/>
	Derogations foreseen within the permit system under Article 8	<input type="checkbox"/>
	Addressed in the action plans pursuant to Article 13	<input type="checkbox"/>
	Covered by the surveillance system pursuant to Article 14	<input type="checkbox"/>
	Official controls to prevent the intentional introduction	<input type="checkbox"/>
	Subject to early detection system	<input type="checkbox"/>
	Subject to rapid eradication following an early detection	<input type="checkbox"/>
	Subject to management measures if widely spread	<input type="checkbox"/>
	Restoration measures	<input type="checkbox"/>
7.	Additional information (<i>optional</i>)	

SECTION C

Horizontal information

1.	Web link to information on the internet regarding the permits issued as required under Article 8(7) of Regulation (EU) No 1143/2014	
2.	Action plan(s) referred to in Article 13(2) of Regulation (EU) No 1143/2014	
3.	Priority pathways addressed	Species covered
4.	Description of the surveillance system pursuant to Article 14 of Regulation (EU) No 1143/2014	
5.	Description of the official control system pursuant to Article 15 of Regulation (EU) No 1143/2014	
6.	Description of measures taken to inform the public	
7.	Cost of action undertaken to comply with the Regulation (EU) No 1143/2014	
8.	Additional information (<i>optional</i>)	

Instructions for compiling the information to be submitted

Member States shall submit information in relation to all questions, except for those indicated as optional.

SECTION A

All questions under Section A shall be completed for each of the invasive alien species included on the Union list referred to under Article 4(1) of Regulation (EU) No 1143/2014 in force by the end of the last calendar year covered by the report.

For each of the species of regional concern for which, by the same date, an implementing act pursuant to Article 11(2) of Regulation (EU) No 1143/2014 has entered into force, only questions 1 to 5 and 11 to 17 shall be completed.

Question 1

- Provide the scientific name of the species.

Question 2

- *Optional:* Provide the common name of the species in the national language.

Question 3

- Indicate whether the species is considered as present in the territory of the Member State (excluding the outermost regions where applicable).

Question 4

- If answer to question 3 is 'Yes', provide a file with data on the distribution of the species applying Directive 2007/2/EC. This file shall use the spatial object types defined in Section 18 of Annex IV ('Species Distribution') of Regulation (EU) No 1089/2010 implementing that Directive. Information on the reproduction and spread patterns shall be specified using appropriate code lists.

Question 5

- *Optional:* Provide any additional information considered necessary to explain the answers to questions 1 to 4.

Question 6

- Indicate if permits as referred to in Articles 8(2) and/or 9(6) of Regulation (EU) No 1143/2014 have been issued in relation to the species during the reporting period.

Question 7

- To be answered only if answer to question 6 is 'Yes'.
- For each calendar year covered by the report, indicate the number of permits referred to in Article 8 of Regulation (EU) No 1143/2014 per category of purpose as well as the corresponding total number or volume of specimens covered by these permits, including the measurement unit (number of specimens, kg of seeds, etc.).

Question 8

- *Optional:* Provide any additional information considered necessary to explain the answers to questions 6 and 7.

Question 9

- For each calendar year covered by the report provide the table completed in relation to the inspections required under Article 8(8) of Regulation (EU) No 1143/2014.

Question 10

- *Optional:* Provide any additional information considered necessary to explain the answer to question 9. Elaborate in particular on the reasons for absence of inspections and on any planned actions.

Question 12

- Information may be provided grouping distinct populations of the species addressed by the same rapid eradication measure(s) in accordance with Article 17 of Regulation (EU) No 1143/2014. If different populations are addressed by different measures, this information must be submitted for each such population.
- Indicate the starting date of the measure(s).
- Indicate the estimated duration or the actual end date of application of the measure(s) if the measure(s) have been terminated during the reporting period.
- Indicate the part of the Member State's territory in which the measure(s) are implemented (region or other appropriate administrative unit).
- Indicate the biogeographical region(s) within this part of the territory, following the provisions under Directive 92/43/EEC.
- If relevant, indicate the river basin sub-unit(s) where the measure(s) are applied, following the provisions under Directive 2000/60/EC.
- If relevant, indicate the marine sub-region(s) where the measures are applied, following the provisions under Directive 2008/56/EC.
- Provide the scientific name(s) of non-targeted species impacted negatively by the measure(s).
- For each of the impacted non-targeted species indicate the type of observed negative impacts. This could be direct (e.g. unintentional trapping of non-targeted species) or indirect (e.g. impact on non-targeted species feeding on poisoned targeted species). If the observed negative impacts relate to a group of taxa, this information can be provided for this group instead.

Question 13

- *Optional:* Provide any additional information considered necessary to explain the answers to questions 11 and 12. Elaborate in particular on the reasons for absence of measures and on any planned actions.

Question 15

- Information may be provided grouping distinct populations of the species addressed by the same management measure(s) in accordance with Article 19 of Regulation (EU) No 1143/2014. If different populations are addressed by different measures, this information must be submitted for each such population.
- Indicate the starting date of the measure(s).
- Indicate the estimated duration or the actual end date of application of the measure(s) if the measure(s) have been terminated during the reporting period.
- Indicate the objective of the management measure(s).
- Indicate the part of the Member State's territory in which the measure(s) are implemented (region or other appropriate administrative unit).
- Indicate the biogeographical region(s) within this part of the territory, following the provisions under Directive 92/43/EEC.
- If relevant, indicate the river basin sub-unit(s) where the measure(s) are applied, following the provisions under Directive 2000/60/EC.
- If relevant, indicate the marine sub-region(s) where the measures are applied, following the provisions under Directive 2008/56/EC.
- Provide the scientific name(s) of non-targeted species impacted negatively by the measure(s).
- For each of the impacted non-targeted species, indicate the type of observed negative impacts. This could be direct (e.g. unintentional trapping of non-targeted species) or indirect (e.g. impact on non-targeted species feeding on poisoned targeted species). If the observed negative impacts relate to a group of taxa, this information can be provided for this group instead.

Question 16

- *Optional:* Provide any additional information considered necessary to explain the answers to questions 14 and 15. Elaborate in particular on the reasons for absence of measures and on any planned actions.

Question 17

- *Optional:* Provide information on the impact of the species on biodiversity and related ecosystem services, including on native species, protected sites, endangered habitats. In addition, provide information on the social and economic impacts of the species as well as its impacts on human health and safety.

SECTION B

Section B shall be completed for each of the invasive alien species of Member State concern pursuant to Article 12(2) of Regulation (EU) No 1143/2014.

Question 2

- Provide the scientific name of the species.

Question 3

- *Optional:* Provide the common name of the species in the national language.

Question 4

- Indicate whether the species is considered as present in the territory of the Member State (excluding the outermost regions where applicable).

Question 5

- *Optional:* See question 4 of Section A.

Question 6

- If applicable, indicate which measures are applied for the given species.

Question 7

- *Optional:* Provide any additional information considered necessary to explain the answers to questions 1 to 6.

SECTION C

Question 1

- Provide the web link to the information on the internet pursuant to Article 8(7) of Regulation (EU) No 1143/2014.

Question 2

- Submit a document (or web link to such document) describing the action plan(s) referred to in Article 13(2) of Regulation (EU) No 1143/2014.

Question 3

- By using the codes below, indicate the priority pathways addressed and the invasive alien species of Union concern covered for each of these pathways:

	Pathway	Code
1. Release in nature	Biological control	1.1
	Erosion control/dune stabilisation (windbreaks, hedges, ...)	1.2
	Fishery in the wild (including game fishing)	1.3
	Hunting	1.4
	Landscape/flora/fauna 'improvement' in the wild	1.5
	Introduction for conservation purposes or wildlife management	1.6
	Release in nature for use (other than above, e.g. fur, transport, medical use)	1.7
	Other intentional release	1.8
2. Escape from confinement	Agriculture (including biofuel feedstocks)	2.1
	Aquaculture/mariculture	2.2
	Botanical garden/zoo/aquaria (excluding domestic aquaria)	2.3
	Pet/aquarium/terrarium species (including live food for such species)	2.4
	Farmed animals (including animals left under limited control)	2.5
	Forestry (including afforestation or reforestation)	2.6
	Fur farms	2.7
	Horticulture	2.8
	Ornamental purpose other than horticulture	2.9
	Research and <i>ex situ</i> breeding (in facilities)	2.10
	Live food and live bait	2.11
	Other escape from confinement	2.12

	Pathway	Code
3. Transport — contaminant	Contaminant nursery material	3.1
	Contaminated bait	3.2
	Food contaminant (including of live food)	3.3
	Contaminant on animals (except parasites, species transported by host/vector)	3.4
	Parasites on animals (including species transported by host and vector)	3.5
	Contaminant on plants (except parasites, species transported by host/vector)	3.6
	Parasites on plants (including species transported by host and vector)	3.7
	Seed contaminant	3.8
	Timber trade	3.9
	Transportation of habitat material (soil, vegetation, ...)	3.10
4. Transport — stowaway	Angling/fishing equipment	4.1
	Container/bulk	4.2
	Hitchhikers in or on airplane	4.3
	Hitchhikers on ship/boat (excluding ballast water and hull fouling)	4.4
	Machinery/equipment	4.5
	People and their luggage/equipment (in particular tourism)	4.6
	Organic packing material, in particular wood packaging	4.7
	Ship/boat ballast water	4.8
	Ship/boat hull fouling	4.9
	Vehicles (car, train, ...)	4.10
	Other means of transport	4.11
5. Corridor	Interconnected waterways/basins/seas	5.1
	Tunnels and land bridges	5.2
6. Unaided	Natural dispersal across borders of invasive alien species that have been introduced through pathways 1 to 5	6.1

Question 4

- Submit a document (or web link to such document) describing the surveillance system referred to in Article 14 of Regulation (EU) No 1143/2014.

Question 5

- Provide a document (or web link to such document) describing the official control system pursuant to Article 15 of Regulation (EU) No 1143/2014, including a description of procedures to ensure the exchange of relevant information and the efficient and effective coordination between all authorities involved in the verification as provided for in Article 15(7) of Regulation (EU) No 1143/2014.

Question 6

- Submit a document (or web link to such document) describing the measures taken about the presence of an invasive alien species and any actions that citizens have been requested to take.

Question 7

- Submit a document (or web link to such document) with information on the cost of action undertaken to comply with Regulation (EU) No 1143/2014, when available. As far as possible detail the costs per specific actions (e.g. capacity building, operation of surveillance system, operation of official controls, implementation of rapid eradication or management measures) and include relevant information on cost recovery and the benefits of action undertaken (avoided damage costs, avoided damage to biodiversity and related ecosystem services, contribution to other EU targets, avoided damage to human health, safety and the economy), when available.

Question 8

- *Optional:* Submit a document (or web link to such document) with any other information the Member State wishes to add in relation to the implementation of Regulation (EU) No 1143/2014 further to what is requested in this format.
-

COMMISSION IMPLEMENTING REGULATION (EU) 2017/1455**of 10 August 2017****concerning the non-renewal of approval of the active substance picoxystrobin, 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, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011****(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 20(1) and Article 78(2) thereof,

Whereas:

- (1) Commission Directive 2003/84/EC ⁽²⁾ included picoxystrobin as active substance in Annex I to Council Directive 91/414/EEC ⁽³⁾.
- (2) Active substances included in Annex I to Directive 91/414/EEC are deemed to have been approved under Regulation (EC) No 1107/2009 and are listed in Part A of the Annex to Commission Implementing Regulation (EU) No 540/2011 ⁽⁴⁾.
- (3) The approval of the active substance picoxystrobin, as set out in Part A of the Annex to Implementing Regulation (EU) No 540/2011, expires on 31 October 2017.
- (4) An application for the renewal of the approval of picoxystrobin was submitted in accordance with Article 1 of Commission Implementing Regulation (EU) No 844/2012 ⁽⁵⁾ within the time period provided for in that Article.
- (5) The applicant submitted the supplementary dossiers required in accordance with Article 6 of Implementing Regulation (EU) No 844/2012. The application was found to be complete by the rapporteur Member State.
- (6) The rapporteur Member State prepared a renewal assessment report in consultation with the co-rapporteur Member State and submitted it to the European Food Safety Authority (hereinafter 'the Authority') and the Commission on 30 June 2015.
- (7) The Authority communicated the renewal assessment report to the applicant and to the Member States for comments and forwarded the comments received to the Commission. The Authority also made the supplementary summary dossier available to the public.
- (8) On 1 June 2016 the Authority communicated to the Commission its conclusion ⁽⁶⁾ on whether picoxystrobin can be expected to meet the approval criteria provided for in Article 4 of Regulation (EC) No 1107/2009. The following concerns were identified: a clastogenic and aneugenic potential of metabolite IN-H8612 formed as a residue cannot be excluded and a high risk was identified for aquatic organisms and earthworms from exposure to picoxystrobin and for earthworm-eating mammals from exposure to metabolite IN-QDY63. Moreover, a number of areas of the assessment could not be finalised. Based on the data available in the dossier it was not considered possible to complete the assessment of genotoxicity for picoxystrobin and consequently health-based

⁽¹⁾ OJ L 309, 24.11.2009, p. 1.

⁽²⁾ Commission Directive 2003/84/EC of 25 September 2003 amending Council Directive 91/414/EEC to include flurtamone, flufenacet, iodosulfuron, dimethenamid-p, picoxystrobin, fosthiazate and silthiofam as active substances (OJ L 247, 30.9.2003, p. 20).

⁽³⁾ Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market (OJ L 230, 19.8.1991, p. 1).

⁽⁴⁾ Commission Implementing Regulation (EU) No 540/2011 of 25 May 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards the list of approved active substances (OJ L 153, 11.6.2011, p. 1).

⁽⁵⁾ Commission Implementing Regulation (EU) No 844/2012 of 18 September 2012 setting out the provisions necessary for the implementation of the renewal procedure for active substances, as provided for in 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 252, 19.9.2012, p. 26).

⁽⁶⁾ EFSA (European Food Safety Authority), 2016. Conclusion on the peer review of the pesticide risk assessment of the active substance picoxystrobin. *EFSA Journal* 2016;14(6):4515, 26 pp. doi:10.2903/j.efsa.2016.4515.

reference values for use in risk assessment could not be established and therefore consumer and non-dietary risk assessments could not be conducted. The compliance of the toxicity studies compared to the technical specification and the relevance of impurities could not be finalised given the incomplete assessment of the genotoxic potential of picoxystrobin. The absence of endocrine-mediated effects caused by picoxystrobin could also not be concluded. The dietary risk assessment from exposure to metabolites could not be finalised as further data are needed to define the toxicological profile of several metabolites; consequently, residue definitions for risk assessment purposes could not be derived. Furthermore, the genotoxic potential of several metabolites predicted to occur in groundwater could not be concluded based on the data available. Finally, the assessment of the risk from secondary poisoning via the aquatic food chain for birds and mammals could not be finalised.

- (9) The Commission invited the applicant to submit its comments on the conclusion of the Authority. Furthermore, in accordance with the third paragraph of Article 14(1) of Implementing Regulation (EU) No 844/2012, the Commission invited the applicant to submit comments on the draft renewal report. The applicant submitted its comments, which have been carefully examined.
- (10) However, despite the arguments put forward by the applicant, the concerns related to the substance could not be eliminated.
- (11) Consequently, it has not been established with respect to one or more representative uses of at least one plant protection product that the approval criteria provided for in Article 4 are satisfied. The approval of the active substance picoxystrobin should therefore not be renewed.
- (12) Implementing Regulation (EU) No 540/2011 should therefore be amended accordingly.
- (13) Member States should be allowed sufficient time to withdraw authorisations for plant protection products containing picoxystrobin.
- (14) For plant protection products containing picoxystrobin, where Member States grant any grace period in accordance with Article 46 of Regulation (EC) No 1107/2009, that period should, at the latest, expire on 30 November 2018.
- (15) Commission Implementing Regulation (EU) 2016/950⁽¹⁾ extended the expiry date of picoxystrobin to 31 October 2017 in order to allow the renewal process to be completed before the expiry of the approval of that substance. Given that a decision is taken ahead of this extended expiry date, this Regulation should apply as soon as possible.
- (16) This Regulation does not prejudice the submission of a further application for the approval of picoxystrobin in accordance with Article 7 of Regulation (EC) No 1107/2009.
- (17) The Standing Committee on Plants, Animals, Food and Feed has not delivered an opinion within the time-limit laid down by its Chairman. An implementing act was deemed to be necessary and the chair submitted the draft implementing act to the appeal committee for further deliberation. The appeal committee did not deliver an opinion,

HAS ADOPTED THIS REGULATION:

Article 1

Non-renewal of approval of active substance

The approval of the active substance picoxystrobin is not renewed.

⁽¹⁾ Commission Implementing Regulation (EU) 2016/950 of 15 June 2016 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances 2,4-DB, beta-cyfluthrin, carfentrazone ethyl, *Coniothyrium minitans* Strain CON/M/91-08 (DSM 9660), cyazofamid, deltamethrin, dimethenamid-P, ethofumesate, fenamidone, flufenacet, flurtamone, foramsulfuron, fosthiazate, imazamox, iodosulfuron, iprodione, isoxaflutole, linuron, maleic hydrazide, mesotrione, oxasulfuron, pendimethalin, picoxystrobin, silthiofam and trifloxystrobin (OJ L 159, 16.6.2016, p. 3).

*Article 2***Transitional measures**

Member States shall withdraw authorisations for plant protection products containing picoxystrobin as active substance by 30 November 2017 at the latest.

*Article 3***Grace period**

Any grace period granted by Member States in accordance with Article 46 of Regulation (EC) No 1107/2009 shall be as short as possible and shall expire by 30 November 2018 at the latest.

*Article 4***Amendments to Implementing Regulation (EU) No 540/2011**

In Part A of the Annex to Implementing Regulation (EU) No 540/2011, row 68, on picoxystrobin, is deleted.

*Article 5***Entry into force**

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, 10 August 2017.

For the Commission
The President
Jean-Claude JUNCKER

COMMISSION IMPLEMENTING REGULATION (EU) 2017/1456**of 10 August 2017****amending Council Regulation (EU) 2016/44 concerning restrictive measures in view of the situation in Libya**

THE EUROPEAN COMMISSION,

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

Having regard to Council Decision (CFSP) 2015/1333 of 31 July 2015 concerning restrictive measures in view of the situation in Libya, and repealing Decision 2011/137/CFSP ⁽¹⁾,

Having regard to Council Regulation (EU) 2016/44 of 18 January 2016 concerning restrictive measures in view of the situation in Libya and repealing Regulation (EU) No 204/2011 ⁽²⁾, and in particular Article 20(b) thereof,

Whereas:

- (1) Annex V to Regulation (EU) 2016/44 lists vessels designated by the United Nations Sanctions Committee in accordance with paragraph 11 of United Nations Security Council Resolution (UNSCR) 2146 (2014). Those vessels are subject to a number of prohibitions under that Regulation, including the prohibition to load, transport or discharge crude oil from Libya and to access ports in the territory of the Union.
- (2) On 2 August 2017, the United Nations Security Council Committee added the vessel *Lynn S* to the list of vessels subject to restrictive measures. Therefore, Annex V to Regulation (EU) 2016/44 should be amended accordingly.
- (3) As the vessel *Lynn S* is the second vessel listed in Annex V, the list of vessels should be numbered.
- (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 V to Regulation (EU) 2016/44 is amended as set out in the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 10 August 2017.

For the Commission,

On behalf of the President,

Head of the Service for Foreign Policy Instruments

⁽¹⁾ OJ L 206, 1.8.2015, p. 34.

⁽²⁾ OJ L 12 19.1.2016, p. 1.

ANNEX

Annex V to Regulation (EU) 2016/44 is amended as follows:

1. the entry:

Name: CAPRICORN

Listed pursuant to paragraphs 10(a) and 10 (b) of resolution 2146 (2014), as extended and modified by paragraph 2 of resolution 2362 (2017) (prohibition to load, transport or discharge; prohibition to enter ports). Pursuant to paragraph 11 of resolution 2146, this designation is valid from 21 July to 21 October 2017, unless terminated earlier by the Committee pursuant to paragraph 12 of resolution 2146. Flag State: Tanzania.

Additional information

As of 16 July 2017, the vessel was located off shore Cyprus.'

is replaced by the following:

1. Name: CAPRICORN

Listed pursuant to paragraphs 10(a) and 10 (b) of resolution 2146 (2014), as extended and modified by paragraph 2 of resolution 2362 (2017) (prohibition to load, transport or discharge; prohibition to enter ports). Pursuant to paragraph 11 of resolution 2146, this designation is valid from 21 July 2017 to 21 October 2017, unless terminated earlier by the Committee pursuant to paragraph 12 of resolution 2146. Flag State: Tanzania.

Additional information

IMO: 8900878. As of 16 July 2017, the vessel was located off shore Cyprus.'

2. the following entry is added:

2. Name: Lynn S

Listed pursuant to paragraphs 10(a) and 10 (b) of resolution 2146 (2014), as extended and modified by paragraph 2 of resolution 2362 (2017) (prohibition to load, transport or discharge; prohibition to enter ports). Pursuant to paragraph 11 of resolution 2146, this designation is valid from 2 August 2017 to 2 November 2017, unless terminated earlier by the Committee pursuant to paragraph 12 of resolution 2146. Flag State: Saint Vincent and the Grenadines.

Additional information

IMO: 8706349. As of 26 July 2017, the vessel was located in international waters approximately 50 nautical miles southeast of Cyprus.'

COMMISSION IMPLEMENTING REGULATION (EU) 2017/1457**of 10 August 2017****amending Council Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 329/2007 of 27 March 2007 concerning restrictive measures against the Democratic People's Republic of Korea ⁽¹⁾, and in particular Article 13(1)(d) thereof,

Whereas:

- (1) Annex IV to Regulation (EC) No 329/2007 lists persons, entities and bodies who, having been designated by the Sanctions Committee or the United Nations Security Council (UNSC), are covered by the freezing of funds and economic resources under that Regulation.
- (2) On 5 August 2017, the UNSC adopted Resolution 2371 (2017) adding nine natural persons and four entities to the list of persons and entities subject to restrictive measures. The UNSC also amended the listing of two existing entries.
- (3) Annex IV should therefore be amended 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 IV to Regulation (EC) No 329/2007 is amended in accordance with 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, 10 August 2017.

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

⁽¹⁾ OJ L 88, 29.3.2007, p. 1.

ANNEX

Annex IV to Regulation (EC) No 329/2007 is amended as follows:

(1) Under the heading 'A. Natural persons', the following entries are added:

- '(54) Choe Chun Yong (alias Ch'oe Ch'un-yo'ng). Gender: male. Nationality: DPRK. Passport No 654410078. Other information: Representative for Ilsim International Bank, which is affiliated with the DPRK military and has a close relationship with the Korea Kwangson Banking Corporation. Ilsim International Bank has attempted to evade United Nations sanctions. Date of designation: 5.8.2017.
- (55) Han Jang Su (alias Chang-Su Han). Gender: male. Date of birth: 8.11.1969. Place of birth: Pyongyang. Nationality: DPRK. Passport No 745420176, Passport date of expiration: 19.10.2020. Other information: Chief Representative of the Foreign Trade Bank. Date of designation: 5.8.2017.
- (56) Jang Song Chol. Date of birth: 12.3.1967. Nationality: DPRK. Other information: Korea Mining Development Corporation (KOMID) representative overseas.
- (57) Jang Sung Nam. Gender: male. Date of birth: 14.7.1970. Nationality: DPRK. Passport No 563120368, issued on 22.3.2013, Passport date of expiration: 22.3.2018. Address: DPRK. Other information: Chief of an overseas Tangun Trading Corporation branch, which is primarily responsible for the procurement of commodities and technologies to support the DPRK's defence research and development programmes. Date of designation: 5.8.2017.
- (58) Jo Chol Song (alias Cho Ch'o'l-so'ng). Gender: male. Date of birth: 25.9.1984. Nationality: DPRK. Passport No 654320502, Passport date of expiration: 16.9.2019. Other information: Deputy Representative for the Korea Kwangson Banking Corporation, which provides financial services in support to Tanchon Commercial Bank and Korea Hyoksin Trading, a subordinate entity of Korea Ryonbong General Corporation. Date of designation: 5.8.2017.
- (59) Kang Chol Su. Date of birth: 13.2.1969. Nationality: DPRK. Passport No 472234895. Other information: Official for Korea Ryonbong General Corporation, which specializes in acquisition for the DPRK's defence industries and support for the DPRK's military-related overseas sales. Its procurements also likely support the DPRK's chemical weapons programme. Date of designation: 5.8.2017.
- (60) Kim Mun Chol (alias Kim Mun-ch'o'l). Date of birth: 25.3.1957. Nationality: DPRK. Other information: Representative for Korea United Development Bank. Date of designation: 5.8.2017.
- (61) Kim Nam Ung. Nationality: DPRK. Passport No 654110043. Other information: Representative for Ilsim International Bank, which is affiliated with the DPRK military and has a close relationship with the Korea Kwangson Banking Corporation. Ilsim International Bank has attempted to evade United Nations sanctions. Date of designation: 5.8.2017.
- (62) Pak Il Kyu (alias Pak Il-Gyu). Gender: male. Nationality: DPRK. Passport No 563120235. Other information: Official for Korea Ryonbong General Corporation, which specializes in acquisition for DPRK's defence industries and support to Pyongyang's military-related sales. Its procurements also likely support the DPRK's chemical weapons programme. Date of designation: 5.8.2017.'

(2) Under the heading 'B. Legal persons, entities and bodies', the following entries are added:

- '(47) Foreign Trade Bank (FTB). Location: FTB Building, Jungsong-dong, Central District, Pyongyang, DPRK. Other information: Foreign Trade Bank is a State-owned bank and acts as the DPRK's primary foreign exchange bank and has provided key financial support to the Korea Kwangson Banking Corporation. Date of designation: 5.8.2017.
- (48) Korean National Insurance Company (KNIC) (alias Korea National Insurance Corporation, Korea Foreign Insurance Company). Location: Central District, Pyongyang, DPRK. Other information: The Korean National Insurance Company is a DPRK financial and insurance company and is affiliated with Office 39. Date of designation: 5.8.2017.
- (49) Koryo Credit Development Bank (alias Daesong Credit Development Bank; Koryo Global Credit Bank; Koryo Global Trust Bank). Location: Pyongyang, DPRK. Other information: Koryo Credit Development Bank operates in the financial services industry in the DPRK's economy. Date of designation: 5.8.2017.

(50) Mansudae Overseas Project Group of Companies (alias Mansudae Art Studio). Location: Pyongyang, DPRK. Other information: Mansudae Overseas Project Group of Companies engaged in, facilitated, or was responsible for the exportation of workers from the DPRK to other nations for construction-related activities including for statues and monuments to generate revenue for the Government of the DPRK or the Workers' Party of Korea. The Mansudae Overseas Project Group of Companies has been reported to conduct business in countries in Africa and Southeast Asia including Algeria, Angola, Botswana, Benin, Cambodia, Chad, the Democratic Republic of the Congo, Equatorial Guinea, Malaysia, Mozambique, Madagascar, Namibia, Syria, Togo and Zimbabwe. Date of designation: 5.8.2017.'

(3) Under the heading 'A. Natural persons',

'(16) Jang Bom Su (alias Jang Pom Su). Date of birth: 15.4.1957. Nationality: North Korean. Other information: Tanchon Commercial Bank Representative in Syria. Date of designation: 2.3.2016.'

is replaced by:

'(16) Jang Bom Su (alias Jang Pom Su, Jang Hyon U). Date of birth: 15.4.1957, 22.2.1958. Nationality: DPRK. Passport No: 836110034 (diplomatic). Passport date of expiration: 1.1.2020. Other information: Tanchon Commercial Bank Representative in Syria. Date of designation: 2.3.2016.'

(4) Under the heading 'A. Natural persons',

'(18) Jon Myong Guk (alias Cho'n Myo'ng-kuk). Date of birth: 18.10.1976. Nationality: North Korean. Passport No: 4721202031 (Date of Expiration: 21.2.2017). Other information: Tanchon Commercial Bank Representative in Syria. Date of designation: 2.3.2016'

is replaced by:

'(18) Jon Myong Guk (alias Cho'n Myo'ng-kuk, Jon Yong Sang). Date of birth: 18.10.1976, 25.8.1976. Nationality: DPRK. Passport No: 4721202031 (Passport date of expiration: 21.2.2017), 836110035 (diplomatic, Passport date of expiration: 1.1.2020). Other information: Tanchon Commercial Bank Representative in Syria. Date of designation: 2.3.2016'.

DECISIONS

COUNCIL IMPLEMENTING DECISION (CFSP) 2017/1458

of 10 August 2017

implementing Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situation in Libya

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 31(2) thereof,

Having regard to Council Decision (CFSP) 2015/1333 of 31 July 2015 concerning restrictive measures in view of the situation in Libya, and repealing Decision 2011/137/CFSP ⁽¹⁾, and in particular Article 12(1) thereof,

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

Whereas:

- (1) On 31 July 2015, the Council adopted Decision (CFSP) 2015/1333.
- (2) On 2 August 2017, the United Nations Security Council Committee established pursuant to United Nations Security Council Resolution 1970 (2011) approved the addition of one vessel to the list of vessels subject to restrictive measures.
- (3) Annex V to Decision (CFSP) 2015/1333 should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex V to Decision (CFSP) 2015/1333 is hereby amended as set out in the Annex to this Decision.

Article 2

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

Done at Brussels, 10 August 2017.

For the Council
The President
M. MAASIKAS

⁽¹⁾ OJ L 206, 1.8.2015, p. 34.

ANNEX

1. The vessel listed below shall be added to the list of vessels subject to restrictive measures set out in Annex V to Decision (CFSP) 2015/1333:

B. Entities

1. **Name: Lynn S**

Additional information

IMO: 8706349; Listed pursuant to paragraphs 10(a) and 10 (b) of Resolution 2146 (2014), as extended and modified by paragraph 2 of Resolution 2362 (2017) (prohibition to load, transport or discharge; prohibition to enter ports). Pursuant to paragraph 11 of Resolution 2146, this designation is valid from 2 August to 2 November 2017, unless terminated earlier by the Committee pursuant to paragraph 12 of Resolution 2146. Flag State: Saint Vincent and the Grenadines. As of 26 July 2017, the vessel was located in international waters approximately 50 nautical miles southeast of Cyprus.

COUNCIL IMPLEMENTING DECISION (CFSP) 2017/1459
of 10 August 2017
implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic
People's Republic of Korea

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 31(2) thereof,

Having regard to Council Decision (CFSP) 2016/849 of 27 May 2016 concerning restrictive measures against the Democratic People's Republic of Korea and repealing Decision 2013/183/CFSP⁽¹⁾, and in particular Article 33(1) thereof,

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

Whereas:

- (1) On 27 May 2016, the Council adopted Decision (CFSP) 2016/849.
- (2) On 5 August 2017, the United Nations Security Council adopted Resolution 2371 (2017), which added nine persons and four entities to the list of persons and entities subject to restrictive measures and amended the entries for two persons subject to restrictive measures.
- (3) Annex I to Decision (CFSP) 2016/849 should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex I to Decision (CFSP) 2016/849 is hereby amended as set out in the Annex to this Decision.

Article 2

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

Done at Brussels, 10 August 2017.

For the Council
The President
M. MAASIKAS

⁽¹⁾ OJ L 141, 28.5.2016, p. 79.

ANNEX

The persons and entities listed below are added to the list of persons and entities subject to restrictive measures set out in Annex I to Decision (CFSP) 2016/849.

A. Persons

	Name	Alias	Identifiers	Date of UN designation	Statement of Reasons
54.	Choe Chun Yong	Ch'oe Ch'un-yo'ng	Nationality: DPRK Passport No: 654410078 Gender: male	4.8.2017	Representative for Ilsim International Bank, which is affiliated with the DPRK military and has a close relationship with the Korea Kwangson Banking Corporation. Ilsim International Bank has attempted to evade United Nations sanctions.
55.	Han Jang Su	Chang-Su Han	DOB: 8.11.1969 POB: Pyongyang, DPRK Nationality: DPRK Passport No.: 745420176, expires on 19.10.2020 Gender: male	4.8.2017	Chief Representative of the Foreign Trade Bank.
56.	Jang Song Chol		DOB: 12.3.1967 Nationality: DPRK	4.8.2017	Jang Song Chol is a Korea Mining Development Corporation (KOMID) representative overseas.
57.	Jang Sung Nam		DOB: 14.7.1970 Nationality: DPRK Passport No.: 563120368, issued on 22.3.2013; Passport expiration date: 22.3.2018 Gender: male	4.8.2017	Chief of an overseas Tangun Trading Corporation branch, which is primarily responsible for the procurement of commodities and technologies to support the DPRK's defence research and development programs.
58.	Jo Chol Song	Cho Ch'o'l-so'ng	DOB: 25.9.1984 Nationality: DPRK Passport No: 654320502, expires on 16.9.2019 Gender: male	4.8.2017	Deputy Representative for the Korea Kwangson Banking Corporation, which provides financial services in support to Tanchon Commercial Bank and Korea Hyoksin Trading, a subordinate entity of Korea Ryonbong General Corporation.
59.	Kang Chol Su		DOB: 13.2.1969 Nationality: DPRK Passport No.: 472234895	4.8.2017	Official for Korea Ryonbong General Corporation, which specializes in acquisition for the DPRK's defence industries and support for the DPRK's military-related overseas sales. Its procurements also likely support the DPRK's chemical weapons program.
60.	Kim Mun Chol	Kim Mun-ch'o'l	DOB: 25.3.1957 Nationality: DPRK	4.8.2017	Representative for Korea United Development Bank.

	Name	Alias	Identifiers	Date of UN designation	Statement of Reasons
61.	Kim Nam Ung		Nationality: DPRK Passport No.: 654110043	4.8.2017	Representative for Ilsim International Bank, which is affiliated with the DPRK military and has a close relationship with the Korea Kwangson Banking Corporation. Ilsim International Bank has attempted to evade United Nations sanctions.
62.	Pak Il Kyu	Pak Il-Gyu	Nationality: DPRK Passport No.: 563120235 Gender: male	4.8.2017	Official for Korea Ryonbong General Corporation, which specializes in acquisition for DPRK's defence industries and support to Pyongyang's military-related sales. Its procurements also likely support the DPRK's chemical weapons program.

B. Entities

	Name	Alias	Location	Date of UN designation	Other information
47.	Foreign Trade Bank		FTB Building, Jungsong-dong, Central District, Pyongyang, DPRK	4.8.2017	Foreign Trade Bank is a state-owned bank and acts as the DPRK's primary foreign exchange bank and has provided key financial support to the Korea Kwangson Banking Corporation.
48.	Korean National Insurance Company (KNIC)	Korea National Insurance Corporation (KNIC) Korea Foreign Insurance Company	Central District, Pyongyang, DPRK	4.8.2017	The Korean National Insurance Company is a DPRK financial and insurance company and is affiliated with Office 39.
49.	Koryo Credit Development Bank	Daesong Credit Development Bank; Koryo Global Credit Bank; Koryo Global Trust Bank	Pyongyang, DPRK	4.8.2017	Koryo Credit Development Bank operates in the financial services industry in the DPRK's economy.
50.	Mansudae Overseas Project Group of Companies	Mansudae Art Studio	Pyongyang, DPRK	4.8.2017	Mansudae Overseas Project Group of Companies engaged in, facilitated, or was responsible for the exportation of workers from the DPRK to other nations for construction-related activities including for statues and monuments to generate revenue for the Government of the DPRK or the Workers' Party of Korea. The Mansudae Overseas Project Group of Companies has been reported to conduct business in countries in Africa and Southeast Asia including Algeria, Angola, Botswana, Benin, Cambodia, Chad, the Democratic Republic of the Congo, Equatorial Guinea, Malaysia, Mozambique, Madagascar, Namibia, Syria, Togo, and Zimbabwe.

The following entries for persons subject to restrictive measures set out in Annex I to Decision (CFSP) 2016/849 are replaced as set out below:

	Name	Alias	Identifiers	Date of UN designation	Other information
16.	Jang Bom Su	Jang Pom Su Jang Hyon U	DOB: 15.4.1957 or 22.2.1958 Diplomatic Passport No.: 836110034 Date of expiration: 1.1.2020; Nationality: DPRK	2.3.2016	Tanchon Commercial Bank Representa- tive in Syria.
18.	Jon Myong Guk	Cho'n Myo'ng-kuk Jon Yong Sang	DOB: 18.10.1976 or 25.8.1976; Passport No.: 4721202031; Date of expiration: 21.2.2017 Diplomatic Passport No.: 836110035 Date of expiration: 1.1.2020; Nationality: DPRK	2.3.2016	Tanchon Commercial Bank Representa- tive in Syria.

COMMISSION IMPLEMENTING DECISION (EU) 2017/1460**of 8 August 2017****amending Implementing Decision (EU) 2016/2008 concerning animal health control measures relating to lumpy skin disease in certain Member States***(notified under document C(2017) 5471)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market ⁽¹⁾, and in particular Article 9(4) thereof,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽²⁾, and in particular Article 10(4) thereof,

Having regard to Council Directive 92/119/EEC of 17 December 1992 introducing general Community measures for the control of certain animal diseases and specific measures relating to swine vesicular disease ⁽³⁾, and in particular Article 14(2), Article 19(1)(a) and (3)(a), and Article 19(4) and (6) thereof,

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽⁴⁾, and in particular Article 4(3) thereof,

Whereas:

- (1) Directive 92/119/EEC lays down general control measures to be applied in the event of an outbreak of certain animal diseases, including lumpy skin disease (LSD). These control measures include the establishment of protection and surveillance zones around the infected holding, and they also provide for emergency vaccination in the case of an outbreak of LSD as a supplement to other control measures.
- (2) Commission Implementing Decision (EU) 2016/2008 ⁽⁵⁾ lays down animal health control measures in relation to the occurrence of LSD in certain Member States or parts thereof as listed in Annex I thereto, including the minimum requirements for vaccination programmes against LSD submitted by the Member States to the Commission for approval. It defines 'infected zones' as the parts of the territory of a Member State listed in Part II of Annex I to that Implementing Decision which includes the areas where LSD was confirmed and any protection and surveillance zones established in accordance with Directive 92/119/EEC, and where vaccination against LSD may be implemented following the approval of vaccination programmes. It also defines 'free zones with vaccination' as the parts of the territory of a Member State listed in Part I of that Annex which include the areas outside the 'infected zones', where vaccination against LSD is implemented following the approval of vaccination programmes.
- (3) Implementing Decision (EU) 2016/2008 provides for specific risk mitigation measures and trade restrictions in relation to live bovine animals and captive wild ruminants, their germinal products, and other products of those animals to be put in place in the 'infected zones' and 'free zones with vaccination', with a view to minimising any risk of the spread of LSD.
- (4) The Report of the European Food Safety Authority (EFSA) on LSD, approved on 27 March 2017 ⁽⁶⁾ (the EFSA Report of 2017), indicates that the results from the analysis of the available LSD epidemiological data in Europe

⁽¹⁾ OJ L 395, 30.12.1989, p. 13.

⁽²⁾ OJ L 224, 18.8.1990, p. 29.

⁽³⁾ OJ L 62, 15.3.1993, p. 69.

⁽⁴⁾ OJ L 18, 23.1.2003, p. 11.

⁽⁵⁾ Commission Implementing Decision (EU) 2016/2008 of 15 November 2016 concerning animal health control measures relating to lumpy skin disease in certain Member States (OJ L 310, 17.11.2016, p. 51).

⁽⁶⁾ EFSA Journal 2017;15(4):4773.

until 2016 suggest that mass vaccination campaigns against LSD, where they were properly implemented, brought the disease under control by preventing the occurrence of new outbreaks. These results corroborate the results of a previous urgent advice on lumpy skin disease, adopted by EFSA on 29 July 2016 ⁽¹⁾ (the EFSA Advice of 2016), which concluded that mass vaccination is the most effective measure in controlling LSD, especially if protection of the vaccinated animals had already been developed before disease entry, namely, by preventive vaccination.

- (5) The effectiveness of the recent vaccination campaigns against LSD, as confirmed by the EFSA Advice of 2016 and the EFSA Report of 2017, suggests that properly vaccinated bovine animals may be moved from a 'free zone with vaccination' of a Member State to another Member State or third country or within the 'free zone with vaccination' or 'infected zone' of the same Member State using less restrictive rules. For the same reason less restrictive rules should apply for the movements of non-vaccinated calves born to vaccinated dams when they are moved within the same zone of the same Member State. Equally, less restrictive rules should apply for the movements of non-vaccinated bovine animals and captive wild ruminants within the same 'free zone with vaccination' of the same Member State, when they are imported from Member States or third countries or zones thereof, not subject to restrictions related to LSD, since these types of movements can be considered as low risk for the spread of disease.
- (6) Croatia, Bulgaria and Greece, the three Member States currently implementing vaccination against LSD, and listed in Annex I to Implementing Decision (EU) 2016/2008, requested that that Implementing Decision be amended and in particular Articles 4, 5 and 6 thereof to accommodate less restrictive rules for the movements of vaccinated bovine animals and captive wild ruminants subject to revaccination as well as the movements of non-vaccinated calves born to vaccinated dams. In addition Croatia requested less restrictive rules for the movements of non-vaccinated bovine animals and captive wild ruminants originating from Member States or third countries or zones thereof not subject to restrictions due to confirmation of the presence of LSD or vaccination against it.
- (7) The risk of spread of LSD due to the movement of live bovine animals and captive wild ruminants vaccinated against LSD, is higher when they receive a vaccination for the first time compared to the same risk when they receive a revaccination while still immune due to previous vaccination. Accordingly the risk of spread of LSD is higher when the holding of origin of these animals is vaccinated for the first time compared to the same risk when the holding is revaccinated in the period when the animals present are still immune due to previous vaccination. It is therefore appropriate to differentiate the restriction rules applicable in each of the above situations considering the duration of the immunity induced by the LSD vaccines, according to the vaccine manufacturers' instructions.
- (8) The requirements concerning the derogations and special conditions for the dispatch of live bovine animals and captive wild ruminants from and within the 'free zones with vaccination' and 'infected zones' should therefore be amended and Articles 4, 5, 6 and 12 of Implementing Decision (EU) 2016/2008 be amended accordingly.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

Implementing Decision (EU) 2016/2008 is amended as follows:

- (1) In Article 4, paragraph 1 is amended as follows:

- (a) in point (a), point (i) is replaced by the following:

'(i) the animals were vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch, and come from a holding of origin in which they have been resident for a period of at least 28 days. In this holding of origin all animals of susceptible species have been vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch;'

⁽¹⁾ EFSA Journal 2016;14(8):4573.

(b) in point (b), point (i) is replaced by the following:

‘(i) the animals were vaccinated against lumpy skin disease at least three months prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch. In the holding of origin of these animals all animals of susceptible species have been vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch;’;

(c) in point (c), point (ii) is replaced by the following:

‘(ii) the animals were vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch. In the holding of origin of these animals all animals of susceptible species have been vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch;’;

(2) In Article 5(1), point (b) is replaced by the following:

‘(b) the animals were vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch. In the holding of origin of these animals all animals of susceptible species have been vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch;’;

(3) Article 6 is replaced by the following:

‘Article 6

Special conditions for the dispatch of live bovine animals and captive wild ruminants within the areas listed in Part II of Annex I of the same Member State

1. By way of derogation from the prohibition provided for in point (a) of Article 3, and subject to compliance with paragraph 2 of this Article, the competent authority may authorise the dispatch of consignments of live bovine animals and captive wild ruminants from holdings situated in an area listed in Part II of Annex I to a destination situated within another area listed in Part II of Annex I of the same Member State.

2. The derogation provided for in paragraph 1 shall only apply to consignments of live bovine animals and captive wild ruminants, provided that the animals comply with at least one of the following conditions:

(a) the animals were vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch. In the holding of origin of these animals all animals of susceptible species have been vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch;

(b) the animals, irrespective of their individual vaccination status or vaccination in their holding of origin against lumpy skin disease may be moved for emergency slaughter to a slaughterhouse, provided that the holding of origin is not subject to any of the restrictions provided for in Directive 92/119/EEC in relation to lumpy skin disease, that prohibit such a movement;

(c) the animals are unvaccinated offspring less than six months old, born to dams vaccinated at least 28 days prior to parturition that remained within the immunity period according to the vaccine manufacturer on the date of parturition, and may be moved to another holding or to a slaughterhouse for immediate slaughter. In the holding of origin of these animals all animals of susceptible species have been vaccinated at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch and the holding is not subject to any of the restrictions provided for in Directive 92/119/EEC in relation to lumpy skin disease, that prohibit such a movement.’;

(4) The following Article 6a is inserted after Article 6:

'Article 6a

Special conditions for the dispatch of live bovine animals and captive wild ruminants from areas listed in Part I of Annex I to areas listed in Part I or Part II of Annex I of the same Member State

1. By way of derogation from the prohibition provided for in point (a) of Article 3, and subject to compliance with paragraph 2 of this Article, the competent authority may authorise the dispatch of consignments of live bovine animals and captive wild ruminants from holdings situated in an area listed in Part I of Annex I to a destination situated within another area listed in Part I or Part II of Annex I of the same Member State.

2. The derogation provided for in paragraph 1 shall only apply to consignments of live bovine animals and captive wild ruminants, provided that the animals comply with at least one of the following conditions:

- (a) the animals were vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch. In the holding of origin of these animals all animals of susceptible species have been vaccinated against lumpy skin disease at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch;
- (b) the animals, irrespective of their individual vaccination status or vaccination in their holding of origin against lumpy skin disease may be moved for emergency slaughter to a slaughterhouse, provided that the holding of origin is not subject to any of the restrictions provided for in Directive 92/119/EEC in relation to lumpy skin disease, that prohibit such a movement;
- (c) the animals are unvaccinated offspring less than six months old, born to dams vaccinated at least 28 days prior to parturition that remained within the immunity period according to the vaccine manufacturer on the date of parturition, and may be moved to another holding or to a slaughterhouse for immediate slaughter. In the holding of origin of these animals all animals of susceptible species have been vaccinated at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch and the holding is not subject to any of the restrictions provided for in Directive 92/119/EEC in relation to lumpy skin disease, that prohibit such a movement;
- (d) the animals have been introduced in the holding less than three months ago from another Member State or third country or zone thereof which was not subject to any restrictions due to confirmation of lumpy skin disease or vaccination against lumpy skin disease and may be moved to a slaughterhouse for immediate slaughter. In the holding of origin of these animals all other animals of susceptible species have been vaccinated at least 28 days prior to the date of dispatch and remain within the immunity period according to the vaccine manufacturer on the date of dispatch or remain within the immunity period induced by previous vaccination or maternal immunity on the date of dispatch and the holding is not subject to any of the restrictions provided for in Directive 92/119/EEC in relation to lumpy skin disease, that prohibit such a movement;'

(5) In Article 12, the introductory phrase is replaced by the following:

'The competent authority shall ensure that the channelling procedure for the transport of live bovine animals and captive wild ruminants, unprocessed animal by-products and untreated hides and skins as covered by the derogations provided for in Articles 4, 5, 8 and 9 comply with the following requirements:'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 8 August 2017.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

COMMISSION IMPLEMENTING DECISION (EU) 2017/1461**of 8 August 2017****amending Annex II to Decision 2007/777/EC as regards the list of third countries or parts thereof from which the introduction into the Union of meat products and treated stomachs, bladders and intestines is authorised***(notified under document C(2017) 5472)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽¹⁾, and in particular the introductory phrase of Article 8, the first paragraph of point (1) of Article 8, point (4) of Article 8, and Article 9(4)(c) thereof,

Whereas:

- (1) Commission Decision 2007/777/EC ⁽²⁾ lays down, inter alia, the animal and public health conditions for the introduction into the Union of consignments of certain meat products and of treated stomachs, bladders and intestines which have undergone one of the treatments set out in Part 4 of Annex II thereto ('the commodities').
- (2) Part 2 of Annex II to Decision 2007/777/EC sets out a list of third countries or parts thereof which are authorised for the introduction into the Union of the commodities, provided that they have undergone one of the treatments referred to therein. Part 4 of that Annex sets out a non-specific treatment 'A' and specific treatments 'B' to 'F' listed in descending order of severity of the animal health risk they are intended to eliminate.
- (3) Part 3 of Annex II to Decision 2007/777/EC sets out a list of third countries or parts thereof which are authorised for the introduction into the Union of biltong/jerky and pasteurised meat products, provided that they have undergone one of the treatments referred to in Part 4 of that Annex.
- (4) Bosnia and Herzegovina has requested to be listed in Part 2 of Annex II to Decision 2007/777/EC as authorised for the transit through Bulgaria of commodities which have been obtained from domestic bovine animals, in order to export such commodities to Turkey.
- (5) Commission Regulation (EU) No 206/2010 ⁽³⁾ lays down, inter alia, the lists of third countries, territories or parts thereof from which consignments of fresh meat intended for human consumption, are authorised for introduction into the Union. Regulation (EU) No 206/2010 authorises the transit of fresh meat of domestic bovine animals from Bosnia and Herzegovina through the Union territory and that third country is duly listed in Part 1 of Annex II thereto. Therefore, Decision 2007/777/EC should also authorise the transit, through the Union of consignments from Bosnia and Herzegovina to Turkey, of commodities obtained from domestic bovine animals subject to such commodities having undergone a non-specific treatment 'A'. Bosnia and Herzegovina should therefore be listed in Part 2 of Annex II to Decision 2007/777/EC for that purpose.
- (6) The former Yugoslav Republic of Macedonia has requested to be listed in Part 2 of Annex II to Decision 2007/777/EC as authorised for the import into the Union of commodities which have been obtained from poultry.

⁽¹⁾ OJ L 18, 23.1.2003, p. 11.

⁽²⁾ Commission Decision 2007/777/EC of 29 November 2007 laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries and repealing Decision 2005/432/EC (OJ L 312, 30.11.2007, p. 49).

⁽³⁾ Commission Regulation (EU) No 206/2010 of 12 March 2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements (OJ L 73, 20.3.2010, p. 1).

- (7) Commission Regulation (EC) No 798/2008 ⁽¹⁾ lays down, inter alia, a list of third countries, territories, zones or compartments from which consignments of poultry and certain poultry commodities may be imported into the Union. Regulation (EC) No 798/2008 authorises the import into the Union from the former Yugoslav Republic of Macedonia of fresh poultrymeat for human consumption, and that third country is duly listed in Annex I thereto. Therefore, Decision 2007/777/EC should also authorise the import into the Union of commodities obtained from poultry which have undergone a non-specific treatment 'A' and the former Yugoslav Republic of Macedonia should be listed in Part 2 of Annex II to Decision 2007/777/EC for that purpose.
- (8) South Africa is authorised for the import into the Union of commodities obtained from farmed ratites subject to such commodities having undergone a non-specific treatment 'A' and it is duly listed in Part 2 of Annex II to Decision 2007/777/EC for that purpose. On 22 June 2017, South Africa confirmed the presence of HPAI of subtype H5N8 on its territory and it can no longer be considered as free from that disease. Therefore, in order to prevent the introduction of the HPAI virus into the Union, imports of commodities obtained from farmed ratites from South Africa should be authorised, but subject to such commodities having undergone the specific treatment 'D', as set out in Part 4 of Annex II to Decision 2007/777/EC.
- (9) South Africa is also listed in Part 3 of Annex II to Decision 2007/777/EC as authorised for the import into the Union of biltong/jerky and pasteurised meat products consisting of or containing meat of poultry, farmed feathered game, ratites and wild game birds, subject to such commodities having undergone the specific treatment 'E'. Following the confirmation of the presence of HPAI on the territory of South Africa and in order to prevent the introduction of the HPAI virus into the Union, imports of biltong/jerky and pasteurised meat products consisting of or containing meat of poultry, farmed feathered game, ratites and wild game birds from South Africa should be authorised, but subject to such commodities having undergone the specific treatment 'D' as set out in Part 4 of Annex II to Decision 2007/777/EC.
- (10) Zimbabwe is authorised for the import into the Union of commodities obtained from farmed ratites subject to such commodities having undergone a non-specific treatment 'A' and is duly listed in Part 2 of Annex II to Decision 2007/777/EC for that purpose. On 1 June 2017, Zimbabwe confirmed the presence of HPAI of subtype H5N8 on its territory and it can no longer be considered as free from that disease. Therefore, in order to prevent the introduction of the HPAI virus into the Union, imports of commodities obtained from farmed ratites from Zimbabwe should be authorised, but subject to such commodities having undergone the specific treatment 'D' as set out in Part 4 of Annex II to Decision 2007/777/EC.
- (11) Zimbabwe is also listed in Part 3 of Annex II to Decision 2007/777/EC as authorised for the import into the Union of biltong/jerky and pasteurised meat products consisting of or containing meat of poultry, farmed feathered game, ratites and wild game birds subject to such commodities having undergone the specific treatment 'E'. Following the confirmation of the presence of HPAI on the territory of Zimbabwe and in order to prevent the introduction of the HPAI virus into the Union, imports of biltong/jerky and pasteurised meat products consisting of or containing meat of poultry, farmed feathered game, ratites and wild game birds from Zimbabwe should be authorised, but subject to such commodities having undergone the specific treatment 'D' as set out in Part 4 of Annex II to Decision 2007/777/EC.
- (12) Parts 2 and 3 of Annex II to Decision 2007/777/EC should therefore be amended accordingly.
- (13) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

Parts 2 and 3 of Annex II to Decision 2007/777/EC are amended in accordance with the Annex to this Decision.

⁽¹⁾ Commission Regulation (EC) No 798/2008 of 8 August 2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements (OJ L 226, 23.8.2008, p. 1).

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 8 August 2017.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

Annex II to Decision 2007/777/EC is amended as follows:

(1) in Part 2, the following entry for Bosnia and Herzegovina is inserted between the entry for Australia and the entry for Bahrain:

ISO code	Country of origin or part thereof	1. Domestic bovine 2. Farmed cloven-hoofed game (excluding swine)	Domestic ovine/caprine	1. Domestic porcine 2. Farmed cloven-hoofed game (swine)	Domestic soliped	1. Poultry 2. Farmed feathered game (except ratites)	Farmed ratites	Domestic rabbit and farmed leporidae	Wild cloven-hoofed game (excluding swine)	Wild swine	Wild soliped	Wild leporidae (rabbits and hares)	Wild game birds	Wild land mammalian (excluding ungulates, solipeds and leporidae)
'BA	Bosnia and Herzegovina ⁽³⁾	A	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX';

(2) in Part 2, the entry for the former Yugoslav Republic of Macedonia is replaced by the following:

ISO code	Country of origin or part thereof	1. Domestic bovine 2. Farmed cloven-hoofed game (excluding swine)	Domestic ovine/caprine	1. Domestic porcine 2. Farmed cloven-hoofed game (swine)	Domestic soliped	1. Poultry 2. Farmed feathered game (except ratites)	Farmed ratites	Domestic rabbit and farmed leporidae	Wild cloven-hoofed game (excluding swine)	Wild swine	Wild soliped	Wild leporidae (rabbits and hares)	Wild game birds	Wild land mammalian (excluding ungulates, solipeds and leporidae)
'MK	former Yugoslav Republic of Macedonia ^(**)	A	A	B	A	A	XXX	A	B	B	XXX	A	XXX	XXX';

(3) in Part 2, the entry for South Africa is replaced by the following:

ISO code	Country of origin or part thereof	1. Domestic bovine 2. Farmed cloven-hoofed game (excluding swine)	Domestic ovine/caprine	1. Domestic porcine 2. Farmed cloven-hoofed game (swine)	Domestic soliped	1. Poultry 2. Farmed feathered game (except ratites)	Farmed ratites	Domestic rabbit and farmed leporidae	Wild cloven-hoofed game (excluding swine)	Wild swine	Wild soliped	Wild leporidae (rabbits and hares)	Wild game birds	Wild land mammalian (excluding ungulates, solipeds and leporidae)
'ZA	South Africa	C	C	C	A	D	D	A	C	C	A	A	D	XXX';

(4) in Part 2, the entry for Zimbabwe is replaced by the following:

ISO code	Country of origin or part thereof	1. Domestic bovine 2. Farmed cloven-hoofed game (excluding swine)	Domestic ovine/caprine	1. Domestic porcine 2. Farmed cloven-hoofed game (swine)	Domestic soliped	1. Poultry 2. Farmed feathered game (except ratites)	Farmed ratites	Domestic rabbit and farmed leporidae	Wild cloven-hoofed game (excluding swine)	Wild swine	Wild soliped	Wild leporidae (rabbits and hares)	Wild game birds	Wild land mammalian (excluding ungulates, solipeds and leporidae)
'ZW	Zimbabwe ⁽¹⁾	C	C	B	A	D	D	A	B	B	XXX	A	D	XXX';

(5) in Part 3, the entry for South Africa is replaced by the following:

ISO code	Country of origin or part thereof	1. Domestic bovine 2. Farmed cloven-hoofed game (excluding swine)	Domestic ovine/caprine	1. Domestic porcine 2. Farmed cloven-hoofed game (swine)	Domestic soliped	1. Poultry 2. Farmed feathered game	Ratites	Domestic rabbit and farmed leporidae	Wild cloven-hoofed game (excluding swine)	Wild swine	Wild soliped	Wild leporidae (rabbits and hares)	Wild game birds	Wild land mammalian (excluding ungulates, solipeds and leporidae)
'ZA	South Africa	XXX	XXX	XXX	XXX	D	D	A	XXX	XXX	A	A	D	XXX
	South Africa ZA-1	E	E	XXX	XXX	D	D	A	E	XXX	A	A	D	XXX';

(6) in Part 3, the entry for Zimbabwe is replaced by the following:

ISO code	Country of origin or part thereof	1. Domestic bovine 2. Farmed cloven-hoofed game (excluding swine)	Domestic ovine/caprine	1. Domestic porcine 2. Farmed cloven-hoofed game (swine)	Domestic soliped	1. Poultry 2. Farmed feathered game	Ratites	Domestic rabbit and farmed leporidae	Wild cloven-hoofed game (excluding swine)	Wild swine	Wild soliped	Wild leporidae (rabbits and hares)	Wild game birds	Wild land mammalian (excluding ungulates, solipeds and leporidae)
'ZW	Zimbabwe	XXX	XXX	XXX	XXX	D	D	A	XXX	XXX	E	A	D	XXX'.

COMMISSION IMPLEMENTING DECISION (EU) 2017/1462**of 10 August 2017****on recognition of the ‘REDcert’ voluntary scheme for demonstrating compliance with the sustainability criteria under Directives 98/70/EC and 2009/28/EC of the European Parliament and of the Council**

THE EUROPEAN COMMISSION,

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

Having regard to Directive 98/70/EC of the European Parliament and of the Council of 13 October 1998 relating to the quality of petrol and diesel fuels and amending Council Directive 93/12/EEC ⁽¹⁾, and in particular the second subparagraph of Article 7c(4) thereof,

Having regard to Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing Directives 2001/77/EC and 2003/30/EC ⁽²⁾, and in particular the second subparagraph of Article 18(4) thereof,

Whereas:

- (1) Articles 7b and 7c of, and Annex IV to, Directive 98/70/EC and Articles 17 and 18 of, and Annex V to, Directive 2009/28/EC lay down similar sustainability criteria for biofuels and bioliquids, and similar procedures for the verification of compliance with those criteria.
- (2) Where biofuels and bioliquids are to be taken into account for the purposes referred to in Article 17(1)(a), (b) and (c) of Directive 2009/28/EC, Member States must require economic operators to show the compliance of biofuels and bioliquids with the sustainability criteria set out in Article 17(2) to (5) of Directive 2009/28/EC.
- (3) The Commission may decide that voluntary national or international schemes setting standards for the production of biomass products contain accurate data for the purposes of Article 17(2) of Directive 2009/28/EC, and/or demonstrate that consignments of biofuel or bioliquid comply with the sustainability criteria set out in Article 17(3), (4) and (5), and/or that no materials have been intentionally modified or discarded so that the consignment or part thereof would fall under Annex IX. When an economic operator provides proof or data obtained in accordance with a voluntary scheme that has been recognised by the Commission, to the extent covered by the recognition decision, a Member State is barred from requiring the supplier to provide further evidence of compliance with the sustainability criteria.
- (4) The request to recognise that the ‘REDcert’ voluntary scheme demonstrates that consignments of biofuel comply with the sustainability criteria set out in Directive 98/70/EC and Directive 2009/28/EC was submitted to the Commission on 24 May 2017. The scheme that is based in Schwertberger Str. 16, 53177 Bonn, Germany covers a wide range of feedstocks including wastes and residues and the entire chain of custody. The recognised scheme documents will be made available at the transparency platform established under Directive 2009/28/EC.
- (5) Assessment of the ‘REDcert’ voluntary scheme found it to cover adequately the sustainability criteria of Directive 98/70/EC and of Directive 2009/28/EC, as well as applying a mass balance methodology in line with the requirements of Article 7c(1) of Directive 98/70/EC and Article 18(1) of Directive 2009/28/EC.
- (6) The assessment of the ‘REDcert’ voluntary scheme found that it meets adequate standards of reliability, transparency and independent auditing and also complies with the methodological requirements in Annex IV to Directive 98/70/EC and Annex V to Directive 2009/28/EC.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Committee on the Sustainability of Biofuels and Bioliquids,

⁽¹⁾ OJ L 350, 28.12.1998, p. 58.

⁽²⁾ OJ L 140, 5.6.2009, p. 16.

HAS ADOPTED THIS DECISION:

Article 1

The 'REDcert' voluntary scheme (hereinafter 'the scheme'), submitted for recognition to the Commission on 24 May 2017, demonstrates that consignments of biofuels and bioliquids produced in accordance with the standards for the production of biofuels and bioliquids set in the scheme comply with the sustainability criteria as laid down in Article 7b(3), (4) and (5) of Directive 98/70/EC and Article 17(3), (4) and (5) of Directive 2009/28/EC.

The scheme also contains accurate data for the purposes of Article 17(2) of Directive 2009/28/EC and Article 7b(2) of Directive 98/70/EC.

Article 2

If the contents of the scheme, as submitted for recognition to the Commission on 24 May 2017, change in a way that might affect the basis of this Decision, such changes shall be notified to the Commission without delay. The Commission shall assess the notified changes with a view to establish whether the scheme is still adequately covering the sustainability criteria for which it is recognised.

Article 3

The Commission may repeal this Decision, inter alia, under the following circumstances:

- (a) if it has been clearly demonstrated that the scheme has not implemented elements considered to be decisive for this Decision or if severe and structural breach of those elements has taken place;
- (b) if the scheme fails to submit annual reports to the Commission pursuant to Article 7c(6) of Directive 98/70/EC and Article 18(6) of Directive 2009/28/EC;
- (c) if the scheme fails to implement standards of independent auditing specified in implementing acts referred to in the third subparagraph of Article 7c(5) of Directive 98/70/EC and the third subparagraph of Article 18(5) of Directive 2009/28/EC or improvements to other elements of the scheme considered to be decisive for a continued recognition.

Article 4

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

It shall apply until 12 August 2022.

Done at Brussels, 10 August 2017.

For the Commission

The President

Jean-Claude JUNCKER

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

DECISION No 1/2017 OF THE CARIFORUM-EU SPECIAL COMMITTEE ON CUSTOMS COOPERATION AND TRADE FACILITATION

of 7 July 2017

on a derogation from the rules of origin laid down in Protocol I to the Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part, to take account of the special situation of the Dominican Republic with regard to certain textile products [2017/1463]

THE SPECIAL COMMITTEE ON CUSTOMS COOPERATION AND TRADE FACILITATION,

Having regard to the Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part, and in particular Articles 39(2) and 42(b) of Protocol I thereto,

Whereas:

- (1) The Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part ⁽¹⁾ (the 'CARIFORUM-EU EPA') is applied provisionally as from 29 December 2008 between the European Union (EU) and Antigua and Barbuda, The Bahamas, Barbados, Belize, Dominica, the Dominican Republic, Grenada, Guyana, Jamaica, Saint Christopher and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname and Trinidad and Tobago.
- (2) Protocol I to the EPA concerning the definition of the concept of 'originating products' and methods of administrative cooperation contains the rules of origin for the importation of products originating in the CARIFORUM States into the EU.
- (3) In accordance with Article 39(2) of Protocol I to the EPA, derogations from those rules of origin may be granted where the development of existing industries or the creation of new industries in the CARIFORUM States justifies the adoption of such derogations. Furthermore, Article 39(6)(b) of that Protocol provides that the examination of requests for derogation shall in particular take into account those cases where the application of the existing rules of origin would significantly affect the ability of an existing industry in a CARIFORUM State or States to continue its exports to the EU, with particular reference to cases where this could lead to cessation of its activities.
- (4) On 10 March 2015 the CARIFORUM-EU Special Committee on Customs Cooperation and Trade Facilitation adopted Decision No 1/2015 ⁽²⁾ granting a derogation from the rules of origin with regard to certain textile products imported into the Union in accordance with Article 39(2) and Article 39(6)(b) of Protocol I to the EPA, from 10 March 2015 to 9 March 2017.
- (5) On 22 February 2017 the Chair of the CARIFORUM-EU Special Committee on Customs Cooperation and Trade Facilitation received from the Dominican Republic, a new request for derogation.
- (6) In accordance with Article 13 of Protocol I to the EPA, the conditions for acquiring originating status set out in Title II of Protocol I must be fulfilled without interruption in the CARIFORUM States or the EU. Haiti has signed but has not ratified nor is it provisionally applying the EPA. In accordance with Article 8 of Protocol I washing,

⁽¹⁾ OJ L 289, 30.10.2008, p. 3.

⁽²⁾ Decision No 1/2015 of the CARIFORUM-EU Special Committee on Customs Cooperation and Trade Facilitation of 10 March 2015 on a derogation from the rules of origin laid down in Protocol I to the Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part, to take account of the special situation of the Dominican Republic with regard to certain textiles products (2015/600) (OJ L 99, 16.4.2015, p. 34).

ironing or pressing of textiles, affixing or printing marks, labels and logos, simple placing in bags, cases or boxes or a combination of two or more of these operations are considered insufficient working and processing to confer the status of originating products. Derogation should therefore be granted from the provisions of Article 8 and Article 13(1) of Protocol I to confer origin on the final product exported from the Dominican Republic to the EU.

- (7) The Dominican Republic has requested derogation from the rules of origin laid down in Protocol I to the CARIFORUM-EU EPA with regard to 180 647 pieces of denim men's or boys' trousers, breeches and shorts of HS codes 6203.42 imported into the EU in accordance with Article 39(2) of that Protocol. The request is based on the fact that the industry remains in a difficult situation because the working and processing carried out in neighbouring country Haiti is affecting compliance with the rules of origin set out in the CARIFORUM-EU EPA pending ratification by Haiti. If the Dominican Republic cannot source from Haiti, the continued exports to the EU of the existing textile industry in the Dominican Republic would be significantly affected. A new derogation would contribute to the continuity of production and development of the industry and the preservation of employment in the Dominican Republic as well as in Haiti. Ratification of the Agreement by Haiti would provide the business stability and maximum predictability needed by the stakeholders.
- (8) The request covers a period of 2 years. Given that efforts are underway in Haiti towards the ratification of the Agreement in the course of 2017, the derogation should be granted for 1 year in order to allow the Dominican Republic more time to prepare itself to comply with the rules for acquisition of origin and to ensure predictability for operators, pending completion of the ratification process by Haiti. The derogation may be renewed for another year should the ratification process by Haiti not be completed at the end of the first year of derogation.
- (9) The request covers a total of 180 647 pieces of denim trousers anticipated to be exported to the EU. According to the information received from the Dominican Republic, exports under derogation of products of HS codes 6203.42 amounted to 161 634 pieces for the period from March 2015 to March 2016. The quantities to be allocated for 2017 and 2018 should be consistent with this utilisation. In order to permit the effective and full utilisation of the anticipated annual quota of exports, it is appropriate to provide for 180 647 pieces yearly, which respects the ability of the existing industry to continue its exports to the Union.
- (10) The CARIFORUM-EU Special Committee on Customs Cooperation and Trade Facilitation should grant derogation for 180 647 pieces of men's or boys' denim trousers, breeches and shorts of HS code ex 6203.42 (CN code 6203 42 31) imported into the Union for a period of 1 year from the date of adoption of this Decision.
- (11) Commission Implementing Regulation (EU) 2015/2447 ⁽¹⁾ lays down rules for the management of tariff quotas. Those rules should be applied to the management of the quantity in respect of which the derogation is granted by this decision.
- (12) In order to allow efficient monitoring of the operation of the derogation, the authorities of the Dominican Republic should communicate regularly to the Commission details of the EUR.1 movement certificates issued,

HAS DECIDED AS FOLLOWS:

Article 1

By way of derogation from Protocol I to the EPA and in accordance with Article 39(2) of that Protocol, men's or boys' denim trousers, breeches or shorts of HS code ex 6203.42 (CN code 6203 42 31) manufactured from non-originating fabric of HS codes 5209.42 and 5513.19 (CN codes 5209 42 00 and 5513 19 00) and cut in the Dominican Republic, sewn outside the territory of the CARIFORUM States and subsequently washed, ironed or pressed, affixed or printed with marks, labels and logos and packed in the Dominican Republic shall be regarded as originating in the Dominican Republic in accordance with the terms set out in Articles 2 to 5 of this Decision.

Article 2

The derogation provided for in Article 1 shall apply for 1 year to the products and the quantities set out in the Annex to this Decision which are declared for release for free circulation into the EU from the Dominican Republic during the period from 7 July 2017 to 6 July 2018.

⁽¹⁾ Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code (OJ L 343, 29.12.2015, p. 558).

Article 3

The quantities set out in the Annex shall be managed in accordance with Articles 49 to 54 of Implementing Regulation (EU) 2015/2447.

Article 4

The customs authorities of the Dominican Republic shall carry out quantitative checks on exports of the products referred to in Article 1.

Before the end of the month following each quarter, the customs authorities of the Dominican Republic shall forward to the European Commission, via the Secretariat of the Special Committee on Customs Cooperation and Trade Facilitation, a statement of the quantities in respect of which movement certificates EUR.1 have been issued pursuant to this Decision and the serial numbers of those certificates.

Article 5

Box 7 of movement certificates EUR.1 issued under this Decision shall contain one of the following indications:

- ‘Derogation — Decision No 1/2017 of the CARIFORUM-EU Special Committee on Customs Cooperation and Trade facilitation of 7 July 2017’;
- ‘Dérogation — Décision n° 1/2017 du Comité spécial de coopération douanière et de facilitation des échanges CARIFORUM-UE du 7 juillet 2017’;
- ‘Excepción — Decisión n° 1/2017 del Comité Especial CARIFORUM-UE de Cooperación Aduanera y Facilitación del Comercio del 7 de julio 2017’.

Article 6

Where the EU has made a finding, on the basis of objective information, of irregularities or fraud or of a repeated failure to respect the obligations laid down in Article 4 of this Decision, the EU may seek to temporarily suspend the derogation referred to in Article 1 in accordance with the procedure provided for in Article 20(4) and (5) of the CARIFORUM-EU EPA.

Article 7

The derogation provided for in Article 1 may be renewed for another year by a Decision of the Committee, should the ratification process by Haiti not be completed by the end of the first year of the derogation, provided that the CARIFORUM State concerned submits, 3 months before the end of that period, proof that it is still unable to meet the conditions of Protocol I.

Article 8

This Decision shall enter into force on 7 July 2017.

Done at Georgetown and Brussels, 7 July 2017.

Percival MARIE
CARIFORUM Representative
on behalf of the CARIFORUM States

Jean-Michel GRAVE
European Commission
on behalf of the European Union

ANNEX

Order No	HS code	CN Code	Description of goods	Period	Quantities (in pieces)
09.1950	Ex 6203.42	6203 42 31	Men's or boys' trousers, breeches and shorts of denim	7.7.2017- 6.7.2018	180 647

