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IV

(Notices)

NOTICES FROM EUROPEAN UNION INSTITUTIONS AND BODIES

COMMISSION

Euro exchange rates ⁽¹⁾

29 October 2008

(2008/C 275/01)

1 euro =

Currency	Exchange rate	Currency	Exchange rate		
USD	US dollar	1,277	TRY	Turkish lira	1,9392
JPY	Japanese yen	124	AUD	Australian dollar	1,9672
DKK	Danish krone	7,4504	CAD	Canadian dollar	1,6075
GBP	Pound sterling	0,7958	HKD	Hong Kong dollar	9,8998
SEK	Swedish krona	9,9045	NZD	New Zealand dollar	2,2182
CHF	Swiss franc	1,4695	SGD	Singapore dollar	1,9124
ISK	Iceland króna	305	KRW	South Korean won	1 806,96
NOK	Norwegian krone	8,554	ZAR	South African rand	12,9277
BGN	Bulgarian lev	1,9558	CNY	Chinese yuan renminbi	8,7436
CZK	Czech koruna	23,88	HRK	Croatian kuna	7,1788
EEK	Estonian kroon	15,6466	IDR	Indonesian rupiah	13 791,6
HUF	Hungarian forint	256,05	MYR	Malaysian ringgit	4,5723
LTL	Lithuanian litas	3,4528	PHP	Philippine peso	62,57
LVL	Latvian lats	0,7095	RUB	Russian rouble	34,5345
PLN	Polish zloty	3,5936	THB	Thai baht	44,564
RON	Romanian leu	3,653	BRL	Brazilian real	2,7782
SKK	Slovak koruna	30,476	MXN	Mexican peso	16,6138

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

NOTICES FROM MEMBER STATES

Information communicated by Member States regarding State aid granted under Commission Regulation (EC) No 1857/2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001

(2008/C 275/02)

Aid No: XA 262/08**Member State:** Spain**Region:** Comunidad Valenciana**Title of aid scheme or name of company receiving an individual aid:**

Asociación Nacional de Criadores de Ovino de Raza Guirra

Legal basis:

Resolución de la Consellera de Agricultura Pesca y Alimentación, que concede la subvención basada en una línea nominativa descrita en la ley 15/2007 de presupuestos de la Generalitat

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:
EUR 24 000 in 2008**Maximum aid intensity:** 100 %**Date of implementation:** From the date on which the registration number of the exemption request is published on the website of the European Commission's Directorate-General for Agriculture and Rural Development**Duration of scheme or individual aid award:** 2008**Objective of aid:** Plan for the promotion and conservation of the ovine breed 'Guirra', including the eligible costs of identifying animals and technical advice for the maintenance of the flock-book (Article 16), training breeders in techniques for assessing specimens, caring for and running sheep farms, and publicising and increasing knowledge of the breed by organising trade fairs and exhibitions and printing publications (Article 15)**Sector(s) concerned:** Owners of sheep farms in the Comunidad Valenciana with specimens of the 'Guirra' breed**Name and address of the granting authority:**Conselleria de Agricultura, Pesca y Alimentación
Amadeo de Saboya, 2
E-46010 Valencia**Other information:** —**Website:**http://www.agricultura.gva.es/especiales/ayudas_agrarias/pdf/CRGUIRRA.pdf

Valencia, 26 June 2008.

Laura Peñarroya FABREGAT
*La directora general de Producción Agraria***Aid No:** XA 263/08**Member State:** Spain**Region:** Comunidad Valenciana**Title of aid scheme or name of company receiving an individual aid:**

Asociación criadores caballos de pura raza española de la Comunidad Valenciana

Legal basis:

Resolución de la Consellera de Agricultura Pesca y Alimentación, que concede la subvención basada en una línea nominativa descrita en la ley 15/2007 de presupuestos de la Generalitat

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:
EUR 100 000 in 2008**Maximum aid intensity:** 100 %**Date of implementation:** From the date on which the registration number of the exemption request is published on the website of the European Commission's Directorate-General for Agriculture and Rural Development**Duration of scheme or individual aid award:** 2008**Objective of aid:** To implement the Plan to promote the use of the thoroughbred horses bred in the Comunidad Valenciana (Articles 15 and 16 of Regulation (EC) No 1857/2006).

The eligible costs are those relating to the materials needed for maintaining the stud-book, services provided by third parties (maintenance of the computer software, compilation of genealogical charts and technical advice to farmers) (Article 16). They also include the costs of implementing the programme to increase the use of thoroughbred horses and organising equidae events for this purpose (Article 15)

Sector(s) concerned: Breeders and owners of Spanish thoroughbred horses

Name and address of the granting authority:

Conselleria de Agricultura, Pesca y Alimentación
Amadeo de Saboya, 2
E-46010 Valencia

Other information: —

Website:

http://www.agricultura.gva.es/especiales/ayudas_agrarias/pdf/PRECVAl.pdf

Valencia, 26 June 2008.

Laura Peñarroya FABREGAT
La directora general de Producción Agraria

Sector(s) concerned: Owners of Valencian bee farms and their organisations

Name and address of the granting authority:

Conselleria de Agricultura, Pesca y Alimentación
Amadeo de Saboya, 2
E-46010 Valencia

Other information: —

Website:

http://www.agricultura.gva.es/especiales/ayudas_agrarias/pdf/CIAV.pdf

Valencia, 26 June 2008.

Laura Peñarroya FABREGAT
La directora general de Producción Agraria

Aid No: XA 264/08

Member State: Spain

Region: Comunidad Valenciana

Title of aid scheme or name of company receiving an individual aid:

Centro Integrado Apícola Valenciano

Legal basis:

Resolución de la Consellera de Agricultura Pesca y Alimentación, que concede la subvención basada en dos líneas nominativas descritas en la ley 15/2007 de presupuestos de la Generalitat

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:

EUR 50 000 in 2008

Maximum aid intensity: 100 %

Date of implementation: From the date on which the registration number of the exemption request is published on the website of the European Commission's Directorate-General for Agriculture and Rural Development

Duration of scheme or individual aid award: 2008

Objective of aid: To provide the following services to Valencian beekeepers and their organisations:

- tests, health checks and other methods of detecting diseases in beehives,
- testing and systems to ensure compliance with the marketing standards for honey and other beekeeping products.

The eligible costs covered by the aid are those referred to in Regulation (EC) No 1857/2006 under Article 10 (health checks granted in kind through subsidised services), and Article 14(2)(b) (implementing systems to ensure authenticity and compliance with marketing standards)

Aid No: XA 266/08

Member State: Slovenia

Region: Območje občine Šentrupert

Title of aid scheme or name of company receiving an individual aid:

Ohranjanje in spodbujanje razvoja kmetijstva in podeželja v občini Šentrupert

Legal basis:

Pravilnik o ohranjanju in spodbujanju razvoja kmetijstva in podeželja v občini Šentrupert za programsko obdobje 2008–2013

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:

2008: EUR 20 000

2009: EUR 21 000

2010: EUR 22 500

2011: EUR 24 000

2012: EUR 25 000

2013: EUR 26 500

Maximum aid intensity:

1. *Investment in agricultural holdings:*

- up to 40 % of eligible costs.

2. *Aid towards the payment of insurance premiums:*

- the amount of municipal co-financing is the difference between the amount of co-financing of insurance premiums from the national budget and the subsidy limit (up to 50 %) applying to the eligible costs of insurance premiums for crops, fruit and cases of disease among animals.

3. Aid for land reparation:

- up to 100 % of eligible legal and administrative costs actually incurred.

4. Provision of technical support in the agricultural sector:

- up to 100 % of eligible costs concerning education and training, consultancy services and the organisation of forums, competitions, exhibitions and fairs, the dissemination of scientific findings, publications, catalogues and websites. The aid is to be granted in the form of subsidised services and must not involve direct payments of money to producers

Date of implementation: July 2008 (the aid will not be granted until a summary has been published on the European Commission's website)

Duration of scheme or individual aid award: Until 31 December 2013

Objective of aid: To support SMEs

Reference to Articles in Regulation (EC) No 1857/2006 and eligible costs: Chapter II of the draft Rules on preserving and promoting the development of agriculture and rural areas in the municipality of Šentrupert for the programming period 2008-2013 includes measures constituting State aid in accordance with the following Articles of Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001 (O) L 358, 16.12.2006, p. 3):

- Article 4: Investment in agricultural holdings,
- Article 12: Aid towards the payment of insurance premiums,
- Article 13: Aid for land reparation,
- Article 15: Provision of technical support in the agricultural sector

Sector(s) concerned: Agriculture

Name and address of the granting authority:

Občina Šentrupert
Šentrupert 33
SLO-8232 Šentrupert

Website:

<http://www.uradni-list.si/1/objava.jsp?urlid=200863&objava=2745>

Other information: The municipality's Rules meet the requirements of Regulation (EC) No 1857/2006 relating to the measures to be adopted by the municipality and the general provisions applicable (procedure prior to aid grant, cumulation, transparency and monitoring of aid)

8 July 2008.

Mateja JAZBEC
Direktorica občinske uprave

Aid No: XA 267/08

Member State: Republic of Slovenia

Region: Območje občine Gorje

Title of aid scheme or name of company receiving an individual aid:

Programi razvoja podeželja v občini Gorje 2008–2013

Legal basis:

Pravilnik o dodelitvi pomoči za ohranjanje in razvoj kmetijstva, gozdarstva in podeželja v občini Gorje (II. poglavje)

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:

2008: EUR 25 000

2009: EUR 25 000

2010: EUR 25 000

2011: EUR 25 000

2012: EUR 25 000

2013: EUR 25 000

Maximum aid intensity:**1. Investment in agricultural holdings for primary production:**

- up to 50 % of eligible costs in less-favoured areas,
- up to 40 % of eligible costs in other areas.

2. Conservation of traditional buildings:

- up to 100 % of eligible costs for non-productive structures,

- up to 60 % of eligible costs, and up to 75 % in less-favoured areas, for investment in productive structures, provided that the investment does not entail any increase in the production capacity of the farm.

3. *Aid towards the payment of insurance premiums:*

- the amount co-financed by the municipality comprises the difference between the co-financing of insurance premiums from the national budget and the subsidy limit (up to 50 %) applying to the eligible costs of insurance premiums for crops, fruit and cases of disease among animals.

4. *Aid for land reparation:*

- up to 50 % of actual legal and administrative costs incurred.

5. *Provision of technical support in the agricultural sector:*

- up to 100 % of costs concerning education and training of farmers, consultancy services, the organization of forums, competitions, exhibitions, fairs, publications, catalogues and websites and the costs of replacement services. The aid is to be granted in the form of subsidised services and must not involve direct payments of money to producers

Date of implementation: July 2008 (the aid will not be granted until a summary has been published on the European Commission's website)

Duration of scheme or individual aid award: Until 31 December 2013

Objective of aid: To support SMEs

Reference to articles of Regulation (EC) No 1857/2006 and eligible costs: Chapter II of the draft Rules on granting aid for preserving and developing agriculture, forestry and rural areas in the municipality of Gorje includes measures constituting

State aid in accordance with the following Articles of Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001 (OJ L 358, 16.12.2006, p. 3):

- Article 4: Investment in agricultural holdings,
- Article 5: Conservation of traditional landscapes and buildings,
- Article 12: Aid towards the payment of insurance premiums,
- Article 13: Aid for land reparation,
- Article 15: Provision of technical support in the agricultural sector

Sector(s) concerned: Agriculture

Name and address of the granting authority:

Občina Gorje
Zgornje Gorje 43
SLO-4247 Zgornje Gorje

Website:

<http://www.uradni-list.si/1/objava.jsp?urlid=200856&objava=2373>

Other information: The municipality's Rules meet the requirements of Regulation (EC) No 1857/2006 concerning the measures to be adopted by the municipality and the general provisions applicable (procedure prior to the aid grant, cumulation, transparency and monitoring of aid)

Zgornje Gorje, 23 June 2008.

Peter TORKAR
Župan občine Gorje

Information communicated by Member States regarding State aid granted under Commission Regulation (EC) No 1857/2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001

(2008/C 275/03)

Aid No: XA 272/08

Member State: Republic of Slovenia

Region: Območje občine Mozirje

Title of aid scheme or name of company receiving an individual aid:

Pomoči za ohranjanje in razvoj kmetijstva in podeželja v občini Mozirje

Legal basis:

Pravilnik o dodeljevanju pomoči za ohranjanje in razvoj kmetijstva in podeželja v občini Mozirje za programsko obdobje 2007–2013 (II. poglavje)

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:

2008: EUR 12 250

2009: EUR 15 000

2010: EUR 15 000

2011: EUR 15 000

2012: EUR 15 000

2013: EUR 15 000

Maximum aid intensity:

1. *Investment in agricultural holdings for primary production:*

- up to 50 % of eligible costs in less-favoured areas,
- up to 40 % of eligible costs in other areas,
- up to 60 % of eligible costs in less-favoured areas, and up to 50 % of eligible costs in other areas, in the case of investments made by young farmers within five years of setting up.

The aid is granted for investment to renovate and upgrade farm buildings, to purchase equipment to be used for agricultural production, to invest in permanent crops and to improve farmland and upgrade pastures.

2. *Conservation of traditional landscapes and buildings:*

- up to 100 % of actual costs for non-productive structures,
- for productive assets on farms, up to 60 % of actual costs, provided that the investment does not entail any increase in the production capacity of the farm,

- up to 100 % of aid to cover the extra costs incurred by using traditional materials necessary to conserve the heritage features of buildings.

3. *Relocation of farm buildings in the public interest:*

- up to 100 % of actual costs where the relocation simply consists of the dismantling, removal and re-erection of existing facilities,
- where the relocation results in the farmer benefiting from more modern facilities, the farmer must contribute at least 60 % in both less-favoured areas and other areas. If the beneficiary is a young farmer, this contribution is to be at least 45 % in both less-favoured areas and other areas,
- where the relocation results in an increase in production capacity, the farmer must contribute at least 60 % in both less-favoured areas and other areas.

4. *Aid towards the payment of insurance premiums:*

- the amount of municipal support comprises the difference between the co-financing of insurance premiums from the national budget and the subsidy limit (up to 50 %) applying to the eligible costs of insurance premiums for crops, fruit and cases of disease among animals.

5. *Aid for land reparcelling:*

- up to 100 % of actual legal and administrative costs incurred.

6. *Aid to encourage the production of quality agricultural products:*

- up to 100 % of eligible costs in the form of subsidised services; this must not involve direct payments of money to producers.

7. *Provision of technical support:*

- up to 100 % of costs concerning education and training of farmers, consultancy services and the organization of forums, competitions, exhibitions, fairs, publications, catalogues and websites, and the costs of replacement services. The aid is to be granted in the form of subsidised services and must not involve direct payments of money to producers

Date of implementation: July 2008 (the aid will not be granted until a summary has been published on the European Commission's website)

Duration of scheme or individual aid award: Until 31 December 2013

Objective of aid: To support SMEs

Reference to Articles of Regulation (EC) No 1857/2006 and eligible costs: Chapter II of the draft Rules on granting aid for preserving and developing agriculture and rural areas in the municipality of Mozirje for the programming period 2007-2013 includes measures constituting State aid in accordance with the following Articles of Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001 (O) L 358, 16.12.2006, p. 3):

- Article 4: Investment in agricultural holdings,
- Article 5: Conservation of traditional landscapes and buildings,
- Article 6: Relocation of farm buildings in the public interest,
- Article 12: Aid towards the payment of insurance premiums,
- Article 13: Aid for land reparation,
- Article 14: Aid to encourage the production of quality agricultural products,
- Article 15: Provision of technical support in the agricultural sector

Sector(s) concerned: Agriculture

Name and address of the granting authority:

Občina Mozirje
Savinjska cesta 4
SLO-3330 Mozirje

Website:

<http://www.uradni-list.si/1/objava.jsp?urlid=200824&objava=903>

Other information: The measure relating to payment of insurance premiums to insure crops and fruit covers the following adverse climatic events which can be assimilated to natural disasters: spring frost, hail, lightning, fire caused by lightning, storms and floods.

The municipality's Rules meet the requirements of Regulation (EC) No 1857/2006 concerning the measures to be adopted by the municipality and the general provisions applicable (procedure prior to the aid grant, cumulation, transparency and monitoring of aid)

Ivan SUHOVERŠNIK
Župan

Aid No: XA 319/08

Member State: United Kingdom

Region: England

Title of aid scheme or name of company receiving an individual aid:

River Till Sheep Dip Reduction Project

Legal basis: Agricultural Act 1986 section 1c

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company: The total budget is GBP 34 000 from 1 September 2008 to March 2010 and will be paid as one off payments on completion of work

Maximum aid intensity: The maximum aid intensity is to be 50 % per dipper improvement which is in line with Article 4(3)(d) of Regulation (EC) No 1857/2006

Date of implementation: The scheme will start on 8 September 2008

Duration of scheme or individual aid award: The Scheme will start on 8 September 2008 and it will close to new applicants on 30 June 2009. Final payments will be made on 31 March 2010

Objective of aid: The aim of the River Till Sheep Dip Reduction Project is to minimise the risk of dip pollution in the Tweed (England) and Lindisfarne Catchment whilst farmers continue to effectively control ecto-parasites in animals. This will be done by making improvements to the dippers. This is in accordance with Article 4(3)(d) of Regulation (EC) No 1857/2006.

The farm business must be classified as a small or medium-sized enterprise (SME) in line with Article 2(5) of Regulation (EC) No 1857/2006. The maximum amount paid will not exceed EUR 500 000 in accordance with Article 4(9) of Regulation (EC) No 1857/2006. The maximum aid intensity is 50 % for less favoured areas in accordance with Article 4(2)(a) of Regulation (EC) No 1857/2006. The total cost of the scheme is GBP 34 000

Sector(s) concerned: This project is applicable to producers of animals who suffer from ecto-parasites it is open to all agricultural sectors. The administrators have identified only sheep producers in the catchment area who operate such dippers. This scheme is not designed to support any specific animal producer but to protect rivers from pollution caused by inefficient dippers

Name and address of the granting authority:

Environment Agency
Tyneside House
Skinnerburn Rd
Newcastle NE4 7AR
United Kingdom

Website:

<http://www.northumberlandnationalpark.org.uk/rivertilldipproject>

Other information:

Further and more detailed information relating to eligibility and rules for the scheme can be found in the web links above.

Signed and dated on behalf of the Department for Environment,
Food and Rural Affairs (UK Competent Authority)

Mr Neil MARR
UK Agricultural State Aid Adviser

DEFRA
Area 5D, 9 Millbank
C/o Nobel House
17 Smith Square
Westminster
London SW1P 3JR
United Kingdom

Information communicated by Member States regarding State aid granted under Commission Regulation (EC) No 1857/2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001

(2008/C 275/04)

Aid No: XA 218/07

Member State: Republic of Slovenia

Region: Območje občine Dobrna

Title of aid scheme or name of company receiving individual aid: Programi razvoja podeželja v občini Dobrna 2007–2013

Legal basis: Pravilnik o dodeljevanju državnih pomoči v občini Dobrna

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company:

2007: EUR 12 100

2008: EUR 12 100

2009: EUR 12 250

2010: EUR 12 250

2011: EUR 12 400

2012: EUR 12 400

2013: EUR 12 400

Maximum aid intensity:

1. *Investment in agricultural holdings for primary production:*

— up to 40 % of eligible costs.

The purpose of the aid is to invest in the restoration of farm features, to purchase equipment to be used for agricultural production, to invest in permanent crops and to improve farmland and provide private access ways on farms.

2. *Conservation of traditional buildings:*

— up to 60 % of actual costs for investment in non-productive heritage features and productive heritage features, provided that the investment does not lead to an increase in production potential.

3. *Aid towards the payment of insurance premiums:*

— the difference between the amount of co-financing of insurance premiums from the national budget and up to 50 % of eligible costs of insurance premiums for insuring crops and fruit and for insuring livestock against disease.

4. *Provision of technical support in the agricultural sector:*

— up to 100 % of costs of education and training of farmers, consultancy services, the organisation of forums, competitions, exhibitions and fairs, publications, catalogues and websites, and for disseminating scientific knowledge. The aid is to be granted in the form of subsidised services and must not involve direct payments of money to producers

Date of implementation: June 2007 (or the date on which the Rules enter into force)

Duration of scheme or individual aid award: Until 31 December 2013

Objective of the aid: To support SMEs

Reference to Articles in Regulation (EC) No 1857/2006 and eligible costs: Chapter III of the Rules on granting State aid in the municipality of Dobrna includes measures constituting State aid in accordance with the following Articles of Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001 (OJ L 358, 16.12.2006, p. 3):

— Article 4: Investment in agricultural holdings,

— Article 5: Conservation of traditional landscapes and buildings,

— Article 12: Aid towards the payment of insurance premiums,

— Article 15: Provision of technical support in the agricultural sector

Economic sector(s) concerned: Agriculture — plant production and livestock farming

Name and address of granting authority:

Občina Dobrna
Dobrna 19
SLO-3204 Dobrna

Website:

<http://www.uradni-list.si/1/ulonline.jsp?urlid=200771&dhid=91192>

Other information:

The measure for the payment of insurance premiums to insure crops and fruit includes the following adverse climatic events which can be assimilated to natural disasters: spring frost, hail, lightning, fire caused by lightning, storm and floods.

The municipality's Rules meet the requirements of Regulation (EC) No 1857/2006 concerning the measures to be adopted by the municipality and the general provisions applicable (steps preceding grant of aid, cumulation, transparency and monitoring of aid)

Martin BRECL
Župan

Aid No: XA 220/07

Member State: France

Regions: Local authorities (Regions, Departments) that want to supplement State aid or grant similar aid themselves

Title of aid scheme: Aides à l'appui technique en faveur des productions de fruits, de légumes, de la viticulture et de l'horticulture ornementale

Legal basis: Articles L 621-1 et s. du Code rural

Annual expenditure planned under the aid scheme: The annual aid budget, subject to budgetary allocations, is estimated at EUR 1 000 000 in respect of VINIFLHOR and an unspecified amount in respect of local authorities

Maximum aid intensity: Up to 100 % of eligible costs. The aid shall be granted in kind by means of subsidised services and must not involve direct payments of money to producers

Date of implementation: Starts on the date the exemption form is received by the Commission

Duration of scheme or individual aid award: Six years

Objective of aid: This aid scheme falls under Article 15 of Regulation (EC) No 1857/2006. The first aim of this aid for technical support, given the sharp increase in the cost of energy, is to encourage producers that use glasshouses to integrate the most appropriate energy strategy into their facilities and production tools. As part of this, technical-economic audits and energy surveys may be subsidised. However technical support may change over the six-year period as operators in the above-mentioned sectors face changing production or market conditions. Therefore aid for technical support may be granted to cover the costs of training, replacement services, sporadic consultancy services, in particular for restructuring or production diversification projects, participating in fairs, exhibitions and competitions and for disseminating economic or scientific information (including the costs of editing publications and creating websites)

Sectors(s) concerned: Fruit, vegetables, wine and ornamental horticulture

Name and address of the granting authority:

Office National Interprofessionnel des Fruits, des Légumes, des Vins et de l'Horticulture (VINIFLHOR)
TSA 40004
F-93555 Montreuil sous Bois Cedex

Website:

www.viniflor.fr

Heading: fruit and vegetables

Sub-heading: French rules, sub-heading: State aid

Other information: Local authorities that supplement VINIFLHOR funding must do so under the same conditions as those laid down by the office and must comply with the ceilings for aid

Aid No: XA 221/07

Member State: Hungary

Region: All of Hungary

Title of aid scheme or name of company receiving individual aid:

— A tenyésztésszervezési feladatok támogatása a törzskönyvezés, a teljesítményvizsgálat és a tenyészérték megállapítás igazgatási, illetőleg vizsgálati költségeihez történő hozzájárulás formájában

Legal basis:

— A 2007. évi tenyésztésszervezési feladatok támogatása igénybevételeinek részletes feltételeiről szóló .../2007. (...) FVM rendelet

— Az állattenyésztésről szóló 1993. évi CXIV. törvény

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company: HUF 780 million

Maximum aid intensity:

Aid at a rate of up to 100 % of the administrative costs of the establishment and maintenance of herd books, 70 % of costs of tests to determine the genetic quality or yield of livestock, and 50 % of performance testing costs for the purposes of approving breeds.

The Regulation lays down the maximum aid amount per item

Date of implementation: August 2007, after Commission position

Duration of scheme or individual aid award: 31 December 2007

Objective of aid:

The objective of the aid is to maintain and improve the genetic quality of livestock and to support the provision of organisational activities relating to livestock farming.

The provisions of Article 16(a) of Regulation (EC) No 1857/2006 are applied to support for keeping herd books. Support for tests to determine the genetic quality or yield of livestock is in accordance with the provisions of Article 16(b).

The eligible costs of the programme were determined taking 2007 expenditure into account; the maximum amount which can be taken into account is determined by the Regulation

Sector(s) concerned: Bovine animals, pigs, sheep, goats, horses, poultry and certain pets

Name and address of the granting authority:

Földművelésügyi és Vidékfejlesztési Minisztérium
Kossuth Lajos tér 11.
H-1055 Budapest

Website:

<http://www.fvm.hu/main.php?folderID=1846&articleID=10860&ctag=articlist&iid=1>

Budapest, 10 August 2007.

Dr. Máhr ANDRÁS
szakállamtitkár

Aid No: XA 242/07

Member State: Slovak Republic

Region: —

Title of aid scheme or name of company receiving individual aid: Schéma štátnej pomoci poskytovanej formou odpustenia alebo zníženia povinnosti zaplatiť poplatok z omeškania podľa § 574 Občianskeho zákonníka a odpustenia alebo zníženia úroku z omeškania podľa § 18, ods. 2 zákona č. 580/2004 Z. z. o zdravotnom poistení v znení neskorších predpisov – poskytovanie štátnej pomoci malým a stredným podnikom pôsobiacim v prvotnej výrobe poľnohospodárskych výrobkov

Legal basis:

- § 574 Občianskeho zákonníka
- § 18 zákona č. 580/2004 Z. z. o zdravotnom poistení v znení neskorších predpisov
- zákon č. 231/1999 Z. z. o štátnej pomoci v znení neskorších predpisov
- Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001 (OJ L 358, 16.12.2006, p. 3)

Annual expenditure planned under the scheme or overall amount of individual aid granted to the company: SKK 100 million in the second half of 2007; SKK 200 million for each year from 2008 to 2013

Maximum aid intensity:

- (a) 50 % of eligible investments in less-favoured areas or in areas referred to in Article 36(a)(i), (ii) and (iii) of Regulation (EC) No 1698/2005, as designated by Member States in accordance with Articles 50 and 94 of that Regulation;
- (b) 40 % of eligible investments in other regions;
- (c) 60 % of eligible investments in less-favoured areas or in areas referred to in Article 36(a)(i), (ii) and (iii) of Regulation (EC) No 1698/2005, as designated by Member States in

accordance with Articles 50 and 94 of that Regulation, and 50 % in other regions, in the case of investments made by young farmers within five years of setting up;

- (d) 75 % of eligible investments in regions referred to under (a) and 60 % in other regions where investments result in extra costs relating to the protection and improvement of the environment, the improvement of hygiene conditions of livestock enterprises or the welfare of farm animals. This increase may be granted only for investments which go beyond the minimum Community requirements in force, or for investments made to comply with newly introduced minimum standards. The increase must be limited to extra eligible costs that are necessary and must not apply in the case of investments which result in an increase in production capacity.

The maximum amount of aid granted to an individual enterprise must not exceed EUR 400 000 over any period of three fiscal years, or EUR 500 000 if the enterprise is situated in a less-favoured area or in an area referred to in Article 36(a)(i), (ii) or (iii) of Regulation (EC) No 1698/2005, as designated by Member States in accordance with Articles 50 and 94 of that Regulation

Date of implementation: September 2007

Duration of the scheme or the individual aid: Until 31 December 2013

Objective of the aid: Investment projects of small and medium-sized enterprises active in the primary production of agricultural products, focusing on investment in agricultural enterprises, under Article 4 of Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001

Economic sector(s) concerned: Primary production of agricultural products (Annex I to the Treaty establishing the European Community)

Name and address of the granting authority:

Všeobecná zdravotná poisťovňa, a. s.
Mamateyova 17
SK-850 05 Bratislava 55

Website:

<http://www.vszp.sk/showdoc.do?docid=483>

Further information: —

Aid No: XA 255/07

Member State: Slovak Republic

Region: —

Title of aid scheme: Schéma štátnej pomoci na založenie a vedenie plemennej knihy a plemenárskej evidencie stáda

Legal basis:

The legal bases for the granting of aid are:

- § 4 nariadenia vlády SR č. 369/2007 Z. z. z 8. augusta 2007 o niektorých podporných opatreniach v pôdohospodárstve,
- zákon č. 231/1999 Z. z. o štátnej pomoci v znení neskorších predpisov,
- Article 16(1)(a) and (3) of Commission Regulation (EC) No 1857/2006 of 15 December 2006 on the application of Articles 87 and 88 of the Treaty to State aid to small and medium-sized enterprises active in the production of agricultural products and amending Regulation (EC) No 70/2001

Annual expenditure planned under the scheme:

The anticipated volume of funding under the scheme for 2007 is SKK 22 million.

The anticipated volume of funding under the scheme for each year from 2008 onwards is SKK 30 million.

The total budget anticipated for the establishment and maintenance of herd-books and herd breeding records during the period 2008-2013 is SKK 180 million

Maximum aid intensity: Aid may be granted to livestock farmers at a rate of up to 100 % of the value of subsidised services for the establishment and maintenance of herd-books and herd-breeding records. The subsidy applies only to the administrative costs of establishing and maintaining herd-books and herd-breeding records

Date of implementation: September 2007

Duration of scheme: Until 31 December 2013

Objective of aid: The objective of the aid is to support small and medium-sized enterprises in the livestock-farming sector

Economic sector(s) concerned: Primary production of agricultural products listed in Annex I to the EC Treaty

Name and address of the granting authority:

Granting authority:

Ministerstvo pôdohospodárstva SR
Dobrovičova ulica 12
SK-812 66 Bratislava
Tel.: (421-2) 59 26 61 11

Website:

<http://www.land.gov.sk/index.php?navID=153&id=410>

Scheme administrator:

Pôdohospodárska platobná agentúra (paying agency)
Dobrovičova ulica 12
SK-815 26 Bratislava
Tel.: (421-2) 59 26 61 11

Website:

http://www.land.gov.sk/apa/index.php?p=DP_metpok

Other information:

State aid is granted in the form of subsidised services, via a recognised stock-farming organisation or an accredited breeders' organisation.

Grants are applied for by recognised stock-farming organisations or accredited breeders' organisations. Applications for grants are submitted, in response to an invitation issued by the paying agency, by 31 January of the relevant calendar year, to the paying agency's head office. In 2007, applications are to be submitted by 30 September.

On the basis of the applications received, the paying agency adds together all the eligible grant applications received in the relevant calendar year. If the total for such applications exceeds the amount of funding available in the budget, the paying agency sets a conversion coefficient by means of which the grant entitlement is re-calculated for each eligible applicant.

Aid may be granted, pursuant to Annex I to Commission Regulation (EC) No 70/2001, to small and medium-sized enterprises operating in the livestock sector, to cover up to 100 % of the administrative costs of establishing and maintaining herd records.

Grants will be made on the basis of a grant-award contract concluded between the paying agency and the applicant. The recognised stock-farming organisation or accredited breeders' organisation takes the grant received into account when providing the service, up to 100 % of the value of the service, but not exceeding the amount of the grant. The grant is calculated by multiplying the number of animals recorded at the end of the previous year by the rate set for the relevant species and breed of livestock, as specified in Annex 3 to the Government Regulation. The recognised stock-farming organisation or accredited breeders' organisation provides aid to individual breeders in the course of the relevant calendar year in the form of subsidised services.

Approved: Lubomír Miček, Director-General, Rural Development Division, Ministry of Agriculture of the Slovak Republic

Information communicated by Member States regarding State aid granted under Commission Regulation (EC) No 68/2001 on the application of Articles 87 and 88 of the EC Treaty to training aid

(Text with EEA relevance)

(2008/C 275/05)

Reference number of the aid	XT 84/08
Member State	Austria
Region	Vorarlberg
Title (and/or name of the beneficiary)	Interreg IV Programm Alpenrhein-Bodensee-Hochrhein Aktionsfeld 1.1: Regionale Wettbewerbsfähigkeit und Innovation Aktionsfeld 1.2: Förderung von Innovation und Wissenstransfer Aktionsfeld 1.3: Förderung des Humankapitals und der Grenzüberschreitenden Mobilität
Legal basis	Interreg IV Programm Alpenrhein-Bodensee-Hochrhein
Type of measure	Aid scheme
Budget	Annual budget: EUR 2 million
Maximum aid intensity	In conformity with Article 4(2)-(7) of the Regulation
Date of implementation	1.7.2008
Duration	31.12.2008
Objective	General training; Specific training
Economic sectors	All sectors eligible for training aid
Name and address of the granting authority	Land Vorarlberg im Auftrag der Programmpartner Landhaus Römerstr. 15 A-6900 Bregenz

Reference number of the aid	XT 98/08
Member State	United Kingdom
Region	East of England
Title (and/or name of the beneficiary)	Nissan Motor Manufacturing (UK) Ltd
Legal basis	Regional Development Agency Act 1998
Type of measure	<i>Ad hoc</i>
Budget	Overall budget: GBP 0,1 million
Maximum aid intensity	In conformity with Article 4(2)-(7) of the Regulation
Date of implementation	19.6.2008

Duration	31.8.2009
Objective	General training; Specific training
Economic sectors	All manufacturing, Motor vehicles
Name and address of the granting authority	East of England Development Agency The Business Centre Station Road Histon Cambridge CB24 9LQ United Kingdom

Information communicated by Member States regarding State aid granted under Commission Regulation (EC) No 2204/2002 on the application of Articles 87 and 88 of the EC Treaty to State aid for employment

(Text with EEA relevance)

(2008/C 275/06)

Aid No	XE 36/08
Member State	Poland
Region	—
Title of aid scheme	Pomoc na zatrudnienie udzielana na podstawie rozporządzenia Ministra Rozwoju Regionalnego z dnia 6 maja 2008 r. w sprawie udzielenia pomocy publicznej w ramach Programu Operacyjnego Kapitał Ludzki
Legal basis	Program Operacyjny Kapitał Ludzki (w szczególności priorytety: I, VI, VII-) — Komunikat Ministra Rozwoju Regionalnego z dnia 26 października 2007 r. o podjęciu przez Komisję Europejską decyzji zatwierdzającej Program Operacyjny Kapitał Ludzki (M.P. nr 82, poz. 877) — Art. 21 ust. 3 ustawy z dnia 6 grudnia 2006 r. o zasadach prowadzenia polityki rozwoju (Dz.U. 227, poz. 1658 z późn. zm.), — Rozdziały 1, 2, 6 rozporządzenia Ministra Rozwoju Regionalnego z dnia 6 maja 2008 r. w sprawie udzielenia pomocy publicznej w ramach Programu Operacyjnego Kapitał Ludzki (Dz.U. nr 90, poz. 557)
Budget	Annual budget: EUR 20 million
Maximum aid intensity	In conformity with Articles 4(2)-(5), 5 and 6 of the Regulation
Date of implementation	6.5.2008
Duration	31.12.2013
Objective	Article 4: Creation of employment; Article 5: Recruitment of disadvantaged and disabled workers; Article 6: Employment of disabled workers
Economic sectors	All Community sectors ⁽¹⁾ eligible for employment aid
Name and address of the granting authority	Departament Wdrażania EFS, Ministerstwo Pracy i Polityki Społecznej ul. Żurawia 4a PL-00-513 Warszawa Tel. (48-22) 693 59 54 Fax. (48-22) 693 40 72 Email: elzbietawojtowicz@mpips.gov.pl
Other information	This aid scheme is co-financed by the European Social Fund

⁽¹⁾ With the exception of the shipbuilding sector and other sectors subject to special rules in regulations and directives governing all State aid within the sector.

Aid No	XE 37/08
Member State	Italy
Region	Calabria
Title of aid scheme	Inserimento lavorativo di disoccupati svantaggiati mediante incentivo all'occupazione dell'area di Vibo Valentia

Legal basis	Decreto Dirigente Generale Dipartimento n. 10 Regione Calabria — n. 13176 del 12 settembre 2007 — pubblicato sul BURC — parte III — 21 settembre 2007 n. 38. Avviso pubblico per la presentazione per il sostegno dell'inserimento lavorativo di disoccupati svantaggiati mediante incentivo all'occupazione dell'area di Vibo Valentia
Budget	Annual budget: EUR 6,58 million
Maximum aid intensity	In conformity with Articles 4(2)-(5), 5 and 6 of the Regulation
Date of implementation	15.5.2008
Duration	31.12.2008
Objective	Article 4: Creation of employment; Article 5: Recruitment of disadvantaged and disabled workers; Article 6: Employment of disabled workers
Economic sectors	All Community sectors ⁽¹⁾ eligible for employment aid
Name and address of the granting authority	Regione Calabria — Dipartimento n. 10 Lavoro, Politiche della Famiglia, Formazione Professionale, Cooperazione e Volontariato Via Lucrezia della Valle I-88100 Catanzaro
Other information	The aid scheme is part-financed in accordance with Regulation (EC) No 1784/1999 on the European Social Fund — under the 2000-2006 Calabria regional operational programme. Measure 3.4 — Integration and reintegration of disadvantaged groups

⁽¹⁾ With the exception of the shipbuilding sector and other sectors subject to special rules in regulations and directives governing all State aid within the sector.

V

(Announcements)

ADMINISTRATIVE PROCEDURES

COMMISSION

Call for applications regarding Commission Decision of 22 October 2008 setting up a European Cluster Policy Group

(2008/C 275/07)

By decision of 22 October 2008, the Commission has set up the European Cluster Policy Group (ECPG). The scope and objective of the European Cluster Policy Group is to share intelligence about cluster policies in view to further explore how to better assist Member States in supporting the emergence of world-class clusters in the EU.

The Commission is therefore calling for applications with a view to listing candidates to make up the European Cluster Policy Group.

ECPG shall consist of members representing high level policy makers, businesses and research and higher education institutions.

The Commission will assess applications and eligibility of individual candidates against the following criteria:

- members should have outstanding expertise and experience in the field of competitiveness and innovation policies at regional, national and community levels and should have a very good understanding about the role of clusters in economic development in order to ensure that the analysis and recommendations produced are feasible and respect the institutional and legal framework of the EU,
- members should have strong experience in European affairs and working in an international environment,
- members should be fluent in English both oral and written at a level which allows them to contribute to discussions and preparation of reports.

The Commission aims at ensuring a broad geographical coverage, a balanced gender composition and a good representation of different stakeholders on the basis of proposals received.

Duly signed applications must be sent in writing, either by e-mail or mail (date as postmarked), to:

ENTR-ECPG@ec.europa.eu
European Commission
DG Enterprise and Industry
Unit D2 Support for Innovation
B-1049 Brussels

Deadline for the arrival of applications: 30 November 2008.

Each application must be completed in one of the official languages of the European Union, clearly indicating the applicant's nationality and including the necessary documentation. The professional experience and expertise of all candidates should be documented in full by means of a curriculum vitae and material demonstrating that they meet the selection criteria. Applications shall provide a duly motivated submission and stating reasons for the desired participation in the Group.

The Commission will decide upon the final composition of the Group on the basis of proposals submitted in response to the Call for Applications. Members of the Group are appointed for an 18-month mandate. In case a chosen expert is unavailable at the time of composition of the Group or during its existence, the Commission shall decide upon a suitable replacement from the pool of eligible proposals submitted.

The list of the members of the European Cluster Policy Group will be published on the Internet website of DG Enterprise & Industry (http://ec.europa.eu/enterprise/innovation/index_en.htm) and in the *Official Journal of the European Union*, series C. Collection; management and publication of the names of members shall be carried out in accordance with the provisions of Regulation (EC) No 45/2001 ⁽¹⁾.

⁽¹⁾ Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 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 (OJ L 8, 12.1.2001, p. 1).

EUROPEAN PERSONNEL SELECTION OFFICE (EPSO)

NOTICE OF OPEN COMPETITION EPSO/AD/139/08

(2008/C 275/08)

The European Personnel Selection Office (EPSO) is organising open competition EPSO/AD/139/08 for the recruitment of Danish-language lawyer-linguists (AD 7).

The competition notice is published in Official Journal C 275 A of 30.10.2008 in Danish only.

Further details can be found on the EPSO website: <http://europa.eu/epso>

COURT PROCEEDINGS

EFTA COURT

JUDGMENT OF THE COURT

of 8 July 2008

in Joined Cases E-9/07 and E-10/07 between L'Oréal Norge AS (Case E-9/07 and Case E-10/07); L'Oréal SA (Case E-10/07) and Per Aarskog AS (Case E-9/07); Nille AS (Case E-9/07); Smart Club AS (Case E-10/07)

(Exhaustion of trade mark rights)

(2008/C 275/09)

In Joined Cases E-9/07 and E-10/07, between L'Oréal Norge AS and L'Oréal SA on one hand, and Per Aarskog AS, Nille AS and Smart Club AS on the other — Requests to the Court by Follo tingrett (Follo District Court) and Oslo tingrett (Oslo District Court), concerning the interpretation of the First Council Directive of 21 December 1988 to approximate the laws of the Member States relating to trade marks (89/104/EEC), the Court, composed of Thorgeir Örlýgsson, Acting President, Henrik Bull, Judge-Rapporteur and Martin Ospelt (*ad hoc*), Judge, gave judgment on 8 July 2008, the operative part of which is as follows:

Article 7(1) of First Council Directive of 21 December 1988 to approximate the laws of the Member States relating to trade marks (89/104/EEC) is to be interpreted to the effect that it precludes the unilateral introduction or maintenance of international exhaustion of rights conferred by a trade mark regardless of the origin of the goods in question.

PROCEDURES RELATING TO THE IMPLEMENTATION OF THE COMMON COMMERCIAL POLICY

COMMISSION

Notice of initiation of an expiry review of the anti-dumping measures applicable to imports of furfuryl alcohol originating in the People's Republic of China

(2008/C 275/10)

Following the publication of a notice of impending expiry ⁽¹⁾ of the anti-dumping measures in force on imports of furfuryl alcohol originating in the People's Republic of China ('country concerned'), the Commission has received a request for review pursuant to Article 11(2) of Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community ⁽²⁾ ('the basic Regulation').

1. Request for review

The request was lodged on 30 July 2008 by International Furan Chemicals BV ('the applicant') on behalf of the sole producer in the Community representing 100 % of the Community production of furfuryl alcohol.

2. Product

The product under review is furfuryl alcohol originating in the People's Republic of China ('the product concerned'), currently classifiable within CN code ex 2932 13 00. This CN code is given only for information.

3. Existing measures

The measures currently in force are a definitive anti-dumping duty imposed by Council Regulation (EC) No 1905/2003 ⁽³⁾ on imports of furfuryl alcohol originating in the People's Republic of China.

4. Grounds for the review

The request is based on the grounds that the expiry of measures would be likely to result in a continuation of dumping and recurrence of injury to the Community industry.

In view of the provisions of Article 2(7) of the basic Regulation, the applicant established normal value for the People's Republic of China on the basis of the price in an appropriate market economy country, which is mentioned in point 5.1(d). The allegation of a continuation of dumping is based on a comparison

of normal value, established as set out in the preceding sentence, with the export prices of the product concerned when sold for export to the Community.

On this basis, the dumping margin calculated is significant.

The applicant further alleges the likelihood of further injurious dumping. In this respect the applicant presents evidence that imports of the product concerned from the People's Republic of China have increased in quantities and market share despite the existence of measures. Should measures be allowed to lapse, the current import level of the product concerned is likely to increase further due to the potential of the manufacturing facilities of the exporting producers in the country concerned.

In addition, the applicant alleges that the current improved situation with regard to injury is mainly due to the existence of measures and that any recurrence of substantial imports at dumped prices from the country concerned would likely lead to a recurrence of injury of the Community industry should measures be allowed to lapse.

5. Procedure

Having determined, after consulting the Advisory Committee, that sufficient evidence exists to justify the initiation of an expiry review, the Commission hereby initiates a review in accordance with Article 11(2) of the basic Regulation.

5.1. Procedure for the determination of likelihood of dumping and injury

The investigation will determine whether the expiry of the measures would be likely, or unlikely, to lead to a continuation or recurrence of dumping and injury.

(a) Sampling

In view of the apparent number of parties involved in this proceeding, the Commission may decide to apply sampling, in accordance with Article 17 of the basic Regulation.

⁽¹⁾ OJ C 111, 6.5.2008, p. 50.

⁽²⁾ OJ L 56, 6.3.1996, p. 1.

⁽³⁾ OJ L 283, 31.10.2003, p. 1.

(i) Sampling for exporters/producers in the People's Republic of China

In order to enable the Commission to decide whether sampling is necessary and, if so, to select a sample, all exporters/producers, or representatives acting on their behalf, are hereby requested to make themselves known by contacting the Commission and providing the following information on their company or companies within the time limit set in point 6(b)(i) and in the formats indicated in point 7:

- 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 concerned sold for export to the Community during the period from 1 October 2007 to 30 September 2008 (investigation period — 'IP'),
- the turnover in local currency and the sales volume in tonnes of the product concerned sold on the domestic market during the period from 1 October 2007 to 30 September 2008 (investigation period — 'IP'),
- the turnover in local currency and the sales volume in tonnes for the product concerned sold to other third countries during the period from 1 October 2007 to 30 September 2008 (investigation period — 'IP'),
- the precise activities of the company with regard to the product concerned and the production volume in tonnes of the product concerned, the production capacity and the investments in production capacity during the period from 1 October 2007 to 30 September 2008 (investigation period — 'IP'),
- the names and the precise activities of all related companies⁽¹⁾ involved in the production and/or selling (export and/or domestic) of the product 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 chosen to be part of the sample, this will imply replying to a questionnaire and accepting an on-the-spot investigation of its response. If the company indicates that it does not agree to its possible inclusion or inclusion in the sample, it will be deemed not to have co-operated in the investigation. The consequences of non-cooperation are set out in point 8 below.

⁽¹⁾ For guidance on the meaning of related companies, please refer to Article 143 of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ L 253, 11.10.1993, p. 1).

In order to obtain the information it deems necessary for the selection of the sample of exporters/producers, the Commission will, in addition, contact the authorities of the exporting country, and any known associations of exporters/producers.

(ii) Sampling for importers

In order to enable the Commission to decide whether sampling is necessary and, if so, to select a sample, all importers, or representatives acting on their behalf, are hereby requested to make themselves known to the Commission and to provide the following information on their company or companies within the time limit set in point 6(b)(i) and in the formats indicated in point 7:

- name, address, e-mail address, telephone and fax numbers and contact person,
- the total turnover in euro of the company during the period from 1 October 2007 to 30 September 2008 (investigation period — 'IP'),
- the total number of employees,
- the precise activities of the company with regard to the product concerned,
- the volume in tonnes and value in euro of imports into and resales made in the Community market during the period from 1 October 2007 to 30 September 2008 (investigation period — 'IP') of the imported product concerned originating in the People's Republic of China,
- the names and the precise activities of all related companies⁽²⁾ involved in the production and/or selling of the product 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 chosen to be part of the sample, this will imply replying to a questionnaire and accepting an on-the-spot investigation of its response. If the company indicates that it does not agree to its possible inclusion or inclusion in the sample, it will be deemed not to have co-operated in the investigation. The consequences of non-cooperation are set out in point 8 below.

In order to obtain the information it deems necessary for the selection of the sample of importers, the Commission will, in addition, contact any known associations of importers.

(iii) Final selection of the samples

All interested parties wishing to submit any relevant information regarding the selection of the samples must do so within the time limit set in point 6(b)(ii).

⁽²⁾ For guidance on the meaning of related companies, please refer to Article 143 of Regulation (EEC) No 2454/93.

The Commission intends to make the final selection of the samples after having consulted the parties concerned that have expressed their willingness to be included in the samples.

Companies included in the samples must reply to a questionnaire within the time limit set in point 6(b)(iii) and must co-operate within the framework of the investigation.

If sufficient co-operation is not forthcoming, the Commission may base its findings, in accordance with Articles 17(4) and 18 of the basic Regulation, on the facts available. A finding based on facts available may be less advantageous to the party concerned, as explained in point 8.

(b) *Questionnaires*

In order to obtain the information it deems necessary for its investigation, the Commission will send questionnaires to the Community industry [and to any association of producers in the Community — we probably don't need this if there's only one producer in the whole Community but if we're not sure it's not a problem to keep it in], to the sampled exporters/producers in the People's Republic of China, to any association of exporters/producers, to the sampled importers, to any known association of importers, and to the authorities of the exporting country concerned.

(c) *Collection of information and holding of hearings*

All interested parties are hereby invited to make their views known, submit information other than questionnaire replies and to provide supporting evidence. This information and supporting evidence must reach the Commission within the time limit set in point 6(a)(ii).

Furthermore, the Commission may hear interested parties, provided that they make a request showing that there are particular reasons why they should be heard. This request must be made within the time limit set in point 6(a)(iii).

(d) *Selection of the market economy country*

In the previous investigation the United States of America was used as an appropriate market economy country for the purpose of establishing normal value in respect of the People's Republic of China. The Commission envisages using the United States of America again for this purpose. Interested parties are hereby invited to comment on the appropriateness of this country within the specific time limit set in point 6(c).

5.2. Procedure for the assessment of Community interest

In accordance with Article 21 of the basic Regulation and in the event that the likelihood of a continuation or recurrence of dumping and injury is confirmed, a determination will be made as to whether maintaining the anti-dumping measures would not be against the Community interest. For this reason the Commission may send questionnaires to the known Community industry, importers, their representative associations, representative users and representative consumer organizations. Such parties, including those not known to the Commission, provided that they prove that there is an objective link between

their activity and the product concerned, may, within the general time limits set in point 6(a)(ii), make themselves known and provide the Commission with information. The parties which have acted in conformity with the preceding sentence may request a hearing, setting out the particular reasons why they should be heard, within the time limit set in point 6(a)(iii). It should be noted that any information submitted pursuant to Article 21 of the basic Regulation will only be taken into account if supported by factual evidence at the time of submission.

6. Time limits

(a) *General time limits*

(i) For parties to request a questionnaire

All interested parties who did not co-operate in the investigation leading to the measures subject to the present review should request a questionnaire or other claim forms as soon as possible, but not later than 15 days after the publication of this notice in the *Official Journal of the European Union*.

(ii) For parties to make themselves known, to submit questionnaire replies and any other information

All interested parties, if their representations are to be taken into account during the investigation, must make themselves known by contacting the Commission, present their views and submit questionnaire replies or any other information within 40 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified. Attention is drawn to the fact that the exercise of most procedural rights set out in the basic Regulation depends on the party's making itself known within the aforementioned period.

Companies selected in a sample must submit questionnaire replies within the time limit specified in point 6(b)(iii).

(iii) *Hearings*

All interested parties may also apply to be heard by the Commission within the same 40-day time limit.

(b) *Specific time limit in respect of sampling*

(i) The information specified in point 5.1(a)(i) and 5.1(a)(ii) should reach the Commission within 15 days of the date of publication of this notice in the *Official Journal of the European Union*, given that the Commission intends to consult parties concerned that have expressed their willingness to be included in the sample on its final selection within a period of 2 days of the publication of this notice in the *Official Journal of the European Union*.

(ii) All other information relevant for the selection of the sample as referred to in 5.1(a)(iii) must reach the Commission within a period of 21 days of the publication of this notice in the *Official Journal of the European Union*.

(iii) The questionnaire replies from sampled parties must reach the Commission within 37 days from the date of the notification of their inclusion in the sample.

(c) *Specific time limit for the selection of the market economy country*

Parties to the investigation may wish to comment on the appropriateness of the United States of America which, as mentioned in point 5.1(d), is envisaged as a market-economy country for the purpose of establishing normal value in respect of the People's Republic of China. These comments must reach the Commission within 10 days of the date of publication of this notice in the *Official Journal of the European Union*.

7. Written submissions, questionnaire replies and correspondence

All submissions and requests made by interested parties must be made in writing (not in electronic format, unless otherwise specified) and must indicate the name, address, e-mail address, telephone and fax numbers of the interested party. All written submissions, including the information requested in this notice, questionnaire replies and correspondence provided by interested parties on a confidential basis shall be labelled as 'Limited' ⁽¹⁾ and, in accordance with Article 19(2) of the basic Regulation, shall be accompanied by a non-confidential version, which will be labelled 'For inspection by interested parties'.

Commission address for correspondence:

European Commission
Directorate General for Trade
Directorate H
Office: N105 04/92
B-1049 Brussels
Fax (32-2) 295 65 05

8. Non-co-operation

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

Where it is found that any interested party has supplied false or misleading information, the information shall be disregarded and use may be made, in accordance with Article 18 of the basic Regulation, of the facts available. If an interested party does not cooperate or cooperates only partially, and use of facts available is made, the result may be less favourable to that party than if it had cooperated.

9. Schedule of the investigation

The investigation will be concluded, according to Article 11(5) of the basic Regulation within 15 months of the date of the publication of this notice in the *Official Journal of the European Union*.

10. Possibility to request a review under Article 11(3) of the basic Regulation

As this expiry review is initiated in accordance with the provisions of Article 11(2) of the basic Regulation, the findings thereof will not lead to the level of the existing measures being amended but will lead to those measures being repealed or maintained in accordance with Article 11(6) of the basic Regulation.

If any party to the proceeding considers that a review of the level of the measures is warranted so as to allow for the possibility to amend (i.e. increase or decrease) the level of the measures, that party may request a review in accordance with Article 11(3) of the basic Regulation.

Parties wishing to request such a review, which would be carried out independently of the expiry review mentioned in this notice, may contact the Commission at the address given above.

11. Processing of personal data

It is noted that any personal data collected in this investigation will be treated in accordance with Regulation (EC) No 45/2001 of the European Parliament and the Council of 18 December 2000 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 ⁽²⁾.

12. Hearing Officer

It is also noted that if interested parties consider that they are encountering difficulties in the exercise of their rights of defence, they may request the intervention of the Hearing Officer of DG Trade. He acts as an interface between the interested parties and the Commission services, offering, where necessary, mediation on procedural matters affecting the protection of their interests in this proceeding, in particular with regard to issues concerning access to file, confidentiality, extension of time limits and the treatment of written and/or oral submission of views. For further information and contact details interested parties may consult the Hearing Officer's web pages of the website of DG Trade (<http://ec.europa.eu/trade>).

⁽¹⁾ This means that the document is for internal use only. It is protected pursuant to Article 4 of Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents (OJ L 145, 31.5.2001, p. 43). It is a confidential document pursuant to Article 19 of the basic Regulation and Article 6 of the WTO Agreement on Implementation of Article VI of the GATT 1994 (Anti-dumping Agreement).

⁽²⁾ OJ L 8, 12.1.2001, p. 1.

NOTE TO THE READER

The institutions have decided no longer to quote in their texts the last amendment to cited acts.

Unless otherwise indicated, references to acts in the texts published here are to the version of those acts currently in force.