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⁽¹⁾ Text with EEA relevance

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EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1296/98
of 23 June 1998
establishing the standard import values for determining the entry price of certain
fruit and vegetables

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

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 2375/96⁽²⁾, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EC) No 150/95⁽⁴⁾, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commis-

sion fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 24 June 1998.

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

Done at Brussels, 23 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ L 325, 14. 12. 1996, p. 5.

⁽³⁾ OJ L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 23 June 1998 establishing the standard import values for determining the entry price of certain fruit and vegetables

(ECU/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	47,7
	066	45,5
	628	39,5
	999	44,2
0707 00 05	052	93,9
	999	93,9
0709 90 70	052	51,4
	628	98,7
	999	75,0
0805 30 10	382	62,1
	388	62,1
	524	69,9
	528	48,1
	999	60,5
0808 10 20, 0808 10 50, 0808 10 90	388	69,0
	400	88,4
	404	93,5
	508	106,6
	512	72,2
	524	92,0
	528	65,4
	800	162,3
	804	116,5
	999	96,2
	0809 10 00	052
999		196,8
0809 20 95	052	252,5
	060	155,1
	064	147,2
	068	152,6
	400	266,4
	616	177,8
0809 40 05	999	191,9
	624	278,2
	999	278,2

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2317/97 (OJ L 321, 22. 11. 1997, p. 19). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1297/98**of 23 June 1998****fixing the weighting coefficients to be used in calculating the Community market price for pig carcasses and repealing Regulation (EC) No 1205/97**

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

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organization of the market in pigmeat ⁽¹⁾, as last amended by Regulation (EC) No 3290/94 ⁽²⁾, and in particular Article 4(6) thereof,

Whereas the Community market price for pig carcasses, as referred to in Article 4(2) of Regulation (EEC) No 2759/75, must be established by weighting the prices recorded in each Member State by coefficients expressing the relative size of the pig population of each Member State; whereas these coefficients should be determined on the basis of the number of pigs counted at the beginning of December each year in accordance with Council Directive 93/23/EEC of 1 June 1993 concerning surveys of pig production to be made by the Member States ⁽³⁾;

Whereas, in view of the results of the census of December 1997 the weighting coefficients fixed by Commission Regulation (EC) No 1205/97 ⁽⁴⁾ should be adjusted;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS REGULATION:

Article 1

The weighting coefficients referred to in Article 4(2) of Regulation (EEC) No 2759/75 shall be as specified in the Annex hereto.

Article 2

Regulation (EC) No 1205/97 is hereby repealed.

Article 3

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

It shall apply from 1 July 1998.

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

Done at Brussels, 23 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ L 349, 31. 12. 1994, p. 105.

⁽³⁾ OJ L 149, 21. 6. 1993, p. 1.

⁽⁴⁾ OJ L 170, 28. 6. 1997, p. 30.

*ANNEX***Weighting coefficients to be used in calculating the Community market price for pig carcasses**

Belgium	6,3
Denmark	9,7
Germany	20,9
Greece	0,8
Spain	16,3
France	13,0
Ireland	1,4
Italy	6,9
Luxembourg	0,1
Netherlands	9,6
Austria	3,1
Portugal	2,0
Finland	1,2
Sweden	2,0
United Kingdom	6,7

COMMISSION REGULATION (EC) No 1298/98

of 23 June 1998

amending Regulation (EC) No 577/97 laying down certain detailed rules for the application of Council Regulation (EC) No 2991/94 laying down standards for spreadable fats and of Council Regulation (EEC) No 1898/87 on the protection of designations used in the marketing of milk and milk products

(Text with EEA relevance)

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

Having regard to Council Regulation (EC) No 2991/94 of 5 December 1994 laying down standards for spreadable fats⁽¹⁾, and in particular Article 8 thereof,

Having regard to Council Regulation (EEC) No 1898/87 of 2 July 1987 on the protection of designations used in the marketing of milk and milk products⁽²⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Article 4(2) thereof,

Whereas Commission Regulation (EC) No 577/97⁽³⁾, as last amended by Regulation (EC) No 623/98⁽⁴⁾, provides for a period allowing experience to be had of the method for verifying the fat content declaration as described in Annex II, before its application;

Whereas, to allow for a more detailed examination of the viability of the method in the light of the difficulties notified by the economic operators in implementing it,

the date from which the method is to apply must be postponed;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committees concerned,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 577/97 is amended as follows:

In Article 2(3) the date '1 July 1998' is replaced by '1 January 1999'.

Article 2

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

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

Done at Brussels, 23 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 316, 9. 12. 1994, p. 2.

⁽²⁾ OJ L 182, 3. 7. 1987, p. 36.

⁽³⁾ OJ L 87, 2. 4. 1997, p. 3.

⁽⁴⁾ OJ L 85, 20. 3. 1998, p. 3.

COMMISSION REGULATION (EC) No 1299/98**of 23 June 1998**

amending Regulation (EC) No 936/97 opening and providing for the administration of tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat and Regulation (EEC) No 139/81 defining the conditions for the admission of certain kinds of frozen beef and veal to subheading 0202 30 50 of the Combined Nomenclature

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 936/97 of 27 May 1997 opening and providing for the administration of tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat⁽¹⁾, as last amended by Regulation (CE) No 260/98⁽²⁾, and in particular Article 7(2) thereof,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organisation of the market in beef and veal⁽³⁾, as last amended by Regulation (EC) No 2634/97⁽⁴⁾, and in particular Article 9(2) thereof,

Whereas Australia has nominated a new issuing agency for certificates of authenticity; whereas Annex II to Regulation (EC) No 936/97 should be amended accordingly;

Whereas certificates of authenticity issued by the third countries concerned must be presented for imports of certain kinds of beef at a reduced rate of customs duty pursuant to Commission Regulation (EEC) No 139/81⁽⁵⁾, as last amended by Regulation (EC) No 737/98⁽⁶⁾; whereas the name and address of the Australian issuing agency should be updated;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

In Annex II to Regulation (EC) No 936/97 the agency 'Australian Meat and Livestock Corporation' is replaced by 'Department of Primary Industries and Energy'.

Article 2

In Regulation (EEC) No 139/81, Annex II is replaced by the following:

⁽¹⁾ OJ L 137, 28. 5. 1997, p. 10.

⁽²⁾ OJ L 25, 31. 1. 1998, p. 42.

⁽³⁾ OJ L 148, 28. 6. 1968, p. 24.

⁽⁴⁾ OJ L 356, 31. 12. 1997, p. 13.

⁽⁵⁾ OJ L 15, 17. 1. 1981, p. 4.

⁽⁶⁾ OJ L 102, 2. 4. 1998, p. 19.

*ANNEX II***List of agencies in exporting countries empowered to issue certificates of authenticity**

Third country	Issuing agency	
	Name	Address
Argentina	Secretaría de Agricultura, Ganadería, Pesca y Alimentación (SAGPyA), Dirección General de Mercados Ganaderos	Paseo Colón 922, 1 ^{er} Piso Oficina 146 (1063) Buenos Aires Argentina
Australia	Department of Primary Industries and Energy	Edmund Barton Building Barton, ACT
Botswana	Ministry of Agriculture, Department of Animal Health and Production	Principal Veterinary Officer (Abattoir) Private Bag 12 Lobatse
New Zealand	New Zealand Meat Producers Board	110 Featherston Street Box 121 Wellington
Swaziland	Ministry of Agriculture	PO Box 162 Mbabane
Uruguay	Instituto Nacional de Carnes (INAC)	Rincón 459, Montevideo
South Africa	South African Livestock and Meat Industries Control Board	Hamilton and Vermeulen Streets, Pretoria
Zimbabwe	Ministry of Agriculture Department of Veterinary Services	PO Box 8012, Causeway, Harare, Zimbabwe
Namibia	Ministry of Agriculture, Water and Rural Development, Directorate of Veterinary Services	Private Bag 12002, Auspanplatz, Windhoek 9000 Namibia'

Article 3

This Regulation shall enter into force on 1 July 1998.

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

Done at Brussels, 23 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION REGULATION (EC) No 1300/98
of 23 June 1998
establishing a forecast balance for the supply to the Canary Islands of milk and
milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1601/92 of 15 June 1992 concerning specific measures for the Canary Islands with regard to certain agricultural products⁽¹⁾, as last amended by Regulation (EC) No 2348/96⁽²⁾,

Whereas in application of Regulation (EEC) No 1601/92, the quantities of the forecast supply balance for the milk sector should be determined for the period 1 July 1998 to 30 June 1999 for supplies to the Canary Islands;

Whereas the quantities of the forecast supply balance for those products is fixed in Commission Regulation (EC) No 2883/94⁽³⁾, as last amended by Regulation (EC) No 1269/97⁽⁴⁾, for the period 1 July 1997 to 30 June 1998; whereas, in order to continue to satisfy requirements for milk and milk products, the abovementioned quantities should be fixed for the period 1 July 1998 to 30 June 1999;

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

Done at Brussels, 23 June 1998.

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of Articles 2 and 3 of Regulation (EEC) No 1601/92, the quantities of the forecast supply balance for the Canary Islands in the milk sector benefiting, as appropriate from exemption from import duties for products from third countries or for Community aid for products from the Community market shall be as set out in the Annex hereto.

Where, as regards a particular product separate amounts are fixed in the forecast supply balance for direct consumption, and for processing and/or packaging respectively, an adjustment in the breakdown as between the prescribed uses is permitted, within a limit of 20 % of the total quantity fixed for that product.

Article 2

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

It shall apply from 1 July 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27. 6. 1992, p. 13.

⁽²⁾ OJ L 320, 11. 12. 1996, p. 1.

⁽³⁾ OJ L 304, 29. 11. 1994, p. 18.

⁽⁴⁾ OJ L 174, 2. 7. 1997, p. 35.

ANNEX

Forecast supply balance for milk and milk products for the Canary Islands for the period 1 July 1998 to 30 June 1999

(in tonnes)

CN code	Designation of goods	Quantity
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter	96 000 ⁽¹⁾
0402	Milk and cream, concentrated or containing added sugar or other sweetening matter	27 000 ⁽²⁾
0405 00	Butter and other fats and oils derived from milk	4 000
0406	Cheeses	} 13 000
0406 30		
0406 90 23		
0406 90 25		
0406 90 27		
0406 90 76		
0406 90 78		
0406 90 79		
0406 90 81		
0406 90 86		
0406 90 87		} 1 850
0406 90 88		
1901 90 99	Milk-based preparations without fat	5 000 ⁽³⁾
2106 90 92	Milk-based preparations for children not containing milk fat	200

⁽¹⁾ Of which 1 000 tonnes are for the processing and/or packaging sector.

⁽²⁾ Of which 15 500 tonnes are for the processing and/or packaging sector.

⁽³⁾ The entire amount (5 000 tonnes) is for the processing and/or packaging sector.

COMMISSION REGULATION (EC) No 1301/98
of 23 June 1998
amending Regulation (EEC) No 2219/92 laying down detailed rules for the
application of the specific supply arrangements for Madeira relating to milk
products and establishing the forecast supply balance

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

Having regard to Council Regulation (EEC) No 1600/92 of 15 June 1992 concerning specific measures for the Azores and Madeira relating to certain agricultural products ⁽¹⁾, as last amended by Regulation (EC) No 2348/96 ⁽²⁾, and in particular Article 10 thereof,

Whereas Commission Regulation (EEC) No 1696/92 ⁽³⁾, as last amended by Regulation (EEC) No 2596/93 ⁽⁴⁾, lays down in particular the detailed rules for implementation of the specific arrangements for the supply of certain agricultural products to the Azores and Madeira;

Whereas Commission Regulation (EEC) No 2219/92 of 30 July 1992 laying down detailed rules for the application of the specific supply arrangements for Madeira relating to milk products and establishing the forecast supply balance ⁽⁵⁾, as last amended by Regulation (EC) No 721/98 ⁽⁶⁾, establishes the forecast supply balance for milk products for Madeira for the period 1 July 1997 to 30 June 1998; whereas, in order to continue to satisfy

requirements for milk and milk products, the abovementioned quantities should be fixed for the period 1 July 1998 to 30 June 1999;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EEC) No 2219/92 is replaced by the Annex hereto.

Article 2

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

It shall apply from 1 July 1998.

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

Done at Brussels, 23 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27. 6. 1992, p. 1.

⁽²⁾ OJ L 320, 11. 12. 1996, p. 1.

⁽³⁾ OJ L 179, 1. 7. 1992, p. 6.

⁽⁴⁾ OJ L 238, 23. 9. 1993, p. 24.

⁽⁵⁾ OJ L 218, 1. 8. 1992, p. 75.

⁽⁶⁾ OJ L 100, 1. 4. 1998, p. 31.

ANNEX

ANNEX I

Forecast supply balance for Madeira relating to milk products for the period 1 July 1998 to 30 June 1999

(tonnes)

CN code	Description	Quantity
0401	Milk and cream, not concentrated nor containing added sugar or other sweetening matter	12 000
ex 0402	Skimmed-milk powder	800
ex 0402	Whole-milk powder	700
0405	Butter	1 200
0406	Cheese	1 200'

COMMISSION REGULATION (EC) No 1302/98
of 23 June 1998
amending Regulation (EC) No 1276/98 fixing export refunds on fruit and vegetables

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

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables⁽¹⁾, as amended by Commission Regulation (EC) No 2520/97⁽²⁾, and in particular Article 35(11) thereof,

Whereas Commission Regulation (EC) No 1276/98⁽³⁾ fixes export refunds on fruit and vegetables; whereas a check has shown that the Annex is not in accordance with the opinion delivered by the Management

Committee for cereals; whereas the Regulation in question should be corrected,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1276/98 is replaced by the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 24 June 1998.

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

Done at Brussels, 23 June 1998.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 297, 21. 11. 1996, p. 1.

⁽²⁾ OJ L 346, 17. 12. 1997, p. 41.

⁽³⁾ OJ L 176, 20. 6. 1998, p. 6.

ANNEX

EXPORT REFUNDS ON FRUIT AND VEGETABLES

Product (full definitions of eligible products are given in the 'Fruit and vegetables' sector of Commission Regulation (EEC) No 3846/87 amended)	Product code	A1 applications from 24. 6 to 8. 9. 1998			A2 applications from 25 to 29. 6. 1998			B applications from 1. 7 to 15. 9. 1998		
		Destination or destination group (1)	Refund rate (ECU/tonnes net weight)	Scheduled quantity (tonnes)	Destination or destination group (1)	Indicative refund rate (ECU/tonnes net weight)	Scheduled quantity (tonnes)	Destination or destination group (1)	Indicative refund rate (ECU/tonnes net weight)	Scheduled quantity (tonnes)
Tomatoes	0702 00 00 9100	F	20		F	20	2 331	F	20	4 661
Shelled almonds	0802 12 90 9000	F	50	186				F	50	186
Hazelnuts in shell	0802 21 00 9000	F	59	72				F	59	72
Shelled hazelnuts	0802 22 00 9000	F	114	632				F	114	632
Walnuts in shell	0802 31 00 9000	F	73	22				F	73	22
Oranges	0805 10 10 9100 0805 10 30 9100 0805 10 50 9100	XYC	33		XYC	33	649	XYC	33	1 298
Lemons	0805 30 10 9100	F	37		F	37	4 868	F	37	4 868
Table grapes	0806 10 10 9100	F	25		F	25	6 998	F	25	13 997
Apples	0808 10 20 9100 0808 10 50 9100 0808 10 90 9100	X	23		X	23	1 271	X	23	1 271
	0808 10 20 9100 0808 10 50 9100 0808 10 90 9100	Y	6		Y	6	1 557	Y	6	1 557
	0808 10 20 9100 0808 10 50 9100 0808 10 90 9100	ZD	54	1 343				ZD	54	1 343
Peaches and nectarines	0809 30 10 9100 0809 30 90 9100	E	26		E	26	3 268	E	26	6 535

(¹) The destination codes are defined as follows:

- X: Norway, Iceland, Greenland, Faeroes, Poland, Hungary, Romania, Bulgaria, Albania, Estonia, Latvia, Lithuania, Bosnia-Herzegovina, Croatia, Slovenia, Former Yugoslav Republic of Macedonia, Federal Republic of Yugoslavia (Serbia and Montenegro), Malta.
- Y: Armenia, Azerbaijan, Belarus, Georgia, Kazakhstan, Kyrgyzstan, Moldova, Russia, Tajikistan, Turkmenistan, Uzbekistan, Ukraine, destinations referred to in Article 34 of Commission Regulation (EEC) No 3665/87, as amended.
- Z: African countries and territories except South Africa, countries of the Arabian Peninsula (Saudi Arabia, Bahrain, Qatar, Oman, United Arab Emirates (Abu Dhabi, Dubai, Sharjah, Ajman, Umm al Qaiwain, Ras al Khaimah, Fujairah), Kuwait, Yemen), Syria, Iran, Jordan, Bolivia, Brazil, Venezuela, Peru, Panama, Ecuador, Colombia.
- C: Switzerland, Czech Republic, Slovakia.
- D: Hong Kong SAR, Singapore, Malaysia, Indonesia, Thailand, Taiwan, Papua New Guinea, Laos, Cambodia, Vietnam, Uruguay, Paraguay, Argentina, Mexico, Costa Rica.
- E: All destinations except Switzerland.
- F: All destinations.
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II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 16 June 1998

concerning certain protective measures with regard to bivalve molluscs and fishery products originating or proceeding from Turkey and repealing Decision 97/806/EC

(notified under document number C(1998) 1620)

(Text with EEA relevance)

(98/407/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/675/EEC of 10 December 1990 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries⁽¹⁾, as last amended by Directive 96/43/EC⁽²⁾, and in particular Article 19 thereof,

Whereas Community inspections in Turkey have shown that there are deficiencies with regard to infrastructure and hygiene in fishery and bivalve mollusc establishments and that there are insufficient guarantees about the efficiency of the controls carried out by the competent authorities; whereas there is a potential risk for public health with regard to the production and processing of bivalve molluscs in this country;

Whereas all bivalve molluscs in any form and all fishery products in fresh form originating or proceeding from Turkey must not therefore be further allowed entry into the Community;

Whereas, as a temporary measure, imports of processed or frozen fishery products could be authorised until 30 September 1998;

Whereas the processed and the frozen fishery products originating or proceeding from Turkey must therefore, upon presentation for importation at the Community border inspection posts, be sampled in order to demonstrate that they do not present a hazard to human health;

Whereas the importation of fishery products and bivalve molluscs from the establishment Dardanel Onentas Gida Sanayias (Code No 181) was already banned by Commission Decision 97/806/EC⁽³⁾; whereas this establishment was subsequently visited by a Community inspection team which concluded that certain parts of the establishment, and in particular the cannery section, comply with the sanitary requirements of Council Directives 91/492/EEC⁽⁴⁾ and 91/493/EEC⁽⁵⁾;

Whereas it is necessary to repeal Commission Decision 97/806/EC of 26 November 1997 concerning certain measures with regard to certain fishery products originating in Turkey because these measures are included in the scope of the present Decision;

Whereas the review of this Decision must depend on the guarantees offered by Turkey's competent authority and on the results of the test carried out by Member States when importing products from Turkey;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

⁽¹⁾ OJ L 373, 31. 12. 1990, p. 1.

⁽²⁾ OJ L 162, 1. 7. 1996, p. 1.

⁽³⁾ OJ L 330, 2. 12. 1997, p. 21.

⁽⁴⁾ OJ L 268, 24. 9. 1991, p. 1.

⁽⁵⁾ OJ L 268, 24. 9. 1991, p. 15.

HAS ADOPTED THIS DECISION:

Article 1

This Decision shall apply to bivalve molluscs, echinoderms, tunicates, marine gastropods and fishery products originating or proceeding from Turkey.

Article 2

Member States shall ban

1. imports of bivalve molluscs, echinoderms, tunicates, and marine gastropods in all forms and
2. imports of fresh fishery products originating in or coming from Turkey.

Article 3

Member States shall, using appropriate sampling plans and detection methods, subject each consignment of frozen or processed fishery products originating or proceeding from Turkey to a microbiological test in order to ensure that the products concerned do not present a hazard to human health. This test must be carried out, in particular, with a view to detecting the presence of *Salmonellae*, *Vibrio cholerae* and *parabaemolitycus*, as well as *Clostridium* sp in canned fishery products as indicator of bad heat treatment.

Article 4

Member States shall not authorise the importation into their territory or the consignment to another Member

State of the products referred to in Article 1 unless the results of the checks referred in Article 3 are favourable.

Article 5

All expenditure incurred by the application of this Decision shall be chargeable to the consignor, the consignee or their agent.

Article 6

Decision 97/806/EC is repealed.

Article 7

The Member States shall amend the measures they apply in respect of imports from Turkey to bring them into line with this Decision. They shall immediately inform the Commission thereof.

Article 8

This Decision will be reviewed before 30 September 1998 on the grounds of the guarantees received from Turkey.

Article 9

This Decision is addressed to the Member States

Done at Brussels, 16 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission
