

English edition

Legislation

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Price: EUR 19,50

⁽¹⁾ Text with EEA relevance

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 2389/2000
of 27 October 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 28 October 2000.

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

Done at Brussels, 27 October 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 27 October 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	052	112,9
	060	144,4
	064	121,3
	204	113,1
	999	122,9
0707 00 05	052	85,5
	628	132,0
	999	108,8
0709 90 70	052	86,5
	999	86,5
0805 30 10	052	64,8
	388	69,5
	524	58,5
	528	61,5
	999	63,6
0806 10 10	052	90,7
	064	71,8
	400	265,7
	632	45,2
	999	118,3
0808 10 20, 0808 10 50, 0808 10 90	388	47,8
	400	60,1
	999	54,0
0808 20 50	052	85,5
	064	58,3
	999	71,9

⁽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 2390/2000
of 27 October 2000**

amending Regulation (EC) No 1520/2000 laying down common detailed rules for the application of the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex I to the Treaty, and the criteria for fixing the amount of such refunds

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 the first subparagraph of Article 8(3) thereof,

Whereas:

- (1) It is necessary to clarify some of the provisions of Article 8 and of Annex F to Commission Regulation (EC) No 1520/2000 ⁽³⁾ of 13 July 2000, laying down common detailed rules for the application of the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex I to the Treaty, and the criteria for fixing the amount of such refunds.
- (2) It is appropriate to postpone the closing dates for the submission of applications for refund certificates in order to facilitate their transmission.
- (3) To allow operators to obtain certificates under the proper conditions, the rate at which certificates are granted in accordance with Article 8(4) should be adapted.
- (4) The measures laid down in this Regulation are in accordance with the opinion of the Management Committee on horizontal questions concerning trade in processed agricultural products not listed in Annex I to the Treaty,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1520/2000 is amended as follows:

1. Paragraphs 1 and 2 of Article 8 are replaced by the following:

'1. Refund certificates issued for a single budget period may be applied for separately in six tranches. Applications for certificates may be submitted at the latest on:

- (a) 7 September for certificates valid from 1 October;
- (b) 7 November for certificates valid from 1 December;
- (c) 7 January for certificates valid from 1 February;
- (d) 7 March for certificates valid from 1 April;
- (e) 7 May for certificates valid from 1 June;
- (f) 7 July for certificates valid from 1 August.

Operators may submit an application for a refund certificate only for the tranche corresponding to the first closing date, as set out under points (a) to (f), following the date of submission.

2. Member States shall notify the Commission not later than:

- 14 September of the applications for certificates referred to in paragraph 1(a);
- 14 November of the applications for certificates referred to in paragraph 1(b);
- 14 January of the applications for certificates referred to in paragraph 1(c);
- 14 March of the applications for certificates referred to in paragraph 1(d);
- 14 May of the applications for certificates referred to in paragraph 1(e);
- 14 July of the applications for certificates referred to in paragraph 1(f).'

2. Paragraphs 4 and 5 of Article 8 are replaced by:

'4. The total amount for which certificates may be issued for each of the tranches referred to in paragraph 1 shall be:

- 30 % of the amount referred to in paragraph 3, determined on 14 September for the tranche referred to in paragraph 1(a),
- 27 % of the amount referred to in paragraph 3, determined on 14 November for the tranche referred to in paragraph 1(b),
- 32 % of the amount referred to in paragraph 3, determined on 14 January for the tranche referred to in paragraph 1(c),

⁽¹⁾ OJ L 318, 20.12.1993, p. 18.

⁽²⁾ OJ L 309, 19.11.1998, p. 28.

⁽³⁾ OJ L 177, 15.7.2000, p. 1.

- 44 % of the amount referred to in paragraph 3, determined on 14 March for the tranche referred to in paragraph 1(d),
- 67 % of the amount referred to in paragraph 3, determined on 14 May for the tranche referred to in paragraph 1(e),
- 100 % of the amount referred to in paragraph 3, determined on 14 July for the tranche referred to in paragraph 1(f).

5. Should the total amount of the applications received for each of the periods concerned exceed the maximum referred to in paragraph 4, the Commission shall set a reduction coefficient applicable to all applications lodged before the corresponding date referred to in paragraph 1 so as to comply with the maximum referred to in paragraph 4.

The Commission shall publish the coefficient in the *Official Journal of the European Communities* within five working days of the date referred to in paragraph 2.'

3. Paragraphs 8 to 10 of Article 8 are replaced by the following:

'8. Applications for refund certificates may be lodged outside the periods referred to in paragraph 1, with effect from 1 October of each budget period. Applications submitted in the course of each week shall be notified to the Commission on the following Tuesday. The corresponding certificates may be issued from the Monday following notification, unless the Commission issues instructions to the contrary.

Where the Commission considers that there is a danger that the European Union may not meet its international commitments, it may apply a reduction coefficient to applications for refund certificates already lodged, taking account in particular of the calculation method referred to in paragraphs 3 and 4. It may also suspend the issue of certificates.

The Commission shall publish the coefficient in the *Official Journal of the European Communities* within four days of notification of the applications, as mentioned in the first subparagraph.

9. The applications for refund certificates referred to in the previous paragraph may be lodged only if no reduction coefficient has been set pursuant to paragraph 5. The certificates thus issued are aimed at using up the amounts calculated in accordance with paragraph 4, plus the amounts for which no certificates were actually issued and the amounts for any certificates returned.

10. If amounts determined in accordance with paragraph 3 remain available, the Commission may authorise, by publication in the *Official Journal* at the latest on 10 August, the lodging of applications for refund certificates from the following Monday for goods to be exported before 1 October under the conditions laid down in paragraph 8.'

4. Paragraph 2 of Chapter I, Annex F, is replaced by the following:

'2. On the title "Export licence or advance fixing certificate" shall be stamped "refund certificate non-Annex I". This information may be computerised.

Applicants must complete boxes 4, 8, 17 and 18 and, where appropriate 7. In boxes 17 and 18 the amount shall be entered in euro.

Boxes 13 to 16 shall not be completed.

In box 20 applicants must state whether they plan to use the refund certificate in the Member State which issued it only or whether they require a refund certificate which is valid throughout the Community.

Applicants must enter the place and date of application and sign the application.

If the application concerns food aid, they must also enter in box 20 one of the indications mentioned in Article 10 of this Regulation or in Article 3 of Regulation (EC) No 259/98 (*).

(*) OJ L 25, 31.1.1998, p. 39.'

Article 2

This Regulation shall enter into force on the 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, 27 October 2000.

For the Commission

Erkki LIIKANEN

Member of the Commission

**COMMISSION REGULATION (EC) No 2391/2000
of 27 October 2000**

amending Annexes I, II and III to Council Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2377/90 of 26 June 1990 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin ⁽¹⁾, as last amended by Commission Regulation (EC) No 2338/2000 ⁽²⁾, and in particular Articles 6, 7 and 8 thereof,

Whereas:

- (1) In accordance with Regulation (EEC) No 2377/90, maximum residue limits must be established progressively for all pharmacologically active substances which are used within the Community in veterinary medicinal products intended for administration to food-producing animals.
- (2) Maximum residue limits should be established only after the examination within the Committee for Veterinary Medicinal Products of all the relevant information concerning the safety of residues of the substance concerned, for the consumer of foodstuffs of animal origin and the impact of residues on the industrial processing of foodstuffs.
- (3) In establishing maximum residue limits for residues of veterinary medicinal products in foodstuffs of animal origin, it is necessary to specify the animal species in which residues may be present, the levels which may be present in each of the relevant meat tissues obtained from the treated animal (target tissue) and the nature of the residue which is relevant for the monitoring of residues (marker residue).
- (4) For the control of residues, as provided for in appropriate Community legislation, maximum residue limits should usually be established for the target tissues of liver or kidney. However, the liver and kidney are frequently removed from carcasses moving in international trade, and maximum residue limits should therefore also always be established for muscle or fat tissues.

- (5) In the case of veterinary medicinal products intended for use in laying birds, lactating animals or honey bees, maximum residue limits must also be established for eggs, milk or honey.
- (6) Dicyclanil, tilmosin, flumethrin and clenbuterol hydrochloride should be inserted into Annex I to Regulation (EEC) No 2377/90, without prejudice to other provisions of Community law, in particular Council Directive 96/22/EC ⁽³⁾.
- (7) Butafosfan should be inserted into Annex II to Regulation (EEC) No 2377/90.
- (8) In order to allow for the completion of scientific studies, phoxim should be inserted into Annex III to Regulation (EEC) No 2377/90.
- (9) An adequate period should be allowed before the entry into force of this Regulation in order to allow Member States to make any adjustment which may be necessary to the authorisations to place the veterinary medicinal products concerned on the market which have been granted in accordance with Council Directive 81/851/EEC ⁽⁴⁾, as last amended by Directive 93/40/EEC ⁽⁵⁾, to take account of the provisions of this Regulation.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Veterinary Medicinal Products,

HAS ADOPTED THE FOLLOWING REGULATION:

Article 1

Annexes I, II and III of Regulation (EEC) No 2377/90 are hereby amended as set out in the Annex hereto.

Article 2

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

It shall apply from the sixtieth day following its publication.

⁽¹⁾ OJ L 224, 18.8.1990, p. 1.

⁽²⁾ OJ L 269, 21.10.2000, p. 21.

⁽³⁾ OJ L 125, 23.5.1996, p. 3.

⁽⁴⁾ OJ L 317, 6.11.1981, p. 1.

⁽⁵⁾ OJ L 214, 24.8.1993, p. 31.

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

Done at Brussels, 27 October 2000.

For the Commission
Erkki LIIKANEN
Member of the Commission

ANNEX

A. Annex I to Regulation (EEC) No 2377/90 is amended as follows:

1. Anti-infectious agents

1.2. Antibiotics

1.2.4. Macrolides

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Tilmicosin	Tilmicosin	Bovine	50 µg/kg	Milk'	

2. Antiparasitic agents

2.2. Agents acting against ectoparasites

2.2.3. Pyrethroids

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Flumethrin	Flumethrin (sum of trans-Z isomers)	Ovine	10 µg/kg 150 µg/kg 20 µg/kg 10 µg/kg	Muscle Fat Liver Kidney	Not for use in animals from which milk is produced for human consumption'

2.2.5. Pyrimidines derivatives

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Dicyclanil	Sum of dicyclanil and 2, 4, 6-triamino-pyrimidine-5-carbonitrile	Ovine	200 µg/kg 150 µg/kg 400 µg/kg 400 µg/kg	Muscle Fat Liver Kidney	Not for use in animals from which milk is produced for human consumption'

3. Agents acting on the nervous system
 3.2. Agents acting on the automatic nervous system
 3.2.2. β_2 sympathomimetic agents

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
'Clenbuterol hydrochloride	Clenbuterol	Bovine	0,1 $\mu\text{g}/\text{kg}$ 0,5 $\mu\text{g}/\text{kg}$ 0,5 $\mu\text{g}/\text{kg}$	Muscle Liver Kidney	
		Equidae	0,05 $\mu\text{g}/\text{kg}$ 0,1 $\mu\text{g}/\text{kg}$ 0,5 $\mu\text{g}/\text{kg}$ 0,5 $\mu\text{g}/\text{kg}$	Milk Muscle Liver Kidney'	

B. Annex II to Regulation (EEC) No 2377/90 is amended as follows:

2. Organic chemicals

Pharmacologically active substance(s)	Animal species	Other provisions
'Butafosfan	Bovine	For intravenous use only'

C. Annex III to Regulation (EEC) No 2377/90 is amended as follows:

2. Antiparasitic agents
 2.2. Agents acting against ectoparasites
 2.2.4. Organophosphates

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
'Phoxim	Phoxim	Ovine	50 $\mu\text{g}/\text{kg}$ 400 $\mu\text{g}/\text{kg}$ 50 $\mu\text{g}/\text{kg}$	Muscle Fat Kidney	Provisional MRLs expire on 1.7.2001; not for use in animals from which milk is produced for human consumption'

COMMISSION REGULATION (EC) No 2392/2000
of 27 October 2000
providing for the grant of private storage aid fixed in advance for carcasses and half-carcasses of lamb
in Finland

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2467/98 of 3 November 1998 on the common organisation of the market in sheepmeat and goatmeat ⁽¹⁾, as amended by Regulation (EC) No 1669/2000 ⁽²⁾, and in particular Article 12(1) and (4) thereof,

Whereas:

- (1) Commission Regulation (EEC) No 3446/90 of 27 November 1990 laying down detailed rules for granting private storage aid for sheepmeat and goatmeat ⁽³⁾, as last amended by Regulation (EC) No 3533/93 ⁽⁴⁾, lays down in particular detailed rules where the amount of aid is fixed at a flat rate in advance.
- (2) Commission Regulation (EEC) No 3447/90 of 28 November 1990 on special conditions for the granting of private storage aid for sheepmeat and goatmeat ⁽⁵⁾, as last amended by Regulation (EC) No 40/96 ⁽⁶⁾, lays down in particular the minimum quantities per contract.
- (3) The application of Article 12(1) of Regulation (EC) No 2467/98 may result in a decision to grant private storage aid. That Article provides for the application of these measures on the basis of the situation of each quotation zone. Article 12(2) provides for aid to be granted in the framework of an advance fixing procedure where urgent recourse to private storage proves necessary. In view of the particularly difficult market situation in Finland, the conditions laid down in that Article have been met. As a consequence, it has been judged opportune to initiate such a procedure.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sheep and Goats,

HAS ADOPTED THIS REGULATION:

Article 1

1. Subject to the provisions of Regulation (EEC) No 3446/90 and Regulation (EEC) No 3447/90, applications may be submitted in Finland between 30 October and 1 December 2000 for aid for the private storage of carcasses and half-carcasses of lamb up to a limit of 50 tonnes.

Applications submitted after the day on which the total quantity applied for exceeds the quantities referred to in the preceding subparagraph shall not be accepted. Quantities in respect of which applications are lodged on the day the overall limit is exceeded shall be reduced proportionally.

2. The minimum storage period shall be three months and the level of aid for this period shall be EUR 1 400 per tonne. However, the actual storage period shall be chosen by the storer. This period may extend to a maximum of seven months. If the storage period is greater than three months the aid shall be increased on a daily basis by EUR 1,45 per tonne per day.

Article 2

This Regulation shall enter into force on the 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, 27 October 2000.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 312, 20.11.1998, p. 1.

⁽²⁾ OJ L 193, 29.7.2000, p. 8.

⁽³⁾ OJ L 333, 30.11.1990, p. 39.

⁽⁴⁾ OJ L 321, 23.12.1993, p. 9.

⁽⁵⁾ OJ L 333, 30.11.1990, p. 46.

⁽⁶⁾ OJ L 10, 13.1.1996, p. 6.

COMMISSION REGULATION (EC) No 2393/2000
of 27 October 2000
amending Regulation (EEC) No 1832/92 setting the amounts of aid for the supply of cereals
products from the Community to the Canary Islands

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 introducing specific measures in respect of certain agricultural products for the benefit of the Canary Islands ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾, and in particular Article 3(4) thereof,

Whereas:

- (1) The amounts of aid for the supply of cereals products to the Canary Islands has been settled by Commission Regulation (EEC) No 1832/92 ⁽³⁾, as last amended by Regulation (EC) No 2062/2000 ⁽⁴⁾; as a consequence of the changes of the rates and prices for cereals products in the European part of the Community and on the

world market, the aid for supply to the Canary Islands should be set at the amounts given in the Annex.

- (2) 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 Annex of amended Regulation (EEC) No 1832/92 is replaced by the Annex to the present Regulation.

Article 2

This Regulation shall enter into force on 1 November 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 13.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 185, 4.7.1992, p. 26.

⁽⁴⁾ OJ L 246, 30.9.2000, p. 12.

ANNEX

to the Commission Regulation of 27 October 2000 amending Regulation (EEC) No 1832/92 setting the amounts of aid for the supply of cereals products from the Community to the Canary Islands

(EUR/t)

Product (CN code)		Amount of aid
Common wheat	(1001 90 99)	17,00
Barley	(1003 00 90)	17,00
Maize	(1005 90 00)	24,00
Durum wheat	(1001 10 00)	17,00
Oats	(1004 00 00)	31,00

COMMISSION REGULATION (EC) No 2394/2000
of 27 October 2000
amending Regulation (EEC) No 391/92 setting the amounts of aid for the supply of cereals products
from the Community to the French overseas departments

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3763/91 of 16 December 1991 introducing specific measures in respect of certain agricultural products for the benefit of the French overseas departments ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾, and in particular Article 2(6) thereof,

Whereas:

- (1) The amounts of aid for the supply of cereals products to the French overseas departments (FOD) has been settled by Commission Regulation (EEC) No 391/92 ⁽³⁾, as last amended by Regulation (EC) No 2061/2000 ⁽⁴⁾; as a consequence of the changes of the rates and prices for cereals products in the European part of the Community

and on the world market, the aid for supply to the FOD should be set at the amounts given in the Annex.

- (2) 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 Annex of amended Regulation (EEC) No 391/92 is replaced by the Annex to the present Regulation.

Article 2

This Regulation shall enter into force on 1 November 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 356, 24.12.1991, p. 1.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 43, 19.2.1992, p. 23.

⁽⁴⁾ OJ L 246, 30.9.2000, p. 10.

ANNEX

to the Commission Regulation of 27 October 2000 amending Regulation (EEC) No 391/92 setting the amounts of aid for the supply of cereals products from the Community to the French overseas departments

(EUR/t)

Product (CN code)	Amount of aid			
	Destination			
	Guadeloupe	Martinique	French Guiana	Réunion
Common wheat (1001 90 99)	21,00	21,00	21,00	25,00
Barley (1003 00 90)	21,00	21,00	21,00	25,00
Maize (1005 90 00)	27,00	27,00	27,00	30,00
Durum wheat (1001 10 00)	21,00	21,00	21,00	25,00
Oats (1004 00 00)	34,00	34,00	—	—

COMMISSION REGULATION (EC) No 2395/2000
of 27 October 2000

fixing the maximum aid for concentrated butter for the 235th special invitation to tender opened under the standing invitation to tender provided for in Regulation (EEC) No 429/90

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⁾, as last amended by Regulation (EC) No 1670/2000 ⁽²⁾, and in particular Article 10 thereof,

Whereas:

- (1) In accordance with Commission Regulation (EEC) No 429/90 of 20 February 1990 on the granting by invitation to tender of an aid for concentrated butter intended for direct consumption in the Community ⁽³⁾, as last amended by Regulation (EC) No 124/1999 ⁽⁴⁾, the intervention agencies are opening a standing invitation to tender for the granting of aid for concentrated butter; Article 6 of that Regulation provides that in the light of the tenders received in response to each special invitation to tender, a maximum amount of aid is to be fixed for concentrated butter with a minimum fat content of 96 % or a decision is to be taken to make no award; whereas the end-use security must be fixed accordingly.

- (2) In the light of the tenders received, the maximum aid should be fixed at the level specified below and the end-use security determined accordingly.
- (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

For the 235th special invitation to tender under the standing invitation to tender opened by Regulation (EEC) No 429/90, the maximum aid and the amount of the end-use security shall be as follows:

- | | |
|---------------------|-----------------|
| — maximum aid: | EUR 117/100 kg |
| — end-use security: | EUR 129/100 kg. |

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 193, 29.7.2000, p. 10.

⁽³⁾ OJ L 45, 21.2.1990, p. 8.

⁽⁴⁾ OJ L 16, 21.1.1999, p. 19.

COMMISSION REGULATION (EC) No 2396/2000
of 27 October 2000

fixing the minimum selling prices for butter and the maximum aid for cream, butter and concentrated butter for the 63rd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 2571/97

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⁾, as last amended by Regulation (EC) No 1670/2000 ⁽²⁾, and in particular Article 10 thereof,

Whereas:

(1) The intervention agencies are, pursuant to Commission Regulation (EC) No 2571/97 of 15 December 1997 on the sale of butter at reduced prices and the granting of aid for cream, butter and concentrated butter for use in the manufacture of pastry products, ice-cream and other foodstuffs ⁽³⁾, as last amended by Regulation (EC) No 635/2000 ⁽⁴⁾, to sell by invitation to tender certain quantities of butter that they hold and to grant aid for cream, butter and concentrated butter. Article 18 of that Regulation stipulates that in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed for butter and maximum aid shall be fixed for cream, butter and concentrated butter. It is further stipulated that the price or aid may vary according to the intended use of the butter, its fat content and the incorporation procedure,

and that a decision may also be taken to make no award in response to the tenders submitted. The amount(s) of the processing securities must be fixed accordingly.

- (2) No bids will be accepted, taking into account the level of the bids, following the tender for the sale of traced intervention butter.
- (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 minimum selling prices and the maximum aid and processing securities applying for the 63rd individual invitation to tender, under the standing invitation to tender provided for in Regulation (EC) No 2571/97, shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 193, 29.7.2000, p. 10.

⁽³⁾ OJ L 350, 20.12.1997, p. 3.

⁽⁴⁾ OJ L 76, 25.3.2000, p. 9.

ANNEX

to the Commission Regulation of 27 October 2000 fixing the minimum selling prices for butter and the maximum aid for cream, butter and concentrated butter for the 63rd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 2571/97

(EUR/100 kg)

Formula			A		B	
Incorporation procedure			With tracers	Without tracers	With tracers	Without tracers
Minimum selling price	Butter \geq 82 %	Unaltered	218	—	—	—
		Concentrated	211	—	—	—
Processing security		Unaltered	144	—	—	—
		Concentrated	144	—	—	—
Maximum aid	Butter \geq 82 %		95	91	—	91
	Butter < 82 %		92	88	—	—
	Concentrated butter		117	113	117	113
	Cream		—	—	40	38
Processing security		Butter	105	—	—	—
		Concentrated butter	129	—	129	—
		Cream	—	—	44	—

COMMISSION REGULATION (EC) No 2397/2000
of 27 October 2000
suspending the buying-in of butter in certain Member States

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⁾, as last amended by Regulation (EC) No 1670/2000 ⁽²⁾, and in particular Article 10 thereof,

Whereas:

- (1) Article 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 last regards intervention on the market in butter and cream ⁽³⁾, as last amended by Regulation (EC) No 2099/2000 ⁽⁴⁾, lays down the criteria for opening or suspending the buying-in of butter by invitation to tender in the Member States.
- (2) Commission Regulation (EC) No 2280/2000 ⁽⁵⁾ suspending the buying-in of butter in certain Member States establishes the list of Member States in which intervention is suspended. As a result of the market prices communicated by Italy intervention must be suspended in this country and the list of Member States

established by Regulation (EC) No 2280/2000 adjusted accordingly.

- (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

Buying-in of butter by invitation to tender as provided for in Article 6(1) of Regulation (EC) No 1255/1999 is hereby suspended in Belgium, Denmark, Germany, Spain, France, Italy, Greece, Luxembourg, the Netherlands, Austria, Finland, Ireland, Portugal, the United Kingdom and Sweden.

Article 2

Regulation (EC) No 2280/2000 is hereby repealed.

Article 3

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 193, 29.7.2000, p. 10.

⁽³⁾ OJ L 333, 24.12.1999, p. 11.

⁽⁴⁾ OJ L 249, 4.10.2000, p. 20.

⁽⁵⁾ OJ L 260, 14.10.2000, p. 6.

COMMISSION REGULATION (EC) No 2398/2000**of 27 October 2000****fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid**

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 Commission Regulation (EC) No 1666/2000 ⁽²⁾, and in particular the third subparagraph of Article 13(2) thereof,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽³⁾, as last amended by Regulation (EC) No 1667/2000 ⁽⁴⁾, and in particular Article 13(3) thereof,

Whereas:

- (1) Article 2 of Council Regulation (EEC) No 2681/74 of 21 October 1974 on Community financing of expenditure incurred in respect of the supply of agricultural products as food aid ⁽⁵⁾ lays down that the portion of the expenditure corresponding to the export refunds on the products in question fixed under Community rules is to be charged to the European Agricultural Guidance and Guarantee Fund, Guarantee Section.
- (2) In order to make it easier to draw up and manage the budget for Community food aid actions and to enable the Member States to know the extent of Community participation in the financing of national food aid

actions, the level of the refunds granted for these actions should be determined.

- (3) The general and implementing rules provided for in Article 13 of Regulation (EEC) No 1766/92 and in Article 13 of Regulation (EC) No 3072/95 on export refunds are applicable *mutatis mutandis* to the abovementioned operations.
- (4) The specific criteria to be used for calculating the export refund on rice are set out in Article 13 of Regulation (EC) No 3072/95.
- (5) 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

For Community and national food aid operations under international agreements or other supplementary programmes, and other Community free supply measures, the refunds applicable to cereals and rice sector products shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 1 November 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 193, 29.7.2000, p. 1.

⁽³⁾ OJ L 329, 30.12.1995, p. 18.

⁽⁴⁾ OJ L 193, 29.7.2000, p. 3.

⁽⁵⁾ OJ L 288, 25.10.1974, p. 1.

ANNEX

to the Commission Regulation of 27 October 2000 fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid

(EUR/t)

Product code	Refund
1001 10 00 9400	0,00
1001 90 99 9000	0,00
1002 00 00 9000	26,00
1003 00 90 9000	0,00
1004 00 00 9400	28,00
1005 90 00 9000	21,00
1006 30 92 9100	147,00
1006 30 92 9900	147,00
1006 30 94 9100	147,00
1006 30 94 9900	147,00
1006 30 96 9100	147,00
1006 30 96 9900	147,00
1006 30 98 9100	147,00
1006 30 98 9900	147,00
1006 30 65 9900	147,00
1006 40 00 9000	—
1007 00 90 9000	21,00
1101 00 15 9100	0,00
1101 00 15 9130	0,00
1102 20 10 9200	37,09
1102 20 10 9400	31,79
1102 30 00 9000	—
1102 90 10 9100	0,00
1103 11 10 9200	0,00
1103 11 90 9200	0,00
1103 13 10 9100	47,68
1103 14 00 9000	—
1104 12 90 9100	45,94
1104 21 50 9100	0,00

NB: The product codes are defined in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), amended.

COMMISSION REGULATION (EC) No 2399/2000**of 27 October 2000****fixing the maximum export refund on wholly milled long grain rice in connection with the invitation to tender issued in Regulation (EC) No 2284/2000**

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 1667/2000 ⁽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 2284/2000 ⁽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 2284/2000 is hereby fixed on the basis of the tenders submitted from 23 to 26 October 2000 at 250,00 EUR/t.

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 193, 29.7.2000, p. 3.

⁽³⁾ OJ L 260, 14.10.2000, p. 16.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 2400/2000**of 27 October 2000****fixing the maximum export refund on wholly milled round grain rice in connection with the invitation to tender issued in Regulation (EC) No 2281/2000**

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 1667/2000 ⁽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 2281/2000 ⁽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 2281/2000 is hereby fixed on the basis of the tenders submitted from 23 to 26 October 2000 at 141,00 EUR/t.

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 193, 29.7.2000, p. 3.

⁽³⁾ OJ L 260, 14.10.2000, p. 7.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

**COMMISSION REGULATION (EC) No 2401/2000
of 27 October 2000**

concerning tenders submitted in response to the invitation to tender for the export to certain third countries of wholly milled medium and long grain A rice issued in Regulation (EC) No 2283/2000

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 1667/2000 ⁽²⁾, and in particular Article 13(3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued under Commission Regulation (EC) No 2283/2000 ⁽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 decide, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, to make no award.

(3) On the basis of the criteria laid down in Article 13 of Regulation (EC) No 3072/95 a maximum refund should not be fixed.

(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

No action shall be taken on the tenders submitted from 23 to 26 October 2000 in response to the invitation to tender for the export refund on wholly milled medium and long grain A rice to certain third European countries issued in Regulation (EC) No 2283/2000.

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 193, 29.7.2000, p. 3.

⁽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 2402/2000**of 27 October 2000****setting the amounts of aid for the supply of rice products from the Community to the Canary Islands**

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 introducing specific measures in respect of certain agricultural products for the benefit of the Canary Islands ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾, and in particular Article 3 thereof,

Whereas:

- (1) Pursuant to Article 3 of Regulation (EEC) No 1601/92, the requirements of the Canary Islands for rice are to be covered in terms of quantity, price and quality by the mobilisation, on disposal terms equivalent to exemption from the levy, of Community rice, which involves the grant of an aid for supplies of Community origin. This aid is to be fixed with particular reference to the costs of the various sources of supply and in particular is to be based on the prices applied to exports to third countries.
- (2) Commission Regulation (EC) No 2790/94 ⁽³⁾, as last amended by Regulation (EC) No 1620/1999 ⁽⁴⁾, lays down common detailed rules for implementation of the

specific arrangements for the supply of certain agricultural products, including rice, to the Canary Islands.

- (3) As a result of the application of these detailed rules to the current market situation in the rice sector, and in particular to the rates of prices for these products in the European part of the Community and on the world market, the aid for supply to the Canary Islands should be set at the amounts given in the Annex.
- (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

Pursuant to Article 3 of Regulation (EEC) No 1601/92, the amount of aid for the supply of rice of Community origin under the specific arrangements for the supply of the Canary Islands shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 November 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 13.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 296, 17.11.1994, p. 23.

⁽⁴⁾ OJ L 192, 24.7.1999, p. 19.

ANNEX

to the Commission Regulation of 27 October 2000 setting the amounts of aid for the supply of rice products from the Community to the Canary Islands

(EUR/t)

Product (CN code)	Amount of aid
Milled rice (1006 30)	145,00
Broken rice (1006 40)	32,00

COMMISSION REGULATION (EC) No 2403/2000**of 27 October 2000****setting the amounts of aid for the supply of rice products from the Community to the Azores and Madeira**

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 introducing specific measures in respect of certain agricultural products for the benefit of the Azores and Madeira ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾, and in particular Article 10 thereof,

Whereas:

- (1) Pursuant to Article 10 of Regulation (EEC) No 1600/92, the requirements of the Azores and Madeira for rice are to be covered in terms of quantity, price and quality by the mobilization, on disposal terms equivalent to exemption from the levy, of Community rice, which involves the grant of an aid for supplies of Community origin. This aid is to be fixed with particular reference to the costs of the various sources of supply and in particular is to be based on the prices applied to exports to third countries.
- (2) Commission Regulation (EEC) No 1696/92 ⁽³⁾, as last amended by Regulation (EEC) No 2596/93 ⁽⁴⁾, lays down common detailed rules for implementation of the specific arrangements for the supply of certain agricultural products, including rice, to the Azores and Madeira. Commission Regulation (EEC) No 1983/92 of 16 July 1992 laying down detailed rules for implementation of the specific arrangements for the supply of rice

products to the Azores and Madeira and establishing the forecast supply balance for these products ⁽⁵⁾, as last amended by Regulation (EC) No 1683/94 ⁽⁶⁾, lays down detailed rules which complement or derogate from the provisions of the aforementioned Regulation.

- (3) As a result of the application of these detailed rules to the current market situation in the rice sector, and in particular to the rates of prices for these products in the European part of the Community and on the world market the aid for supply to the Azores and Madeira should be set at the amounts given in the Annex.
- (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

Pursuant to Article 10 of Regulation (EEC) No 1600/92, the amount of aid for the supply of rice of Community origin under the specific arrangements for the supply of the Azores and Madeira shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 November 2000.

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

Done at Brussels, 27 October 2000.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 1.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 179, 1.7.1992, p. 6.

⁽⁴⁾ OJ L 238, 23.9.1993, p. 24.

⁽⁵⁾ OJ L 198, 17.7.1992, p. 37.

⁽⁶⁾ OJ L 178, 12.7.1994, p. 53.

ANNEX

to the Commission Regulation of 27 October 2000 setting the amounts of aid for the supply of rice products from the Community to the Azores and Madeira

(EUR/t)

Product (CN code)	Amount of aid	
	Destination	
	Azores	Madeira
Milled rice (1006 30)	145,00	145,00

COMMISSION REGULATION (EC) No 2404/2000
of 27 October 2000
amending Regulation (EEC) No 1833/92 setting the amounts of aid for the supply of cereals
products from the Community to the Azores and Madeira

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 introducing specific measures in respect of certain agricultural products for the benefit of the Azores and Madeira ⁽¹⁾, as last amended by Regulation (EC) No 1257/1999 ⁽²⁾, and in particular Article 10 thereof,

Whereas:

- (1) The amounts of aid for the supply of cereals products to the Azores and Madeira has been settled by Commission Regulation (EEC) No 1833/92 ⁽³⁾, as last amended by Regulation (EC) No 2063/2000 ⁽⁴⁾; whereas, as a consequence of the changes of the rates and prices for cereals products in the European part of the Community and on the world market, the aid for supply to the Azores and

Madeira should be set at the amounts given in the Annex.

- (2) 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 Annex of amended Regulation (EEC) No 1833/92 is replaced by the Annex to the present Regulation.

Article 2

This Regulation shall enter into force on 1 November 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 173, 27.6.1992, p. 1.

⁽²⁾ OJ L 160, 26.6.1999, p. 80.

⁽³⁾ OJ L 185, 4.7.1992, p. 28.

⁽⁴⁾ OJ L 246, 30.9.2000, p. 14.

ANNEX

to the Commission Regulation of 27 October 2000 amending Regulation (EEC) No 1833/92 setting the amounts of aid for the supply of cereals products from the Community to the Azores and Madeira

(EUR/t)

Product (CN code)	Amount of aid	
	Destination	
	Azores	Madeira
Common wheat (1001 90 99)	17,00	17,00
Barley (1003 00 90)	17,00	17,00
Maize (1005 90 00)	24,00	24,00
Durum wheat (1001 10 00)	17,00	17,00

**COMMISSION REGULATION (EC) No 2405/2000
of 27 October 2000**

fixing the export refunds on rice and broken rice and suspending the issue of export licences

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 1667/2000 ⁽²⁾, and in particular the second subparagraph of Article 13(3) and (15) thereof,

Whereas:

(1) Article 13 of Regulation (EC) No 3072/95 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund.

(2) Article 13(4) of Regulation (EC) No 3072/95, provides that when refunds are being fixed account must be taken of the existing situation and the future trend with regard to prices and availabilities of rice and broken rice on the Community market on the one hand and prices for rice and broken rice on the world market on the other. The same Article provides that it is also important to ensure equilibrium and the natural development of prices and trade on the rice market and, furthermore, to take into account the economic aspect of the proposed exports and the need to avoid disturbances of the Community market with limits resulting from agreements concluded in accordance with Article 300 of the Treaty.

(3) Commission Regulation (EEC) No 1361/76 ⁽³⁾ lays down the maximum percentage of broken rice allowed in rice for which an export refund is fixed and specifies the percentage by which that refund is to be reduced where the proportion of broken rice in the rice exported exceeds that maximum.

(4) Export possibilities exist for a quantity of 21 300 tonnes of rice to certain destinations. The procedure laid down in Article 7(4) of Commission Regulation (EC) No 1162/95 ⁽⁴⁾, as last amended by Regulation (EC) No 2110/2000 ⁽⁵⁾ should be used. Account should be taken of this when the refunds are fixed.

(5) Article 13(5) of Regulation (EC) No 3072/95 defines the specific criteria to be taken into account when the export refund on rice and broken rice is being calculated.

(6) The world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination.

(7) A separate refund should be fixed for packaged long grain rice to accommodate current demand for the product on certain markets.

(8) The refund must be fixed at least once a month; whereas it may be altered in the intervening period.

(9) It follows from applying these rules and criteria to the present situation on the market in rice and in particular to quotations or prices for rice and broken rice within the Community and on the world market, that the refund should be fixed as set out in the Annex hereto.

(10) For the purposes of administering the volume restrictions resulting from Community commitments in the context of the WTO, the issue of export licences with advance fixing of the refund should be restricted.

(11) 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 export refunds on the products listed in Article 1 of Regulation (EC) No 3072/95 with the exception of those listed in paragraph 1(c) of that Article, exported in the natural state, shall be as set out in the Annex hereto.

Article 2

With the exception of the quantity of 17 910 tonnes provided for in the Annex, the issue of export licences with advance fixing of the refund is suspended.

Article 3

This Regulation shall enter into force on 1 November 2000.

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 193, 29.7.2000, p. 3.

⁽³⁾ OJ L 154, 15.6.1976, p. 11.

⁽⁴⁾ OJ L 117, 24.5.1995, p. 2.

⁽⁵⁾ OJ L 250, 5.10.2000, p. 23.

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

Done at Brussels, 27 October 2000.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX

to the Commission Regulation of 27 October 2000 fixing the export refunds on rice and broken rice and suspending the issue of export licences

Product code	Destination	Unit of measurement	Amount of refunds (°)	Product code	Destination	Unit of measurement	Amount of refunds (°)
1006 20 11 9000	R01	EUR/t	105,00	1006 30 65 9100	R01	EUR/t	131,00
1006 20 13 9000	R01	EUR/t	105,00		R02	EUR/t	137,00
1006 20 15 9000	R01	EUR/t	105,00		R03	EUR/t	142,00
1006 20 17 9000	—	EUR/t	—		064	EUR/t	103,00
1006 20 92 9000	R01	EUR/t	105,00		A97	EUR/t	137,00
1006 20 94 9000	R01	EUR/t	105,00	1006 30 65 9900	021 and 023	EUR/t	137,00
1006 20 96 9000	R01	EUR/t	105,00		R01	EUR/t	131,00
1006 20 98 9000	—	EUR/t	—		064	EUR/t	137,00
1006 30 21 9000	R01	EUR/t	105,00	1006 30 67 9100	A97	EUR/t	103,00
1006 30 23 9000	R01	EUR/t	105,00		021 and 023	EUR/t	137,00
1006 30 25 9000	R01	EUR/t	105,00		064	EUR/t	103,00
1006 30 27 9000	—	EUR/t	—	1006 30 67 9900	064	EUR/t	103,00
1006 30 42 9000	R01	EUR/t	105,00	1006 30 92 9100	R01	EUR/t	131,00
1006 30 44 9000	R01	EUR/t	105,00		R02	EUR/t	137,00
1006 30 46 9000	R01	EUR/t	105,00		R03	EUR/t	142,00
1006 30 48 9000	—	EUR/t	—		064	EUR/t	103,00
1006 30 61 9100	R01	EUR/t	131,00		A97	EUR/t	137,00
	R02	EUR/t	137,00	1006 30 92 9900	021 and 023	EUR/t	137,00
	R03	EUR/t	142,00		R01	EUR/t	131,00
	064	EUR/t	103,00	1006 30 94 9100	A97	EUR/t	137,00
	A97	EUR/t	137,00		064	EUR/t	103,00
	021 and 023	EUR/t	137,00		R01	EUR/t	131,00
1006 30 61 9900	R01	EUR/t	131,00		R02	EUR/t	137,00
	A97	EUR/t	137,00	1006 30 94 9900	R03	EUR/t	142,00
	064	EUR/t	103,00		064	EUR/t	103,00
1006 30 63 9100	R01	EUR/t	131,00		A97	EUR/t	137,00
	R02	EUR/t	137,00	1006 30 96 9100	021 and 023	EUR/t	137,00
	R03	EUR/t	142,00		R01	EUR/t	131,00
	064	EUR/t	103,00		A97	EUR/t	137,00
	A97	EUR/t	137,00		064	EUR/t	103,00
	021 and 023	EUR/t	137,00	1006 30 96 9900	021 and 023	EUR/t	137,00
1006 30 63 9900	R01	EUR/t	131,00		R01	EUR/t	131,00
	064	EUR/t	103,00	1006 30 98 9100	A97	EUR/t	137,00
	A97	EUR/t	137,00	1006 30 98 9900	064	EUR/t	103,00
				1006 40 00 9000	021 and 023	EUR/t	137,00
					—	EUR/t	—
					—	EUR/t	—

(°) The procedure laid down in Article 7(4) of Regulation (EC) No 1162/95 applies to licences applied for under that Regulation for the following quantities, depending on destination:

Destination R01: 3 600 t
Destinations R02, R03: 3 300 t
Destinations 021 and 023: 750 t
Destination 064: 9 960 t
Destination A97: 300 t.

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1) as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2543/1999 (OJ L 307, 2.12.1999, p. 46).

The other destinations are defined as follows:

R01 Switzerland, Liechtenstein, communes of Livigno and Campione d'Italia.

R02 Morocco, Algeria, Tunisia, Malta, Egypt, Israel, Lebanon, Libya, Syria, Ex-Spanish Sahara, Cyprus, Jordan, Iraq, Iran, Yemen, Kuwait, United Arab Emirates, Oman, Bahrain, Qatar, Saudi Arabia, Eritrea, West Bank/Gaza Strip, Estonia, Latvia, Lithuania, Poland, Czech Republic, Slovenia, Slovakia, Norway, Faroe Islands, Iceland, Russia, Belarus, Bosnia and Herzegovina, Croatia, Yugoslavia, Former Yugoslav Republic of Macedonia, Albania, Romania, Bulgaria, Georgia, Armenia, Azerbaijan, Moldova, Ukraine, Kazakstan, Turkmenistan, Uzbekistan, Tajikistan, Kyrgyzstan.

R03 Colombia, Ecuador, Peru, Bolivia, Chile, Argentina, Uruguay, Paraguay, Brazil, Venezuela, Canada, Mexico, Guatemala, Honduras, El Salvador, Nicaragua, Costa Rica, Panama, Cuba, Bermuda, South Africa, Australia, New Zealand, Hong Kong SAR, A40, A11 except Suriname, Guyana, Madagascar.

COMMISSION REGULATION (EC) No 2406/2000
of 27 October 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 2282/2000

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 1667/2000 ⁽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 2282/2000 ⁽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 European third countries pursuant to the invitation to tender issued in Regulation (EC) No 2282/2000 is hereby fixed on the basis of the tenders submitted from 23 to 26 October 2000 at 136,00 EUR/t.

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 193, 29.7.2000, p. 3.

⁽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 2407/2000
of 27 October 2000
amending representative prices and additional duties for the import of certain products in the
sugar sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2038/1999 of 13 September 1999 on the common organisation of the markets in the sugar sector ⁽¹⁾, as amended by Commission Regulation (EC) No 1527/2000 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽³⁾, as last amended by Regulation (EC) No 624/98 ⁽⁴⁾, and in particular the second subparagraph of Article 1(2), and Article 3(1) thereof,

Whereas:

- (1) The amounts of the representative prices and additional duties applicable to the import of white sugar, raw sugar and certain syrups are fixed by Commission Regulation

(EC) No 1411/2000 ⁽⁵⁾, as last amended by Regulation (EC) No 2360/2000 ⁽⁶⁾.

- (2) It follows from applying the general and detailed fixing rules contained in Regulation (EC) No 1423/95 to the information known to the Commission that the representative prices and additional duties at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 October 2000.

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

Done at Brussels, 27 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 175, 14.7.2000, p. 59.

⁽³⁾ OJ L 141, 24.6.1995, p. 16.

⁽⁴⁾ OJ L 85, 20.3.1998, p. 5.

⁽⁵⁾ OJ L 161, 1.7.2000, p. 22.

⁽⁶⁾ OJ L 272, 25.10.2000, p. 19.

ANNEX

to the Commission Regulation of 27 October 2000 amending representative prices and the amounts of additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99

(EUR)

CN code	Amount of representative prices per 100 kg net of product concerned	Amount of additional duty per 100 kg net of product concerned
1701 11 10 ⁽¹⁾	29,36	2,48
1701 11 90 ⁽¹⁾	29,36	6,85
1701 12 10 ⁽¹⁾	29,36	2,34
1701 12 90 ⁽¹⁾	29,36	6,42
1701 91 00 ⁽²⁾	29,60	10,43
1701 99 10 ⁽²⁾	29,60	5,91
1701 99 90 ⁽²⁾	29,60	5,91
1702 90 99 ⁽³⁾	0,30	0,35

⁽¹⁾ For the standard quality as defined in Article 1 of amended Council Regulation (EEC) No 431/68 (OJ L 89, 10.4.1968, p. 3).

⁽²⁾ For the standard quality as defined in Article 1 of Council Regulation (EEC) No 793/72 (OJ L 94, 21.4.1972, p. 1).

⁽³⁾ By 1 % sucrose content.

COMMISSION DIRECTIVE 2000/66/EC**of 23 October 2000****including an active substance (triasulfuron) in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, as last amended by Commission Directive 2000/10/EC ⁽²⁾, and in particular Article 6(1) and the fourth subparagraph of Article 8(2) thereof,

Whereas:

- (1) Commission Regulation (EEC) No 3600/92 ⁽³⁾, as last amended by Regulation (EC) No 2266/2000 ⁽⁴⁾, laid down the detailed rules for the implementation of the first stage of the programme of work referred to in Article 8(2) of Directive 91/414/EEC (hereinafter referred to as 'the Directive'). Pursuant to that Regulation, Commission Regulation (EC) No 933/94 ⁽⁵⁾, as last amended by Regulation (EC) No 2230/95 ⁽⁶⁾, laid down the list of active substances of plant protection products to be assessed, with a view to their possible inclusion in Annex I to the Directive.
- (2) In accordance with Article 5(1) of the Directive, an active substance should be included in Annex I if it may be expected that neither the use of, nor residues from, plant protection products containing that active substance will have any harmful effects on human or animal health or on groundwater or any unacceptable influence on the environment.
- (3) Such an active substance may be included in Annex I for a period not exceeding 10 years.
- (4) For triasulfuron the effects on human health and the environment have been assessed in accordance with the provisions laid down in Regulation (EEC) No 3600/92 for a number of uses proposed by the notifiers. France was designated as rapporteur Member State under Regulation (EC) No 933/94 laying down the active substances of plant protection products and designating the rapporteur Member State for the implementation of Regulation (EEC) No 3600/92. It submitted the relevant assessment report and recommendation to the Commission on 30 September 1996, in accordance with Article 7(1)(c) of Regulation (EEC) No 3600/92.
- (5) The assessment report has been reviewed by the Member States and the Commission within the Standing Committee on Plant Health. This review was finalised on

13 July 2000 in the format of the Commission review report for triasulfuron.

- (6) The dossier and the information from the review have also been submitted to the Scientific Committee for Plants for consultation. The Scientific Committee for Plants in its opinion ⁽⁷⁾ confirmed that the substance can be used without unacceptable risk but noted that Member States should assess the leaching potential to groundwater in particularly vulnerable locations and should apply risk mitigation measures to protect the aquatic environment.
- (7) It has appeared from the assessments made that plant protection products containing the active substance concerned may be expected to satisfy in general the requirements laid down in Article 5(1)(a) and (b) of the Directive, in particular with regard to the uses which were examined. It is appropriate therefore to include the active substance concerned in Annex I, in order to ensure that in all Member States the granting, varying or withdrawing, as appropriate, of the authorisations of plant protection products containing triasulfuron can be undertaken in accordance with the provisions of the Directive.
- (8) Article 8(2) of the Directive provides that after inclusion of an active substance in its Annex I, Member States shall, within a prescribed period, grant, vary or withdraw, as appropriate, the authorisations of the plant protection products containing the active substance. In particular, Articles 4(1) and 13(1) of the Directive require that plant protection products are not authorised unless account is taken of the conditions associated with the inclusion of the active substance in Annex I and the uniform principles laid down in Annex VI on the basis of a dossier satisfying the data requirements laid down in its Article 13.
- (9) Before inclusion, a reasonable deadline is necessary to permit Member States and the interested parties to prepare themselves to meet the new requirements which will result from the inclusion. Moreover, after inclusion, a reasonable period is necessary for the Member States to implement the Directive and in particular to vary or withdraw, as appropriate, existing authorisations or grant new authorisations in accordance with the provisions of Directive 91/414/EEC. A longer period should be provided for the submission and assessment of the complete Annex III dossier of each plant protection product in accordance with the uniform principles laid down in Annex VI to the Directive. For plant protection

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 57, 2.3.2000, p. 28.

⁽³⁾ OJ L 366, 15.12.1992, p. 10.

⁽⁴⁾ OJ L 259, 13.10.2000, p. 27.

⁽⁵⁾ OJ L 107, 28.4.1994, p. 8.

⁽⁶⁾ OJ L 225, 22.9.1995, p. 1.

⁽⁷⁾ Scientific Committee on Plants SCP/TRIAS/002 final. 17 March 2000.

products containing several active substances, the complete evaluation on the basis of the uniform principles can only be carried out when all the active substances concerned have been included in Annex I to the Directive.

- (10) It is appropriate to provide that the finalised review report (except for confidential information in the meaning of Article 14 of the Directive) is kept available or made available by the Member States for consultation by any interested parties.
- (11) The review report is required for the proper implementation by the Member States of several sections of the uniform principles laid down in Annex VI to the Directive, where these principles refer to the evaluation of the Annex II data which were submitted for the purpose of the inclusion of the active substance in Annex I to the Directive.
- (12) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Triasulfuron is hereby designated as an active substance in Annex I to Directive 91/414/EEC, as set out in the Annex hereto.

Article 2

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive, at the latest by 31 January 2002, and shall immediately inform the Commission thereof. In particular they shall, in accordance with the provisions of Directive 91/414/EEC, where necessary, amend or withdraw existing authorisations for plant protection products containing triasulfuron as an active substance within such period.

2. However, with regard to evaluation and decision-making pursuant to the uniform principles provided for in Annex VI to Directive 91/414/EEC, on the basis of a dossier satisfying the requirements of Annex III thereto, the period laid down in the first paragraph is extended:

- for plant protection products containing triasulfuron as the only active substance, to four years from the entry into force of this Directive,
- for plant protection products containing triasulfuron together with another active substance which is in Annex I to Directive 91/414/EEC, to four years from the entry into force of such Directive as shall include the last of those substances in Annex I.

3. Member States shall keep available the review report (except for confidential information within the meaning of Article 14 of the Directive) for consultation by any interested parties or shall make it available to them on specific request.

4. When Member States adopt the provisions referred to in paragraph 1, these shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such reference shall be adopted by Member States.

Article 3

This Directive shall enter into force on 1 August 2001.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 23 October 2000.

For the Commission

David BYRNE

Member of the Commission

ANNEX

Triasulfuron

1. Identity:

Common name: triasulfuron

IUPAC name: 1-[2-(2-chloroethoxy)phenylsulfonyl]-3-(4-methoxy-6-methyl-1,3,5-triazin-2-yl)urea

2. Particular conditions to be fulfilled:

2.1. The active substance as manufactured shall have a minimum purity of 940 g/kg.

2.2. Only uses as herbicide may be authorised.

2.3. For the implementation of the uniform principles of Annex VI, the conclusions of the review report on triasulfuron, and in particular Appendices I and II thereof, as finalised in the Standing Committee on Plant Health on 13 July 2000 shall be taken into account. In this overall assessment Member States:

- must pay particular attention to the protection of groundwater,
- must pay particular attention to the impact on aquatic organisms and must ensure that the conditions of authorisation include, where appropriate, risk mitigation measures.

3. Expiry date of the inclusion: 31 July 2011.

COMMISSION DIRECTIVE 2000/67/EC**of 23 October 2000****including an active substance (esfenvalerate) in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, as last amended by Commission Directive 2000/10/EC ⁽²⁾, and in particular Article 6(1) and the fourth subparagraph of Article 8(2) thereof,

Whereas:

- (1) Commission Regulation (EEC) No 3600/92 ⁽³⁾, as last amended by Regulation (EC) No 2266/2000 ⁽⁴⁾, laid down the detailed rules for the implementation of the first stage of the programme of work referred to in Article 8(2) of Directive 91/414/EEC (hereinafter referred to as 'the Directive'). Pursuant to that Regulation, Commission Regulation (EC) No 933/94 ⁽⁵⁾, as last amended by Regulation (EC) No 2230/95 ⁽⁶⁾, laid down the list of active substances of plant protection products to be assessed, with a view to their possible inclusion in Annex I to the Directive.
- (2) In accordance with Article 5(1) of the Directive, an active substance should be included in Annex I if it may be expected that neither the use of, nor residues from, plant protection products containing that active substance will have any harmful effects on human or animal health or on groundwater or any unacceptable influence on the environment.
- (3) Such an active substance may be included in Annex I for a period not exceeding 10 years.
- (4) For esfenvalerate the effects on human health and the environment have been assessed in accordance with the provisions laid down in Regulation (EEC) No 3600/92 for a range of uses proposed by the notifier. Portugal was designated as rapporteur Member State under Regulation (EC) No 933/94 laying down the active substance of plant protection products and designating the rapporteur Member State for the implementation of Regulation (EEC) No 3600/92. It submitted the relevant assessment report to the Commission on 11 October 1996, in accordance with Article 7(1)(c) of Regulation (EEC) No 3600/92.
- (5) The assessment report has been reviewed by the Member States and the Commission within the Standing Committee on Plant Health. This review was finalised on

13 July 2000 in the format of the Commission review report for esfenvalerate.

- (6) The dossier and the information from the review have also been submitted to the Scientific Committee for Plants for consultation. The Scientific Committee for Plants in its opinion ⁽⁷⁾ noted that Member States must apply appropriate risk mitigation measures to protect the aquatic environment and non-target arthropods.
- (7) It has appeared from the assessments made that plant protection products containing the active substance concerned may be expected to satisfy in general the requirements laid down in Article 5(1)(a) and (b) of the Directive, in particular with regard to the uses which were examined. It is appropriate therefore to include the active substance concerned in Annex I, in order to ensure that in all Member States the granting, varying or withdrawing, as appropriate, of the authorisations of plant protection products containing esfenvalerate can be undertaken in accordance with the provisions of the Directive.
- (8) Article 8(2) of the Directive provides that after inclusion of an active substance in its Annex I, Member States shall, within a prescribed period, grant, vary or withdraw, as appropriate, the authorisations of the plant protection products containing the active substance. In particular, Articles 4(1) and 13(1) of the Directive require that plant protection products are not authorised unless account is taken of the conditions associated with the inclusion of the active substance in Annex I and the uniform principles laid down in Annex VI on the basis of a dossier satisfying the data requirements laid down in its Article 13.
- (9) Before inclusion, a reasonable deadline is necessary to permit Member States and the interested parties to prepare themselves to meet the new requirements which will result from the inclusion. Moreover, after inclusion, a reasonable period is necessary for the Member States to implement the Directive and in particular to vary or withdraw, as appropriate, existing authorisations or grant new authorisations in accordance with the provisions of Directive 91/414/EEC. A longer period should be provided for the submission and assessment of the complete Annex III dossier of each plant protection product in accordance with the uniform principles laid down in Annex VI to the Directive. For plant protection products containing several active substances, the complete evaluation on the basis of the uniform principles can only be carried out when all the active substances concerned have been included in Annex I to the Directive.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.⁽²⁾ OJ L 57, 2.3.2000, p. 28.⁽³⁾ OJ L 366, 15.12.1992, p. 10.⁽⁴⁾ OJ L 259, 13.10.2000, p. 27.⁽⁵⁾ OJ L 107, 28.4.1994, p. 8.⁽⁶⁾ OJ L 225, 22.9.1995, p. 1.⁽⁷⁾ Scientific Committee on Plants SCP/ESFEN/002 final. 6 April 2000.

- (10) It is appropriate to provide that the finalised review report (except for confidential information in the meaning of Article 14 of the Directive) is kept available or made available by the Member States for consultation by any interested parties.
- (11) The review report is required for the proper implementation by the Member States of several sections of the uniform principles laid down in Annex VI to the Directive, where these principles refer to the evaluation of the Annex II data which were submitted for the purpose of the inclusion of the active substance in Annex I to the Directive.
- (12) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Esfenvalerate is hereby designated as an active substance in Annex I to Directive 91/414/EEC, as set out in the Annex hereto.

Article 2

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive, at the latest by 31 January 2002 and shall immediately inform the Commission thereof. In particular they shall, in accordance with the provisions of Directive 91/414/EEC, where necessary, amend or withdraw existing authorisations for plant protection products containing esfenvalerate as an active substance within such period.

2. However, with regard to evaluation and decision-making pursuant to the uniform principles provided for in Annex VI to Directive 91/414/EEC, on the basis of a dossier satisfying the

requirements of Annex III thereto, the period laid down in the first paragraph is extended:

- for plant protection products containing esfenvalerate as the only active substance, to four years from the entry into force of this Directive,
- for plant protection products containing esfenvalerate together with another active substance which is in Annex I to Directive 91/414/EEC, to four years from the entry into force of such Directive as shall include the last of those substances in Annex I.

3. Member States shall keep available the review report (except for confidential information within the meaning of Article 14 of the Directive) for consultation by any interested parties or shall make it available to them on specific request.

4. When Member States adopt the provisions referred to in paragraph 1, these shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such reference shall be adopted by Member States.

Article 3

This Directive shall enter into force on 1 August 2001.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 23 October 2000.

For the Commission

David BYRNE

Member of the Commission

ANNEX

Esfenvalerate

1. Identity:

Common name: esfenvalerate

IUPAC name: (S)- α -Cyano-3-phenoxybenzyl-(S)-2-(4-chlorophenyl)-3-methylbutyrate

2. Particular conditions to be fulfilled:

2.1. The active substance as manufactured shall have a minimum purity of 830 g/kg.

2.2. Only uses as insecticide may be authorised.

2.3. For the implementation of the uniform principles of Annex VI, the conclusions of the review report on esfenvalerate, and in particular Appendices I and II thereof, as finalised in the Standing Committee on Plant Health on 13 July 2000 shall be taken into account. In this overall assessment Member States:

must pay particular attention to the potential impact on aquatic organisms and non-target arthropods and must ensure that the conditions of authorisation include, where appropriate, risk mitigation measures.

3. Expiry date of the inclusion: 31 July 2011.

COMMISSION DIRECTIVE 2000/68/EC**of 23 October 2000****including an active substance (bentazone) in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, as last amended by Commission Directive 2000/10/EC ⁽²⁾, and in particular Article 6(1) and the fourth subparagraph of Article 8(2) thereof,

Whereas:

- (1) Commission Regulation (EEC) No 3600/92 ⁽³⁾, as last amended by Regulation (EC) No 2266/2000 ⁽⁴⁾, laid down the detailed rules for the implementation of the first stage of the programme of work referred to in Article 8(2) of Directive 91/414/EEC (hereinafter referred to as 'the Directive'). Pursuant to that Regulation, Commission Regulation (EC) No 933/94 ⁽⁵⁾, as last amended by Regulation (EC) No 2230/95 ⁽⁶⁾, laid down the list of active substances of plant protection products to be assessed, with a view to their possible inclusion in Annex I to the Directive.
- (2) In accordance with Article 5(1) of the Directive, an active substance should be included in Annex I if it may be expected that neither the use of, nor residues from, plant protection products containing that active substance will have any harmful effects on human or animal health or on groundwater or any unacceptable influence on the environment.
- (3) Such an active substance may be included in Annex I for a period not exceeding 10 years.
- (4) For bentazone the effects on human health and the environment have been assessed in accordance with the provisions laid down in Regulation (EEC) No 3600/92 for a number of uses proposed by the notifiers. Germany was designated as rapporteur Member State under Regulation (EC) No 933/94 laying down the active substances of plant protection products and designating the rapporteur Member State for the implementation of Regulation (EEC) No 3600/92. It submitted the relevant assessment report and recommendation to the Commission on 13 November 1996, in accordance with Article 7(1)(c) of Regulation (EEC) No 3600/92.
- (5) The assessment report has been reviewed by the Member States and the Commission within the Standing Committee on Plant Health. This review was finalised on

13 July 2000 in the format of the Commission review report for bentazone.

- (6) The dossier and the information from the review have also been submitted to the Scientific Committee for Plants for consultation. The Scientific Committee for Plants in its opinion ⁽⁷⁾ confirmed that the substance can be used without unacceptable risk but noted that Member States should assess the leaching potential to groundwater in particularly vulnerable locations and in rice cultures.
- (7) It has appeared from the assessments made that plant protection products containing the active substance concerned may be expected to satisfy in general the requirements laid down in Article 5(1)(a) and (b) of the Directive, in particular with regard to the uses which were examined. It is appropriate therefore to include the active substance concerned in Annex I, in order to ensure that in all Member States the granting, varying or withdrawing, as appropriate, of the authorisations of plant protection products containing bentazone can be undertaken in accordance with the provisions of the Directive.
- (8) Article 8(2) of the Directive provides that after inclusion of an active substance in its Annex I, Member States shall, within a prescribed period, grant, vary or withdraw, as appropriate, the authorisations of the plant protection products containing the active substance. In particular, Articles 4(1) and 13(1) of the Directive require that plant protection products are not authorised unless account is taken of the conditions associated with the inclusion of the active substance in Annex I and the uniform principles laid down in Annex VI on the basis of a dossier satisfying the data requirements laid down in its Article 13.
- (9) Before inclusion, a reasonable deadline is necessary to permit Member States and the interested parties to prepare themselves to meet the new requirements which will result from the inclusion. Moreover, after inclusion, a reasonable period is necessary for the Member States to implement the Directive and in particular to vary or withdraw, as appropriate, existing authorisations or grant new authorisations in accordance with the provisions of Directive 91/414/EEC. A longer period should be provided for the submission and assessment of the complete Annex III dossier of each plant protection product in accordance with the uniform principles laid down in Annex VI to the Directive. For plant protection

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 57, 2.3.2000, p. 28.

⁽³⁾ OJ L 366, 15.12.1992, p. 10.

⁽⁴⁾ OJ L 259, 13.10.2000, p. 27.

⁽⁵⁾ OJ L 107, 28.4.1994, p. 8.

⁽⁶⁾ OJ L 225, 22.9.1995, p. 1.

⁽⁷⁾ Opinion of the Scientific Committee on Plants regarding the inclusion of bentazone in Annex I to Directive 91/414/EEC concerning the placing of plant protection products on the market (opinion expressed by the Scientific Committee on Plants on 2 December 1999).

products containing several active substances, the complete evaluation on the basis of the uniform principles can only be carried out when all the active substances concerned have been included in Annex I to the Directive.

- (10) It is appropriate to provide that the finalised review report (except for confidential information in the meaning of Article 14 of the Directive) is kept available or made available by the Member States for consultation by any interested parties.
- (11) The review report is required for the proper implementation by the Member States of several sections of the uniform principles laid down in Annex VI to the Directive, where these principles refer to the evaluation of the Annex II data which were submitted for the purpose of the inclusion of the active substance in Annex I to the Directive.
- (12) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Bentazone is hereby designated as an active substance in Annex I to Directive 91/414/EEC, as set out in the Annex hereto.

Article 2

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive, at the latest by 31 January 2002, and shall immediately inform the Commission thereof. In particular they shall, in accordance with the provisions of Directive 91/414/EEC, where necessary, amend or withdraw existing authorisations for plant protection products containing bentazone as an active substance within such period.

2. However, with regard to evaluation and decision-making pursuant to the uniform principles provided for in Annex VI to Directive 91/414/EEC, on the basis of a dossier satisfying the requirements of Annex III thereto, the period laid down in the first paragraph is extended:

- for plant protection products containing bentazone as the only active substance, to four years from the entry into force of this Directive,
- for plant protection products containing bentazone together with another active substance which is in Annex I to Directive 91/414/EEC, to four years from the entry into force of such Directive as shall include the last of those substances in Annex I.

3. Member States shall keep available the review report (except for confidential information within the meaning of Article 14 of the Directive) for consultation by any interested parties or shall make it available to them on specific request.

4. When Member States adopt the provisions referred to in paragraph 1, these shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such reference shall be adopted by Member States.

Article 3

This Directive shall enter into force on 1 August 2001.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 23 October 2000.

For the Commission

David BYRNE

Member of the Commission

ANNEX

Bentazone

1. Identity:

Common name: bentazone

IUPAC name: 3-isopropyl-(1H)-2,1,3-benzothiadiazin-4-(3H)-one-2,2-dioxide

2. Particular conditions to be fulfilled:

2.1. The active substance as manufactured shall have a purity of 960 g/kg.

2.2. Only uses as herbicide may be authorised.

2.3. For the implementation of the uniform principles of Annex VI, the conclusions of the review report on bentazone, and in particular Appendices I and II thereof, as finalised in the Standing Committee on Plant Health on 13 July 2000 shall be taken into account. In this overall assessment Member States:

— must pay particular attention to the protection of groundwater.

3. Expiry date of the inclusion: 31 July 2011.

II

(Acts whose publication is not obligatory)

COUNCIL

**COUNCIL DECISION
of 28 September 2000**

concerning the conclusion of the Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part

(2000/658/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Articles 44(2), 47, 55, 57(2), 71, 80(2), 133 and 181 thereof, in conjunction with the second sentence of Article 300(2) and the second subparagraph of Article 300(3) thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the assent of the European Parliament ⁽²⁾,

Whereas the Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part, signed in Brussels on 8 December 1997, should be approved,

HAS DECIDED AS FOLLOWS:

Article 1

The Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part, together with the declarations made by the Community unilaterally or jointly with the other Party, is hereby approved on behalf of the European Community.

The texts of the acts referred to in the first subparagraph are attached to this Decision.

Article 2

The President of the Council shall give the notification provided for in Article 60 of the Agreement on behalf of the Community.

Article 3

1. The position to be taken by the Community within the Joint Council and the Joint Committee established by the Agreement, shall be adopted by the Council, on a proposal from the Commission, in accordance with the corresponding provisions of the Treaty.

2. The President of the Council shall, in accordance with Article 46 of the Agreement, preside over the Joint Council and present the position of the Community. In accordance with Article 48 of the Agreement, a representative of the Commission shall preside over the Joint Committee and present the position of the Community.

Done at Brussels, 28 September 2000.

For the Council

The President

D. VAILLANT

⁽¹⁾ OJ C 350, 19.11.1997, p. 6.

⁽²⁾ OJ C 279, 6.5.1999, p. 404.

Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part

THE KINGDOM OF BELGIUM,
THE KINGDOM OF DENMARK,
THE FEDERAL REPUBLIC OF GERMANY,
THE HELLENIC REPUBLIC,
THE KINGDOM OF SPAIN,
THE FRENCH REPUBLIC,
IRELAND,
THE ITALIAN REPUBLIC,
THE GRAND DUCHY OF LUXEMBOURG,
THE KINGDOM OF THE NETHERLANDS,
THE REPUBLIC OF AUSTRIA,
THE PORTUGUESE REPUBLIC,
THE REPUBLIC OF FINLAND,
THE KINGDOM OF SWEDEN,
THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND,

Parties to the Treaty establishing the European Community and the Treaty on European Union, hereinafter referred to as the 'European Community Member States',

THE EUROPEAN COMMUNITY, hereinafter referred to as the 'Community',
of the one part, and

THE UNITED MEXICAN STATES, hereinafter referred to as 'Mexico',
of the other part,

CONSIDERING their common cultural heritage and the strong historical, political and economic ties which unite them;

MINDFUL of the broader aim to develop and reinforce the overall framework of international relations, in particular, between Europe and Latin America;

CONSIDERING the significant contribution made by the Framework Agreement for Cooperation between the Community and Mexico signed on 26 April 1991 in Luxembourg to strengthen these ties;

CONSIDERING their mutual interest in establishing new contractual links in order to further strengthen their bilateral relations, mainly through greater political dialogue, progressive and reciprocal liberalisation of trade, liberalisation of current payments, capital movements and invisible transactions, promotion of investment, and through broader cooperation;

CONSIDERING their full commitment to respecting democratic principles and fundamental human rights set out in the Universal Declaration of Human Rights, as well as to the principles of international law regarding friendly relations and cooperation between States in accordance with the United Nations Charter, the principles of the rule of law and good government, as set out in the Rio Group/European Union Ministerial Declaration adopted in São Paulo in 1994;

MINDFUL that in order to intensify relations in all fields of common interest, their political dialogue should be institutionalised at both the bilateral and international levels;

CONSIDERING the importance which both Parties attach to the principles and values set out in the final Declaration of the World Summit for Social Development in Copenhagen in March 1995;

MINDFUL of the importance that both Parties attach to the proper implementation of the principle of sustainable development, as agreed and set out in Agenda 21 of the 1992 Rio Declaration on Environment and Development;

CONSIDERING their attachment to the principles of the market economy and mindful of the importance of their commitment to free international trade in conformity with the rules of the World Trade Organisation (WTO) and in their capacity as members of the Organisation for Economic Cooperation and Development (OECD), with particular emphasis on the importance of open regionalism;

MINDFUL of the terms of the Joint Solemn Declaration signed in Paris on 2 May 1995 in which both Parties decided to give their bilateral relationship a long term perspective in all areas,

HAVE DECIDED to conclude this Agreement:

TITLE I

NATURE AND SCOPE

Article 1

Basis of the Agreement

Respect for democratic principles and fundamental human rights, proclaimed by the Universal Declaration of Human Rights, underpins the domestic and external policies of both Parties and constitutes an essential element of this Agreement.

Article 2

Nature and scope

The object of this Agreement is to strengthen existing relations between the Parties on the basis of reciprocity and mutual interest. To this end, the Agreement shall institutionalise political dialogue, strengthen commercial and economic relations by means of the liberalisation of trade in conformity with the rules of the WTO and shall reinforce and broaden cooperation.

TITLE II

POLITICAL DIALOGUE

Article 3

1. The Parties agree to institutionalize an intensified political dialogue based on the principles referred to in Article 1 covering all bilateral and international matters of mutual interest and leading to closer consultation between the Parties within the context of the international organisations to which they both belong.

2. The dialogue shall be conducted in accordance with the 'Joint Declaration by the European Union and Mexico on Political Dialogue', which shall form an integral part of the Agreement and which is contained in the Final Act.

3. The ministerial dialogue provided for in the Joint Declaration shall take place mainly within the Joint Council established by Article 45.

TITLE III

TRADE

Article 4

Objective

The objective of this Title is to establish a framework to encourage the development of trade in goods and services, including a bilateral and preferential, progressive and reciprocal liberalisation of trade in goods and services, taking into account the sensitive nature of certain products and service sectors and in accordance with the relevant WTO rules.

Article 5

Trade in goods

In order to achieve the objective laid down in Article 4, the Joint Council shall decide on the arrangements and timetable for a bilateral, progressive and reciprocal liberalisation of tariff and non-tariff barriers to trade in goods, in accordance with

the relevant WTO rules, in particular Article XXIV of the General Agreement on Tariffs and Trade (GATT), and taking account of the sensitive nature of certain products. This decision shall include, in particular, the following matters:

- (a) coverage and transitional periods;
- (b) customs duties on imports and exports and charges having an equivalent effect;
- (c) quantitative restrictions on imports and exports and measures having equivalent effect;
- (d) national treatment including the prohibition of fiscal discrimination in respect of taxes imposed on goods;
- (e) anti-dumping and countervailing measures;
- (f) safeguard and surveillance measures;
- (g) rules of origin and administrative cooperation;
- (h) customs cooperation;
 - (i) customs valuation;
 - (j) technical regulations and standards, sanitary and phytosanitary legislation, mutual recognition of conformity assessment, certifications, marks systems, *inter alia*;
- (k) general exceptions justified on grounds of public morality, public policy or public security; the protection of human, animal or plant life or health; the protection of industrial, intellectual and commercial property, *inter alia*;
- (l) restrictions in case of balance of payments difficulties.

Article 6

Trade in services

In order to achieve the objective laid down in Article 4, the Joint Council shall decide on the appropriate arrangements for a progressive and reciprocal liberalisation of trade in services, in accordance with the relevant WTO rules, in particular, Article V of the General Agreement on Trade in Services (GATS), and taking due account of the commitments already undertaken by the Parties within the framework of that Agreement.

Article 7

The decisions of the Joint Council referred to in Articles 5 and 6 of this Agreement in respect of trade in goods and services, shall adequately cover all these issues within a comprehensive framework and shall enter into force as soon as they have been adopted.

TITLE IV

CAPITAL MOVEMENTS AND PAYMENTS

Article 8

Capital movements and payments

The objective of this Title is to establish a framework to encourage the progressive and reciprocal liberalisation of capital movements and payments between Mexico and the Community, without prejudice to other provisions in this Agreement and further obligations under other international agreements that are applicable between the Parties.

Article 9

In order to achieve the objective laid down in Article 8, the Joint Council shall adopt the measures and timetable for a progressive and reciprocal elimination of restrictions on capital movements and payments between the Parties, without prejudice to other provisions in this Agreement and further obligations under other international agreements that are applicable between the Parties.

This decision shall include, in particular, the following matters:

- (a) the definition, content, extension and substance of the concepts included explicitly or implicitly in this Title;
- (b) capital transactions and payments, including national treatment, to be covered by the liberalisation;
- (c) scope of the liberalisation and transitional periods;
- (d) the inclusion of a clause allowing the Parties to maintain restrictions in this area justified on grounds of public policy, public security, public health and defence;
- (e) the inclusion of clauses allowing the Parties to introduce restrictions in this area in case of difficulties in the operation of exchange-rate or monetary policy of one of the Parties, balance of payments difficulties or, in conformity with international law, the imposition of financial restrictions on third countries.

TITLE V

PUBLIC PROCUREMENT, COMPETITION, INTELLECTUAL PROPERTY AND OTHER TRADE-RELATED PROVISIONS*Article 10***Public procurement**

1. The Parties shall agree to the gradual and mutual opening of agreed government procurement markets on a reciprocal basis.
2. In order to achieve this objective, the Joint Council shall decide on the appropriate arrangements and timetable. The decision shall include, in particular, the following matters:
 - (a) coverage of the agreed liberalisation;
 - (b) non-discriminatory access to the agreed markets;
 - (c) threshold values;
 - (d) fair and transparent procedures;
 - (e) clear challenge procedures;
 - (f) use of information technology.

*Article 11***Competition**

1. The Parties shall agree on the appropriate measures in order to prevent distortions or restrictions of competition that may significantly affect trade between Mexico and the Community. To this end, the Joint Council shall establish mechanisms of cooperation and coordination among their

authorities with responsibility for the implementation of competition rules. Such cooperation shall include mutual legal assistance, notification, consultation and exchange of information in order to ensure transparency relating to the enforcement of competition laws and policies.

2. In order to achieve this objective, the Joint Council shall decide in particular, on the following matters:
 - (a) agreements between undertakings, decisions by associations of undertakings and concerted practices between undertakings;
 - (b) the abuse by one or more undertakings of a dominant position;
 - (c) mergers between undertakings;
 - (d) state monopolies of a commercial character;
 - (e) public undertakings and undertakings to which special or exclusive rights have been granted.

*Article 12***Intellectual, industrial and commercial property**

1. Reaffirming the great importance they attach to the protection of intellectual property rights (copyright — including the copyright in computer programmes and databases — and neighbouring rights, the rights related to patents, industrial designs, geographical indications including designation of origins, trademarks, topographies of integrated circuits, as well as protection against unfair competition as referred to in Article 10a of the Paris Convention for the Protection of Industrial Property and protection of undisclosed information), the Parties undertake to establish the appropriate measures with a view to ensuring an adequate and effective protection in accordance with the highest international standards, including effective means to enforce such rights.
2. To this effect, the Joint Council shall decide on:
 - (a) a consultation mechanism with a view to reaching mutually satisfactory solutions in the event of difficulties in the protection of intellectual property;
 - (b) the detailed measures to be adopted in pursuance of the objective set out in paragraph 1, taking into account in particular the relevant multilateral conventions on intellectual property.

TITLE VI

COOPERATION*Article 13***Dialogue on cooperation and economic matters**

1. The Joint Council shall institute a regular dialogue in order to intensify and improve the cooperation provided for in this Title which will include, in particular:
 - (a) information exchange and the periodic revision of the development of cooperation;

(b) coordination and supervision of the implementation of sectoral agreements provided for in this Agreement, as well as the examination of the possibility of new agreements of this type.

2. The Joint Council shall also establish a regular dialogue on economic matters that shall include the analysis and exchange of information, in particular on the macro-economic aspects, in order to stimulate trade and investments.

Article 14

Industrial cooperation

1. The Parties shall support and promote measures to develop and strengthen efforts to set in motion a dynamic, integrated and decentralised management of industrial cooperation in order to create a climate conducive to economic development, taking account of their mutual interests.

2. Such cooperation shall focus in particular on:

- (a) strengthening contacts between both Parties' economic operators, by means of conferences, seminars, missions to seek out industrial and technical opportunities, round tables and general and sector-specific fairs, with a view to identifying and exploiting areas of mutual business interest and to boosting trade, investment and industrial cooperation and technology-transfer projects;
- (b) strengthening and extending the existing dialogue between both Parties' economic operators through the promotion of further consultation and coordination activities in order to identify and eliminate obstacles to industrial cooperation, to encourage respect for competition rules, to ensure the consistency of overall measures and to help industry adapt to market requirements;
- (c) promoting industrial cooperation initiatives in the context of the process of privatisation and liberalisation of both Parties in order to encourage investments by means of industrial cooperation between undertakings;
- (d) supporting modernisation, diversification, innovation, training, research and development and quality initiatives;
- (e) promoting the participation of both Parties in pilot projects and in special programmes according to their specific terms.

Article 15

Investment promotion

The Parties shall help to create an attractive and stable environment for reciprocal investment.

Such cooperation shall take the form *inter alia* of:

- (a) arrangements for information, identification and dissemination relating to legislation and investment opportunities;
- (b) support for the development of a legal environment conducive to investment between the Parties, where appropriate, by the conclusion between the Member States and Mexico,

of agreements to promote and protect investment and agreements to prevent double taxation;

- (c) the development of harmonised and simplified administrative procedures;
- (d) the development of mechanisms for joint investments, in particular, with the small and medium-sized enterprises of both Parties.

Article 16

Financial services

1. The Parties undertake to establish cooperation in the financial services sector, in conformity with their laws, regulations and policies and in accordance with the rules and disciplines of the GATS, in light of their mutual interest and long and medium-term economic objectives.

2. The Parties agree to work together both bilaterally and at the multilateral level to increase mutual understanding and awareness of their respective business environments and to bring about exchanges of information on financial regulations, financial supervision and control and other aspects of common interest.

3. Such cooperation shall have the particular objective of encouraging improved and diversified productivity and competitiveness in the financial services sector.

Article 17

Cooperation on small and medium-sized enterprises

1. The Parties shall promote a favourable environment for the development of small and medium-sized enterprises.

2. Such cooperation shall consist in:

- (a) promoting contacts between economic operators, encouraging joint investments and establishing joint ventures and information networks through existing horizontal programmes such as ECIP, AL-INVEST, BRE and BC-NET;
- (b) facilitating access to finance, providing information and stimulating innovation.

Article 18

Technical regulations and conformity assessment

The Parties undertake to cooperate on technical regulations and conformity assessment.

Article 19

Customs

1. The purpose of customs cooperation shall be to ensure fair trade. The Parties undertake to promote customs cooperation with a view to improving and consolidating the legal framework for their trade relations.

2. Such cooperation shall deal, in particular, with the following:

- (a) exchanges of information;
- (b) the development of new training techniques and coordination of activities which should be undertaken within the international organisations specialising in this field;
- (c) exchanges of officials and senior personnel from the customs and tax administrations;
- (d) the simplification of customs procedures for the clearance of goods;
- (e) technical assistance, whenever necessary.

3. Without prejudice to other forms of cooperation provided for under this Agreement, the Parties state their interest in considering, in the future, the conclusion of a Protocol on mutual assistance in the field of customs, within the institutional framework laid down in this Agreement.

Article 20

The information society

1. The Parties recognise that information and communication technologies are key elements of modern life and of vital importance to economic and social development.

2. Cooperation in this area shall focus in particular on:

- (a) a dialogue on all aspects of the information society;
- (b) exchanges of information and any technical assistance required in connection with regulations and standardisation, conformity testing and certification for information and telecommunications technologies;
- (c) the dissemination of new telecommunications and information technologies and the refining of new services in advanced communication, services and information technology facilities;
- (d) promoting and undertaking joint research and technological and industrial development projects in the field of new information, communication, telematics and information society technologies;
- (e) promoting the participation of both Parties in pilot projects and in special programmes according to their specific terms;
- (f) the interconnection and interoperability of telematic networks and services;
- (g) a dialogue on regulatory cooperation concerning international on-line services, including aspects related to the protection of privacy and personal data;
- (h) the reciprocal access to data bases according to terms to be agreed upon.

Article 21

Cooperation in agriculture and the rural sector

1. The Parties undertake to promote development and cooperation in the agricultural, agro-industrial and rural sectors.

2. To this end they shall examine, *inter alia*, the following:

- (a) measures to harmonise health, plant-health and environmental standards and rules, with a view to facilitating trade, taking account of the legislation in force for both Parties and in conformity with the rules of the WTO, in addition to the terms of Article 5;
- (b) the potential for exchanging information and setting up projects and activities, with that aim in mind, notably in the fields of information, scientific and technical research and the development of human resources.

Article 22

Cooperation on mining

The Parties agree to promote cooperation in mining, chiefly through operations aimed at the following:

- (a) promoting exploration, exploitation and profitable use of minerals in accordance with each Party's legislation in this field;
- (b) promoting exchanges of information, experience and technology relating to mining exploration and exploitation;
- (c) promoting exchanges of experts and performing joint research to increase opportunities for technological development;
- (d) developing measures to promote investment in this field.

Article 23

Cooperation on energy

1. Cooperation between the Parties shall aim to develop their respective energy sectors, concentrating on the promotion of transfer of technology and exchanges of information about their respective legislation.

2. Cooperation in this sector shall mainly be carried out through exchanges of information, training of human resources, transfer of technology and joint technological development and infrastructure projects, designing more efficient energy generation processes, promoting the rational use of energy, supporting the use of alternative renewable sources of energy which protect the environment, and the promotion of recycling and processing residues for use in generating energy.

*Article 24***Cooperation on transport**

1. Cooperation between the Parties regarding transport shall seek to:

- (a) support the restructuring and modernisation of transport systems;
- (b) promote operating standards.

2. In this context, priority shall be given to:

- (a) exchanges of information between experts on the Parties' transport policies and other subjects of common interest;
- (b) economic, legal and technical training programmes aimed at economic operators and senior public officials;
- (c) exchanges of information on the Global Navigation Satellite System (GNSS);
- (d) technical assistance to help in the restructuring and modernisation of the transport system in all its forms.

3. The Parties shall look at all aspects relating to international maritime transport services to ensure that they do not hamper the mutual expansion of trade. In this context, the liberalisation of international maritime transport services shall be negotiated, in accordance with the terms of Article 6 of this Agreement.

*Article 25***Cooperation on tourism**

1. Cooperation between the Parties shall primarily aim to improve the exchange of information and establish best practices in order to ensure a balanced and sustainable development of tourism.

2. In this context, the Parties shall focus in particular on:

- (a) safeguarding and maximising the potential of natural and cultural heritage;
- (b) respecting the integrity and interests of local communities;
- (c) promoting cooperation between regions and towns in neighbouring countries;
- (d) improving training in the hotel industry, with particular emphasis on hotel management and administration.

*Article 26***Cooperation on statistics**

The Parties agree to promote the harmonisation of statistical methods and practice with a view to using, on a mutually acceptable basis, statistics on trade in goods and services and, more generally, on any area covered by this Agreement which lends itself to statistical processing.

*Article 27***Government**

The Contracting Parties shall cooperate in matters relating to government and institutions at national, regional and local levels, with a view to promoting the training of human resources and administrative modernisation.

*Article 28***Cooperation on combating drug trafficking, money-laundering and chemical precursors**

1. The Parties shall take the appropriate measures for cooperation and liaison, that they consider appropriate, to intensify their actions for the prevention and reduction of production, distribution and illegal consumption of drugs, in conformity with their respective internal legal regulations.

2. Relying on the competent bodies in this field, such cooperation shall involve in particular:

- (a) developing coordinated programmes and measures regarding the prevention of drug abuse and the treatment and rehabilitation of drug addicts, including technical assistance programmes. These efforts may also include research and measures designed to reduce drug production by means of regional development of areas inclined to be used to produce illegal crops;
- (b) developing coordinated research programmes and projects on drug control;
- (c) exchange of information regarding legislative and administrative treatment and the adoption of appropriate measures on the control of drugs and on combating money-laundering, including measures adopted by the Community and international bodies active in this field;
- (d) preventing the diversion of chemical precursors and other substances used in the illegal production of drugs and psychotropic substances, in accordance with the 'Agreement on the Control of Drugs Precursors and Chemical Substances' signed by the Parties on 13 December 1996, and in the 1988 United Nations Vienna Convention.

*Article 29***Scientific and technological cooperation**

1. The Parties agree to cooperate in the field of science and technology in areas of mutual interest, taking account of their respective policies.

2. The aims of such cooperation shall be:

- (a) to encourage exchanges of information and know-how on science and technology, especially on the implementation of policies and programmes;

(b) to promote enduring relations between the two Parties' scientific communities;

(c) to promote human resources training.

3. Cooperation shall take the form of joint research projects and exchanges, meetings and training of scientists, providing for the maximum dissemination of the results of research.

4. In this cooperation, the Parties shall favour the participation of their respective higher educational institutions, research centres and productive sectors, in particular small and medium-sized enterprises.

5. Cooperation between the Parties may result in a sectoral agreement on research and technological development, if deemed appropriate.

Article 30

Cooperation on training and education

1. The Parties shall identify ways of markedly improving the situation in the education and vocational training sector. Special attention shall be paid to the education and training of the most disadvantaged social groups.

2. The Parties shall step up cooperation on education, including higher education, vocational training and exchanges between universities and businesses, in order to improve the level of expertise of senior staff in the private and public sectors.

3. The Parties shall place emphasis on measures designed to create permanent links between their respective specialist agencies and to encourage exchanges of information, know-how, experts, technical resources and in the field of youth, taking advantage of the facilities offered by the ALFA programme and the experience that both Parties have acquired in these areas.

4. Cooperation between the Parties may lead, by mutual consent, to a sectoral agreement in the field of education, including higher education, vocational training and youth related affairs.

Article 31

Cultural cooperation

1. The Parties agree to promote cultural cooperation, that duly respects their diversity, in order to increase mutual understanding and the spreading of their respective cultures.

2. The Parties shall take appropriate measures to promote cultural exchanges and carry out joint initiatives in various cultural spheres. In this regard, the Parties shall define, in due time, the relevant cooperation activities and arrangements.

Article 32

Cooperation in the audiovisual sector

The Parties agree to promote cooperation in this sector, mainly through training programmes in the audiovisual sector and the media, including co-production, training, development and distribution activities.

Article 33

Cooperation on information and communication

The Parties agree to encourage the exchange and dissemination of information and to undertake and support activities of mutual interest in the field of information and communication.

Article 34

Cooperation on the environment and natural resources

1. The need to preserve the environmental and ecological balances shall be taken into account in all cooperation measures undertaken by the Parties under this Agreement.

2. The Parties undertake to develop cooperation to prevent degradation of the environment; to promote the conservation and sustainable management of natural resources; to develop, spread and exchange information and experience on environmental legislation, to stimulate the use of economic incentives to promote compliance; to strengthen environmental management at all levels of government; to promote the training of human resources, education in environmental topics and the execution of joint research projects; to develop channels for social participation.

3. The Parties shall encourage mutual access to programmes in this field, in accordance with the specific terms of such programmes.

4. Cooperation between the Parties may lead to the conclusion of a sectoral agreement in the field of environment and natural resources if deemed appropriate.

Article 35

Cooperation on fisheries

In view of the socio-economic importance of their respective fisheries sectors, the Parties undertake to develop closer cooperation in this field in particular through the conclusion of a sectoral fisheries agreement, in accordance with their respective legislation, if deemed appropriate.

Article 36

Cooperation on social affairs and poverty

1. The Parties shall conduct a dialogue on all aspects of the social agenda of interest to one or other Party.

This should include topics related to vulnerable groups and regions such as: indigenous population, the rural poor, women on low incomes and other population groups living in poverty.

2. The Parties recognise the importance of harmonising economic and social development taking into account the need to respect the basic rights of the groups mentioned in the previous paragraph. The new basis for growth should create employment and ensure a better standard of living for the least favoured sections of the population.

3. The Parties shall hold periodic consultations regarding cooperation activities involving civil society and destined to offer opportunities for the creation of jobs, vocational training and income growth.

Article 37

Regional cooperation

1. The Parties shall promote activities aimed at developing joint actions by means of cooperation, mainly in Central America and the Caribbean.

2. Priority shall be given to initiatives channelled towards promoting intra-regional trade in Central America and the Caribbean; stimulating regional cooperation on the environment and on technological and scientific research; promoting the development of the communications infrastructure needed for the economic development of the region and supporting initiatives to improve the standard of living of those living in poverty.

3. Special attention shall be given to developing the role of women, particularly in the production process.

4. The Parties shall study appropriate means for the promotion and monitoring of joint cooperation with other countries.

Article 38

Cooperation on refugees

The Parties shall endeavour to preserve the benefits of the aid already granted to Central American refugees in Mexico and shall cooperate in the search for lasting solutions.

Article 39

Cooperation on human rights and democracy

1. The Parties agree that cooperation in this field should promote the principles referred to in Article 1.

2. Cooperation shall focus mainly on:

(a) the development of civil society by means of education, training and public awareness programmes;

(b) training and information measures designed to help institutions function more effectively and to strengthen the rule of law;

(c) the promotion of human rights and democratic principles.

3. The Parties may carry out joint projects in order to strengthen cooperation between their respective electoral bodies as well as between other bodies responsible for monitoring and encouraging the observance of human rights.

Article 40

Cooperation on consumer protection

1. The Parties agree that cooperation in this area should be aimed at refining their consumer protection systems and seeking, within their respective legislations, to make their systems compatible.

2. Cooperation shall focus mainly on the:

(a) exchange of information and experts and encouraging cooperation between consumer bodies of both Parties;

(b) organisation of training schemes and provision of technical assistance.

Article 41

Cooperation on data protection

1. With regard to Article 51, the Parties agree to cooperate on the protection of personal data in order to improve the level of protection and avoid obstacles to trade that requires transfers of personal data.

2. Cooperation on personal data protection may include technical assistance in the form of exchanges of information and experts and the establishment of joint programmes and projects.

Article 42

Health

1. The objectives of health cooperation shall be to strengthen activities in the fields of research, pharmacology, preventive medicine and contagious diseases such as AIDS.

2. Cooperation shall take place mainly through:

(a) projects on epidemiology, decentralisation and administration of health services;

(b) development of vocational training programmes;

(c) programmes and projects to improve health conditions and social welfare in rural and urban areas.

*Article 43***Future developments clause**

1. The Parties may by mutual consent expand this Title with a view to enhancing the levels of cooperation and supplementing them by means of agreements on specific sectors or activities.
2. With regard to the implementation of this Title, the Parties may put forward suggestions for widening the scope of mutual cooperation, taking into account the experience gained in its application.

*Article 44***Resources for cooperation**

1. The Parties shall make available the appropriate resources, including financial means, insofar as their respective resources and regulations allow, in order to fulfil the cooperation objectives set out in this Agreement.
2. The Parties shall encourage the European Investment Bank to continue its operations in Mexico, in accordance with its procedures and financing criteria.

TITLE VII

INSTITUTIONAL FRAMEWORK*Article 45***Joint Council**

A Joint Council is hereby established which shall supervise the implementation of this Agreement. It shall meet at ministerial level, at regular intervals, and when circumstances require. It shall examine any major issues arising within the framework of this Agreement and any other bilateral or international issues of mutual interest.

Article 46

1. The Joint Council shall consist of the Members of the Council of the European Union and Members of the European Commission on the one hand, and Members of the Government of Mexico, on the other.
2. Members of the Joint Council may arrange to be represented, in accordance with the conditions laid down in its rules of procedure.
3. The Joint Council shall establish its own rules of procedure.
4. The Joint Council shall be presided in turn by a Member of the Council of the European Union and a Member of the Government of Mexico, in accordance with the provisions to be laid down in its rules of procedure.

Article 47

The Joint Council shall, for the purpose of attaining the objectives of this Agreement, have the power to take decisions in the cases provided for herein. The decisions taken shall be binding on the Parties which shall take the measures necessary to

implement them. The Joint Council may also make appropriate recommendations.

It shall draw up the decisions and recommendations by agreement between the two Parties.

*Article 48***Joint Committee**

1. The Joint Council shall be assisted in the performance of its duties by a Joint Committee composed of representatives of the members of the Council of the European Union and of the European Commission, on the one hand, and of representatives of the Government of Mexico on the other, normally at senior civil servant level.

In its rules of procedure the Joint Council shall determine the duties of the Joint Committee, which shall include the preparation of meetings of the Joint Council and how the Committee shall function.

2. The Joint Council may delegate to the Joint Committee any of its powers. In this event the Joint Committee shall take its decisions in accordance with the conditions laid down in Article 47.

3. The Joint Committee shall generally meet once a year, on a date and with an agenda agreed in advance by the Parties, in Brussels one year and Mexico the next. Special meetings may be convened by mutual agreement. The office of chairman of the Joint Committee shall be held alternately by a representative of each of the Parties.

*Article 49***Other special committees**

The Joint Council may decide to set up any other special committee or body to assist it in the performance of its duties.

In its rules of procedure, the Joint Council shall determine the composition and duties of such committees or bodies and how they shall function.

*Article 50***Dispute settlement**

The Joint Council shall decide on the establishment of a specific trade or trade related dispute settlement procedure compatible with the relevant WTO provisions in this field.

TITLE VIII

FINAL PROVISIONS*Article 51***Data protection**

1. The Parties agree to accord a high level of protection to the processing of personal and other data, in accordance with the standards adopted by the relevant international organisations and the Community.

2. To this end they shall take account of the standards referred to in the Annex which shall form an integral part of this Agreement.

Article 52

National security clause

No provision of this Agreement shall preclude a Party taking measures:

- (a) which it considers necessary to prevent disclosures of information which are contrary to the essential interests of its security;
- (b) relating to the production of, or trade in, arms, munitions or war material or to research, development or production necessary to guarantee its defence, provided these measures do not adversely affect the conditions of competition regarding products which are not intended for specifically military purposes;
- (c) which it considers essential to its security in the event of serious domestic disturbances liable to jeopardise public order, of war or serious international tensions that might erupt into armed conflict or to fulfil obligations it has entered into for the maintenance of peace and international security.

Article 53

The Final Act contains the Joint and Unilateral Declarations made at the signature of this Agreement.

Article 54

1. Should Most Favoured Nation treatment be granted in accordance with the provisions of this Agreement, or any arrangements adopted under this Agreement, it shall not apply to tax advantages which the Member States or Mexico are providing or may provide in the future on the basis of agreements to avoid double taxation or other tax arrangements, or domestic fiscal legislation.

2. Nothing in this Agreement, or in any arrangements adopted under this Agreement, may be construed to prevent the adoption or enforcement by the Member States or Mexico of any measure aimed at preventing the avoidance or evasion of taxes pursuant to the tax provisions of agreements to avoid double taxation or other tax arrangements, or domestic fiscal legislation.

3. Nothing in this Agreement, or in any arrangements adopted under this Agreement, shall be construed to prevent Member States or Mexico from distinguishing, in the application of the relevant provisions of their fiscal legislation, between taxpayers who are not in the same situation, in particular with regard to their place of residence, or with regard to the place where their capital is invested.

Article 55

Definition of the Parties

For the purposes of this Agreement, 'the Parties' shall mean, on the one hand, the Community or its Member States or the Community and its Member States, in accordance with their

respective areas of competence, as derived from the Treaty establishing the European Community and, on the other hand, Mexico.

Article 56

Territorial application

This Agreement shall apply to the territory in which the Treaty establishing the European Community is applied under the conditions laid down in that Treaty, on the one hand, and to the territory of the United Mexican States, on the other.

Article 57

Duration

1. This Agreement shall be valid for an indefinite period.
2. Either Party may denounce this Agreement by notifying the other Party. This Agreement shall cease to apply six months after the date of such notification.

Article 58

Fulfilment of obligations

1. The Parties shall adopt any general or specific measure required for them to fulfil their obligations under this Agreement and shall ensure that they comply with the objectives laid down in the Agreement.

If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before doing so, except in cases of special urgency, it must supply the Joint Council with all the relevant information required for a thorough examination of the situation, within 30 days, with a view to seeking a solution acceptable to the Parties.

In this selection of measures, priority must be given to those measures which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Council and shall be the subject of consultations in that Council, if the other Party so requests.

2. The Parties agree that the term 'cases of special urgency' in paragraph 1 of this Article means a case of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists of:

- (a) repudiation of the Agreement not sanctioned by the general rules of international law;
- (b) breach of the essential elements of the Agreement referred to in Article 1.

3. The Parties agree that the 'appropriate measures' referred to in this Article are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under this Article, the other Party may ask that an urgent meeting be called to bring the Parties together within 15 days.

*Article 59***Authentic text**

This Agreement is drawn up in duplicate in the Danish, Dutch, English, Finnish, French, German, Greek, Italian, Portuguese, Spanish and Swedish languages, each of these texts being equally authentic.

*Article 60***Entry into force**

1. This Agreement shall be approved by the Parties in accordance with their own procedures.
2. This Agreement shall enter into force on the first day of the month following the date on which the Parties notify each other of the completion of the procedures necessary for this purpose.

The application of Titles II and VI shall be suspended until the adoption by the Joint Council of the decisions provided in Articles 5, 6, 9, 10, 11 and 12.

3. Notification shall be sent to the Secretary-General of the Council of the European Union who shall be the depositary for the Agreement.
4. This Agreement shall replace the Framework Agreement for Cooperation between the European Community and Mexico signed on 26 April 1991 upon the date on which Titles II and VI become applicable, as provided for in paragraph 2.
5. Upon entry into force of the Agreement, any decisions adopted by the Joint Council established by the Interim Agreement on trade and trade related matters between the European Community and Mexico, signed on 8 December 1997, shall be deemed to have been adopted by the Joint Council established by Article 45.

Hecho en Bruselas, el ocho de diciembre de mil novecientos noventa y siete.

Udfærdiget i Bruxelles den ottende december nitten hundrede og syvoghalvfems.

Geschehen zu Brüssel am achten Dezember neunzehnhundertsiebenundneunzig.

Έγινε στις Βρυξέλλες, στις οκτώ Δεκεμβρίου χίλια εννιακόσια ενενήντα επτά.

Done at Brussels on the eighth day of December in the year one thousand nine hundred and ninety-seven.

Fait à Bruxelles, le huit décembre mil neuf cent quatre-vingt-dix-sept.

Fatto a Bruxelles, addì otto dicembre millenovecentonovantasette.

Gedaan te Brussel, de achtste december negentienhonderd zevenennegentig.

Feito em Bruxelas, em oito de Dezembro de mil novecentos e noventa e sete.

Tehty Brysselissä kahdeksantena päivänä joulukuuta vuonna tuhatyhdeksänsataayhdeksänkymmentäseitsemän.

Som skedde i Bryssel den åttonde december nittonhundranittiosju.

Pour le Royaume de Belgique

Voor het Koninkrijk België

Für das Königreich Belgien

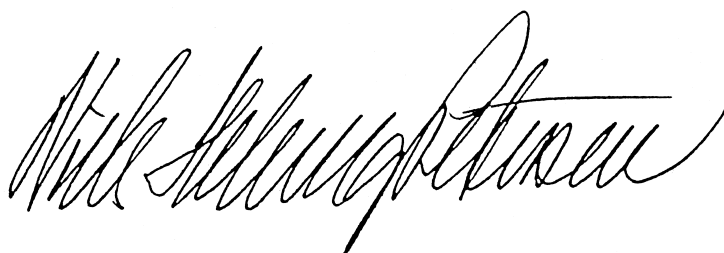


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Diese Unterschrift verbindet zugleich die Deutschsprachige Gemeinschaft, die Flämische Gemeinschaft, die Französische Gemeinschaft, die Wallonische Region, die Flämische Region und die Region Brüssel-Hauptstadt.

For Kongeriget Danmark



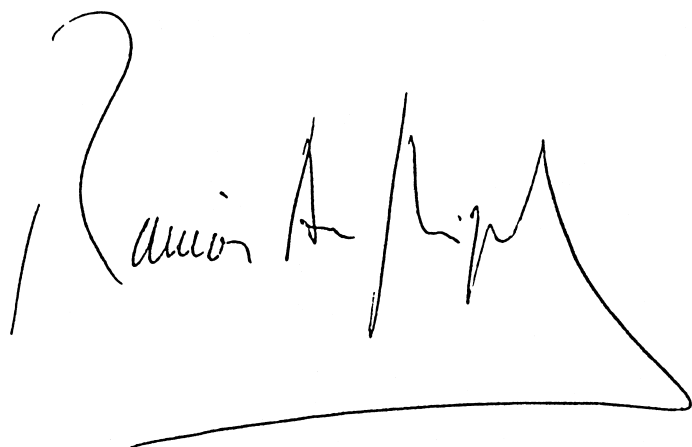
Für die Bundesrepublik Deutschland



Για την Ελληνική Δημοκρατία



Por el Reino de España

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Pour la République française

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Thar ceann na hÉireann
For Ireland

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Per la Repubblica italiana

A handwritten signature in black ink, appearing to be a stylized name, possibly "Michele".

Pour le Grand-Duché de Luxembourg



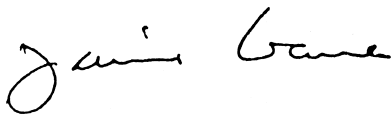
Voor het Koninkrijk der Nederlanden



Für die Republik Österreich



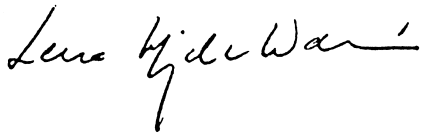
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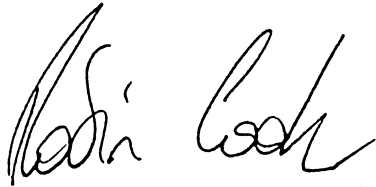
Suomen tasavallan puolesta
För Republiken Finland



För Konungariket Sverige



For the United Kingdom of Great Britain and Northern Ireland



Por la Comunidad Europea

For Det Europæiske Fællesskab

Für die Europäische Gemeinschaft

Για την Ευρωπαϊκή Κοινότητα

For the European Community

Pour la Communauté européenne

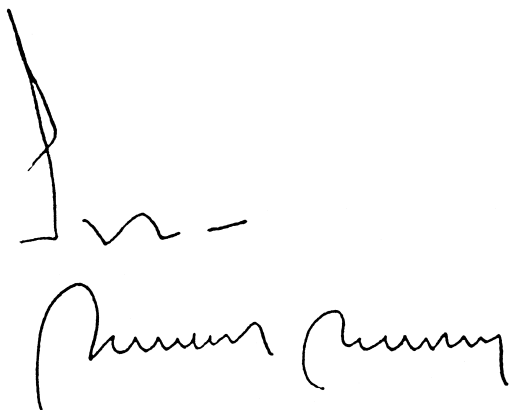
Per la Comunità europea

Voor de Europese Gemeenschap

Pela Comunidade Europeia

Euroopan yhteisön puolesta

För Europeiska gemenskapen



Por los Estados Unidos Mexicanos

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ANNEX

PROTECTION OF PERSONAL DATA REFERRED TO IN ARTICLE 51

- Guidelines for the regulation of computerised personal data files, modified by the General Assembly of the United Nations on 20 November 1990.
 - Recommendation of the OECD Council concerning guidelines governing the protection of privacy and transborder flows of personal data of 23 September 1980.
 - Council of Europe Convention for the protection of individuals with regard to automatic processing of personal data of 28 January 1981.
 - Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data.
-

FINAL ACT

The plenipotentiaries of the Member States and of the Community and the plenipotentiaries of the United Mexican States hereby adopt the following Final Act, with regard to the:

1. Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part,
2. Interim Agreement on trade and trade-related matters between the European Community, of the one part, and the United Mexican States, of the other part, and
3. Joint Declaration between the European Community and its Member States and the United Mexican States.

(1)

The plenipotentiaries of:

THE KINGDOM OF BELGIUM,

THE KINGDOM OF DENMARK,

THE FEDERAL REPUBLIC OF GERMANY,

THE HELLENIC REPUBLIC,

THE KINGDOM OF SPAIN,

THE FRENCH REPUBLIC,

IRELAND,

THE ITALIAN REPUBLIC,

THE GRAND DUCHY OF LUXEMBOURG,

THE KINGDOM OF THE NETHERLANDS,

THE REPUBLIC OF AUSTRIA,

THE PORTUGUESE REPUBLIC,

THE REPUBLIC OF FINLAND,

THE KINGDOM OF SWEDEN,

THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND,

Contracting Parties to the Treaty establishing the EUROPEAN COMMUNITY,

hereinafter referred to as the 'Member States', and

THE EUROPEAN COMMUNITY,

hereinafter referred to as 'the Community',

of the one part, and

the plenipotentiaries of the UNITED MEXICAN STATES,

hereinafter referred to as 'Mexico',

of the other part,

meeting at Brussels on the eighth day of December in the year one thousand nine hundred and ninety-seven for the signature of the Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part, hereinafter referred to as the 'Agreement', have adopted the following texts:

— the Agreement and Annex thereto.

The plenipotentiaries of the Member States and of the Community and the plenipotentiaries of Mexico have adopted the texts of the Joint Declarations listed below and annexed to this Final Act:

Joint Declaration by the European Union and Mexico on Political Dialogue referred to in Article 3 of the Agreement,

Joint Declaration on the Dialogue at Parliamentary level,

Joint Interpretative Declaration relating to Article 4 of the Agreement,

Joint Declaration relating to Article 24(3) of the Agreement,

Joint Declaration relating to Article 35 of the Agreement.

The plenipotentiaries of Mexico have taken note of the Declarations of the European Community and/or its Member States mentioned below and annexed to this Final Act:

Declaration relating to Article 11 of the Agreement,

Declaration relating to Article 12 of the Agreement.

The plenipotentiaries of the Member States and of the Community have taken note of the Declaration of Mexico mentioned below and annexed to this Final Act:

Declaration on Title I of the Agreement.

JOINT DECLARATIONS

Joint Declaration by the European Union and Mexico on political dialogue (Article 3)

1. PREAMBLE

The European Union, of the one part, and Mexico, of the other part,

- conscious of their historical, political, economic and cultural ties, and of the bonds of friendship between their peoples,
- mindful of their desire to strengthen the political and economic freedoms which are fundamental to society in the Member States of the European Union and Mexico,
- reaffirming the value of human dignity and of the promotion and protection of human rights as cornerstones of a democratic society, as well as the essential role of democratic institutions based on the rule of law,
- desiring to strengthen international peace and security in accordance with the principles of the United Nations Charter,
- sharing an interest in regional integration as a means of enabling their citizens to achieve sustainable and harmonious development predicated upon the principles of social progress and solidarity between members,
- building upon the preferential relations established by the Framework Agreement for Cooperation signed between the Community and Mexico in 1991,
- recalling the principles set out in the Solemn Joint Declaration signed in Paris on 2 May 1995 by the Commission and the Council, of the one part, and Mexico, of the other part,

have decided to develop relations on a long-term basis.

2. OBJECTIVES

The European Union and Mexico consider that the establishment of greater political dialogue represents a fundamental aspect of their envisaged economic and political rapprochement and constitutes a decisive factor in promoting the principles set out in the preamble to this Declaration.

That dialogue shall be based on the Parties' shared attachment to democracy and respect for human rights as well as the desire to maintain peace and establish a just and stable international order, in accordance with the United Nations Charter.

Its aims shall be to forge lasting links of solidarity between the European Union and Mexico, contributing to the stability and prosperity of their respective regions, to strive to implement the process of regional integration and to promote a climate of understanding and tolerance between their peoples and cultures.

The dialogue shall cover all subjects of shared interest and shall aim to open up paths towards new forms of cooperation with shared objectives, including by means of joint international initiatives, particularly in the areas of peace, security and regional development.

3. DIALOGUE MECHANISMS

The Parties shall conduct such political dialogue by means of contacts, information exchanges and consultations between the various Mexican and European Union bodies, including the European Commission.

It shall be held, in particular:

- at presidential level,
- at ministerial level,
- at senior official level,
- and by using diplomatic channels to maximum advantage.

Presidential meetings, the detailed arrangements for which shall be decided on by the Parties, shall take place regularly between the highest authorities of the Parties.

Meetings at ministerial level, the detailed arrangements for which shall be decided on by the Parties, shall take place regularly between the Ministers for Foreign Affairs.

Joint Declaration on the dialogue at parliamentary level

The Parties underline the advisability of institutionalising a political dialogue at Parliamentary level by means of contacts between the European Parliament and the Mexican Congress (Chamber of Deputies and Senate).

Joint Interpretative Declaration relating to Article 4

The commitments that result from Article 4 of this Agreement shall not take effect until the decision referred to in Article 5 is adopted, in conformity with Article 7 of this Agreement.

Joint Declaration relating to Article 24(3)

The Parties confirm their multilateral obligations on maritime transport services undertaken as members of the WTO, taking also into account their respective obligations under the OECD Code of Liberalisation of Current Invisible Operations.

Joint Declaration relating to Article 35

Both Parties agree to give their institutional support, in the multilateral field, to the adoption, entry into force and enforcement of the International Code of Conduct for Responsible Fishing.

UNILATERAL DECLARATIONS**Declaration by the Community relating to Article 11**

The Community declares that, until the adoption by the Joint Council of the implementing rules on fair competition referred to in Article 11(2) it shall assess any practice contrary to that Article on the basis of the criteria resulting from the rules contained in Articles 85, 86 and 92 of the Treaty establishing the European Community, and, for products covered by the Treaty establishing the European Coal and Steel Community, by those contained in Articles 65 and 66 of that Treaty and the Community rules on State aids, including secondary legislation.

Declaration by the Community and its Member States on the intellectual property conventions referred to in Article 12

The Community and its Member States understand that the relevant multilateral conventions on intellectual property referred to in Article 12(2)(b) include at least the following:

- Bern Convention for the Protection of Literary and Artistic Works (Paris Act 1971, amended in 1979),
 - International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations (Rome 1961),
 - Paris Convention for the protection of industrial property (Stockholm Act 1967 and amended in 1979),
 - Patent Cooperation Treaty (Washington 1970, amended in 1979 and modified in 1984),
 - Madrid Agreement concerning the International Registration of Marks (Stockholm Act 1967 and amended in 1979),
 - Protocol to the Madrid Agreement concerning the international registration of marks (Madrid 1989),
 - Nice Agreement concerning the International Classification of Goods and Services for the purposes of the Registration of Marks (Geneva 1977, amended in 1979),
 - Budapest Treaty on the International Recognition of the deposit of Micro-organisms for the Purposes of Patent Procedure (1977, modified in 1980),
 - International Convention for the protection of new varieties of plants (UPOV) (Geneva Act 1991),
 - Trademark Law Treaty (Geneva 1994).
-

Declaration by Mexico on Title I

Mexico's foreign policy is founded on the principles enshrined in its Constitution:

Self-determination of nations

Non-intervention

Peaceful settlement of disputes

Prohibition of the threat or use of force in international relations

Legal equality of States

International cooperation for development

The struggle for international peace and international security.

Given its historical experience and the supreme mandate of its political constitution, Mexico expresses its full conviction that only the full observance of international law is the foundation of peace and development. Mexico declares, likewise, that the principles of coexistence of the international community, as expressed in the United Nations Charter, the principles enunciated in the Universal Declaration of Human Rights and democratic principles, are the permanent guide of its constructive participation in international affairs and are the framework for its relationship with the Community and its Member States, governed by this Agreement, and for its relationship with any other country or group of countries.

Hecho en Bruselas, el ocho de diciembre de mil novecientos noventa y siete.

Udfærdiget i Bruxelles den ottende december nitten hundrede og syvoghalvfems.

Geschehen zu Brüssel am achten Dezember neunzehnhundertsiebenundneunzig.

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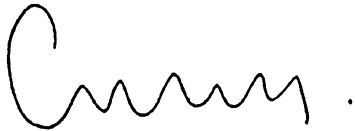
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Som skedde i Bryssel den åttonde december nittonhundra nittiosju.

Pour le Royaume de Belgique
Voor het Koninkrijk België
Für das Königreich Belgien

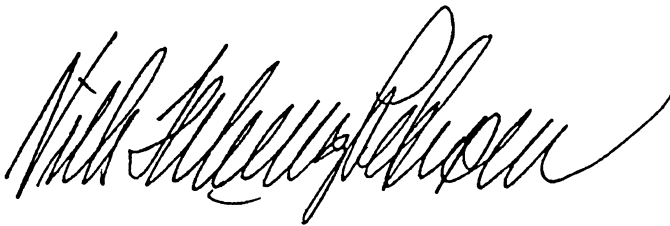


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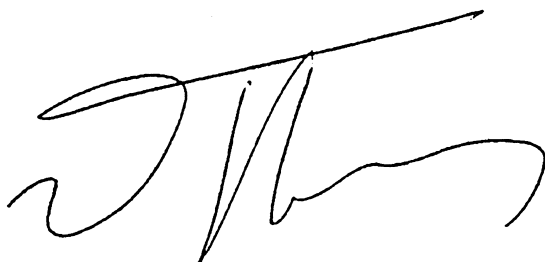
For Kongeriget Danmark



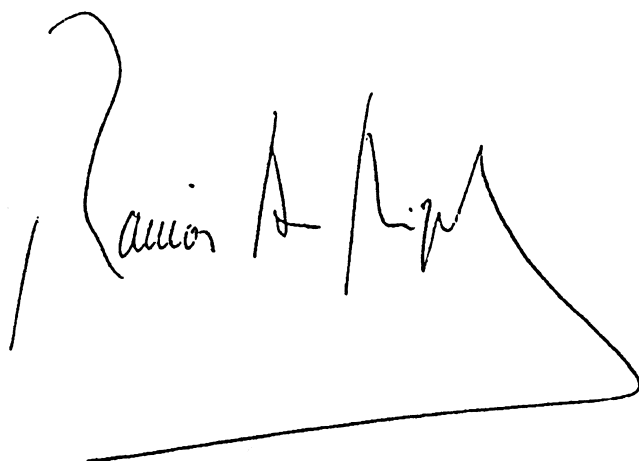
Für die Bundesrepublik Deutschland



Για την Ελληνική Δημοκρατία



Por el Reino de España

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Pour la République française

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Thar ceann na hÉireann
For Ireland

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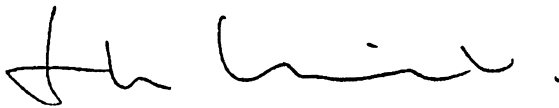
Per la Repubblica italiana

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end.

Pour le Grand-Duché de Luxembourg



Voor het Koninkrijk der Nederlanden



Für die Republik Österreich



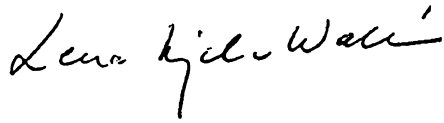
Pela República Portuguesa



Suomen tasavallan puolesta
För Republiken Finland



För Konungariket Sverige



For the United Kingdom of Great Britain and Northern Ireland



Por la Comunidad Europea

For Det Europæiske Fællesskab

Für die Europäische Gemeinschaft

Για την Ευρωπαϊκή Κοινότητα

For the European Community

Pour la Communauté européenne

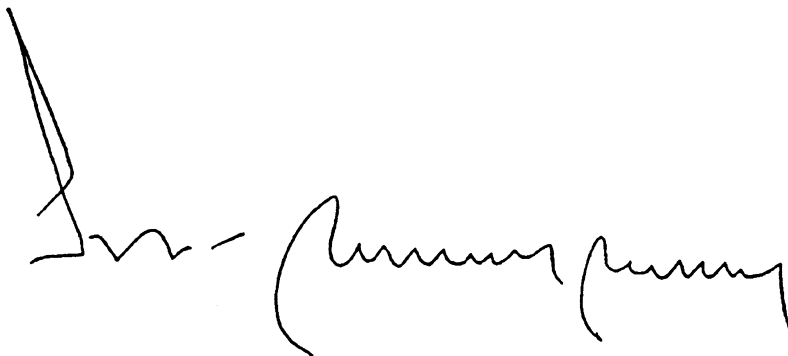
Per la Comunità europea

Voor de Europese Gemeenschap

Pela Comunidade Europeia

Euroopan yhteisön puolesta

För Europeiska gemenskapen



Por los Estados Unidos Mexicanos

A handwritten signature in black ink, consisting of several overlapping, sweeping lines that form a stylized, somewhat abstract shape.

(2)

At the same time, the plenipotentiaries of the EUROPEAN COMMUNITY,
Hereinafter referred to as 'the Community',
of the one part, and

the plenipotentiaries of the UNITED MEXICAN STATES,
hereinafter referred to as 'Mexico',
of the other part,

meeting at Brussels on the eighth day of December in the year one thousand nine hundred and ninety-seven for the signature of the Interim Agreement on trade and trade-related matters between the European Community, of the one part, and the United Mexican States, of the other part, hereinafter referred to as 'the Agreement', have adopted the following text:

— The Agreement

The plenipotentiaries of the Community and the plenipotentiaries of Mexico have adopted the text of the Joint Declaration listed below and annexed to this Final Act:

— Joint Interpretative Declaration relating to Article 2 of the Agreement

The plenipotentiaries of Mexico have taken note of the Declaration by the Community mentioned below and annexed to this Final Act:

— Declaration by the European Community relating to Article 5 of the Agreement

Hecho en Bruselas, el ocho de diciembre de mil novecientos noventa y siete.

Udfærdiget i Bruxelles den ottende december nitten hundrede og syvoghalvfems.

Geschehen zu Brüssel am achten Dezember neunzehnhundertsiebenundneunzig.

Έγινε στις Βρυξέλλες, στις οκτώ Δεκεμβρίου χίλια εννιακόσια ενενήντα επτά.

Done at Brussels on the eighth day of December in the year one thousand nine hundred and ninety-seven.

Fait à Bruxelles, le huit décembre mil neuf cent quatre-vingt-dix-sept.

Fatto a Bruxelles, addì otto dicembre millenovecentonovantasette.

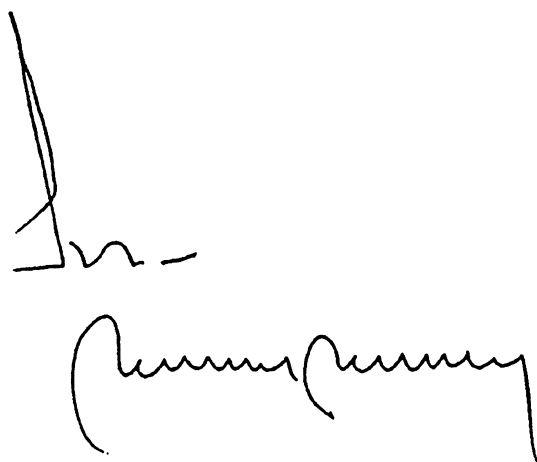
Gedaan te Brussel, de achtste december negentienhonderd zevenennegentig.

Feito em Bruxelas, em oito de Dezembro de mil novecentos e noventa e sete.

Tehty Brysselissä kahdeksantena päivänä joulukuuta vuonna tuhatyhdeksänsataayhdeksänkymmentäseitsemän.

Som skedde i Bryssel den åttonde december nittonhundra nittiosju.

Por la Comunidad Europea
For Det Europæiske Fællesskab
Für die Europäische Gemeinschaft
Για την Ευρωπαϊκή Κοινότητα
For the European Community
Pour la Communauté européenne
Per la Comunità europea
Voor de Europese Gemeenschap
Pela Comunidade Europeia
Euroopan yhteisön puolesta
För Europeiska gemenskapen

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke at the end.

Por los Estados Unidos Mexicanos

A large, stylized handwritten signature in black ink, featuring a prominent circular loop at the beginning and several sweeping strokes.

Joint interpretative Declaration relating to Article 2

The commitments resulting from Article 2 of this Agreement will not take effect until the decision referred to in Article 3 is adopted.

Declaration by the European Community relating to Article 5

The Community declares that, until the adoption by the Joint Council of the implementing rules on competition referred to in Article 5(2), it will assess any practice contrary to that Article on the basis of the criteria resulting from the rules contained in Articles 85, 86 and 92 of the Treaty establishing the European Community, and, for products covered by the Treaty establishing the European Coal and Steel Community, by those contained in Articles 65 and 66 of that Treaty and the Community rules on State aids, including secondary legislation.

(3)

At the same time the plenipotentiaries of the Member States and of the Community and the plenipotentiaries of Mexico have adopted the text of the following Joint Declaration:

JOINT DECLARATION BETWEEN THE EUROPEAN COMMUNITY AND ITS MEMBER STATES AND THE UNITED MEXICAN STATES

With a view to the adequate coverage of the issues contained in Titles III and IV of the Economic Partnership, Political Coordination and Cooperation Agreement signed on 8 December 1997 within a comprehensive framework, the European Community and its Member States and the United Mexican States undertake to:

1. Start and if possible, conclude negotiations regarding the arrangements for the liberalisation of trade in services and of capital movements and payments as well as the measures relating to intellectual property provided for in Articles 6, 8, 9 and 12 of that Agreement, in parallel with negotiations on the arrangements and timetable for liberalisation of trade in goods provided for both in Article 5 of that Agreement and in Article 3 of the Interim Agreement on trade and trade-related matters between the European Community and the United Mexican States signed on 8 December 1997.
 2. Aim at ensuring that, without prejudice to the accomplishment of their respective internal procedures, the results of the negotiation on the liberalisation of services and of capital movements and payments as well as the measures relating to intellectual property, provided for above, may enter into force as soon as possible, thereby achieving the Parties' shared objective of a global trade liberalisation covering both goods and services, in accordance with Article 7 of the Economic Partnership, Political Coordination and Cooperation Agreement.
-

Information concerning the date of entry into force of the Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part

As the contracting parties have notified each other of the completion of the procedures necessary for the entry into force of the Economic Partnership, Political Coordination and Cooperation Agreement adopted by the Council of the European Union at its meeting on 28 September 2000, the Agreement will enter into force on 1 October 2000 in accordance with Article 60 thereof.

COMMISSION

COMMISSION DECISION

of 13 October 2000

amending Decision 93/495/EEC laying down special conditions governing imports of fishery products originating in Canada

(notified under document number C(2000) 2998)

(Text with EEA relevance)

(2000/659/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/493/EEC of 22 July 1991 laying down the health conditions for the production and the placing on the market of fishery products ⁽¹⁾, as last amended by Directive 97/79/EC ⁽²⁾, and in particular Article 11 thereof,

Whereas:

- (1) Article 1 of Commission Decision 93/495/EEC of 26 July 1993 laying down special conditions governing imports of fishery products originating in Canada ⁽³⁾, as last amended by Decision 96/31/EC ⁽⁴⁾, states that the Inspection Directorate of the Department of Fisheries and Oceans shall be the competent authority in Canada for verifying and certifying compliance of fishery and aquaculture products with the requirements of the Directive 91/493/EEC.
- (2) Following a restructuring of the Canada administration, the competent authority for health certificates for fishery products (Inspection Directorate of the Department of Fisheries and Oceans) has changed to the Canadian Food Inspection Agency (CFIA). This new authority is capable of effectively verifying the application of the laws in force. It is, therefore, necessary to modify the nomination of the competent authority mentioned in Decision 93/495/EEC and the model of health certificate included in Annex A to this Decision.
- (3) It is convenient to harmonise the wording of Decision 93/495/EEC with the wording of more recently adopted Commission Decisions, laying down special conditions governing imports of fishery and aquaculture products originating in certain third countries.

- (4) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

Commission Decision 93/495/EEC shall be modified as follows:

1. Article 1 shall be replaced by the following:

'Article 1

The Canadian Food Inspection Agency (CFIA) shall be the competent authority in Canada for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.'

2. Article 2 shall be replaced by the following:

'Article 2

Fishery and aquaculture products originating in Canada must meet the following conditions:

1. each consignment must be accompanied by a numbered original health certificate, duly completed, signed, dated and comprising a single sheet in accordance with the model in Annex A hereto;
2. the products must come from approved establishments, factory vessels, cold stores or registered freezer vessels listed in Annex B hereto;
3. except in the case of frozen fishery products in bulk and intended for the manufacture of preserved foods, all packages must bear the word "CANADA" and the approval/registration number of the establishment, factory vessel, cold store or freezer vessel of origin in indelible letters.'

⁽¹⁾ OJ L 268, 24.9.1991, p. 15.

⁽²⁾ OJ L 24, 30.1.1998, p. 31.

⁽³⁾ OJ L 232, 15.9.1993, p. 43.

⁽⁴⁾ OJ L 9, 12.1.1996, p. 6.

3. Point 2 of the Article 3 shall be replaced by the following:

Article 2

This Decision is addressed to the Member States.

'2. Certificates must bear the name, capacity and signature of the representative of the CFIA and the latter's official stamp in a colour different from that of other endorsements.'

Done at Brussels, 13 October 2000.

For the Commission

David BYRNE

Member of the Commission

4. Annex A shall be replaced by the Annex hereto.

ANNEX

'ANNEX A

HEALTH CERTIFICATE

for fishery and aquaculture products originating in Canada and intended for export to the European Community

Reference No:

Country of dispatch: CANADA

Competent authority: Canadian Food Inspection Agency (CFIA)

I. Details identifying the fishery products

- Description of fishery/aquaculture products ⁽¹⁾:
- species (scientific name):
- presentation of product and type of treatment ⁽²⁾:
- Code No (where available):
- Type of packaging:
- Number of packages:
- Net weight:
- Requisite storage and transport temperature:

II. Origin of products

Name(s) and official approval number(s) of establishment(s), factory vessel(s), or cold store(s) approved or freezer vessel(s) registered by the CFIA for export to the EC:
.....
.....

III. Destination of products

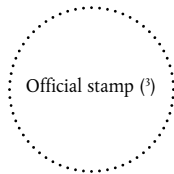
The products are dispatched from:
(place of dispatch)
to:
(country and place of destination)
by the following means of transport:
.....
Name and address of dispatcher:
.....
Name of consignee and address at place of destination:
.....

⁽¹⁾ Delete where applicable.
⁽²⁾ Live, refrigerated, frozen, salted, smoked, preserved, etc.

IV. Health attestation

- The official inspector hereby certifies that the fishery or aquaculture products specified above:
 1. were caught and handled on board vessels in accordance with the health rules laid down by Directive 92/48/EEC;
 2. were landed, handled and where appropriate packaged, prepared, processed, frozen, thawed and stored hygienically in compliance with the requirements laid down in Chapters II, III and IV of the Annex to Directive 91/493/EEC;
 3. have undergone health controls in accordance with Chapter V of the Annex to Directive 91/493/EEC;
 4. are packaged, marked, stored and transported in accordance with Chapters VI, VII and VIII of the Annex to Directive 91/493/EEC;
 5. do not come from toxic species or species containing biotoxins;
 6. have satisfactorily undergone the organoleptic, parasitological, chemical and microbiological checks laid down for certain categories of fishery products by Directive 91/493/EEC and in the implementing decisions thereto;
 7. in addition, where the fishery products are frozen or processed bivalve molluscs; the molluscs were obtained from production areas subject to conditions which are at least equivalent to those laid down by Directive 91/492/EEC laying down the health conditions for the production and the placing on the market of live bivalve molluscs.
- The undersigned official inspector hereby declares that he is aware of the provisions of Directives 91/493/EEC, 91/492/EEC and 92/48/EEC and Decision 93/495/EC.

Done at on
 (Place) (Date)



.....
 Signature of official inspector (³)
 (Name in capital letters, capacity and qualifications of person signing)

(³) The colour of the stamp and signature must be different from that of the other particulars in the certificate.

COMMISSION DECISION
of 13 October 2000
amending Decision 94/323/EC laying down special conditions governing imports of fishery products originating in Singapore

(notified under document number C(2000) 3000)

(Text with EEA relevance)

(2000/660/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty establishing the European Community,

Article 1

Having regard to Council Directive 91/493/EEC of 22 July 1991 laying down the health conditions for the production and the placing on the market of fishery products ⁽¹⁾, as last amended by Directive 97/79/EC ⁽²⁾, and in particular Article 11 thereof,

Decision 94/323/EC shall be modified as follows:

1. Article 1 shall be replaced by the following:

'Article 1

The Agri-Food & Veterinary Authority of Singapore: Veterinary Public Health Service (AVA) shall be the competent authority in Singapore for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.'

Whereas:

(1) Article 1 of Commission Decision 94/323/EC of 19 May 1994 laying down special conditions governing imports of fishery products originating in Singapore ⁽³⁾, states that the Ministry of National Development, Primary Production Department (Veterinary Public Health Division) shall be the competent authority in Singapore for verifying and certifying compliance of fishery and aquaculture products with the requirements of Directive 91/493/EEC.

2. Article 2 shall be replaced by the following:

'Article 2

Fishery and aquaculture products originating in Singapore must meet the following conditions:

(2) Following a restructuring of the Singapore administration, the competent authority for health certificates for fishery products (Ministry of National Development, Primary Production Department (Veterinary Public Health Division) has changed to the Agri-Food & Veterinary Authority of Singapore: Veterinary Public Health Service (AVA). This new authority is capable of effectively verifying the application of the laws in force. It is, therefore, necessary to modify the nomination of the competent authority mentioned in Decision 94/323/EC and the model of health certificate included in Annex A to this Decision.

1. each consignment must be accompanied by a numbered original health certificate, duly completed, signed, dated and comprising a single sheet in accordance with the model in Annex A hereto;

(3) It is convenient to harmonise the wording of Decision 94/323/EC with the wording of more recently adopted Commission Decisions, laying down special conditions governing imports of fishery and aquaculture products originating in certain third countries.

2. the products must come from approved establishments, factory vessels, cold stores or registered freezer vessels listed in Annex B hereto;

3. except in the case of frozen fishery products in bulk and intended for the manufacture of preserved foods, all packages must bear the word "SINGAPORE" and the approval/registration number of the establishment, factory vessel, cold store or freezer vessel of origin in indelible letters.'

(4) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

3. Article 3(2) shall be replaced by the following:

'2. Certificates must bear the name, capacity and signature of the representative of the AVA and the latter's official stamp in a colour different from that of other endorsements.'

⁽¹⁾ OJ L 268, 24.9.1991, p. 15.

⁽²⁾ OJ L 24, 30.1.1998, p. 31.

⁽³⁾ OJ L 145, 10.6.1994, p. 19.

4. Annex A shall be replaced by the Annex hereto.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 13 October 2000.

For the Commission

David BYRNE

Member of the Commission

ANNEX

'ANNEX A

HEALTH CERTIFICATE

for fishery and aquaculture products originating in Singapore and intended for export to the European Community, excluding bivalve molluscs, echinoderms, tunicates and marine gastropods in whatever form

Reference No:

Country of dispatch: SINGAPORE

Competent authority: Agri-Food & Veterinary Authority of Singapore: Veterinary Public Health Service (AVA)

I. Details identifying the fishery products

- Description of fishery/aquaculture products (1):
- species (scientific name):
- presentation of product and type of treatment (2):
- Code No (where available):
- Type of packaging:
- Number of packages:
- Net weight:
- Requisite storage and transport temperature:

II. Origin of products

Name(s) and official approval number(s) of establishment(s), factory vessel(s), or cold store(s) approved or freezer vessel(s) registered by the AVA for export to the EC:

III. Destination of products

The products are dispatched from: (place of dispatch)

to: (country and place of destination)

by the following means of transport:

Name and address of dispatcher:

Name of consignee and address at place of destination:

(1) Delete where applicable.
(2) Live, refrigerated, frozen, salted, smoked, preserved, etc.

**DECISION No 1/2000 OF THE ACP-EC CUSTOMS COOPERATION COMMITTEE
of 18 October 2000**

**derogating from the definition of 'originating products' to take account of the special situation of
Fiji, Mauritius, Papua New Guinea and the Seychelles regarding the production of canned tuna and
of tuna loins (HS heading ex 16.04)**

(notified under document number C(2000) 2663)

(2000/661/EC)

THE ACP-EC CUSTOMS COOPERATION COMMITTEE,

Seychelles in respect of canned tuna for the quantities requested and for a period of two years,

Having regard to the ACP-EC Partnership Agreement signed at Cotonou on 23 June 2000, and in particular Article 38 of Protocol 1 thereto,

HAS DECIDED AS FOLLOWS:

Whereas:

- (1) Article 1 of Decision No 1/2000 of the ACP-EC Council of Ministers of 27 July 2000 on transitional measures valid from 2 August 2000 ⁽¹⁾ provides that the trade provisions of the ACP-EC Partnership Agreement, including Protocol 1 concerning the definition of the concept of 'originating products' and methods of administrative cooperation, apply from 2 August 2000.
- (2) Article 38(1) of the said Protocol provides for derogations from the rules of origin to be granted whenever the development of an existing industry or the establishment of a new one warrants it.
- (3) Article 38(8) of the said Protocol provides that the derogations are granted automatically within an annual quota of 8 000 tonnes for canned tuna and within an annual quota of 2 000 tonnes for tuna loins.
- (4) On 24 May 2000 the African, Caribbean and Pacific States (ACP States) submitted a request, on behalf of the Governments of Fiji, Mauritius, Papua New Guinea and of the Seychelles, for a derogation from the rule of origin in the Protocol, in respect of an annual quantity of 4 568 tonnes of canned tuna and of an annual quantity of 1 200 tonnes of tuna loins produced by these countries from 1 May 2000 to 30 April 2002, to be allocated as follows: 1 142 tonnes of canned tuna to each country and 400 tonnes of tuna loins to Fiji, Mauritius and Papua New Guinea.
- (5) The derogation is requested under the relevant provisions of Protocol 1, particularly with regard to Article 38(8) and the requested quantities fall within the limits of the annual quota which are granted automatically upon request of the ACP States.
- (6) Therefore, pursuant to Article 38(8), a derogation can be granted to Fiji, Mauritius and Papua New Guinea in respect of canned tuna and tuna loins and to the

Article 1

By way of derogation from the special provisions in the list in Annex II to Protocol 1 of the ACP-EC Partnership Agreement, canned tuna and tuna loins of HS Heading ex 16.04 produced in Fiji, Mauritius, Papua New Guinea and in the Seychelles from non-originating tuna shall be regarded as originating in these countries in accordance with the terms of this Decision.

Article 2

The derogation provided for in Article 1 shall apply to the products and the quantities shown in the Annex to this Decision which are imported into the Community from Fiji, Mauritius, Papua New Guinea and the Seychelles during the period of 1 October 2000 to 30 September 2002.

Article 3

The quantities referred to in the Annex shall be managed by the Commission, which shall take all administrative action it deems advisable for their efficient management.

Where an importer presents, in a Member State, a declaration of entry for free circulation, including an application for the benefit of this Decision, the Member State shall, if the declaration has been accepted by the customs authorities, notify the Commission of its wish to draw the amount corresponding to its requirements.

Applications to draw, showing the date of acceptance of declarations, shall be transmitted to the Commission without delay.

Withdrawals shall be granted by the Commission in order of date of acceptance of declarations of entry for free circulation by the Member States' customs authorities, provided that the available balance permits.

If a Member State fails to use a withdrawal it shall return it, as soon as possible, to the appropriate quota.

⁽¹⁾ OJ L 195, 1.8.2000, p. 46.

If requests exceed the available balance of a given quota, quantities shall be allocated on a pro rata basis. The Commission shall inform the Member States of withdrawal on the quotas.

Each Member State shall ensure that importers have continuous and equal access to the amounts available as long as the balance permits.

Article 4

The customs authorities of Fiji, Mauritius, Papua New Guinea and the Seychelles shall take the necessary steps to carry out quantitative checks on exports of the products referred to in Article 1. To that end, all the certificates they issue pursuant to this Decision shall bear a reference to it. The competent authorities of those countries shall forward to the Commission every three months a statement of the quantities in respect of which movement certificates EUR.1 have been issued pursuant to this Decision and the serial numbers of those certificates.

Article 5

Box 7 of EUR.1 certificates issued under this Decision shall contain the words:

'Derogation — Decision No 1/2000'.

Article 6

The African, Caribbean and Pacific States (ACP States), the Member States and the European Community shall take the measures necessary on their part to implement this Decision.

Article 7

This Decision shall enter into force on the day of its adoption.

This Decision shall apply from 1 October 2000.

Done at Brussels, 18 October 2000.

*For the ACP-EC Customs Cooperation
Committee*

The Joint Chairmen

Michel VANDEN ABEELE

Peter O. OLE NKURAIYIA

ANNEX

Fiji

Order No	HS heading	Description of goods	Period	Quantities (in tonnes)
09.1653	ex 16.04	Canned tuna	1.10.2000-30.9.2001	1 142
			1.10.2001-30.9.2002	1 142
09.1654	ex 16.04	Tuna loins	1.10.2000-30.9.2001	400
			1.10.2001-30.9.2002	400

Mauritius

Order No	HS heading	Description of goods	Period	Quantities (in tonnes)
09.1653	ex 16.04	Canned tuna	1.10.2000-30.9.2001	1 142
			1.10.2001-30.9.2002	1 142
09.1654	ex 16.04	Tuna loins	1.10.2000-30.9.2001	400
			1.10.2001-30.9.2002	400

Papua New Guinea

Order No	HS heading	Description of goods	Period	Quantities (in tonnes)
09.1657	ex 16.04	Canned tuna	1.10.2000-30.9.2001	1 142
			1.10.2001-30.9.2002	1 142
09.1658	ex 16.04	Tuna loins	1.10.2000-30.9.2001	400
			1.10.2001-30.9.2002	400

The Seychelles

Order No	HS heading	Description of goods	Period	Quantities (in tonnes)
09.1662	ex 16.04	Canned tuna	1.10.2000-30.9.2001	1 142
			1.10.2001-30.9.2002	1 142

CORRIGENDA**Corrigendum to Commission Regulation (EC) No 2263/2000 of 13 October 2000 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff**

(Official Journal of the European Communities L 264 of 18 October 2000)

In the table of contents on the cover and in the title on page 1:

for: 'Commission Regulation (EC) No 2263/2000',

read: 'Commission Regulation (EC) No 2388/2000'.
