

COMMISSION REGULATION (EC) No 29/2006**of 10 January 2006****amending Regulation (EC) No 2037/2000 of the European Parliament and of the Council with regard to customs codes for bromochloromethane**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2037/2000 of the European Parliament and of the Council of 29 June 2000 on substances that deplete the ozone layer ⁽¹⁾ and in particular Article 6(5) thereof;

Whereas:

- (1) The ozone-depleting substance bromochloromethane (BCM) is listed as a controlled substance in Group IX of Annex I to Regulation (EC) No 2037/2000.
- (2) Following the establishment of customs codes for BCM and mixtures containing BCM, those codes should be added to the table in Annex IV to Regulation (EC) No 2037/2000. In the interest of clarity the Annex should be replaced.

(3) Regulation (EC) No 2037/2000 should therefore be amended accordingly.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 18(1) of Regulation (EC) No 2037/2000,

HAS ADOPTED THIS REGULATION:

Article 1

Annex IV to Regulation (EC) No 2037/2000 is replaced by the text set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the 20th 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, 10 January 2006.

For the Commission

Stavros DIMAS

Member of the Commission

⁽¹⁾ OJ L 244, 29.9.2000, p. 1. Regulation as last amended by Commission Regulation (EC) No 2077/2004 (OJ L 359, 4.12.2004, p. 28).

ANNEX

Annex IV to Regulation (EC) No 2037/2000 is replaced by the following:

‘ANNEX IV

Groups, Combined Nomenclature 2004 (CN 04) codes ⁽¹⁾ and descriptions for the substances referred to in Annexes I and III

Group	CN 04 code	Description
Group I	2903 41 00	Trichlorofluoromethane
	2903 42 00	Dichlorodifluoromethane
	2903 43 00	Trichlorotrifluoroethanes
	2903 44 10	Dichlorotetrafluoroethanes
	2903 44 90	Chloropentafluoroethane
Group II	2903 45 10	Chlorotrifluoromethane
	2903 45 15	Pentachlorofluoroethane
	2903 45 20	Tetrachlorodifluoroethanes
	2903 45 25	Heptachlorofluoropropanes
	2903 45 30	Hexachlorodifluoropropanes
	2903 45 35	Pentachlorotrifluoropropanes
	2903 45 40	Tetrachlorotetrafluoropropanes
	2903 45 45	Trichloropentafluoropropanes
	2903 45 50	Dichlorohexafluoropropanes
	2903 45 55	Chloroheptafluoropropanes
Group III	2903 46 10	Bromochlorodifluoromethane
	2903 46 20	Bromotrifluoromethane
	2903 46 90	Dibromotetrafluoroethanes
Group IV	2903 14 00	Carbon tetrachloride
Group V	2903 19 10	1,1,1-Trichloroethane(methylchloroform)
Group VI	2903 30 33	Bromomethane (methyl bromide)
Group VII	2903 49 30	Hydrobromofluoromethanes, -ethanes or -propanes
Group VIII	2903 49 10	Hydrochlorofluoromethanes, -ethanes or -propanes
Group IX	ex 2903 49 80	Bromochloromethane
	ex 3824 71 00	Mixtures containing one or more substances falling within codes 2903 41 00 to 2903 45 55
	ex 3824 79 00	Mixtures containing one or more substances falling within codes 2903 46 10 to 2903 46 90
	ex 3824 90 99	Mixtures containing one or more substances falling within codes 2903 14 00, 2903 19 10, 2903 30 33, 2903 49 10, 2903 49 30 or 2903 49 80 (only bromochloromethane)

⁽¹⁾ An “ex” before a code implies that other products than those referred to in the column “Description” may fall under that subheading.’