COMMISSION REGULATION (EC) No 936/2005

of 20 June 2005

amending Regulation (EC) No 14/2004 as regards the forecast supply balances for the French overseas departments for cereals, vegetable oils, processed fruit and vegetable products and certain live animals

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1452/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the French overseas departments, amending Directive 72/462/EEC and repealing Regulations (EEC) No 525/77 and (EEC) No 3763/91 (Poseidom) [1], and in particular Articles 3(6) and 6(5) thereof,

Whereas:

(1) Commission Regulation (EC) No 14/2004 of 30 December 2003 establishing the supply balances and Community aid for the supply of certain essential products for human consumption, for processing and as agricultural inputs and for the supply of live animals and eggs to the outermost regions under Council Regulations (EC) No 1452/2001, (EC) No 1453/2001 and (EC) No 1454/2001 [2], establishes forecast supply balances and fixes Community aid.

(2) Current implementation of the annual supply balances for cereals, vegetable oils and processed fruit and vegetable products and for the supply of live animals for the French overseas departments shows that the quantities set for supplies of the above products are below requirements owing to unexpectedly higher demand.

(3) There has been special demand for supplies of tinned tomatoes. The quantities of seed potatoes in the supply balance exceed current implementation. In the case of female buffalo, chicks and eggs, certain characteristics of the products to be supplied should be brought into line with the needs that have become apparent on holdings in the French overseas departments.

(4) The quantities and descriptions of the above products and animals should be brought into line with actual needs in the French overseas departments concerned.

(5) The measures provided for in this Regulation are in accordance with the opinions of the Management Committees concerned,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 14/2004 is hereby amended as follows:

1. parts 1 to 4 of Annex I are replaced by the text in Annex I hereto;

2. parts 1, 2 and 4 of Annex II are replaced by the text in Annex II hereto.

Article 2

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

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

Done at Brussels, 20 June 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

[1] OJ L 198, 21.7.2001, p. 11. Regulation as last amended by Regulation (EC) No 1690/2004 (OJ L 305, 1.10.2004, p. 1).
[2] OJ L 3, 7.1.2004, p. 6. Regulation as last amended by Regulation (EC) No 2138/2004 (OJ L 369, 16.12.2004, p. 24).

ANNEX I

'**Part 1**

Cereals and cereal products intended for human consumption and animal feed; oilseeds, protein crops and dried fodder

Forecast supply balance and Community aid for the supply of Community products per calendar year

Department	Description	CN code	Quantity (tonnes)	Aid (EUR/tonne)		
				I	II	III
Guadeloupe	Common wheat, barley, maize and malt	1001 90, 1003 00, 1005 90 and 1107 10	58 000	—	42	(*)
French Guiana	Common wheat, barley, maize, products intended as animal feed and malt	1001 90, 1003 00, 1005 90, 2309 90 31, 2309 90 41, 2309 90 51, 2309 90 33, 2309 90 43, 2309 90 53 and 1107 10	6 445	—	52	(*)
Martinique	Common wheat, barley, maize, groats and meal of durum wheat, oats and malt	1001 90, 1003 00, 1005 90, 1103 11, 1004 00 and 1107 10	52 000	—	42	(*)
Réunion	Common wheat, barley, maize and malt	1001 90, 1003 00, 1005 90 and 1107 10	188 000	—	48	(*)

(*) The aid is equal to the refund on products falling within the same CN code, granted under Article 7 of Commission Regulation (EC) No 1501/95 (OJ L 147, 30.6.1995, p. 7).

Part 2

Vegetable oils

Forecast supply balance and Community aid for the supply of Community products per calendar year

Description	CN Code	Department	Quantity (tonnes)	Aid (EUR/tonne)		
				I	II	III
Vegetable oils (1)	1507 to 1516 (2)	Martinique	300	—	71	(3)
		Guadeloupe	300	—	71	(3)
		Réunion	11 000		91	(3)
		French Guiana	100		91	(3)
		Total	11 700			

(1) Intended for the processing industry.
(2) Except 1509 and 1510.
(3) The aid is equal to the refund on products falling within the same CN code, granted under Article 3(3) of Regulation No 136/66/EEC.

Part 3

Processed fruit and vegetable products

Forecast supply balance and Community aid for the supply of Community products per calendar year

Description	CN code	Department	Quantity (tonnes)	Aid (EUR/tonne)		
				I	II	III
Fruit purée obtained by cooking, whether or not containing added sugar or other sweetening matter, for processing	ex 2007	All	100	—	395	—
Fruit pulp otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included, for processing	ex 2008	French Guiana		—	586	—
		Guadeloupe	950	—	408	—
		Martinique		—	408	—
		Réunion		—	456	—
Concentrated fruit juices (including grape must), unfermented and not containing added spirit, whether or not containing added sugar or other sweetening matter, for processing	ex 2009	French Guiana	500		727	
		Martinique		—	311	(*)
		Réunion		—	311	
		Guadeloupe		—	311	
Tomatoes prepared or preserved otherwise than by vinegar or acetic acid	2002	All	100	—	91	(*)

(*) The aid is equal to the refund on products falling within the same CN code, granted under Article 16 of Council Regulation (EC) No 2201/96 (OJ L 297, 21.11.1996, p. 29).

Part 4

Seeds

Forecast supply balance and Community aid for the supply of Community products per calendar year

Description	CN Code	Department	Quantity (tonnes)	Aid (EUR/tonne)		
				I	II	III
Seed potatoes	0701 10 00	Réunion	50		94’	

ANNEX II

'Part 1

Bovine animals and equines

Number of animals and aid for supplying animals from the Community per calendar year

Description	CN Code	Department	Quantity	Aid (EUR/animal)
Breeding horses	0101 11 00	All	7	1 100
Live bovine animals:				
— breeding bovine animals (1)	0102 10			
— breeding buffalo	ex 0102 10 90		600	1 100
— bovine animals for fattening (2) (3)	0102 90		200	—

(1) Entry under this subheading is subject to the conditions laid down in the relevant Community provisions.
(2) Only those originating in third countries.
(3) Eligibility for exemption from import duties is subject to:
— a declaration by the importer, made on the arrival of the animals in the French overseas departments, to the effect that they are intended for fattening there for a period of 60 days from their actual date of arrival and are to be consumed there afterwards,
— a written undertaking by the importer, made on the arrival of the animals, to inform the competent authorities, within one month of the animals' arrival, of the holding or holdings where the animals are to be fattened,
— proof to be furnished by the importer that, except in cases of *force majeure*, the animal has been fattened on the holding or holdings indicated in accordance with the second indent, that it has not been slaughtered before the end of the period provided for in the first indent, or that it has been slaughtered for health reasons or has died as a result of illness or accident.

Part 2

Poultry and rabbits

Number of animals and aid for supplying animals from the Community per calendar year

Description	CN Code	Department	Quantity (number of animals or units)	Aid (EUR/animal or unit)
Chicks	ex 0105 11	All	85 240	0,48
Hatching eggs for the production of chicks	ex 0407 00 19		800 000	0,17
Breeding rabbits				
— Domestic breeding rabbits	ex 0106 19 10		800	33'

'Part 4

Sheep and goats

Number of animals and aid for supplying animals from the Community per calendar year

Description	CN Code	Department	Quantity (number of animals)	Aid (EUR/animal)
Breeding sheep and goats:		All		
— male animals	ex 0104 10 and ex 0104 20		30	312
— female animals	ex 0104 10 and ex 0104 20		210	192'