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⁽¹⁾ Text with EEA relevance

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II

*(Information)*INFORMATION FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES
AND AGENCIES

EUROPEAN COMMISSION

Non-opposition to a notified concentration**(Case COMP/M.6017 — APMT/DPW/COSCO/QPGL/QQCT)****(Text with EEA relevance)**

(2010/C 343/01)

On 13 December 2010, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
- in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32010M6017. EUR-Lex is the on-line access to the European law.

Non-opposition to a notified concentration**(Case COMP/M.5970 — CA Immo/Europolis)****(Text with EEA relevance)**

(2010/C 343/02)

On 10 December 2010, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
 - in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32010M5970. EUR-Lex is the on-line access to the European law.
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IV

(Notices)

NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

EUROPEAN COMMISSION

Euro exchange rates ⁽¹⁾

16 December 2010

(2010/C 343/03)

1 euro =

Currency	Exchange rate	Currency	Exchange rate		
USD	US dollar	1,3238	AUD	Australian dollar	1,3373
JPY	Japanese yen	111,28	CAD	Canadian dollar	1,3297
DKK	Danish krone	7,4503	HKD	Hong Kong dollar	10,2939
GBP	Pound sterling	0,84795	NZD	New Zealand dollar	1,7921
SEK	Swedish krona	9,0381	SGD	Singapore dollar	1,7406
CHF	Swiss franc	1,2849	KRW	South Korean won	1 529,58
ISK	Iceland króna		ZAR	South African rand	9,0519
NOK	Norwegian krone	7,8950	CNY	Chinese yuan renminbi	8,8209
BGN	Bulgarian lev	1,9558	HRK	Croatian kuna	7,3905
CZK	Czech koruna	25,155	IDR	Indonesian rupiah	11 964,29
EEK	Estonian kroon	15,6466	MYR	Malaysian ringgit	4,1540
HUF	Hungarian forint	273,70	PHP	Philippine peso	58,473
LTL	Lithuanian litas	3,4528	RUB	Russian rouble	40,6740
LVL	Latvian lats	0,7098	THB	Thai baht	39,863
PLN	Polish zloty	3,9790	BRL	Brazilian real	2,2548
RON	Romanian leu	4,2930	MXN	Mexican peso	16,4469
TRY	Turkish lira	2,0223	INR	Indian rupee	60,0770

⁽¹⁾ Source: reference exchange rate published by the ECB.

Notifications under Article 26(1) of Regulation (EC) No 593/2008 of the European Parliament and of the Council on the law applicable to contractual obligations (Rome I)

(2010/C 343/04)

LIST OF CONVENTIONS

BELGIUM

(no notification received)

BULGARIA

Agreement on the provision of mutual legal assistance in civil, family and criminal matters between the People's Republic of Bulgaria and the Mongolian People's Republic, signed in Sofia on 27 November 1968

Agreement on legal assistance in civil, family and criminal matters between the People's Republic of Bulgaria and the Union of Soviet Socialist Republics, signed in Moscow on 19 February 1975

Agreement on legal assistance in civil, family and criminal matters between the People's Republic of Bulgaria and the Republic of Cuba, signed in Havana on 11 April 1979

Agreement on legal assistance in civil, family and criminal matters between the People's Republic of Bulgaria and the Socialist Republic of Vietnam, signed in Sofia on 3 October 1986

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

CZECH REPUBLIC

Treaty between the Czechoslovak Socialist Republic and the Socialist Federal Republic of Yugoslavia on legal relations in civil, family and criminal cases, Belgrade, 20 January 1964 ⁽¹⁾

Convention on the contract for the international carriage of passengers and luggage by road (CVR), Geneva, 1 March 1973

Treaty between the Czechoslovak Socialist Republic and Mongolia on the provision of legal assistance and legal relations in civil, family and criminal cases, Ulan Bator, 15 October 1976

Treaty between the Czechoslovak Socialist Republic and the Republic of Cuba on mutual assistance in civil, family and criminal cases, Prague, 18 April 1980

Treaty between the Czechoslovak Socialist Republic and the Union of Soviet Socialist Republics on legal assistance and

legal relations in civil, family and criminal cases, Moscow, 12 August 1982 ⁽²⁾

Treaty between the Czechoslovak Socialist Republic and Vietnam on legal assistance in civil and criminal cases, Prague, 12 October 1982

Treaty between the Czech Republic and Ukraine on legal assistance in civil cases, Kiev, 28 May 2001

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

Treaty between the Czech Republic and the Republic of Uzbekistan on legal assistance and legal relations in civil and criminal cases, Tashkent, 18 January 2002

GERMANY

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

ESTONIA

The Republic of Estonia and the Russian Federation Agreement on legal assistance and legal relationship in civil, family and criminal matters, 1993

The Republic of Estonia and the Ukraine Agreement on legal assistance and legal relationship in civil, family and criminal matters, 1995

GREECE

Notification: no conventions referred to in Article 25 of the Regulation to be notified

SPAIN

(no notification received)

FRANCE

The Hague Convention of 15 June 1955 on the law applicable to the international sales of goods

The Hague Convention of 14 March 1978 on the law applicable to intermediary and representation contracts and to the representation

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterway (CMNI)

⁽¹⁾ In respect of the Czech Republic this Treaty is binding for Croatia, Serbia, Bosnia and Herzegovina, Montenegro and the former Yugoslav Republic of Macedonia.

⁽²⁾ In respect of the Czech Republic this treaty is binding for Belarus, Kyrgyzstan, Moldova and Russia.

IRELAND

Notification: no conventions referred to in Article 25 of the Regulation to be notified

ITALY

Notification: no conventions referred to in Article 25 of the Regulation to be notified

CYPRUS

Agreement between the Government of the Republic of Cyprus and the Government of the Republic of Philippines on merchant shipping, signed on 7 September 1984, entered into force on 6 June 1985

Agreement on maritime transport between the Government of the Republic of Cyprus and the Government of the People's Republic of China, signed on 29 August 1990, entered into force on 9 May 1991

Agreement between the Government of the Republic of Cyprus and the Government of the Union of Soviet Socialist Republics on merchant shipping, signed on 12 June 1985, entered into force on 1 November 1985. This Agreement is binding on the Russian Federation as from 19 January 1992

Agreement between the Government of the Republic of Cyprus and the Government of the Democratic Socialist Republic of Sri Lanka on cooperation in the field of merchant shipping, signed on 30 June 2000, entered into force on 2 May 2001

Agreement between the Government of the Republic of Cyprus and the Government of the Democratic and Popular Republic of Algeria on merchant shipping, signed on 11 November 1997, entered into force on 28 February 2003

Agreement between the Government of the Republic of Cyprus and the Government of the Republic of Cuba on merchant shipping, signed on 16 May 2000, entered into force on 25 December 2003

Agreement between the Government of the Republic of Cyprus and the Government of the Syrian Arab Republic on cooperation in the field of merchant shipping, signed on 12 February 2004, entered into force on 11 February 2005

Exchange of Notes constituting an Agreement between the Government of the Republic of Cyprus and the Government of Norway on the right of presence of military and civilian Norwegian personnel and other employees of Norway in the sovereign territory of the Republic of Cyprus, the sailing of vessels in territorial waters and the use of airspace and roads by aircraft and ground vehicles, entered into force on 1 December 2006

Agreement between the Government of the Republic of Cyprus and the Government of the Arab Republic of Egypt on

merchant shipping, signed on 26 November 2006 entered into force on 17 July 2007

Status of Forces Agreement between the Republic of Cyprus and the United Nations in connection with the support, supplementation and enhancement of the United Nations Interim Force in Lebanon, entered into force on 25 February 2008

LATVIA

Geneva Convention of 1 March 1973 on the contract for the international carriage of passengers and luggage by road (CVR)

Agreement of 3 February 1993 between the Republic of Latvia and the Russian Federation on legal assistance and legal relations in civil, family and criminal matters

Agreement of 14 April 1993 between the Republic of Moldova and the Republic of Latvia on legal assistance and legal relations in civil, family and criminal matters

Agreement of 21 February 1994 between the Republic of Latvia and the Republic of Belarus on legal assistance and legal relations in civil, family and criminal matters

Agreement of 23 May 1995 between the Republic of Latvia and Ukraine on legal assistance and legal relations in civil, family, labour and criminal matters

Agreement of 21 November 1995 between the Government of the Republic of Latvia and the Government of Ukraine on employment and social protection of permanent residents of Latvia and Ukraine in the territory of the other contracting party

Agreement of 23 May 1996 between the Republic of Latvia and the Republic of Uzbekistan on legal assistance and legal relations in civil, family, labour and criminal matters

Agreement of 10 April 1997 between the Republic of Latvia and the Kyrgyz Republic on legal assistance and legal relations in civil, family and criminal matters

Agreement of 26 February 1998 between the Republic of Latvia and the Ukraine on cooperation in the field of social security

Agreement of 29 June 2005 between the Republic of Latvia and Canada on social security

Agreement of 25 September 2006 between the Government of the Republic of Latvia and the Government of Canada concerning exchanges of young citizens

LITHUANIA

Agreement between the Republic of Lithuania and the Republic of Belarus on legal assistance and legal relations in civil, family and criminal cases, 11 July 1993

Agreement between the Republic of Lithuania and Ukraine on legal assistance and legal relations in civil, family and criminal cases, 20 November 1994

Agreement between the Republic of Lithuania and the Russian Federation on legal assistance and legal relations in civil, family and criminal cases, 21 January 1995

Agreement between the Republic of Lithuania and the Republic of Moldova on legal assistance and legal relations in civil, family and criminal cases, 18 February 1995

Agreement between the Republic of Lithuania and the Republic of Uzbekistan on legal assistance and legal relations in civil, family and criminal cases, 10 July 1998

Agreement between the Republic of Lithuania and the Republic of Kazakhstan on legal assistance and legal relations in civil, family and criminal cases, 8 April 1999

Agreement between the Republic of Lithuania and the Republic of Azerbaijan on legal assistance and legal relations in civil, family and criminal cases, 22 November 2002

Agreement between the Republic of Lithuania and the Republic of Armenia on legal assistance and legal relations in civil, family and criminal cases, 8 July 2005

LUXEMBOURG

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

HUNGARY

Treaty between the Republic of Hungary and the Socialist Federal Republic of Yugoslavia on mutual legal assistance, signed in Belgrade on 7 March 1968, as amended and supplemented by the Treaty of 1986

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

MALTA

Notification: no conventions referred to in Article 25 of the Regulation to be notified

NETHERLANDS

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

AUSTRIA

Agreement between the Republic of Austria and the Argentine Republic concerning compensation for industrial accidents, 22 March 1926

POLAND

Agreement between the People's Republic of Poland and the Federal People's Republic of Yugoslavia on legal relationships in civil and criminal matters, signed in Warsaw on 6 February 1960

Agreement between the People's Republic of Poland and the Republic of Cuba on legal aid in civil, family and criminal matters, signed in Havana on 18 November 1982

Agreement between the People's Republic of Poland and the Democratic People's Republic of Korea on legal aid in civil, family and criminal matters, signed in Pyongyang on 28 September 1986

Agreement between the Republic of Poland and the Socialist Republic of Vietnam on legal aid and legal relationships in civil, family and criminal matters, done at Warsaw on 22 March 1993

Agreement between the Republic of Poland and Ukraine on legal aid and legal relationships in civil and criminal matters, done at Kiev on 24 May 1993

Agreement between the Republic of Poland and the Republic of Belarus on legal aid and legal relationships in civil, family, labour and criminal matters, done at Minsk on 26 October 1994

Agreement between the Republic of Poland and the Russian Federation on legal aid and legal relationships in civil and criminal matters, done at Warsaw on 16 September 1996

PORTUGAL

Convention on the law applicable to agency, concluded at The Hague, 14 March 1978

ROMANIA

International Convention concerning the carriage of goods by rail (CIM), Bern, 25 February 1961

International Convention concerning the carriage of passengers and luggage by rail (CIV), Bern, 25 February 1961

Protocol A to the CIM and CIV of 1961, signed in Bern on 26 February 1966

Additional Convention to the International Convention concerning the carriage of passengers and luggage by rail (CIV) of 25 February 1961 relating to the liability of the railway for death of and personal injury to passengers, Bern, 26 February 1966

Additional Protocol to the International Convention concerning the carriage of goods by rail (CIM) and the carriage of passengers and luggage by rail (CIV), signed at Berne on 7 February 1970

Protocol 2 drawn up by the Diplomatic Conference convened with a view to bringing into force the International Conventions concerning the carriage of goods by rail (CIM) and the carriage of passengers and luggage by rail (CIV) of 7 February 1970 concerning the extension of the period of validity of the Additional Convention to the CIV of 1961 relating to the liability of the railway for death of and personal injury to passengers, signed on 26 February 1966, Berne, 9 November 1973

Agreement between the Government of Romania and the Government of Hungary on cross-border railway traffic, Budapest, 12 March 1997

Convention on the Grant of European Patents (European Patent Convention), Munich, 5 October 1973, as well as the Act revising the Convention on the Grant of European Patents (European Patent Convention), adopted in Munich on 29 November 2000

Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo on the establishment of a European Common Aviation Area (ECAA), Luxembourg, 9 June 2006

SLOVENIA

Notification: no conventions referred to in Article 25 of the Regulation to be notified

SLOVAKIA

Treaty between the Czechoslovak Socialist Republic and the Socialist Federal Republic of Yugoslavia governing legal relations in civil, family and criminal matters, Belgrade, 20 January 1964 ⁽¹⁾

Treaty between the Czechoslovak Socialist Republic and the Mongolian People's Republic on mutual legal assistance and legal relations in civil, family and criminal matters, Ulan Bator, 15 October 1976

Treaty between the Czechoslovak Socialist Republic and the Republic of Cuba on mutual legal assistance in civil, family and criminal matters, Prague, 18 April 1980

Treaty between the Czechoslovak Socialist Republic and the Union of Soviet Socialist Republics on mutual legal assistance and legal relations in civil, family and criminal matters, Moscow, 12 August 1982 ⁽²⁾

Treaty between the Czechoslovak Socialist Republic and Vietnam on legal assistance in civil and criminal matters, Prague, 12 October 1982

Budapest Convention of 22 June 2001 on the contract for the carriage of goods by inland waterways (CMNI)

FINLAND

The Hague Convention of 15 June 1955 on the law applicable to the international sales of goods

SWEDEN

The Hague Convention of 15 June 1955 on the law applicable to the international sales of goods

UNITED KINGDOM

Notification: no conventions referred to in Article 25 of the Regulation to be notified

⁽¹⁾ This Treaty is still in force with Serbia, Montenegro, Bosnia and Herzegovina and the former Yugoslav Republic of Macedonia (FYROM).

⁽²⁾ This Treaty is still in force with Russia, Armenia, Azerbaijan, Belarus, Kazakhstan, Moldova, Tajikistan, Turkmenistan, Ukraine and Uzbekistan.

Notifications under Article 29(1) of Regulation (EC) No 864/2007 on the law applicable to non-contractual obligations (Rome II)

(2010/C 343/05)

LIST OF CONVENTIONS

BELGIUM

(no notification received)

BULGARIA

Agreement on legal assistance in civil, family and criminal matters between the People's Republic of Bulgaria and the Socialist Republic of Vietnam, signed in Sofia on 3 October 1986

CZECH REPUBLIC

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

Treaty between the Czechoslovak Socialist Republic and the Swiss Confederation on the protection of indications of source, appellations of origin and other geographic names, Berne, 16 November 1973

Treaty between the Czechoslovak Socialist Republic and Mongolia on the provision of legal assistance and legal relations in civil, family and criminal cases, Ulan Bator, 15 October 1976

Treaty between the Czechoslovak Socialist Republic and the Republic of Cuba on mutual assistance in civil, family and criminal cases, Prague, 18 April 1980

Treaty between the Czechoslovak Socialist Republic and the Union of Soviet Socialist Republics on legal assistance and legal relations in civil, family and criminal cases, Moscow, 12 August 1982⁽¹⁾

Treaty between the Czechoslovak Socialist Republic and Vietnam on legal assistance in civil and criminal cases, Prague, 12 October 1982

Treaty between the Czech Republic and Ukraine on legal assistance in civil cases, Kiev, 28 May 2001

Treaty between the Czech Republic and the Republic of Uzbekistan on legal assistance and legal relations in civil and criminal cases, Tashkent, 18 January 2002

GERMANY

Convention of 29 May 1933 for the unification of certain rules relating to the precautionary attachment of aircraft

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Treaty of 7 March 1967 between the Federal Republic of Germany and the Swiss Confederation on the protection of indications of source and other geographical designations

Convention of 24 September 1968 between the Federal Republic of Germany and the European Space Research Organisation (ESRO) on the European Space Operations Centre

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

Treaty of 25 April 1977 between the Swiss Confederation and the Federal Republic of Germany relating to the road between Lörrach and Weil am Rhein on Swiss territory

International Convention on Salvage, London, 28 April 1989

Convention of 23 August 1990 between the Government of the Federal Republic of Germany and the European Space Agency relating to the European Astronaut Centre

ESTONIA

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

International Convention on salvage, London, 28 April 1989

The Republic of Estonia and the Russian Federation Agreement on legal assistance and legal relationship in civil, family and criminal matters, 1993

The Republic of Estonia and the Ukraine Agreement on legal assistance and legal relationship in civil, family and criminal matters, 1995

GREECE

International Convention on Salvage, London, 28 April 1989

SPAIN

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

The Hague Convention of 2 October 1973 on law applicable to product liability

FRANCE

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

⁽¹⁾ In respect of the Czech Republic this Treaty is binding for Belarus, Kyrgyzstan, Moldova and Russia.

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

The Hague Convention of 2 October 1973 on law applicable to product liability

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

IRELAND

Convention for the unification of certain rules of law relating to assistance and salvage at sea and Protocol of Signature, Brussels, 23 September 1910

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

International Convention on salvage, London, 28 April 1989

ITALY

Notification: no conventions referred to in Article 28(1) of the Regulation to be notified

CYPRUS

Convention for the unification of certain rules of law relating to assistance and salvage at sea and Protocol of Signature, Brussels, 23 September 1910

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

Convention on the law applicable to trusts and on their recognition, The Hague, 1 July 1985

Agreement between the Government of the Republic of Cyprus and the Government of the United States of America on cooperation to suppress the proliferation of weapons of mass destruction, their delivery systems, and related materials by sea of 25 July 2005

LATVIA

Treaty of friendship, commerce, and consular rights of 20 April 1928 between Latvia and the United States of America

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

The Hague Convention of 4 May 1971 on the law applicable to traffic accidents

Convention on the grant of European patents (European Patent Convention), 5 October 1973

International Convention on salvage of 28 April 1989 (SALVAGE)

Agreement of 3 February 1993 between the Republic of Latvia and the Russian Federation on legal assistance and legal relations in civil, family and criminal matters

Agreement of 14 April 1993 between the Republic of Moldova and the Republic of Latvia on legal assistance and legal relations in civil, family and criminal matters

Agreement of 2 June 1993 between the Government of the Republic of Latvia and the Government of the Russian Federation on regulation of the resettlement process and protection of the rights of the resettled

Agreement of 21 February 1994 between the Republic of Latvia and the Republic of Belarus on legal assistance and legal relations in civil, family and criminal matters

Agreement of 23 May 1995 between the Republic of Latvia and Ukraine on legal assistance and legal relations in civil, family, labour and criminal matters

Agreement of 21 November 1995 between the Government of the Republic of Latvia and the Government of Ukraine on employment and social protection of permanent residents of Latvia and Ukraine in the territory of the other Contracting Party

Agreement of 23 May 1996 between the Republic of Latvia and the Republic of Uzbekistan on legal assistance and legal relations in civil, family, labour and criminal matters

Agreement of 10 April 1997 between the Republic of Latvia and the Kyrgyz Republic on legal assistance and legal relations in civil, family and criminal matters

Agreement of 26 February 1998 between the Republic of Latvia and the Ukraine on cooperation in the field of social security

Agreement of 29 June 2005 between the Republic of Latvia and Canada on social security

LITHUANIA

The Hague Convention on the law applicable to traffic accidents, 1971

Convention on the grant of European patents (European Patents Convention), Munich, 1973

International Convention on salvage, London, 1989

Agreement between the Republic of Lithuania and the Republic of Belarus on legal assistance and legal relations in civil, family and criminal cases, 11 July 1993

Agreement between the Republic of Lithuania and Ukraine on legal assistance and legal relations in civil, family and criminal cases, 20 November 1994

Agreement between the Republic of Lithuania and the Russian Federation on legal assistance and legal relations in civil, family and criminal cases, 21 January 1995

Agreement between the Republic of Lithuania and the Republic of Moldova on legal assistance and legal relations in civil, family and criminal cases, 18 February 1995

Agreement between the Republic of Lithuania and the Republic of Kazakhstan on legal assistance and legal relations in civil, family and criminal cases, 27 April 1995

Agreement between the Republic of Lithuania and the Republic of Uzbekistan on legal assistance and legal relations in civil, family and criminal cases, 10 July 1998

Convention on the grant of European patents (European Patents Convention), Munich, 2000

Agreement between the Republic of Lithuania and the Republic of Azerbaijan on legal assistance and legal relations in civil, family and criminal cases, 22 November 2002

Agreement between the Republic of Lithuania and the Republic of Armenia on legal assistance and legal relations in civil, family and criminal cases, 8 July 2005

LUXEMBOURG

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

The Hague Convention of 2 October 1973 on law applicable to product liability

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

HUNGARY

Convention of 29 May 1933 for the unification of certain rules relating to the precautionary attachment of aircraft

Agreement between the People's Republic of Hungary and the Socialist Federal Republic of Yugoslavia on mutual assistance, signed in Belgrade on 7 March 1968

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

Agreement between the People's Republic of Hungary and the Socialist Republic of Vietnam on legal assistance in civil, family and criminal matters, signed in Hanoi on 18 January 1985

Agreement between the Government of the Republic of Hungary and the Government of Ukraine on cross-border rail traffic, signed in Kiev on 19 May 1995

Agreement between the Republic of Hungary and Ukraine on the state border and cooperation and mutual assistance on border issues, signed in Kiev on 19 May 1995

MALTA

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

THE NETHERLANDS

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

The Hague Convention of 2 October 1973 on the law applicable to products liability

AUSTRIA

Convention for the unification of certain rules of law respecting assistance and salvage at sea, signed in Brussels on 23 September 1910

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

POLAND

Agreement between the People's Republic of Poland and the Federal People's Republic of Yugoslavia on legal relationships in civil and criminal matters, signed in Warsaw on 6 February 1960 (Journal of Laws No 27, 28.6.1963, item 162)

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

Agreement between the People's Republic of Poland and the Democratic People's Republic of Korea on legal aid in civil, family and criminal matters, signed in Pyongyang on 28 September 1986 (Journal of Laws No 24, 18.8.1987, item 135)

Agreement between the Republic of Poland and the Socialist Republic of Vietnam on legal aid and legal relationships in civil, family and criminal matters, done at Warsaw on 22 March 1993 (Journal of Laws No 55, 29.5.1995, item 289)

Agreement between the Republic of Poland and Ukraine on legal aid and legal relationships in civil and criminal matters, done at Kiev on 24 May 1993 (Journal of Laws No 96, 14.9.1994, item 465)

Agreement between the Republic of Poland and the Republic of Belarus on legal aid and legal relationships in civil, family, labour and criminal matters, done at Minsk on 26 October 1994 (Journal of Laws No 128, 15.11.1995, item 619)

Agreement between the Republic of Poland and the Russian Federation on legal aid and legal relationships in civil and criminal matters, done at Warsaw on 16 September 1996 (Journal of Laws No 83, 24.6.2002, item 750)

PORTUGAL

Convention for the unification of certain rules of law respecting assistance and salvage at sea, signed in Brussels, 23 September 1910

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Convention on the law applicable to agency, concluded at The Hague, 14 March 1978

ROMANIA

Convention for the unification of certain rules of law relating to assistance and salvage at sea and Protocol of Signature, Brussels, 23 September 1910

Right of Association (Agriculture) Convention (No 11), Geneva, 12 November 1921

Convention for the unification of certain rules relating to damage caused by aircraft to third parties on the surface, Rome, 29 May 1933

Convention of 29 May 1933 for the unification of certain rules relating to the precautionary attachment of aircraft

Convention on international civil aviation, Chicago, 7 December 1944

Convention on the international recognition of rights in aircraft, Geneva, 19 June 1948

Freedom of Association and Protection of the Right to Organise Convention (No 87), San Francisco, 9 July 1948

Right to Organise and Collective Bargaining Convention (No 98), Geneva, 1 July 1949

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Eurocontrol International Convention relating to co-operation for the safety of air navigation, Brussels, 13 December 1960

Convention on offences and certain other acts committed on board aircraft, Tokyo, 14 September 1963

Convention for the suppression of unlawful seizure of aircraft, The Hague, 16 December 1970

Workers' Representatives Convention (No 135), Geneva, 23 June 1971 with Workers' Representatives Recommendation (No 143), Geneva, 23 June 1971

Convention for the suppression of unlawful acts against the safety of civil aviation, Montreal, 23 September 1971

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

Convention on limitation of liability for maritime claims (LLMC), London, 19 November 1976

Agreement on trade in civil aircraft, Geneva, 12 April 1979

Multilateral Agreement relating to route charges, Brussels, 12 February 1981

Collective Bargaining Convention (No 154), Geneva, 19 June 1981 with Collective Bargaining Recommendation (No 163), Geneva, 19 June 1981

Protocol for the suppression of unlawful acts of violence at airports serving international civil aviation, Supplementary to the Convention for the suppression of unlawful acts against the safety of civil aviation, Montreal, 24 February 1988

International Convention on salvage, London, 28 April 1989

Convention on the marking of plastic explosives for the purpose of detection, Montreal, 1 March 1991

Protocol amending the Convention on limitation of liability for maritime claims of 19 November 1976, London, 2 May 1996

Agreement between Romania and Moldova on legal assistance in civil and criminal matters, Chişinău, 6 July 1996

Agreement between the Government of Romania and the Government of Hungary on cross-border railway traffic, Budapest, 12 March 1997

Convention on the grant of European patents (European Patent Convention), Munich, 29 November 2000

Agreement between Romania and Ukraine on legal assistance and legal relations in civil matters, Bucharest, 30 January 2002

SLOVENIA

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

The Hague Convention of 2 October 1973 on the law applicable to products liability

SLOVAKIA

Convention on the law applicable to traffic accidents, The Hague, 4 May 1971

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

Treaty between the Czechoslovak Socialist Republic and the Swiss Confederation on the protection of indications of source, appellations of origin and other geographic names, Berne, 16 November 1973

Treaty between the Czechoslovak Socialist Republic and the Mongolian People's Democratic Republic on mutual legal assistance and legal relations in civil, family and criminal matters, Ulaanbaatar, 15 October 1976

Treaty between the Czechoslovak Socialist Republic and the Republic of Cuba on mutual legal assistance in civil, family and criminal matters, Prague, 18 April 1980

Treaty between the Czechoslovak Socialist Republic and the Union of Soviet Socialist Republics on mutual legal assistance and legal relations in civil, family and criminal matters, Moscow, 12 August 1982 ⁽¹⁾

Treaty between the Czechoslovak Socialist Republic and Vietnam on legal assistance in civil and criminal matters, Prague, 12 October 1982

FINLAND

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

The Hague Convention of 2 October 1973 on the law applicable to products liability

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

Nordic Convention on protection of environment, Stockholm, 19 February 1974

International Convention on salvage, London, 28 April 1989

SWEDEN

Nordic Convention on protection of environment, Stockholm, 19 February 1974

UNITED KINGDOM

International Convention for the unification of certain rules relating to the arrest of sea-going ships, 10 May 1952

Convention on the grant of European patents (European Patent Convention), Munich, 5 October 1973

The Hague Convention on the law applicable to trusts and their recognition, 1985

International Convention on salvage, London, 28 April 1989

⁽¹⁾ This Treaty is still in force with Russia, Armenia, Azerbaijan, Belarus, Kazakhstan, Moldova, Tajikistan, Turkmenistan, Ukraine and Uzbekistan.

EUROPEAN OMBUDSMAN

Special report to the European Parliament made in accordance with Article 3(7) of the Statute of the European Ombudsman ⁽¹⁾

(2010/C 343/06)

The European Ombudsman addressed one special report to the European Parliament in 2010:

Special report of 24 February 2010 following the draft recommendation to the European Commission in complaint 676/2008/RT.

The text of the special report is available on the European Ombudsman's website at: <http://www.ombudsman.europa.eu>

Paper copies can be requested free of charge from the European Ombudsman's office:

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E-mail: eo@ombudsman.europa.eu

⁽¹⁾ Decision 94/262 of 9 March 1994 of the European Parliament on the Regulations and General Conditions Governing the Performance of the Ombudsman's Duties, OJ L 113, 4.5.1994, p. 15.

Annual Report 2009

(2010/C 343/07)

The European Ombudsman has presented his Annual Report for the year 2009 to the European Parliament.

The Annual Report as well as a shorter version are available on the European Ombudsman's website in all 23 official languages at:

<http://www.ombudsman.europa.eu>

Paper copies of these publications can be requested free of charge from the European Ombudsman's office:

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NOTICES FROM MEMBER STATES

Information communicated by Member States regarding closure of fisheries

(2010/C 343/08)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	17.3.2010
Duration	17.3.2010-31.12.2010
Member State	France
Stock or Group of stocks	DGS/15X14
Species	Spurdog/dogfish (<i>Squalus acanthias</i>)
Zone	EU and international waters of I, V, VI, VII, VIII, XII and XIV
Type(s) of fishing vessels	—
Reference number	4134

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

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⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/09)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	19.4.2010
Duration	19.4.2010-31.12.2010
Member State	Portugal
Stock or Group of stocks	COD/1N2AB.
Species	Cod (<i>Gadus morhua</i>)
Zone	Norwegian waters of I and II
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/10)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	7.5.2010
Duration	7.5.2010-31.12.2010
Member State	Portugal
Stock or Group of stocks	DWS/10-
Species	Deep-sea sharks
Zone	Community waters and waters not under the sovereignty or jurisdiction of third countries of X
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/11)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	7.5.2010
Duration	7.5.2010-31.12.2010
Member State	Portugal
Stock or Group of stocks	COD/1/2B.
Species	Cod (<i>Gadus morhua</i>)
Zone	International waters of I and IIb
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/12)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	7.6.2010
Duration	7.6.2010-31.12.2010
Member State	Sweden
Stock or Group of stocks	SOL/3A/BCD
Species	Common sole (<i>Solea solea</i>)
Zone	IIIa; EU waters of IIIb, IIIc and IIId
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/13)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	19.4.2010
Duration	19.4.2010-31.12.2010
Member State	Portugal
Stock or Group of stocks	HAD/1N2AB.
Species	Haddock (<i>Melanogrammus aeglefinus</i>)
Zone	Norwegian waters of I and II
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/14)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	19.4.2010
Duration	19.4.2010-31.12.2010
Member State	Portugal
Stock or Group of stocks	POK/1N2AB.
Species	Saithe (<i>Pollachius virens</i>)
Zone	Norwegian waters of I and II
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/15)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	17.3.2010
Duration	17.3.2010-31.12.2010
Member State	France
Stock or Group of stocks	DWS/56789-
Species	Deep-sea sharks
Zone	Community waters and waters not under the sovereignty or jurisdiction of third countries of V, VI, VII, VIII and IX
Type(s) of fishing vessels	—
Reference number	4134

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/16)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	22.2.2010
Duration	22.2.2010-31.12.2010
Member State	The Netherlands
Stock or Group of stocks	COD/7XAD34
Species	Cod (<i>Gadus morhua</i>)
Zone	VIIb, VIIc, VIIe-k, VIII, IX and X; EU waters of CECAF 34.1.1
Type(s) of fishing vessels	—
Reference number	—

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

Information communicated by Member States regarding closure of fisheries

(2010/C 343/17)

In accordance with Article 35(3) of 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⁾, a decision has been taken to close the fishery as set down in the following table:

Date and time of closure	2.11.2010
Duration	2.11.2010-31.12.2010
Member State	Spain
Stock or Group of stocks	MAC/8C3411
Species	Mackerel (<i>Scomber scombrus</i>)
Zone	VIIIc, IX and X; EU waters of CECAF 34.1.1
Type(s) of fishing vessels	—
Reference number	834235

Web link to the decision of the Member State:

http://ec.europa.eu/fisheries/cfp/fishing_rules/tacs/index_en.htm

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF THE COMMON
COMMERCIAL POLICY

EUROPEAN COMMISSION

Notice of initiation of an anti-dumping proceeding concerning imports of certain graphite electrode systems originating in the People's Republic of China

(2010/C 343/18)

The European Commission ('the Commission') has received a complaint pursuant to Article 5 of Council Regulation (EC) No 1225/2009 of 30 November 2009 on protection against dumped imports from countries not members of the European Community ⁽¹⁾ ('the basic Regulation'), alleging that imports of certain graphite electrode systems, originating in the People's Republic of China, are being dumped and are thereby causing material injury to the Union industry.

1. Complaint

The complaint was lodged on 5 November 2010 by the European Carbon and Graphite Association ('the complainant') on behalf of producers representing a major proportion, in this case more than 50 % of the total Union production of certain graphite electrode systems.

2. Product under investigation

The product subject to this investigation is graphite electrodes of a kind used for electric furnaces, with an apparent density of 1,5 g/cm³ or more and an electrical resistance of 7 µΩ.m or less currently falling within CN code ex 8545 11 00 and nipples used for such electrodes currently falling within CN code ex 8545 90 90 ('the product under investigation').

3. Allegation of dumping ⁽²⁾

The product allegedly being dumped is the product under investigation, originating in the People's Republic of China ('the

country concerned'), currently falling within CN code ex 8545 11 00 and ex 8545 90 90. These CN codes are given for information only.

Since, in view of the provisions of Article 2(7) of the basic Regulation, the People's Republic of China is considered to be a non-market economy country, the complainant established normal value for the imports from the People's Republic of China on the basis of the price in a market economy third country, namely Mexico. The allegation of dumping is based on a comparison of the normal value thus established with the export prices (at ex-works level) of the product under investigation when sold for export to the Union.

On this basis the dumping margins calculated are significant for the exporting country concerned.

4. Allegation of injury

The complainant has provided evidence that imports of the product under investigation from the country concerned have increased in terms of market share.

The *prima facie* evidence provided by the complainant shows that the volume and the prices of the imported product under investigation have, among other consequences, had a negative impact on the quantities sold, the level of prices charged and the market share held by the Union industry, resulting in substantial adverse effects on the overall performance of the Union industry.

5. Procedure

Having determined, after consulting the Advisory Committee, that the complaint has been lodged by or on behalf of the Union industry and that there is sufficient evidence to justify the initiation of a proceeding, the Commission hereby initiates an investigation pursuant to Article 5 of the basic Regulation.

⁽¹⁾ OJ L 343, 22.12.2009, p. 51.

⁽²⁾ Dumping is the practice of selling a product for export ('the product concerned') at a price below its 'normal value'. The normal value is usually taken to be a comparable price for the 'like' product on the domestic market of the exporting country. The term 'like product' is interpreted to mean a product which is alike in all respects to the product concerned or, in the absence of such a product, a product which closely resembles the product.

The investigation will determine whether the product under investigation originating in the country concerned is being dumped and whether this dumping has caused injury to the Union industry. If the conclusions are affirmative, the investigation will examine whether the imposition of measures would not be against the Union interest.

5.1. Procedure for the determination of dumping

Exporting producers⁽³⁾ of the product under investigation from the country concerned are invited to participate in the Commission investigation.

5.1.1. Investigating exporting producers

(a) Sampling

In view of the potentially large number of exporting producers in the country concerned involved in this proceeding and in order to complete the investigation within the statutory time limits, the Commission may limit the exporting producers to be investigated to a reasonable number by selecting a sample (this process is also referred to as 'sampling'). The sampling will be carried out in accordance with Article 17 of the basic Regulation.

In order to enable the Commission to decide whether sampling is necessary, and if so, to select a sample, all exporting producers, or representatives acting on their behalf, are hereby requested to make themselves known to the Commission. These parties have to do so within 15 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified, by providing the Commission with the following information on their company or companies:

- name, address, e-mail address, telephone and fax numbers and contact person,
- the turnover in local currency and the volume in tonnes of the product under investigation sold for export to the Union during the investigation period ('IP') 1 October 2009 to 30 September 2010 for each of the 27 Member States⁽⁴⁾ separately and in total,
- the turnover in local currency and the volume in tonnes of the product under investigation sold on the domestic market during the period 1 October 2009 to 30 September 2010,
- the precise activities of the company worldwide with regard to the product under investigation,

⁽³⁾ An exporting producer is any company in the country concerned which produces and exports the product under investigation to the Union market, either directly or via third party, including any of its related companies involved in the production, domestic sales or exports of the product concerned. Non-producing exporters are normally not entitled to an individual duty rate.

⁽⁴⁾ The 27 Member States of the European Union are: Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, and the United Kingdom.

- the names and the precise activities of all related companies⁽⁵⁾ involved in the production and/or sales (export and/or domestic) of the product under investigation,

- any other relevant information that would assist the Commission in the selection of the sample.

The exporting producers should also indicate whether, in the event that they are not selected to be in the sample, they would like to receive a questionnaire and other claim forms in order to fill these in and thus claim an individual dumping margin in accordance with Section (b) below.

By providing the above information, the company agrees to its possible inclusion in the sample. If the company is selected to be part of the sample, this will imply completing a questionnaire and accepting a visit at its premises in order to verify its response ('on-spot verification'). If the company indicates that it does not agree to its possible inclusion in the sample, it will be deemed not to have cooperated in the investigation. The Commission's findings for non-cooperating exporting producers are based on facts available and the result may be less favourable to that party than if it had cooperated.

In order to obtain the information it deems necessary for the selection of the sample of exporting producers, the Commission will also contact the authorities of the country concerned and may contact any known associations of exporting producers.

All interested parties wishing to submit any other relevant information regarding the selection of the sample, excluding the information requested above, must do so within 21 days of the publication of this notice in the *Official Journal of the European Union*, unless otherwise specified.

If a sample is necessary, the exporting producers may be selected based on the largest representative volume of exports to the Union which can reasonably be investigated within the time available. All known exporting producers,

⁽⁵⁾ In accordance with Article 143 of Commission Regulation (EEC) No 2454/93 concerning the implementation of the Community Customs Code, persons shall be deemed to be related only if: (a) they are officers or directors of one another's businesses; (b) they are legally recognised partners in business; (c) they are employer and employee; (d) any person directly or indirectly owns, controls or holds 5 % or more of the outstanding voting stock or shares of both of them; (e) one of them directly or indirectly controls the other; (f) both of them are directly or indirectly controlled by a third person; (g) together they directly or indirectly control a third person; or (h) they are members of the same family. Persons shall be deemed to be members of the same family only if they stand in any of the following relationships to one another: (i) husband and wife; (ii) parent and child; (iii) brother and sister (whether by whole or half blood); (iv) grandparent and grandchild; (v) uncle or aunt and nephew or niece; (vi) parent-in-law and son-in-law; or daughter-in-law; (vii) brother-in-law and sister-in-law (OJ L 253, 11.10.1993, p. 1). In this context 'person' means any natural or legal person.

the authorities of the country concerned and associations of exporting producers will be notified by the Commission, via the authorities of the country concerned if appropriate, of the companies selected to be in the sample.

All exporting producers selected to be in the sample will have to submit a completed questionnaire within 37 days from the date of notification of the sample selection, unless otherwise specified.

Companies that had agreed to their possible inclusion in the sample but were not selected to be in the sample shall be considered to be cooperating ('non-sampled cooperating exporting producers'). Without prejudice to Section (b) below, the anti-dumping duty that may be applied to imports from the non-sampled cooperating exporting producers will not exceed the weighted average margin of dumping established for the exporting producers in the sample pursuant to Article 9(6) of the basic Regulation.

(b) Individual dumping margin for companies not included in the sample

Non-sampled cooperating exporting producers may request, pursuant to Article 17(3) of the basic Regulation, that the Commission establish their individual dumping margins ('individual dumping margin'). The exporting producers wishing to claim an individual dumping margin must request a questionnaire and other claim forms in accordance with Section (a) above and return them duly completed within the deadlines specified below. The completed questionnaire reply must be submitted within 37 days of the date of the notification of the sample selection, unless otherwise specified. It must be underlined that, in order for the Commission to be able to establish individual dumping margins for those exporting producers in the non-market economy country, it must be proven that they fulfil the criteria for being granted market economy treatment ('MET') or at least individual treatment ('IT') as specified in Section 5.1.2.2 below.

However, exporting producers claiming an individual dumping margin should be aware that the Commission may nonetheless decide not to determine their individual dumping margin if, for instance, the number of exporting producers is so large that such determination would be unduly burdensome and would prevent the timely completion of the investigation.

5.1.2. Procedure with regard to exporting producers in the non-market economy country concerned

5.1.2.1. Selection of a market economy country

Subject to the provisions of Section 5.1.2.2 below, in accordance with Article 2(7)(a) of the basic Regulation, in the case of imports from the People's Republic of China normal value shall be determined on the basis of the price or constructed value in a market economy third country. For this purpose the Commission shall select an appropriate

market economy third country. The Commission has provisionally chosen Mexico. Interested parties are hereby invited to comment on the appropriateness of this choice within 10 days of the date of publication of this notice in the *Official Journal of the European Union*.

5.1.2.2. Treatment of exporting producers in the non-market economy country concerned

In accordance with Article 2(7)(b) of the basic Regulation, individual exporting producers in the country concerned, which consider that market economy conditions prevail for them in respect of the manufacture and sale of the product under investigation, may submit a properly substantiated claim to this effect ('MET claim'). Market economy treatment ('MET') will be granted if the assessment of the MET claim shows that criteria laid down in Article 2(7)(c) of the basic Regulation⁽⁶⁾ are fulfilled. The dumping margin of the exporting producers granted MET will be calculated, to the extent possible and without prejudice to the use of facts available pursuant to Article 18 of the basic Regulation, by using their own normal value and export prices in accordance with Article 2(7)(b) of the basic Regulation.

Individual exporting producers in the country concerned may also, or as an alternative, claim individual treatment ('IT'). To be granted IT these exporting producers must provide evidence that they fulfil the criteria set out in Article 9(5) of the basic Regulation⁽⁷⁾. The dumping margin of the exporting producers granted IT will be calculated on the basis of their own export prices. The normal value for exporting producers granted IT will be based on the values established for the market economy third country selected as outlined above.

(a) Market economy treatment (MET)

The Commission will send MET claim forms to all the exporting producers in the country concerned selected to be in the sample and to non-sampled cooperating exporting producers that wish to apply for an individual dumping margin, to any known association of exporting producers, as well as to the authorities of the country concerned.

- ⁽⁶⁾ The exporting producers have to demonstrate in particular that: (i) business decisions and costs are made in response to market conditions and without significant State interference; (ii) firms have one clear set of basic accounting records which are independently audited in line with international accounting standards and are applied for all purposes; (iii) there are no significant distortions carried over from the former non-market economy system; (iv) bankruptcy and property laws guarantee legal certainty and stability; and (v) exchange rate conversions are carried out at market rates.
- ⁽⁷⁾ The exporting producers have to demonstrate in particular that: (i) in the case of wholly or partly foreign owned firms or joint ventures, exporters are free to repatriate capital and profits; (ii) export prices and quantities and conditions and terms of sale are freely determined; (iii) the majority of the shares belong to private persons. State officials appearing on the Board of Directors or holding key management positions shall either be in a minority or it must be demonstrated that the company is nonetheless sufficiently independent from State interference; (iv) exchange rate conversions are carried out at the market rate; and (v) State interference is not such as to permit circumvention of measures if individual exporters are given different rates of duty.

All exporting producers claiming MET should submit a completed MET claim form within 15 days of the date of the notification of the sample selection or of the decision not to select a sample, unless otherwise specified.

(b) Individual treatment (IT)

To apply for IT, exporting producers in the country concerned selected to be in the sample and non-sampled cooperating exporting producers that wish to apply for an individual dumping margin should submit the MET claim form with the sections relevant for IT duly completed within 15 days of the date of the notification of sample selection, unless otherwise specified.

5.1.3. Investigating unrelated importers ⁽⁸⁾ ⁽⁹⁾

In view of the potentially large number of unrelated importers involved in this proceeding and in order to complete the investigation within the statutory time limits, the Commission may limit to a reasonable number the unrelated importers that will be investigated by selecting a sample (this process is also referred to as 'sampling'). The sampling will be carried out in accordance with Article 17 of the basic Regulation.

In order to enable the Commission to decide whether sampling is necessary and, if so, to select a sample, all unrelated importers, or representatives acting on their behalf, are hereby requested to make themselves known to the Commission. These parties should do so within 15 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified, by providing the Commission with the following information on their company or companies:

- name, address, e-mail address, telephone and fax numbers and contact person,
- the precise activities of the company with regard to the product under investigation,
- the volume in tonnes and value in euro of imports into and resales made on the Union market during the period 1 October 2009 to 30 September 2010 of the imported product under investigation originating in the country concerned,
- the names and the precise activities of all related companies ⁽¹⁰⁾ involved in the production and/or sales of the product under investigation,
- any other relevant information that would assist the Commission in the selection of the sample.

⁽⁸⁾ Only importers not related to exporting producers can be sampled. Importers that are related to exporting producers have to fill in Annex 1 to the questionnaire for these exporting producers. For the definition of a related party see footnote 5.

⁽⁹⁾ The data provided by unrelated importers may also be used in relation to aspects of this investigation other than the determination of dumping.

⁽¹⁰⁾ For the definition of a related party see footnote 5.

By providing the above information, the company agrees to its possible inclusion in the sample. If the company is selected to be part of the sample, this will imply completing a questionnaire and accepting a visit at its premises in order to verify its response ('on-spot verification'). If the company indicates that it does not agree to its possible inclusion in the sample, it will be deemed not to have cooperated in the investigation. The Commission's findings for non-cooperating importers are based on the facts available and the result may be less favourable to that party than if it had cooperated.

In order to obtain the information it deems necessary for the selection of the sample of unrelated importers, the Commission may also contact any known associations of importers.

All interested parties wishing to submit any other relevant information regarding the selection of the sample, excluding the information requested above, must do so within 21 days of the publication of this notice in the *Official Journal of the European Union*, unless otherwise specified.

If a sample is necessary, the importers may be selected based on the largest representative volume of sales of the product under investigation in the Union which can reasonably be investigated within the time available. All known unrelated importers and associations of importers will be notified by the Commission of the companies selected to be in the sample.

In order to obtain the information it deems necessary for its investigation, the Commission will send questionnaires to the sampled unrelated importers and to any known association of importers. These parties must submit a completed questionnaire within 37 days from the date of the notification of the sample selection, unless otherwise specified. The completed questionnaire will contain information on, inter alia, the structure of their company(ies), the activities of the company(ies) in relation to the product under investigation and on the sales of the product under investigation.

5.2. Procedure for the determination of injury

Injury means material injury to the Union industry, or threat of material injury to the industry, or material retardation of the establishment of such an industry. A determination of injury is based on positive evidence and involves an objective determination of the volume of dumped imports, their effect on prices on the Union market and the consequent impact of those imports on the Union industry. In order to establish whether the Union industry is materially injured, Union producers of the product under investigation are invited to participate in the Commission investigation.

5.2.1. Investigating Union producers

In view of the potentially large number of Union producers involved in this proceeding and in order to complete the investigation within the set time limits, the Commission may limit to a reasonable number the Union producers that will be investigated by selecting a sample (this process is also referred to as 'sampling'). The sampling will be carried out in accordance with Article 17 of the basic Regulation.

In order to enable the Commission to decide whether sampling is necessary and, if so, to select a sample, all Union producers, or representatives acting on their behalf, are hereby requested to make themselves known to the Commission. These parties should do so within 15 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified, by providing the Commission with the following information on their company or companies:

- name, address, e-mail address, telephone and fax numbers and contact person,
- the precise activities of the company worldwide with regard to the product under investigation,
- the value in euro of sales of the product under investigation made on the Union market during the period 1 October 2009 to 30 September 2010,
- the volume in tonnes of sales of the product under investigation made on the Union market during the period 1 October 2009 to 30 September 2010,
- the volume in tonnes of the production of the product under investigation during the period 1 October 2009 to 30 September 2010,
- the volume in tonnes imported into the Union of the product under investigation produced in the country concerned during the period 1 October 2009 to 30 September 2010, if applicable,
- the names and the precise activities of all related companies ⁽¹¹⁾ involved in the production and/or sales of the product under investigation (whether produced in the Union or in the country concerned),
- any other relevant information that would assist the Commission in the selection of the sample.

By providing the above information, the company agrees to its possible inclusion in the sample. If the company is selected to be part of the sample, this will imply completing a questionnaire and accepting a visit at its premises in order to verify its response ('on-spot verification'). If the company indicates that it does not agree to its possible inclusion in the sample, it will be deemed not to have cooperated in the investigation. The Commission's findings for non-cooperating Union producers are based on the facts available and the result may be less favourable to that party than if it had cooperated.

⁽¹¹⁾ For the definition of a related party see footnote 5.

In order to obtain the information it deems necessary for the selection of the sample of Union producers, the Commission may also contact any known associations of Union producers.

All interested parties wishing to submit any other relevant information regarding the selection of the sample, excluding the information listed above, must do so within 21 days of the publication of this notice in the *Official Journal of the European Union*, unless otherwise specified.

If a sample is necessary, the Union producers may be selected based on the largest representative volume of sales in the Union which can reasonably be investigated within the time available. All known Union producers and associations of Union producers will be notified by the Commission of the companies selected to be in the sample.

In order to obtain the information it deems necessary for its investigation, the Commission will send questionnaires to the sampled Union producers and to any known association of Union producers. These parties must submit a completed questionnaire within 37 days from the date of the notification of the sample selection, unless otherwise specified. The completed questionnaire will contain information on, inter alia, the structure of their company(ies), the financial situation of the company(ies), the activities of the company(ies) in relation to the product under investigation, the cost of production and the sales of the product under investigation.

5.3. Procedure for the assessment of Union interest

Should the existence of dumping and injury caused thereby be established, a decision will be reached as to whether the adoption of anti-dumping measures would be against the Union interest pursuant to Article 21 of the basic Regulation. Union producers, importers and their representative associations, users and their representative user organisations and representative consumer organisations are invited to make themselves known within 15 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified. In order to participate in the investigation, the representative consumer organisations have to demonstrate, within the same deadline, that there is an objective link between their activities and the product under investigation.

Parties that make themselves known within the above deadline may provide the Commission with information on whether the imposition of measures would not be against the Union interest within 37 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified. This information may be provided either in a free format or by completing a questionnaire prepared by the Commission. In any case, information submitted pursuant to Article 21 will only be taken into account if supported by factual evidence at the time of submission.

5.4. **Other written submissions**

Subject to the provisions of this notice, all interested parties are hereby invited to make their views known, submit information and provide supporting evidence. Unless otherwise specified, this information and supporting evidence should reach the Commission within 37 days of the date of publication of this notice in the *Official Journal of the European Union*.

5.5. **Possibility to be heard by the Commission investigation services**

All interested parties may request to be heard by the Commission investigation services. Any request to be heard should be made in writing and should specify the reasons for the request. For hearings on issues pertaining to the initial stage of the investigation the request must be submitted within 15 days of the date of publication of this notice in the *Official Journal of the European Union*. Thereafter, a request to be heard should be submitted within the specific deadlines set by the Commission in its communication with the parties.

5.6. **Procedure for making written submissions and sending completed questionnaires and correspondence**

All submissions, including information submitted for the selection of the sample, completed MET claim forms, completed questionnaires and updates thereof, made by interested parties must be made in writing in both paper and electronic format, and must indicate the name, address, e-mail address, telephone and fax numbers of the interested party. If an interested party cannot provide its submissions and requests in electronic format for technical reasons, it must immediately inform the Commission.

All written submissions, including the information requested in this notice, completed questionnaires and correspondence provided by interested parties for which confidential treatment is requested shall be labelled 'Limited' ⁽¹²⁾.

Interested parties providing 'Limited' information are required to furnish non-confidential summaries of it pursuant to Article 19(2) of the basic Regulation, which will be labelled 'For inspection by interested parties'. These summaries should be sufficiently detailed to permit a reasonable understanding of the substance of the information submitted in confidence. If an interested party providing confidential information does not furnish a non-confidential summary of it in the requested format and quality, such confidential information may be disregarded.

⁽¹²⁾ This document is a confidential document pursuant to Article 19 of Council Regulation (EC) No 1225/2009 (OJ L 343, 22.12.2009, p. 51) and Article 6 of the WTO Agreement on Implementation of Article VI of the GATT 1994 (Anti-Dumping Agreement). It is also a document protected pursuant to Article 4 of Regulation (EC) No 1049/2001 of the European Parliament and of the Council (OJ L 145, 31.5.2001, p. 43).

Commission address for correspondence:

European Commission
Directorate-General for Trade
Directorate H
Office: N-105 04/092
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

Fax +32 22956505
E-mail: trade-ad-graphite-electrode@ec.europa.eu

6. **Non-cooperation**

In cases where any interested party refuses access to or does not provide the necessary information within the time limits, or significantly impedes the investigation, provisional or final findings, affirmative or negative, may be made on the basis of facts available, in accordance with Article 18 of the basic Regulation.

Where it is found that any interested party has supplied false or misleading information, the information may be disregarded and use may be made of facts available.

If an interested party does not cooperate or cooperates only partially and findings are therefore based on facts available in accordance with Article 18 of the basic Regulation, the result may be less favourable to that party than if it had cooperated.

7. **Hearing Officer**

Interested parties may request the intervention of the Hearing Officer of Directorate-General for Trade. The Hearing Officer acts as an interface between the interested parties and the Commission investigation services. The Hearing Officer reviews requests for access to the file, disputes on the confidentiality of documents, requests for extension of time limits and requests by third parties to be heard. The Hearing Officer may organise a hearing with an individual interested party and mediate to ensure that the interested parties' rights of defence are being fully exercised.

A request for a hearing with the Hearing Officer should be made in writing and should specify the reasons for the request. For hearings on issues pertaining to the initial stage of the investigation the request must be submitted within 15 days of the date of publication of this notice in the *Official Journal of the European Union*. Thereafter, a request to be heard must be submitted within specific deadlines set by the Commission in its communication with the parties.

The Hearing Officer will also provide opportunities for a hearing involving parties to take place which would allow different views to be presented and rebuttal arguments offered on issues pertaining, among others, to dumping, injury, causal

link and Union interest. Such a hearing would, as a rule, take place at the latest at the end of the fourth week following the disclosure of provisional findings.

For further information and contact details interested parties may consult the Hearing Officer's web pages on Directorate-General for Trade's website (http://ec.europa.eu/trade/issues/respectrules/ho/index_en.htm).

8. Schedule of the investigation

The investigation will be concluded, according to Article 6(9) of the basic Regulation within 15 months of the date of the publication of this notice in the *Official Journal of the European*

Union. According to Article 7(1) of the basic Regulation, provisional measures may be imposed no later than 9 months from the publication of this notice in the *Official Journal of the European Union*.

9. Processing of personal data

Any personal data collected in this investigation will be treated in accordance with Regulation (EC) No 45/2001 of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data ⁽¹³⁾.

⁽¹³⁾ OJ L 8, 12.1.2001, p. 1.

OTHER ACTS

EUROPEAN COMMISSION

Notice concerning a request under Article 30 of Directive 2004/17/EC — Extension of period**Request from a contracting entity**

(2010/C 343/19)

On 18 October 2010, the Commission received a request pursuant to Article 30(5) of Directive 2004/17/EC of the European Parliament and of the Council of 31 March 2004 coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors ⁽¹⁾.

That request, from the Italian oil and mining industry association — Assomineraria, on behalf of the contracting entities in the sector, concerns exploration for and extraction of oil and gas in Italy. The request was published in OJ C 290, 27.10.2010, p. 20. The initial period ends on 19 January 2011.

Given that the Commission needs to obtain and analyse additional information and in accordance with the second sentence of Article 30(6), the period granted to the Commission for deciding on the request is hereby extended by three months.

The final deadline is therefore 19 April 2011.

⁽¹⁾ OJ L 134, 30.4.2004, p. 1.

Notice for the attention of Fahd Mohammed Ahmed Al-Quso who was added to the list referred to in Articles 2, 3 and 7 of Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban, by virtue of Commission Regulation (EU) No 1204/2010

(2010/C 343/20)

1. Common Position 2002/402/CFSP⁽¹⁾ calls upon the Union to freeze the funds and economic resources of Usama bin Laden, members of the Al-Qaida organisation and the Taliban and other individuals, groups, undertakings and entities associated with them, as referred to in the list drawn up pursuant to UNSCR 1267(1999) and 1333(2000) to be updated regularly by the UN Committee established pursuant to UNSCR 1267(1999).

The list drawn up by this UN Committee comprises:

- Al-Qaida, the Taliban and Usama bin Laden,
- natural or legal persons, entities, bodies and groups associated with Al-Qaida, the Taliban and Usama bin Laden, and
- legal persons, entities and bodies owned or controlled by, or otherwise supporting, any of these associated persons, entities, bodies and groups.

Acts or activities indicating that an individual, group, undertaking, or entity is 'associated with' Al-Qaida, Usama bin Laden or the Taliban include:

- (a) participating in the financing, planning, facilitating, preparing, or perpetrating of acts or activities by, in conjunction with, under the name of, on behalf of, or in support of, Al-Qaida, the Taliban or Usama bin Laden, or any cell, affiliate, splinter group or derivative thereof;
- (b) supplying, selling or transferring arms and related materiel to any of them;
- (c) recruiting for any of them; or
- (d) otherwise supporting acts or activities of any of them.

2. The UN Committee decided on 7 December 2010 to add Fahd Mohammed Ahmed Al-Quso to the relevant list. He may submit at any time a request to the UN Ombudsperson, together with any supporting documentation, for the decision to include them in the UN list referred to above, to be reconsidered. Such request should be sent to the following address:

United Nations — Office of the Ombudsperson
Room TB-08041D
New York, NY 10017
UNITED STATES OF AMERICA

Tel. +1 212 9632671
Fax +1 212 9631300 / 3778
E-mail: ombudsperson@un.org

See for more information: <http://www.un.org/sc/committees/1267/delisting.shtml>

3. Further to the UN decision referred to in paragraph 2, the Commission has adopted Regulation (EU) No 1204/2010⁽²⁾, which amends Annex I to Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban⁽³⁾. The amendment, made pursuant to Article 7(1)(a) and 7a(1) of Regulation (EC) No 881/2002, adds Fahd Mohammed Ahmed Al-Quso to the list in Annex I of that Regulation (Annex I).

⁽¹⁾ OJ L 139, 29.5.2002, p. 4.

⁽²⁾ OJ L 333, 17.12.2010, p. 45.

⁽³⁾ OJ L 139, 29.5.2002, p. 9.

The following measures of Regulation (EC) No 881/2002 apply to the individuals and entities included in Annex I:

1. the freezing of all funds and economic resources belonging to the individuals and entities concerned, or owned or held by them, and the prohibition (on everyone) on making funds and economic resources available to any of the individuals and entities concerned or for their benefit, whether directly or indirectly (Articles 2 and 2a ⁽¹⁾); and
2. the prohibition on granting, selling, supplying or transferring technical advice, assistance or training related to military activities to any of the individuals and entities concerned, whether directly or indirectly (Article 3).
4. Article 7a of Regulation (EC) No 881/2002 ⁽²⁾ provides for a review process where observations on the grounds for listing are submitted by those listed. Individuals and entities added to Annex I by Regulation (EU) No 1204/2010 may make a request for the grounds for their listing to the Commission. This request should be sent to:

European Commission
'Restrictive measures'
Rue de la Loi/Wetstraat 200
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

5. The attention of the individuals and entities concerned is also drawn to the possibility of challenging Regulation (EU) No 1204/2010 before the General Court of the European Union, in accordance with the conditions laid down in the fourth and sixth paragraphs of Article 263 of the Treaty on the Functioning of the European Union.

6. Personal data of the individuals concerned will be handled in accordance with the rules of Regulation (EC) No 45/2001 on the protection of individuals with regard to the processing of personal data by the Community (now Union) institutions and bodies and on the free movement of such data ⁽³⁾. Any request, for example for further information or in order to exercise the rights under Regulation (EC) No 45/2001 (e.g. access or rectification of personal data), should be sent to the Commission, at the address mentioned under point 4 above.

7. For good order, the attention of the individuals and entities included in Annex I is drawn to the possibility of making an application to the competent authorities in the relevant Member State(s), as listed in Annex II to Regulation (EC) No 881/2002, in order to obtain an authorisation to use frozen funds and economic resources for essential needs or specific payments in accordance with Article 2a of that Regulation.

⁽¹⁾ Article 2a was inserted by Council Regulation (EC) No 561/2003 (OJ L 82, 29.3.2003, p. 1).

⁽²⁾ Article 7a was inserted by Council Regulation (EU) No 1286/2009 (OJ L 346, 23.12.2009, p. 42).

⁽³⁾ OJ L 8, 12.1.2001, p. 1.

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