

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 13 July 1990

concerning the updating of Annex I to Council Directive 89/440/EEC

(90/380/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European
Economic Community,

Having regard to Articles 1 (b) and 30b of Council Directive 71/305/EEC of 26 July 1971 concerning coordination of procedures for the award of public works contracts ⁽¹⁾, as amended by Directive 89/440/EEC ⁽²⁾,

Following consultation of the Advisory Committee for Public Contracts,

Whereas Annex I to Directive 89/440/EEC contains lists of bodies or categories of such bodies governed by public law which fulfill certain criteria;

Whereas these lists should be as exhaustive as possible;

Whereas Annex I to Directive 89/440/EEC shall be amended by the Commission as appropriate, based on periodic notifications by the Member States of any changes of their lists;

Whereas it is desirable to amend Annex I to Directive 89/440/EEC, based on notifications received from the Member States, to give effect to the amendment on the date by which Member States are required to bring into

force the measures necessary to comply with Directive 89/440/EEC,

HAS ADOPTED THIS DECISION:

Article 1

Annex I to Directive 89/440/EEC is hereby replaced by the Annex to this Decision.

Article 2

This Decision shall apply from 19 July 1990.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 13 July 1990.

For the Commission

Martin BANGEMANN

Vice-President

⁽¹⁾ OJ No L 185, 16. 8. 1971, p. 5.

⁽²⁾ OJ No L 210, 21. 7. 1989, p. 1.

ANNEX

ANNEX I

LISTS OF BODIES AND CATEGORIES OF BODIES GOVERNED BY PUBLIC LAW
REFERRED TO IN ARTICLE 1 (b)

I. In BELGIUM:

Bodies

- le Fonds des routes 1955-1969 — het Wegenfonds 1955-1969
- la régie des voies aériennes — de Regie de Luchtwezen
- l'office régulateur de la navigation intérieure — de Dienst voor Regeling van de Binnenvaart
- la régie des services frigorifiques de l'État belge — de Regie der Belgische Rijskoel- en Vriesdiensten

Categories

- les centres publics d'aide sociale (public social assistance centres)
- les fabriques d'église (church councils)

II. DENMARK

Bodies

- Københavns Havn
- Danmarks Radio
- Det Landsdækkende Fjernsyn TV 2
- Danmarks Nationalbank
- Storebæltsforbindelsen A/S
- Københavns Telefon Aktieselskab
- Jydsk Telefon-Aktieselskab
- Fyns Telefon
- Kommunedata
- Datacentralen I/S
- Kommunekemi

Categories

- De Kommunale Havne (municipal ports)
- Andre Forvaltningssubjekter (other public administrative bodies)

III. In GERMANY:

Categories

Authorities, establishments and foundations governed by public law and created by federal, State or local authorities and non-commercial establishments subject to state control and operating in the general interest.

IV. In GREECE:

Categories

Other legal persons governed by public law whose public works contracts are subject to State control.

V. In SPAIN:

Categories

- Entidades Gestoras y Servicios Comunes de la Seguridad Social (administrative entities and common services of the health and social services)
- Organismos Autónomos de la Administración del Estado (independent bodies of the national administration)
- Organismos Autónomos de las Comunidades Autónomas (independent bodies of the autonomous communities)
- Organismos Autónomos de las Entidades Locales (independent bodies of local authorities)
- Otras entidades sometidas a la legislación de contratos del Estado español (other entities subject to Spanish State legislation on procurement)

VI. In FRANCE :

Bodies

1. National public bodies :

1.1. With scientific, cultural and professional character :

- Collège de France
- Conservatoire national des arts et métiers
- Observatoire de Paris

1.2. Scientific and technological :

- Centre national de la recherche scientifique — CNRS
- Institut national de la recherche agronomique
- Institut national de la santé et de la recherche médicale
- ORSTOM — Institut français de recherche scientifique pour le développement en coopération

1.3. With an administrative character :

- Agence nationale pour l'emploi
- Caisse nationale des allocations familiales
- Caisse nationale d'assurance maladie des travailleurs salariés
- Caisse nationale d'assurance vieillesse des travailleurs salariés
- Office national des anciens combattants et victimes de la guerre
- Agences financières de bassins

Categories

1. National public bodies :

- Universités (universities)
- écoles normales d'instituteurs (teacher training colleges)

2. Administrative public bodies at regional, departmental and local level :

- collèges (secondary schools)
- lycées (secondary schools)
- établissements publics hospitaliers (public hospitals)
- offices publics d'habitation à loyer modéré (OPHLM) (public offices for low-cost housing)

3. Groupings of territorial authorities :

- syndicats de communes (associations of local authorities)
- districts (districts)
- communautés urbaines (municipalities)
- institutions interdépartementales et interrégionales (Institutions common to more than one department and interregional institutions)

VII. In IRELAND

Bodies

- Shannon Free Airport Development Company Ltd
- Local Government Computer Services Board
- Local Government Staff Negotiations Board
- Coras Trachtála (Irish Export Board)
- Industrial Development Authority
- Irish Goods Council (Promotion of Irish Goods)
- Coras Beostoic agus Feola (CBF) (Irish Meat Board)
- Bord Fáilte Éireann (Irish Tourism Board)
- Údarás na Gaeltachta (Development Authority for Gaeltacht Regions)
- An Bord Pleanála (Irish Planning Board)

Categories

- Third-level educational bodies of a public character
- National training, cultural or research Agencies
- Hospital boards of a public character
- National health and social agencies of a public character
- Central and regional fishery boards

VIII. In ITALY :

Bodies

- agenzia per la promozione dello sviluppo nel mezzogiorno

Categories

- enti portuali e aeroportuali (port and airport authorities)
- consorzi per le opere idrauliche (consortia for water engineering works)
- le università statali, gli istituti universitari statali, i consorzi per i lavori interessanti le università (State universities, State university institutes, consortia for university development work)
- gli istituti superiori scientifici e culturali, gli osservatori astronomici, astrofisici, geofisici o vulcanologici (higher scientific and cultural institutes, astronomical, astrophysical, geophysical or vulcanological observatories)
- enti di ricerca e sperimentazione (organizations conducting research and experimental work)
- le istituzioni pubbliche di assistenza e di beneficenza (public welfare and benevolent institutions)
- enti che gestiscono forme obbligatorie di previdenza ed assistenza (agencies administering compulsory social security and welfare schemes)
- consorzi di bonifica (land reclamation consortia)
- enti di sviluppo o di irrigazione (development or irrigation agencies)
- consorzi per le aree industriali (associations for industrial areas)
- comunità montane (groupings of municipalities in mountain areas)
- enti preposti a servizi di pubblico interesse (organizations providing services in the public interest)
- enti pubblici proposti ad attività di spettacolo, sportivo, turistiche e del tempo libero (public bodies engaged in entertainment, sport, tourism and leisure activities)
- enti culturali e di promozione artistica (organizations promoting culture and artistic activities)

IX. In LUXEMBOURG

Categories

- Les établissements publics de l'État placés sous la surveillance d'un membre du Gouvernement (public establishments of the State placed under the supervision of a member of the Government)
- Les établissements publics placés sous la surveillance des communes (public establishments placed under the supervision of the communes)
- Les syndicats de communes créés en vertu de la loi du 14 février 1990 telle qu'elle a été modifiée à la suite (associations of communes created under the law of 14 February 1990 as subsequently modified)

X. In NETHERLANDS :

Bodies

- de Nederlandse Centrale Organisatie voor Toegepast Natuurwetenschappelijk Onderzoek (TNO) en de daaronder ressorterende organisaties

Categories

- de waterschappen (administration of water engineering works)
- de instellingen van wetenschappelijk onderwijs vermeld in artikel 8 van de Wet op het Wetenschappelijk Onderwijs (1985), de academische ziekenhuizen (institutions for scientific education, as listed in Article 8 of the Scientific Education Act (1985) (Wet op het Wetenschappelijk Onderwijs (1985)), teaching hospitals)

XI. In PORTUGAL :

Categories

- Estabelecimentos Públicos de Ensino, investigação Científica e Saúde (public establishments for education, scientific research and health)
- Institutos Públicos sem carácter comercial ou industrial (public institutions without commercial or industrial character)
- Fundações Públicas (public foundations)
- Administrações Gerais e Juntas Autónomas (general administration bodies and independent councils)

XII. In the UNITED KINGDOM :**Bodies**

- National Rivers Authority
- National Research Development Corporation
- Universities Funding Council
- Polytechnics and Colleges Funding Council
- Central Blood Laboratory Service
- Health And Safety Executive
- Northern Ireland Housing Executive
- Public Health Laboratory Service
- Scottish Homes
- Commission for the New Towns
- Design Council
- Arbitration, Conciliation and Advisory Service
- Cardiff Bay Development Corporation
- Development Board for Rural Wales
- London Docklands Development Corporation
- Merseyside Development Corporation
- English industrial Estates Corporation
- Scottish Development Agency
- Urban Development Corporation
- Welsh Development Agency

Categories

- Education authorities
 - Research councils
 - National health service authorities
 - New town corporations
 - Fire authorities
 - Police authorities'
-