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I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC, ECSC, EURATOM) No 376/2000
of 17 February 2000**

**laying down the weightings applicable from 1 July 1999 to the remuneration of officials of the
European Communities serving in third countries**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Staff Regulations of officials of the European Communities and the conditions of employment of other servants of the Communities laid down by Regulation (EEC, Euratom, ECSC) No 259/68 ⁽¹⁾, as last amended by Regulation (EC, ECSC, Euratom) No 2700/1999 ⁽²⁾, and in particular the first paragraph of Article 13 of Annex X thereto,

Having regard to the proposal from the Commission,

Whereas:

- (1) Account should be taken of changes in the cost of living in countries outside the Community and weightings applicable to remuneration payable in the currency of the country of employment to officials serving in third countries should be determined with effect from 1 July 1999.
- (2) Under Annex X of the Staff Regulations, the Council sets the weightings every six months; it will accordingly have to set new weightings for the coming six month periods.
- (3) The weightings to apply with effect from 1 July 1999 in respect of which payment has been made on the basis of a previous Regulation could lead to retrospective adjustments to remuneration (positive or negative).
- (4) Provision should be made for back-payments in the event of an increase in remuneration as a result of these weightings.
- (5) Provision should be made for the recovery of sums overpaid in the event of a reduction in remuneration as a result of these weightings for the period between 1

July 1999 and the date of the Council decision setting the weightings to apply with effect from 1 July 1999.

- (6) However, in order to mirror the weightings applicable within the European Community to remuneration and pensions of officials and other servants of the European Communities, provision should be made for any such recovery to apply solely to a period of no more than six months preceding the decision and for its effects to be spread over a period of no more than twelve months following the date of that decision,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 1999, the weightings applicable to remuneration payable in the currency of the country of employment shall be as shown in the Annex.

The exchange rates for the calculation of such remuneration shall be those used for the implementation of the general budget of the European Union for the month preceding the date referred to in the first paragraph.

Article 2

In accordance with the first paragraph of Article 13 of Annex X of the Staff Regulations, the Council shall set weightings every six months. It shall accordingly set new weightings with effect from 1 January 2000.

The institutions shall make back-payments in the event of an increase in remuneration as a result of these weightings.

⁽¹⁾ OJ L 56, 4.3.1968, p. 1.

⁽²⁾ OJ L 327, 21.12.1999, p. 1.

For the period between 1 July 1999 and the date of the Council Decision setting the weightings applicable with effect from 1 July 1999, the institutions shall make retrospective downward adjustments to remuneration in the event of a reduction as a result of these weightings.

Retrospective adjustments involving the recovery of sums overpaid shall, however, concern only a period of no more than six months preceding the Decision setting the weightings and this recovery shall be spread over no more than twelve months from the date of that Decision.

Article 3

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, 17 February 2000.

For the Council
The President
L. CAPOULAS SANTOS

ANNEX

Place of employment	Weightings July 1999	Place of employment	Weightings July 1999
Albania	115,3	Left Bank — Gaza Strip (*)	0,0
Algeria (*)	0,0	Lesotho	51,0
Angola	65,4	Liberia (*)	0,0
Antigua and Barbuda	124,1	Lithuania	67,9
Argentina	112,0	Madagascar	49,0
Australia	97,1	Malawi	30,3
Bangladesh	72,8	Mali	91,6
Barbados	121,8	Malta	87,2
Belize	86,6	Mauritania	71,5
Benin	76,5	Mauritius	73,6
Bolivia	72,7	Mexico	68,8
Bosnia-Herzegovina	86,2	Morocco	87,6
Botswana	59,9	Mozambique	93,6
Brazil	79,6	Namibia	62,9
Bulgaria	94,3	Netherlands Antilles	96,2
Burkina Faso	78,6	New Caledonia	114,4
Burundi (*)	0,0	Nicaragua	84,3
Cameroon	92,9	Niger	78,5
Canada	78,8	Nigeria	74,8
Central African Republic	120,3	Norway	129,7
Chad	97,0	Pakistan	69,5
Chile	101,1	Papua New Guinea	69,0
China	99,3	Peru	91,0
Colombia	76,3	Philippines	65,3
Comoros	106,3	Poland	66,2
Congo (*)	0,0	Republic of Cape Verde	86,2
Costa Rica	85,5	Romania	55,4
Côte d'Ivoire	99,9	Russia	121,5
Croatia	86,1	Rwanda (*)	0,0
Cyprus	90,3	Samoa	76,8
Czech Republic	74,2	São Tomé and Príncipe	84,2
Democratic Republic of Congo (*)	0,0	Senegal	81,5
Djibouti	125,1	Sierra Leone (*)	0,0
Dominican Republic	72,8	Slovakia	56,6
Egypt	80,3	Slovenia	90,5
Equatorial Guinea	92,5	Solomon Islands	95,8
Eritrea	62,6	Somalia (*)	0,0
Estonia	71,6	South Africa (Pretoria)	61,3
Ethiopia	66,3	South Africa (The Cape)	64,3
Federal Republic of Yugoslavia	48,6	South Korea	107,1
Fiji	68,7	Sri Lanka (*)	0,0
Former Yugoslav Republic of Macedonia (*)	0,0	Sudan	31,5
Gabon	118,2	Suriname	51,0
Gambia	74,2	Swaziland	48,5
Georgia	82,2	Switzerland	119,4
Ghana	45,0	Syria	87,7
Guatemala	68,4	Tanzania	85,1
Guinea	97,0	Thailand	65,6
Guinea-Bissau	104,2	Togo	90,6
Guyana	65,4	Tonga	87,3
Haiti	90,5	Trinidad and Tobago	68,3
Hong Kong	112,4	Tunisia	80,5
Hungary	61,5	Turkey	83,9
India	51,6	Uganda	90,7
Indonesia	57,2	Ukraine	138,8
Israel	102,5	United States of America (New York)	110,4
Jamaica	120,1	United States of America (Washington)	96,7
Japan (Naka)	156,7	Uruguay	103,6
Japan (Tokyo)	163,9	Vanuatu	115,1
Jordan	82,1	Venezuela	108,1
Kazakhstan	102,4	Viet Nam	64,5
Kenya	86,4	Zambia	59,0
Latvia	72,3	Zimbabwe	29,7
Lebanon	116,5		

(*) Not available

COUNCIL REGULATION (EC) No 377/2000**of 14 February 2000****adopting autonomous and transitional measures concerning the importation of certain processed agricultural products originating in Poland and Bulgaria**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Council Regulation (EC) No 27/1999⁽¹⁾ was adopted pending the entry into force of the Adaptation Protocols, and in particular the part concerning Protocol 3, of the respective Europe Agreements concluded with countries of Central and Eastern Europe.
- (2) The procedures for formal adoption of the Adaptation Protocols adjusting the trade aspects of the Europe Agreements with Poland and Bulgaria were not completed in time for them to enter into force on 1 January 2000; it is therefore necessary to provide for the extension of the concessions made to Poland and Bulgaria on an autonomous basis until 31 December 2000.
- (3) The measures provided for in the event of suspension of this Regulation should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission⁽²⁾.
- (4) 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⁽³⁾ consolidated the arrangements for managing tariff quotas, which are to be used in the chronological order of the dates of acceptance of the declarations for release for free circulation,

HAS ADOPTED THIS REGULATION:

Article 1

From 1 January to 31 December 2000 the goods originating in Poland and Bulgaria listed respectively in Annexes I and II to this Regulation shall be granted concessions under the conditions indicated in those Annexes. The basic amounts to be taken into consideration in calculating the reduced agricultural components and additional duties applicable to imports into the Community from these countries are shown in Table 3 in the respective Annexes.

⁽¹⁾ Council Regulation (EC) No 27/1999 of 21 December 1998 adopting autonomous and transitional measures for the preferential trade agreements with Poland, Hungary, Slovakia, the Czech Republic, Romania and Bulgaria in certain processed agricultural products (OJ L 5, 9.1.1999, p. 7).

⁽²⁾ OJ L 184, 17.7.1999, p. 23.

⁽³⁾ OJ L 253, 11.10.1993, p. 1. Regulation last amended by Regulation (EC) No 1662/1999 (OJ L 197, 29.7.1999, p. 25).

Article 2

If Poland or Bulgaria discontinues the application of the reciprocal measures in favour of the Community, the Commission may, in accordance with the procedure laid down in Article 3(2) of this Regulation, suspend application of the measures provided for in Article 1.

Article 3

1. The Commission shall be assisted by the Committee referred to in Article 15 of Council Regulation (EC) No 3448/93 (hereinafter referred to as 'the Committee')⁽⁴⁾.

2. Where reference is made to this paragraph, the procedure laid down in Articles 4 and 7 of Decision 1999/468/EC shall apply.

The period provided for in Article 4(3) of Decision 1999/468/EC shall be set at one month.

3. The Committee shall adopt its rules of procedure.

Article 4

1. The concessions applying to trade in processed agricultural products provided for in the Adaptation Protocols concluded with the States referred to in Article 1 shall replace the concessions provided for in the respective Annexes to this Regulation:

- (a) as from 1 January 2000, if the Adaptation Protocol is in force on that date, or
- (b) as from the date of entry into force of the Adaptation Protocol, if the latter enters into force after 1 January 2000.

2. The detailed rules implementing the measures provided for in this Regulation shall also apply in respect of the corresponding measures provided for in the respective Adaptation Protocols.

Article 5

The quotas referred to in Table 1 in the Annexes to this Regulation shall be managed by the Commission in accordance with the provisions of Articles 308a to 308c of Regulation (EEC) No 2454/93.

Article 6

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

It shall apply as from 1 January 2000.

⁽⁴⁾ OJ L 318, 20.12.1993, p. 18. Regulation as last amended by Regulation (EC) No 2491/98 (OJ L 309, 19.11.1998, p. 28).

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

Done at Brussels, 14 February 2000.

For the Council

The President

J. GAMA

ANNEX I

POLAND

TABLE 1

Quotas applicable to the import of goods originating in Poland opened for 2000

Order No	CN code	Quota for 2000 (in tonnes)	Preference (*)
09.5401	0403 10 51 0403 10 53 0403 10 59 0403 10 91 0403 10 93 0403 10 99 0403 90 71 0403 90 73 0403 90 79 0403 90 91 0403 90 93 0403 90 99	21	RAC
09.5403	1704 10 1704 90 30 1704 90 55 1704 90 71 1704 90 75 ex 1704 90 99 (Taric code 10)	7 180	RAC
09.5404	1806 10 20 1806 20 10 1806 20 30 1806 20 50 1806 20 70 1806 20 80 1806 20 95 1806 31 00 1806 32 10 1806 32 90 1806 90 11 1806 90 19 1806 90 31 1806 90 39 1806 90 50 1806 90 60 1806 90 70 1806 90 90	4 805	RAC
09.5405	1902 11 00 1902 19 10 1902 19 90 1902 20 91 1902 20 99 1902 30 10 1902 30 90 1902 40 10 1902 40 90	490	RAC
09.5407	1903 00 00	55	RAC

Order No	CN code	Quota for 2000 (in tonnes)	Preference (*)
09.5408	1905 10 00 1905 20 1905 30 11 1905 30 19 1905 30 30 1905 30 51 1905 30 59 1905 30 91 1905 30 99 1905 40 1905 90 10 1905 90 20 1905 90 30 1905 90 40 1905 90 45 1905 90 55 1905 90 60 1905 90 90	2 142	RAC
09.5409	2001 90 40 2004 10 91 2005 20 10 2008 99 91	34	RAC
09.5411	2101 12 98 2101 20 98	21	RAC
09.5413	2101 30 19 2101 30 99	420	RAC
09.5415	2106 90 10	648	RAC

(*) RAC = Reduced agricultural components applicable within the quota quantity limits. Imports exceeding these quantities are subject to the agricultural components (AC) shown in the Common Customs Tariff.

TABLE 2

Duties applicable to the import of goods originating in Poland for 2000

CN code	Duty	
	1.1—30.6.2000	1.7—31.12.2000
1704 90 10	6,3 %	5,8 %
1806 10 15	0 %	0 %
1901 90 91	0 %	0 %
ex 2005 90 80 (Taric code 60)	0 %	0 %
2008 11 10	5,7 %	5,2 %
2008 91 00	4,1 %	3,5 %
2101 20 20	2,6 %	2,2 %
2101 20 92	0 %	0 %
2101 30 11	5,4 %	4,9 %
2101 30 91	6,0 %	5,5 %
2102 10 10	5,2 %	4,7 %
2102 10 90	6,2 %	5,6 %
2102 20 11	2,1 %	1,9 %
2102 20 19	5,1 %	5,1 %
2102 20 90	0 %	0 %
2102 30 00	2,1 %	1,9 %
2103 10 00	3,1 %	2,8 %
2103 20 00	4,2 %	3,8 %
2103 30 90	4,6 %	4,2 %
2103 90 90	3,5 %	3,2 %
2106 10 20	5,7 %	5,2 %
2106 90 92	3,1 %	2,8 %
2203 00	2,6 %	1,8 %
3302 10 21	3,1 %	2,8 %
3823 11 00	5,1 %	5,1 %
3823 12 00	0 %	0 %
3823 13 00	2,9 %	2,9 %
3823 19 00	0 %	0 %
3823 70 00	3,8 %	3,8 %

TABLE 3

Basic amounts to be taken into consideration in calculating reduced agricultural components and additional duties applicable to the import into the Community of the goods listed in Table 1

	from 1. 1 to 30.6.2000	from 1.7 to 31.12.2000
	EUR/100 kg	
Trigo blando — Blød hvede — Weichweizen — Μαλακό σιτάρι — Common wheat — Blé tendre — Grano tenero — Zachte tarwe — Trigo mole — Tavallinen vehnä — Vete	7,277	6,653
Trigo duro — Hård hvede — Hartweizen — Σκληρό σιτάρι — Durum wheat — Blé dur — Grano duro — Durum tarwe — Trigo duro — Durumvehnä — Durumvete	11,295	10,326
Centeno — Rug — Roggen — Σικάλη — Rye — Seigle — Segala — Rogge — Centeio — Ruis — Råg	7,090	6,483
Cebada — Byg — Gerste — Κριθάρι — Barley — Orge — Orzo — Gerst — Cevada — Ohra — Korn	7,090	6,483
Maíz — Majs — Mais — Καλαμπόκι — Maize — Maïs — Granturco — Maïs — Milho — Maissi — Majs	7,193	6,577
Arroz descascarillado de grano largo — Ris, afskallet, langkornet — Reis, langkörnig, geschält — Αποφλοιωμένο ρύζι μακρόσπερμο — Long-grain husked rice — Riz décortiqué à grains longs — Riso semigreggio a grani lunghi — Langkorrelige gedopte rijst — Arroz em películas de grãos longos — Pitkäjyväinen esikuorittu riisi — Ris, skalat långkornigt	20,237	18,502
Leche desnatada en polvo — Skummetmælkspulver — Magermilchpulver — Αποβουτυρωμένο γάλα σε σκόνη — Skimmed-milk powder — Lait écrémé en poudre — Latte scremato in polvere — Mageremelkpoeder — Leite desnatado em pó — Rasvaton maitojauhe — Skummjölkspulver	24,750	23,760
Leche entera en polvo — Sødmælkspulver — Vollmilchpulver — Πλήρες γάλα σε σκόνη — Whole-milk powder — Lait entier en poudre — Latte intero in polvere — Vollemelkpoeder — Leite inteiro em pó — Rasvainen maitojauhe — Mjölkpulver	28,532	26,086
Mantequilla — Smør — Butter — Βούτυρο — Butter — Beurre — Burro — Boter — Manteiga — Voi — Smör	41,467	37,912
Azúcar blanco — Hvidt sukker — Weißzucker — Λευκή ζάχαρη — White sugar — Sucre blanc — Zucchero bianco — Witte suiker — Açúcar branco — Valkoinen sokeri — Vitt socker	30,573	29,350

ANNEX II

BULGARIA

TABLE 1

Quotas applicable to the import of goods originating in Bulgaria opened for 2000

Order No	CN code	Description	Quota for 2000 (in tonnes)	Preference (*)
09.5481	0405 20 10 0405 20 30 ex 2106	Dairy spreads of a fat content, by weight, of 39 % or more, but not exceeding 75 % Food preparations not elsewhere specified or included other than those falling within CN codes 2106 10 20, 2106 90 20 and 2106 90 92 and other than flavoured or coloured sugar syrups	490	RAC
09.5461	ex 1704	Sugar confectionery (including white chocolate), not containing cocoa; excluding liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances, falling within CN code 1704 90 10	168	RAC
09.5463	ex 1806	Chocolate and other food preparation containing cocoa other than those of CN code 1806 10 15	504	RAC
09.5485	ex 1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa powder or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa powder or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, other than in CN code 1901 90 91	101	RAC
09.5469	ex 1902	Pasta, whether or not cooked or otherwise prepared excluding stuffed pasta falling within CN codes 1902 20 10 and 1902 20 30, couscous, whether or not prepared	336	RAC
09.5471	1904	Prepared food obtained by the swelling or roasting of cereals or cereal products (for example cornflakes); cereals (other than maize (corn)), in grain form, or in the form of flakes or other worked grains (except flour and meal), pre-cooked, or otherwise prepared, not elsewhere specified or included	252	RAC
09.5473	1905	Bread, pastry, cakes biscuits and other bakers' wares, whether or not containing cocoa communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	588	RAC
09.5474	2101 12 98 2101 20 98	Preparations with a basis of extracts, essences or concentrates of coffee or with a basis of coffee, other than those of CN code 2101 12 92 Extracts, essences and concentrates of tea or maté, and preparations with a basis of these extracts, essences and concentrates or with a basis of tea or maté not falling within CN codes 2101 20 20 and 2101 20 92	168	RAC

Order No	CN code	Description	Quota for 2000 (in tonnes)	Preference (*)
09.5476	2101 30 19 2101 30 99	Roasted coffee substitutes Extracts, essences and concentrates of roasted coffee substitutes excluding those of roasted chicory	22	RAC
09.5477	2102 10 31 2102 10 39	Baker's yeast	84	RAC
09.5479	2105 00	Ice cream and other edible ice, whether or not containing cocoa	84	RAC
09.5483	2202 90 91 2202 90 95 2202 90 99	Non-alcoholic beverages not including fruit or vegetable juices of CN code 2009 containing products of CN codes 0401 to 0404 or fat obtained from products of CN codes 0401 to 0404	17	RAC

(*) RAC = Reduced agricultural components applicable within the quota quantity limits. Imports exceeding these quantities are subject to the agricultural components (AC) shown in the Common Customs Tariff.

TABLE 2

Duties applicable to the import of goods originating in Bulgaria for 2000

CN code	Duty	
	1.1—30.6.2000	1.7—31.12.2000
1302 13 00	2,0 %	1,9 %
1302 20 10	7,4 %	7,1 %
1302 20 90	5,4 %	5,2 %
1704 90 10	6,3 %	5,8 %
1901 90 91	12,8 %	12,8 %
ex 2005 90 80 (Taric code 60)	0 %	0 %
2008 11 10	5,7 %	5,2 %
2008 91 00	4,1 %	3,5 %
2101 11 11	3,7 %	3,2 %
2101 11 19	3,7 %	3,2 %
2101 12 92	5,4 %	4,9 %
2101 20 20	2,6 %	2,2 %
2101 20 92	0 %	0 %
2101 30 11	5,4 %	4,9 %
2101 30 91	6,0 %	5,5 %
2102 10 10	5,2 %	4,7 %
2102 10 90	4,2 %	3,8 %
2102 20 11	2,1 %	1,9 %
2102 20 19	2,8 %	2,6 %
2102 20 90	0 %	0 %
2102 30 00	2,1 %	1,9 %
2103 10 00	3,1 %	2,8 %
2103 20 00	4,2 %	3,8 %
2103 30 90	4,6 %	4,2 %
2103 90 90	3,5 %	3,2 %
2104 10	4,9 %	4,5 %
2104 20 00	6,0 %	5,5 %
2106 10 20	5,7 %	5,2 %
2106 90 92	3,1 %	2,8 %
2202 10	2,1 %	1,9 %
2202 90 10	4,2 %	3,8 %
2203 00	2,6 %	1,8 %
2205 10 10	5,6 EUR/hl	5,1 EUR/hl
2205 90 10	3,5 EUR/hl	3,2 EUR/hl
3301 90 21	0 %	0 %
3302 10 21	3,1 %	2,8 %
3823 12 00	0 %	0 %
3823 70 00	0 %	0 %

TABLE 3

Basic amounts to be taken into consideration in calculating reduced agricultural components and additional duties applicable to the import into the Community of the goods listed in Table 1

	from 1.1 to 30.6.2000	from 1.7 to 31.12.2000
	EUR/100 kg	
Trigo blando — Blød hvede — Weichweizen — Μαλακό σιτάρι — Common wheat — Blé tendre — Grano tenero — Zachte tarwe — Trigo mole — Tavallinen vehnä — Vete	2,079	1,901
Trigo duro — Hård hvede — Hartweizen — Σκληρό σιτάρι — Durum wheat — Blé dur — Grano duro — Durum tarwe — Trigo duro — Durumvehnä — Durumvete	11,295	10,326
Centeno — Rug — Roggen — Σικάλη — Rye — Seigle — Segala — Rogge — Centeio — Ruis — Råg	7,090	6,483
Cebada — Byg — Gerste — Κριθάρι — Barley — Orge — Orzo — Gerst — Cevada — Ohra — Korn	7,090	6,483
Maíz — Majs — Mais — Καλαμπόκι — Maize — Maïs — Granturco — Maïs — Milho — Maissi — Majs	7,193	6,577
Arroz descascarillado de grano largo — Ris, afskallet, langkornet — Reis, langkörnig, geschält — Αποφλοιωμένο ρύζι μακρόσπερο — Long-grain husked rice — Riz décortiqué à grains longs — Riso semigreggio a grani lunghi — Langkorrelige gedopte rijst — Arroz em películas de grãos longos — Pitkäjyväinen esikuorittu riisi — Ris, skalat långkornigt	20,237	18,502
Leche desnatada en polvo — Skummetmælkspulver — Magermilchpulver — Αποβουτυρωμένο γάλα σε σκόνη — Skimmed-milk powder — Lait écrémé en poudre — Latte scremato in polvere — Mageremelkpoeder — Leite desnatado em pó — Rasvaton maitojauhe — Skummjölkspulver	86,625	83,160
Leche entera en polvo — Sødmælkspulver — Vollmilchpulver — Πλήρες γάλα σε σκόνη — Whole-milk powder — Lait entier en poudre — Latte intero in polvere — Vollemelkpoeder — Leite inteiro em pó — Rasvainen maitojauhe — Mjölkpulver	99,862	91,302
Mantequilla — Smør — Butter — Βούτυρο — Butter — Beurre — Burro — Boter — Manteiga — Voi — Smör	145,133	132,693
Azúcar blanco — Hvidt sukker — Weißzucker — Λευκή ζάχαρη — White sugar — Sucre blanc — Zucchero bianco — Witte suiker — Açúcar branco — Valkoinen sokeri — Vitt socker	30,573	29,350

COMMISSION REGULATION (EC) No 378/2000

of 17 February 2000

amending Regulation (EC) No 1494/1999 laying down the reduced agricultural components and additional duties applicable from 1 July to 31 December 1999 inclusive to the importation into the Community of goods covered by Council Regulation (EC) No 3448/93 under Europe Agreements

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, as last amended by Commission Regulation (EC) No 2491/98 ⁽²⁾, and in particular Article 7 thereof,

Whereas:

- (1) Commission Regulation (EC) No 1494/1999 ⁽³⁾ laid down the reduced agricultural components and additional duties applicable from 1 July to 31 December 1999 inclusive to the importation into the Community of goods covered by Regulation (EC) No 3448/93 under Europe Agreements.
- (2) Table 3 in Annexes I and II to Council Regulation (EC) No 377/2000 of 14 February 2000 adopting autonomous and transitional measures concerning the importation of certain processed agricultural products originating in Poland and Bulgaria ⁽⁴⁾ lays down the basic amounts to be taken into consideration in calculating the reduced agricultural components applicable on importation from these countries from 1 January to 30 June 2000, identical to those laid down by Council Regulation (EC) No 27/1999 ⁽⁵⁾ for the period from 1 July to 31 December 1999.
- (3) Regulation (EC) No 377/2000 provides for application of reduced agricultural components to imports of certain processed agricultural products, as provided for in draft Protocol 3 to the Europe Agreement with Bulgaria, currently awaiting formal adoption.
- (4) Regulation (EC) No 1494/1999 must therefore be amended in order to extend the reduced agricultural components and additional duties for Poland and Bulgaria until 30 June 2000 and to adapt the reduced agricultural components and additional duties for certain processed agricultural products for Bulgaria.
- (5) The duties resulting from these measures may not be higher than the duties resulting from application of the Common Customs Tariff.

- (6) Commission Regulation (EC) No 1460/96 ⁽⁶⁾, as amended by Regulation (EC) No 2495/97 ⁽⁷⁾, establishes the detailed rules for implementing the preferential trade arrangements applicable to certain goods resulting from the processing of agricultural products, as provided for in Article 7 of Regulation (EC) No 3448/93,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1494/1999 shall be amended as follows:

1. In Articles 1 and 3 and Annexes I to IV, the date '31 December 1999' shall be replaced by '30 June 2000'.
2. In Annex III, Part 1, the following text shall be inserted:

'CN code	EUR/100 kg
1704 90 30	33,73
1704 90 51	(*)
1704 90 55	(*)
1704 90 61	(*)
1704 90 65	(*)
1704 90 71	(*)
1704 90 75	(*)
1704 90 81	(*)
1704 90 99	(*)
2106 90 10	35,00'

3. In Annex III, Part 1, the following text shall be deleted:

'CN code	EUR/100 kg
3302 10 29	(*)

⁽¹⁾ OJ L 318, 20.12.1993, p. 18.

⁽²⁾ OJ L 309, 19.11.1998, p. 28.

⁽³⁾ OJ L 173, 9.7.1999, p. 1.

⁽⁴⁾ See page 4 of this Official Journal.

⁽⁵⁾ OJ L 5, 9.1.1999, p. 7.

⁽⁶⁾ OJ L 187, 26.7.1996, p. 18.

⁽⁷⁾ OJ L 343, 13.12.1997, p. 18.

4. In Annex IV, Part 1, the following text shall be inserted:

'CN code	AD S/Z	AD F/M
	EUR/100 kg	EUR/100 kg
1704 90 30	13,76	
1704 90 51	(*)	
1704 90 55	(*)	
1704 90 61	(*)	
1704 90 65	(*)	
1704 90 71	(*)	
1704 90 75	(*)	
1704 90 81	(*)	
1704 90 99	(*)	

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 January to 30 June 2000.

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

Done at Brussels, 17 February 2000.

For the Commission
Erkki LIIKANEN
Member of the Commission

COMMISSION REGULATION (EC) No 379/2000
of 18 February 2000
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 1498/98 ⁽²⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto.

- (2) 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 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 18 February 2000 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	204	47,4
	624	246,7
	999	147,0
0707 00 05	052	116,8
	068	137,9
	628	166,1
	999	140,3
0709 10 00	220	206,1
	999	206,1
0709 90 70	052	128,1
	204	46,5
	628	149,8
	999	108,1
0805 10 10, 0805 10 30, 0805 10 50	052	70,2
	204	36,9
	212	35,1
	220	23,6
	624	61,7
	999	45,5
0805 20 10	052	53,6
	204	67,9
	999	60,8
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	48,3
	204	54,0
	464	120,7
	600	78,0
	624	65,0
	999	73,2
	999	54,5
0805 30 10	600	58,7
	999	56,6
0808 10 20, 0808 10 50, 0808 10 90	060	49,2
	400	82,4
	404	87,5
	528	95,4
	720	64,2
	728	98,3
	999	79,5
	999	79,5
0808 20 50	388	99,5
	400	109,7
	528	95,8
	720	65,0
	999	92,5

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2543/1999 (OJ L 307, 2.12.1999, p. 46). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 380/2000
of 18 February 2000
providing for the rejection of applications for export licences in relation to certain processed
products and wheat-based compound feedingstuffs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals ⁽¹⁾, as last amended by Regulation (EC) No 1253/1999 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1162/95 of 23 May 1995 laying down special detailed rules for the application of the system of import and export licences for cereals and rice ⁽³⁾, as last amended by Regulation (EC) No 1432/1999 ⁽⁴⁾, and in particular Article 7(3) thereof,

Whereas:

The quantity covered by applications for advance fixing of refunds on wheat products is of great importance and could give rise to speculation; whereas it has therefore been decided

to reject all applications for export licences of such products made on 17 February 2000,

HAS ADOPTED THIS REGULATION:

Article 1

In accordance with Article 7(3) of Regulation (EC) No 1162/95, applications for export licences with advance fixing of refunds for products falling within CN codes 1103 21 00, 1104 19 10, 1104 29 11, 1104 29 51, 1104 29 55, 1104 30 10, 1107 10 11, 1108 11 00, 1702 30 51, 1702 30 59, 1702 30 91, 1702 30 99, 1702 40 90, 1702 90 50, 1702 90 75, 1702 90 79 and 2106 90 55 made on 17 February 2000 shall be rejected.

Article 2

This Regulation shall enter into force on 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 160, 26.6.1999, p. 18.

⁽³⁾ OJ L 117, 24.5.1995, p. 2.

⁽⁴⁾ OJ L 166, 1.7.1999, p. 56.

COMMISSION REGULATION (EC) No 381/2000**of 18 February 2000****fixing the maximum export refund on wholly milled medium grain and long grain A rice in connection with the invitation to tender issued in Regulation (EC) No 2178/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 (3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2178/1999 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund. In fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account. A contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund.

(3) The application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled medium grain and long grain A rice to be exported to certain third countries pursuant to the invitation to tender issued in European Regulation (EC) No 2178/1999 is hereby fixed on the basis of the tenders submitted from 11 to 17 February 2000 at 175,00 EUR/t.

Article 2

This Regulation shall enter into force on 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 10.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 382/2000**of 18 February 2000****fixing the maximum export refund on wholly milled round grain, medium grain and long grain A rice in connection with the invitation to tender issued in Regulation (EC) No 2179/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13(3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2179/1999 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund. In fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account. A contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund.

(3) The application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled grain, medium grain and long grain A rice to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 2179/1999 is hereby fixed on the basis of the tenders submitted from 11 to 17 February 2000 at 155,00 EUR/t.

Article 2

This Regulation shall enter into force on 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 13.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 383/2000**of 18 February 2000****fixing the maximum export refund on wholly milled round grain rice in connection with the invitation to tender issued in Regulation (EC) No 2180/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 (3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2180/1999 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund. In fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account. A contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund.

(3) The application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled round grain rice to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 2180/1999 is hereby fixed on the basis of the tenders submitted from 11 to 17 February 2000 at 160,00 EUR/t.

Article 2

This Regulation shall enter into force on 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 16.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 384/2000**of 18 February 2000****fixing the maximum export refund on wholly milled long grain rice in connection with the invitation to tender issued in Regulation (EC) No 2176/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 ⁽³⁾ thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2176/1999 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund. In fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account. A contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund.

(3) The application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The maximum export refund on wholly milled long grain rice falling within CN code 1006 30 67 to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 2176/1999 is hereby fixed on the basis of the tenders submitted from 11 to 17 February 2000 at 258,00 EUR/t.

Article 2

This Regulation shall enter into force on 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 4.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 385/2000
of 18 February 2000
concerning applications for import licences for oat grains otherwise worked qualifying for the
conditions referred to in Commission Regulation (EC) No 2369/96

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1095/96 of 18 June 1996 on the implementation of the concessions set out in Schedule CXL drawn up in the wake of the conclusion of the GATT XXIV:6 negotiations⁽¹⁾, and in particular Article 1 thereof,

Whereas:

- (1) Commission Regulation (EC) No 2369/96 of 12 December 1996 opening and providing for the administration of a Community tariff quota for 10 000 tons of oat grains otherwise worked falling within CN code 1104 22 98⁽²⁾, as amended by Regulation (EC) No 630/97⁽³⁾, establishes special rules governing the organization of imports under the quota.
- (2) Article 3(3) of Regulation (EC) No 2369/96 lays down that the Commission must set a percentage for the reduction of quantities if the applications for import licences exceed the quantities that may be allocated. Applications for licences submitted on 14 February

2000 relate to 1 859,944 tons of oat grains otherwise worked and the maximum quantity to be allocated is 1 189,273 tons. The appropriate percentage of reduction for import licence applications submitted on 14 February 2000 and qualifying for the conditions provided for in Regulation (EC) No 2369/96 must therefore be set,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for import licences for oat grains otherwise worked qualifying for the conditions provided for in Regulation (EC) No 2369/96 submitted on 14 February 2000 and notified to the Commission shall be accepted for the tonnage indicated therein multiplied by a coefficient of 0,64. Applications not notified to the Commission shall be refused.

Article 2

This Regulation shall enter into force on 19 February 2000.

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

Done at Brussels, 18 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 146, 20.6.1996, p. 1.

⁽²⁾ OJ L 323, 13.12.1996, p. 8.

⁽³⁾ OJ L 96, 11.4.1997, p. 5.

COMMISSION REGULATION (EC) No 386/2000
of 18 February 2000
determining the aid referred to in Council Regulation (EC) No 1255/1999 for the private storage of
butter and cream

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10(b) thereof,

Whereas:

- (1) Article 34(2) of Commission Regulation (EC) No 2771/1999 of 16 December 1999 laying down detailed rules for the application of Council Regulation (EC) No 1255/1999 as regards intervention on the market in butter and cream ⁽²⁾ stipulates that, without prejudice to Article 38 of that Regulation, the amount of the aid referred to in Article 6(3) of Regulation (EC) No 1255/1999 for private storage is to be determined each year.
- (2) Article 29 of Regulation (EC) No 2771/1999 stipulates that entry into store may take place only between 15 March and 15 August of the same year. It is therefore necessary to determine the components of that aid before entry into store for 2000 starts.

- (3) 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

The aid referred to in Article 6(3) of Regulation (EC) No 1255/1999 shall be calculated per tonne of butter or butter equivalent for contracts concluded in 2000 on the following basis:

- (a) EUR 24 for the fixed costs;
- (b) EUR 0,35 for the costs of cold storage for each day of contractual storage, and
- (c) an amount per day of contractual storage, calculated on the basis of 91 % of the intervention price for butter in force on the day the contractual storage begins and on the basis of an annual interest rate of 4 %.

Article 2

This Regulation shall enter into force on the third day following 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, 18 February 2000.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 333, 24.12.1999, p. 11.

COMMISSION REGULATION (EC) No 387/2000
of 18 February 2000
determining the world market price for unginned cotton and the rate for the aid

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of Greece, and in particular paragraphs 3 and 10 of Protocol 4 on cotton, as last amended by Council Regulation (EC) No 1553/95 ⁽¹⁾,

Having regard to Council Regulation (EC) No 1554/95 of 29 June 1995 ⁽²⁾ laying down general rules for the system of aid for cotton and repealing Regulation (EEC) No 2169/81, as last amended by Regulation (EC) No 1419/98 ⁽³⁾, and in particular Articles 3, 4 and 5 thereof,

Whereas:

- (1) Article 3 of Regulation (EC) No 1554/95 requires a world market price for unginned cotton to be periodically determined from the world market price determined for ginned cotton, using the historical relationship between the two prices as specified in Article 1 (2) of Commission Regulation (EEC) No 1201/89 of 3 May 1989 laying down rules for implementing the system of aid for cotton ⁽⁴⁾, as last amended by Regulation (EC) No 1624/1999 ⁽⁵⁾. If it cannot be determined in this way it is to be based on the last price determined.
- (2) Article 4 of Regulation (EC) No 1554/95 requires the world market price for ginned cotton to be determined for a product of specific characteristics using the most favourable offers and quotations on the world market of those considered representative of the real market trend; whereas to this end an average is to be calculated of offers and quotations on one or more European exchanges for a cif product to a North European port from the supplier countries considered most representative as regards international trade. These rules for determination of the world market price for ginned

cotton provide for adjustments to reflect differences in product quality and the nature of offers and quotations; whereas these adjustments are specified in Article 2 of Regulation (EEC) No 1201/89.

- (3) Application of the above rules gives the world market price for unginned cotton indicated hereunder.
- (4) The second subparagraph of Article 5(3a) of Regulation (EC) No 1554/95 stipulates that the advance payment rate for the aid is to be the guide price less the world market price and less a further amount calculated by the formula applicable when the guaranteed maximum quantity based on the revised production estimate for unginned cotton plus at least 7,5 %. Commission Regulation (EC) No 2606/1999 ⁽⁶⁾ fixes the production estimate for the 1999/2000 marketing year, and the relevant percentage increase; whereas the application of this method results in the fixing of the advance payment rate for each Member State at the levels set out below,

HAS ADOPTED THIS REGULATION:

Article 1

1. The world market price for unginned cotton as indicated in Article 3 of Regulation (EC) No 1554/95 is set at 27,963 EUR/100 kg.
2. The advance payment of the aid referred to in Article 5(3a), second subparagraph, of Regulation (EC) No 1554/95 is fixed at:
 - 41,876 EUR/100 kg in Spain,
 - 37,943 EUR/100 kg in Greece,
 - 78,337 EUR/100 kg in other Member States.

Article 2

This Regulation shall enter into force on 19 February 2000.

⁽¹⁾ OJ L 148, 30.6.1995, p. 45.

⁽²⁾ OJ L 148, 30.6.1995, p. 48.

⁽³⁾ OJ L 190, 4.7.1998, p. 4.

⁽⁴⁾ OJ L 123, 4.5.1989, p. 23.

⁽⁵⁾ OJ L 192, 24.7.1999, p. 39.

⁽⁶⁾ OJ L 316, 10.12.1999, p. 36.

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

Done at Brussels, 18 February 2000.

For the Commission
Franz FISCHLER
Member of the Commission

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 14 February 2000

appointing a German alternate member and member of the Committee of the Regions

(2000/139/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Having regard to the Council Decision of 26 January 1998 ⁽¹⁾ appointing the members and alternate members of the Committee of the Regions,

Whereas a seat as alternate member and a seat as member of the Committee of the Regions have become vacant following the resignations of Mr Jo Leinen, alternate member, and Mr Reinhard Klimmt, member, as notified to the Council on 28 September and 5 October 1999 respectively,

Having regard to the proposal from the German Government,

HAS DECIDED AS FOLLOWS:

Sole Article

Ms Helma Kunhn-Theis is hereby appointed an alternate member of the Committee of the Regions to replace Mr Jo Leinen and Mr Peter Müller is appointed a member of the Committee of the Regions to replace Mr Reinhard Klimmt for the remainder of the current term of office, which runs until 25 January 2002.

Done at Brussels, 14 February 2000.

For the Council

The President

J. GAMA

⁽¹⁾ OJ L 28, 4.2.1998, p. 19.

COUNCIL DECISION
of 14 February 2000
providing exceptional Community financial assistance to Kosovo

(2000/140/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 308 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas:

- (1) The Commission has consulted the Economic and Financial Committee before submitting its proposal.
- (2) The Security Council of the United Nations adopted Resolution 1244 (1999) on 10 June 1999 aiming to promote the establishment, pending a final settlement, of substantial autonomy and self-government in Kosovo within the Federal Republic of Yugoslavia.
- (3) The International Community, based on the Resolution 1244 (1999), has set up an international security presence (KFOR) and an interim civil administration — the United Nations Interim Administration Mission in Kosovo (UNMIK).
- (4) UNMIK aims at establishing administrative structures under which the people of Kosovo can enjoy substantial autonomy and to this end has been vested with all legislative and executive powers, including the administration of the judiciary.
- (5) UNMIK is taking steps to involve the main political parties and ethnic communities of Kosovo and its activities.
- (6) UNMIK consists of four components ('Pillars') and the European Union has taken the lead role ⁽²⁾ for the fourth Pillar responsible for economic reconstruction.
- (7) UNMIK, and particularly its fourth Pillar, has made significant progress in establishing an economic framework and aims at continuing and enhancing this strategy.
- (8) UNMIK is currently establishing a Central Fiscal Authority providing transparent and accountable procedures to manage the Kosovo budget.
- (9) Given the present unfavourable circumstances and on the basis of estimates from UNMIK presented in agreement with the International Monetary Fund (IMF), it will

be necessary for Kosovo to obtain external support to establish a sound market economy and a civil administration; it is estimated that exceptional external financial assistance of some EUR 115 million would be needed until the end of 2000.

- (10) UNMIK has presented a request for exceptional financial assistance.
- (11) The provision of external budgetary support, fairly shared among donors, is essential to help cover the residual financing needs identified under the budget prepared for Kosovo by UNMIK.
- (12) Kosovo is not in a position to borrow either domestically or abroad and is not eligible for membership of the International Financial Institutions and may therefore not benefit from their conventional support programmes.
- (13) Kosovo is at a low level of development and its GDP per capita is estimated to be one of the lowest in Europe.
- (14) Financial assistance from the Community in the form of straight grants to be made available to UNMIK in support of the people of Kosovo is an appropriate measure to help ease Kosovo's financial constraints in the current exceptionally difficult circumstances.
- (15) Without prejudice to the powers of the budgetary authority, the financial assistance will be part of the aid package foreseen for Kosovo in 2000, and therefore subject to the funds being available in the general budget.
- (16) The exceptional financial assistance should be managed by the European Commission.
- (17) The Treaty does not provide, for the adoption of this Decision, powers other than those of Article 308,

HAS DECIDED AS FOLLOWS:

Article 1

1. The Community shall make available to UNMIK exceptional financial assistance in the form of straight grants of up to EUR 35 million, with a view to alleviating the financial situation in Kosovo, facilitating the establishment of essential administrative functions and supporting the development of a sound economic framework.

⁽¹⁾ Opinion delivered on 3 February 2000 (not yet published in the Official Journal).

⁽²⁾ International civil presence in Kosovo: Report of the Secretary-General pursuant to paragraph 10 of Security Council Resolution 1244 (1999), S/1999/672, 12 June 1999, II.5

2. This assistance shall be managed by the Commission in close consultation with the Economic and Financial Committee and in a manner consistent with agreements or understandings reached between the IMF and UNMIK or any other internationally recognised authorities of Kosovo.

Article 2

1. The Commission is empowered to agree with UNMIK, after consultation with the Economic and Financial Committee, the economic policy conditions attached to this assistance. These conditions shall be consistent with any agreement referred to in Article 1(2).

2. The Commission shall verify at regular intervals, in consultation with the Economic and Financial Committee and in liaison with the IMF and the World Bank, that economic policies in Kosovo respect the objectives and economic policy conditions of this assistance.

Article 3

1. The assistance shall be made available to UNMIK in at least two instalments is on the basis of a successful completion of the economic policy conditions referred to in Article 2(1).

The second tranche will be released after consultation of the Economic and Financial Committee.

2. The funds shall be made available to UNMIK through the Central Fiscal Authority exclusively in support of the Kosovo budgetary needs.

Article 4

The Commission shall address to the European Parliament and to the Council a report by the end of 2000, which will include an evaluation on the implementation of this Decision.

Done at Brussels, 14 February 2000.

For the Council

The President

J. GAMA

COMMISSION

ADMINISTRATIVE COMMISSION OF THE EUROPEAN COMMUNITIES ON SOCIAL SECURITY FOR MIGRANT WORKERS

DECISION No 174

of 20 April 1999

concerning the interpretation of Article 22a of Regulation (EEC) No 1408/71

(2000/141/EC)

THE ADMINISTRATIVE COMMISSION OF THE EUROPEAN COMMUNITIES ON SOCIAL SECURITY FOR MIGRANT WORKERS,

Having regard to Article 81(a) of Council Regulation No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community⁽¹⁾, under which it is responsible for dealing with all administrative questions and questions of interpretation arising from the provisions of Regulation (EEC) No 1408/71 and subsequent Regulations,

Having regard to Council Regulation (EC) No 3095/95⁽²⁾ of 22 December 1995, introducing Article 22a and extending the coverage of Article 22(1)(a) and (c) to all nationals of Member States who are insured under the legislation of a Member State and to the members of their families residing with them, even if they are neither employed nor self-employed,

Whereas, in order to facilitate temporary residence and access to treatment with the authorisation of the competent institution in European Union territory the benefit of Article 22(1)(a) and (c) has been extended to all insured persons, it is necessary to reach a common understanding as to the meaning of the term 'insured' and to the group of persons that is covered by Article 22a;

Whereas the conditions for entitlement to benefits vary from one Member State to another and in certain cases benefits are provided under special legislation it is necessary to establish the limits of the coverage provided for by Article 22a;

Acting in accordance with the conditions laid down in Article 80(3) of Regulation (EEC) No 1408/71,

HAS DECIDED AS FOLLOWS:

1. As Article 22a applies to persons who are nationals of a Member State and insured under the legislation of a Member State and to the members of their families residing with them, the words 'insured under the legislation of a Member State' shall be understood as including any person who is a national of a Member State and entitled to sickness benefits in kind under the legislation of a Member State either by virtue of insurance on a voluntary, compulsory or an optional continued basis on other grounds than as an employed or self-employed person for one or more of the contingencies covered by the branches of social security dealt with in (EEC) No Regulation 1408/71.

⁽¹⁾ OJ L 149, 5.7.1971, p. 2. Amended and updated by Council Regulation (EC) No 118/97 (OJ L 28, 30.1.1997, p. 1).

⁽²⁾ OJ L 335, 30.12.1995, p. 1.

2. Furthermore, it shall mean any person, who is a national of a Member State, covered by the legislation of a Member State that provides for sickness benefits in kind on other grounds than insurance of the abovementioned kind and excluding beneficiaries whose rights to sickness benefits in kind derive solely from social and medical assistance schemes or schemes for victims of war or its consequences.
3. This Decision shall be published in the *Official Journal of the European Communities* and apply from the twentieth day following its publication.

*The Chairman
of the Administrative Commission*

Arno BOKELOH

DECISION No 175
of 23 June 1999

on interpretation of the concept of 'benefits in kind' in the event of sickness or maternity pursuant to Article 19(1) and (2), Article 22, Article 22a, Article 22b, Article 25(1), (3) and (4), Article 26, Article 28(1), Article 28a, Article 29, Article 31, Article 34a and Article 34b of Council Regulation (EEC) No 1408/71 and on calculation of the amounts to be refunded under Articles 93, 94 and 95 of Regulation (EEC) No 574/72 as well as the advances to be paid pursuant to Article 102(4) of the same Regulation

(2000/142/EC)

THE ADMINISTRATIVE COMMISSION OF THE EUROPEAN COMMUNITIES ON SOCIAL SECURITY FOR MIGRANT WORKERS,

Having regard to Article 81(a) of Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community ⁽¹⁾, under which it is made responsible for dealing with all administrative matters and questions of interpretation arising from Regulation (EEC) No 1408/71 and subsequent regulations,

Having regard to Article 36(2) of Regulation (EEC) No 1408/71,

Whereas Decision No 109 of 18 November 1977 needs to be revised to take account of the remarks of the Court of Justice of the European Communities in its judgment of 5 March 1998 in case C-160/96 (Molenaar) to the effect that:

- care insurance benefits in kind are intended to supplement sickness insurance benefits in order to improve the state of health and quality of life of persons reliant on care; they must therefore be regarded as 'sickness benefits' within the meaning of Article 4(1)(a) and (b) of Regulation (EEC) No 1408/71,
- care insurance benefits in kind partly consist of the direct payment or reimbursement of expenses incurred as a result of the insured person's reliance on care, in particular medical expenses entailed by that condition. Such benefits in kind, which are designed to cover care received by the person concerned (both in the home and in specialised centres), purchases of equipment and work carried out, fall within the concept of 'benefits in kind' within the meaning of the relevant Articles of Chapter 1 of Title III of Regulation (EEC) No 1408/71,
- home help in accordance with German health insurance legislation should be considered as sickness benefits in kind;

Whereas, for the purposes of application of Article 19(1) and (2), Article 22, Article 22a, Article 22b, Article 25(1), (3) and (4), Article 26, Article 28(1), Article 28a, Article 29, Article 31, Article 34a and Article 34b of Regulation (EEC) No 1408/71, a precise meaning, binding on all Member States, should be attached to the concept of sickness and maternity 'benefits in kind';

Whereas the concept of sickness and maternity benefits in kind must therefore include care insurance benefits, in so far as they meet the objective criteria applied by the Court of Justice, regardless of their classification according to the national legislation under which they are provided;

Acting in accordance with the provisions of Article 80(3) of Regulation (EEC) No 1408/71,

HAS DECIDED AS FOLLOWS:

1. The sickness and maternity benefits in kind to be considered when calculating the refunds referred to in Articles 93, 94 and 95 of Council Regulation (EEC) No 574/72 ⁽²⁾ shall be those regarded as benefits in kind under the national legislation administered by the institution which has provided the benefits in so far as they can be acquired in accordance with the provisions of Article 19(1) and (2), Article 22, Article 22a, Article 22b, Article 25(1), (3) and (4), Article 26, Article 28(1), Article 28a, Article 29, Article 31, Article 34a and Article 34b of Regulation (EEC) No 1408/71.

⁽¹⁾ OJ L 149, 5.7.1971, p. 2.

⁽²⁾ OJ L 74, 27.3.1972, p. 1.

2. The following shall also be regarded as benefits in kind within the meaning of the above-mentioned Articles of Regulation (EEC) No 1408/71:
- (a) care insurance benefits in kind giving entitlement to full or partial direct payment of certain expenditure entailed by the insured person's reliance on care and incurred for his or her direct benefit, for example nursing care and home help provided in the home or in specialised establishments, purchases of care equipment, or work carried out to improve the home environment; benefits of this kind are essentially intended to supplement sickness insurance benefits in kind in order to improve the state of health and the quality of life of persons reliant on care;
 - (b) benefits in kind not arising from care insurance but having the same characteristics and purposes as those referred to in (a) above, in so far as they may be regarded as social security benefits in kind within the meaning of Regulation (EEC) No 1408/71 and may be acquired in the same way as those referred to in (a) in accordance with the provisions of the above-mentioned Articles of Regulation (EEC) No 1408/71.

The benefits in kind referred to in (a) and (b) shall be included in the expenditure referred to in 1 above.

3. Administration costs, costs of administrative and medical check-ups and the person concerned's own contributions shall be disregarded when calculating the refunds referred to in Articles 93, 94 and 95 of Regulation (EEC) No 574/72.
4. For the calculation of the average costs mentioned in Articles 94 and 95 of Regulation (EEC) No 574/72, the additional sickness and maternity benefits specified in the statutes or rules or procedures of the institutions shall be included in the total annual expenditure on sickness benefits in kind.
5. Expenditure on medical research and subsidies to institutions of preventive medicine, granted for general health protection measures not sponsored by the social security institutions, as well as expenditure on measures of a general (not risk-related) nature shall not be included in the total annual expenditure on sickness and maternity benefits in kind.
6. The amounts refunded to other Member States in accordance with the regulations or bilateral or multilateral agreements shall not be taken into consideration in calculating average costs.
7. The calculation of the amounts to be refunded shall as far as possible be based on the official statistics and accounts of the place of stay or residence, and preferably on the published official data. The sources of the statistics used shall be indicated.
8. The amount of the advances to be paid under Article 102(4) of Regulation (EEC) No 574/72 shall be calculated by multiplying the last approved average cost by the last known number of persons concerned, as obtained from the data established by the institutions responsible for the lists.
9. This Decision shall enter into force on the first day of the month following its publication in the *Official Journal of the European Communities*. It shall replace Decision No 109 of 18 November 1977.

The Chairman
of the Administrative Commission
Arno BOKELOH

CORRIGENDA

Corrigendum to Commission Regulation (EC) No 50/2000 of 10 January 2000 on the labelling of foodstuffs and food ingredients containing additives and flavourings that have been genetically modified or have been produced from genetically modified organisms

(Official Journal of the European Communities L 6 of 11 January 2000)

On page 15:

— second visa:

for: 'Having regard to Council Directive 99/112/EEC ...',

read: 'Having regard to Council Directive 79/112/EEC ...';

— in recital 6, second line:

for: '... infra-Community trade;',

read: '... intra-Community trade;'

— in recital 7, last line:

for: '... Community provisions an labelling;',

read: '... Community provisions on labelling;'

— in recital 10, second line:

for: '... Regulation (EC) No 258197,'

read: '... Regulation (EC) No 258/97;.

On page 16:

— in recital 14, first line:

for: 'Regulation (EC) No 1139!98 ...',

read: 'Regulation (EC) No 1139/98 ...';

— in recital 15, first line:

for: '... additives, and flavourings ...',

read: '... additives and flavourings ...';

— in Article 1, third and fourth lines:

for: '... hereinafter referred to as "specified foodstuffs") ...',

read: '... (hereinafter referred to as "specified foodstuffs") ...',

— in Article 2(a), third indent:

for: '... additives, or flavourings ...',

read: '... additives or flavourings ...';

— in Article 4(1), second subparagraph, second and third lines:

for: '... Directive 791/112/EEC, ...',

read: '... Directive 79/112/EEC, ...'.

Corrigendum to Council Decision 1999/845/CFSP implementing Joint Action 1999/34/CFSP with a view to a European Union contribution to combating the destabilising accumulation and spread of small arms and light weapons in Mozambique

(Official Journal of the European Communities L 326 of 18 December 1999)

On page 73:

— in Article 3(2), third line:

for: ‘...this Joint Action,...’;

read: ‘...this Decision,...’;

— Article 4, second line:

for: ‘...for the CFSP, who shall keep the Council informed...’;

read: ‘...for the CFSP, shall keep the Council informed...’.
