

English edition

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 785/2001
of 24 April 2001
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 25 April 2001.

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

Done at Brussels, 24 April 2001.

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 24 April 2001 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	89,9	
	204	80,9	
	212	110,1	
	999	93,6	
0707 00 05	052	90,7	
	999	90,7	
0709 90 70	052	86,6	
	999	86,6	
0805 10 10, 0805 10 30, 0805 10 50	052	68,7	
	204	44,7	
	212	51,1	
	220	60,8	
	600	62,2	
	624	61,2	
	999	58,1	
0808 10 20, 0808 10 50, 0808 10 90	388	88,4	
	400	80,0	
	404	75,3	
	508	77,6	
	512	81,9	
	524	90,5	
	528	91,7	
	720	113,9	
	804	114,0	
	999	90,4	
	0808 20 50	388	86,0
		512	97,3
528		82,4	
999		88,6	

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2032/2000 (OJ L 243, 28.9.2000, p. 14). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 786/2001

of 24 April 2001

**opening crisis distillation as provided for in Article 30 of Council Regulation (EC) No 1493/1999
for table wines in Spain**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, as amended by Regulation (EC) No 2826/2000 ⁽²⁾, and in particular Articles 30 and 33 thereof,

Whereas:

- (1) Article 30 of Regulation (EC) No 1493/1999 provides for the possibility of opening crisis distillation in the event of exceptional market disturbance caused by major surpluses. Such measures may be limited to certain categories of wine and/or certain areas of production and may apply to quality wines psr at the request of the Member State.
- (2) The Spanish Government has requested that crisis distillation be opened for table wines produced on its territory.
- (3) Wine production in Spain was 33,2 million hectolitres in 1997/98 and 31,2 million hectolitres in 1998/99. It rose to 33,5 million hectolitres in 1999/2000 and to 41,1 million hectolitres in 2000/01, an increase of 22,8 % over the previous wine year. This represents a 33 % increase over the average for the previous ten wine years.
- (4) Stocks at the start of the wine year were 20,3 million hectolitres in 1997/98 and 21 million hectolitres in 1998/99. Stocks increased to 23,7 million hectolitres in 1999/2000 and, again, by around 16 % to 27,5 million hectolitres in 2000/01. This is 26 % above the average for the last ten wine years.
- (5) The considerable increases in production and stocks have had a very negative impact on prices, which have fallen during the current wine year compared with the same period last year by around 26 % for white wines and around 37 % for red wines.
- (6) Since the conditions laid down in Article 30(5) of Regulation (EC) No 1493/1999 are satisfied, crisis distillation covering a maximum of 2,6 million hectolitres of table wine should be opened. That volume should make it possible to curtail the reduction in prices and restore a reasonable situation on the market for table wine. The

measure applies for a limited period with a view to maximum effectiveness. Without prejudice to Article 79 of Regulation (EC) No 1493/1999, no ceiling should be set on the quantity that individual producers can have distilled because stocks may vary substantially from one producer to another and depend more on sales than on the individual producer's annual output.

- (7) The mechanism to be introduced is that provided for by Commission Regulation (EC) No 1623/2000 of 25 July 2000 laying down detailed rules for implementing Regulation (EC) No 1493/1999 on the common organisation of the market in wine with regard to market mechanisms ⁽³⁾, as last amended by Regulation (EC) No 545/2001 ⁽⁴⁾. In addition to the Articles of that Regulation referring to the distillation measures provided for in Article 30 of Regulation (EC) No 1493/1999, other provisions of Regulation (EC) No 1623/2000 apply, in particular those concerning the delivery of alcohol to intervention agencies.
- (8) The price to be paid by distillers to producers should be set at a level that permits the problems faced to be solved by allowing producers to take advantage of this measure. That price should not, however, be such that it adversely affects the application of the distillation measure provided for by Article 29 of Regulation (EC) No 1493/1999.
- (9) The product of crisis distillation must be raw alcohol or neutral alcohol for compulsory delivery to the intervention agency in order to avoid disturbing the market for potable alcohol, which is supplied largely by distillation under Article 29 of Regulation (EC) No 1493/1999.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

Article 1

Crisis distillation as provided for by Article 30 of Regulation (EC) No 1493/1999 is opened for a maximum of 2,6 million hectolitres of table wine in Spain.

⁽¹⁾ OJ L 179, 14.7.1999, p. 1.

⁽²⁾ OJ L 328, 23.12.2000, p. 2.

⁽³⁾ OJ L 194, 31.7.2000, p. 45.

⁽⁴⁾ OJ L 81, 21.3.2001, p. 21.

Article 2

In addition to the provisions of Regulation (EC) No 1623/2000 referring to Article 30 of Regulation (EC) No 1493/1999, the following provisions of Regulation (EC) No 1623/2000 shall also apply to the measure provided for in this Regulation:

- Article 62(5) with respect to the payment by the intervention agency of the price referred to in Article 6(2) of this Regulation; however, payment may be made only from 16 October 2001.

Article 3

Producers may conclude contracts as provided for in Article 65 of Regulation (EC) No 1623/2000 from 27 April 2001 to 1 June 2001. Contracts shall be accompanied by proof that a security equal to EUR 5 per hectolitre has been lodged. Contracts may not be transferred.

Article 4

1. The Member State shall determine the rate of reduction to be applied to the above contracts where the overall quantity covered by contracts presented exceeds that laid down in Article 1.
2. The Member State shall adopt the administrative provisions necessary to approve the above contracts by 15 June 2001, shall specify the rate of reduction applied and the quantity of wine accepted per contract and shall stipulate that the producer may cancel the contract where the quantity to be distilled is reduced. The Member State shall notify the Commission before 22 June 2001 of the quantities of such wine covered by approved contracts.

3. The wine shall be delivered to the distilleries by 31 August 2001.

4. Securities shall be released in proportion to the quantities delivered where the producer provides proof of delivery to the distillery.

5. The security shall be forfeit where no delivery is made within the time limit laid down.

6. The Member State may limit the number of contracts that individual producers may conclude under the distillation measure.

Article 5

The minimum price paid for wine delivered for distillation under this Regulation shall be EUR 1,723 per % vol. per hectolitre.

Article 6

1. Distillers shall deliver the product obtained from distillation to the intervention agency. That product shall be of an alcoholic strength of at least 92 % vol. It must be delivered to the intervention agency between 16 October 2001 and 31 December 2001.

2. The price to be paid to the distiller by the intervention agency for raw alcohol delivered shall be EUR 2,090 per % vol. per hectolitre.

Article 7

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

It shall apply from 27 April 2001.

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

Done at Brussels, 24 April 2001.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 787/2001
of 24 April 2001
on the issue of import licences on 30 April 2001 for sheepmeat and goatmeat products pursuant to
GATT-WTO non-country specific tariff quotas for the second quarter of 2001

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1439/95 of 26 June 1995 laying down detailed rules for the application of Council Regulation (EC) No 2467/98 as regards the import and export of products in the sheepmeat and goatmeat sector ⁽¹⁾, as last amended by Regulation (EC) No 272/2001 ⁽²⁾, and in particular Article 16(4) thereof,

Whereas:

- (1) Regulation (EC) No 1439/95 laid down, in Title II B, detailed rules, in respect of imports of products falling within CN codes 0104 10 30, 0104 10 80, 0104 20 90 and 0204 pursuant to GATT/WTO non-country specific tariff quotas; provision should be made, pursuant to Article 16(4) of Regulation (EC) No 1439/95, for determining the extent to which import licences may be issued in connection with applications lodged in respect of the second quarter of 2001.
- (2) In cases where the quantities in respect of which licence applications have been lodged exceed the quantities which may be imported pursuant to Article 15 of Regu-

lation (EC) No 1439/95, such quantities should be reduced by a single percentage figure in accordance with Article 16(4)(b) of that Regulation.

- (3) All the licence applications may be granted in cases where the quantities in respect of which licence applications have been lodged do not exceed the quantities provided for in Regulation (EC) No 1439/95.
- (4) Applications relating to products originating in Canada have been lodged in Germany,

HAS ADOPTED THIS REGULATION:

Article 1

Germany shall, on 30 April 2001, issue the import licences provided for in Title II B of Regulation (EC) No 1439/95 and applied for from 1 to 10 April 2001. For products falling within CN code 0204 the quantities applied for originating in Canada shall be granted in full.

Article 2

This Regulation shall enter into force on 25 April 2001.

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

Done at Brussels, 24 April 2001.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 143, 27.6.1995, p. 7.

⁽²⁾ OJ L 41, 10.2.2001, p. 3.

COMMISSION REGULATION (EC) No 788/2001
of 24 April 2001
on the issue of system B export licences in the fruit and vegetables sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 2190/96 of 14 November 1996 on detailed rules for implementing Council Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 298/2000 ⁽²⁾, and in particular Article 5(5) thereof,

Whereas:

- (1) Commission Regulation (EC) No 397/2001 ⁽³⁾ fixes the indicative quantities for system B export licences other than those sought in the context of food aid.
- (2) In the light of the information available to the Commission today, there is a risk that the indicative quantities laid down for the current export period for tomatoes will shortly be exceeded. This overrun will prejudice the

proper working of the export refund scheme in the fruit and vegetables sector.

- (3) To avoid this situation, applications for system B licences for tomatoes exported after 24 April 2001 should be rejected until the end of the current export period,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for system B export licences for tomatoes submitted pursuant to Article 1 of Regulation (EC) No 397/2001, export declarations for which are accepted after 24 April 2001 and before 14 May 2001 are hereby rejected.

Article 2

This Regulation shall enter into force on 25 April 2001.

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

Done at Brussels, 24 April 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 292, 15.11.1996, p. 12.

⁽²⁾ OJ L 34, 9.2.2000, p. 16.

⁽³⁾ OJ L 58, 28.2.2001, p. 16.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 24 April 2001

amending Decision 93/402/EEC concerning animal health conditions and veterinary certification for imports of fresh meat from South American countries to take account of the animal health situation in Uruguay

(notified under document number C(2001) 1145)

(Text with EEA relevance)

(2001/325/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat or meat products from third countries ⁽¹⁾, as last amended by Directive 97/79/EC ⁽²⁾, in particular Articles 14 and 22 thereof,

Whereas:

- (1) The animal health conditions and veterinary certification for imports of fresh meat from Colombia, Paraguay, Uruguay, Brazil, Chile and Argentina are laid down by Commission Decision 93/402/EEC ⁽³⁾, as last amended by Decision 2001/276/EC ⁽⁴⁾.
- (2) Imports of fresh meat must take into account the different epidemiological situations in the countries concerned, and indeed in the different parts of their territories.
- (3) The responsible veterinary authorities of the concerned countries must confirm that their countries or regions have for at least 12 months been free from rinderpest and foot-and-mouth disease. Furthermore, the responsible authorities of the concerned countries must undertake to notify the Commission and the Member States within 24 hours, by fax, telex or telegram, of the confirmation of the occurrence of any of the above mentioned

diseases or an alteration in the vaccination policy against them.

- (4) On 24 October 2000 the competent authorities of Uruguay confirmed an outbreak of foot-and-mouth disease in the department of Artigas.
- (5) The competent authorities of Uruguay have provided satisfactory guarantees with regard to the measures taken to control the disease in the department of Artigas and a Food and Veterinary Office inspection mission has reported positively that the region of Artigas can be reauthorised for imports into the EC of bone-in meat.
- (6) It is therefore necessary to redefine the territories within Uruguay from which imports into the Community of fresh meat are authorised.
- (7) It is necessary to clarify the tables listing the countries following experience gained in the implementation of this Decision.
- (8) Decision 93/402/EEC must be amended accordingly.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

Decision 93/402/EEC is amended as follows:

1. Annex I is replaced by the Annex A to this Decision.
2. Annex II is replaced by the Annex B to this Decision.

⁽¹⁾ OJ L 302, 31.12.1972, p. 28.

⁽²⁾ OJ L 24, 30.1.1998, p. 31.

⁽³⁾ OJ L 179, 22.7.1993, p. 11.

⁽⁴⁾ OJ L 95, 5.4.2001, p. 41.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 24 April 2001.

For the Commission

David BYRNE

Member of the Commission

ANNEX A

'ANNEX I

DESCRIPTION OF TERRITORIES OF SOUTH AMERICA ESTABLISHED FOR ANIMAL HEALTH CERTIFICATION PURPOSES

Country	Territory		Description of territory
	Code	Version	
Argentina	AR	01/2001	Whole country
Brazil	BR	01/93	Whole country
	BR-1	01/96	States of: Rio Grande do Sul, Paraná, Minas Gerais (except regional delegations of Oliveira, Passos, São Gonçalo de Sapucaí, Setelagoas and Bambuí), São Paulo, Espírito Santo, Mato Grosso do Sul (except for the municipalities of Sonora, Aquidauana, Bodoquena, Bonito, Caracol, Coxim, Jardim, Ladario, Miranda, Pedro Gomes, Porto Murinho, Rio Negro, Rio Verde of Mato Grosso and Corumba), Santa Catarina Goiás and the regional units of Cuiaba (except for the municipalities of San Antonio de Leverger, Nossa Senhora do Livramento, Pocone and Barão de Melgaço), Caceres (except for the municipality of Caceres), Lucas do Rio Verde, Rondonopolis (except for the municipality of Itiquiora), Barra do Garças and Barra do Bugres in Mato Grosso
Chile	CL	01/93	Whole country
Colombia	CO	01/93	Whole country
	CO-1	01/93	The zone included within the following borderlines: from the point where the Murri River flows into the Atrato River, downstream along the Atrato River to where it flows into the Atlantic Ocean, from this point to the Panamanian border following the Atlantic coastline to Cabo Tiburon; from this point to the Pacific Ocean following the Colombian-Panamanian border; from this point to the mouth of the Valle River along the Pacific Coast and from this point along a straight line to the point where the Murri River flows into the Atrato River
	CO-2	01/93	The municipalities of Arboletas, Necocli, San Pedro de Uraba, Turbo, Apartado, Chigorodo, Mutata, Dabeiba, Uramita, Murindo, Riosucio (right bank of the Atrato River) and Frontino
	CO-3	01/93	The zone included within the following borderlines: from the mouth of the Sinu River on the Atlantic Ocean, upstream along the Sinu River to its headwaters of Alto Paramillo, from this point to Puerto Rey on the Atlantic Ocean, following the borderline between the Department of Antioquia and Córdoba, and from this point to the mouth of the Sinu River along the Atlantic Coast
Paraguay	PY	01/93	Whole country
Uruguay	UY	01/2001	Whole country'

ANNEX B

'ANNEX II

(Version No 02/2001)

ANIMAL HEALTH GUARANTEES REQUESTED ON CERTIFICATION ⁽¹⁾

Country	Territory	Fresh meat including bone but excluding offal				Boned fresh meat excluding offal				Offal						
		Species				Species				of bovine animals				of ovines		
		Bovine	Ovine/ caprine	Porcine	Soliped	Bovine	Ovine/ caprine	Porcine	Soliped	HC (*)	MP (*)				PF (*)	PF (*)
										1	2	3	4			
Argentina	AR	—	—	—	D	—	—	—	D	—	—	—	—	—	—	—
Brazil	BR	—	—	—	D	—	—	—	D	—	—	—	—	—	—	—
	BR-1	—	—	—	D	A	—	—	D	—	—	—	—	—	F	—
Chile	CL	B	B	H	D	A	C	H	D	B	B	B	B	B	B	B
Colombia	CO	—	—	—	D	—	—	—	D	—	—	—	—	—	—	—
	CO-1	—	—	—	D	A	—	—	D	—	—	—	—	—	—	—
	CO-2	—	—	—	D	—	—	—	D	—	—	—	—	—	—	—
	CO-3	—	—	—	D	A	—	—	D	—	—	—	—	—	—	—
Paraguay	PY	—	—	—	D	A	—	—	D	—	—	—	—	—	F	—
Uruguay	UY	B	B	—	D	A	C	—	D	B	B	B	B	B	B	B

⁽¹⁾ The letters (A, B, C, D, E, F, G and H) appearing on the table, are referring to the models of animal health guarantees as described in Annex III Part 2 of Decision 93/402/EEC, to be applied for each product and origin in accordance with Article 2 of this Decision.

(*) HC Human consumption.

MP Destined for heat-treated meat products industry:

1 = hearts

2 = livers

3 = masseter muscles

4 = tongues.

PF: Destined for the pet food industry.'

COMMISSION DECISION**of 24 April 2001****amending Decision 2001/257/EC laying down the conditions for the control and eradication of foot-and-mouth disease in the United Kingdom in application of Article 13 of Directive 85/511/EEC***(notified under document number C(2001) 1148)***(Text with EEA relevance)**

(2001/326/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾, as last amended by Directive 92/118/EEC ⁽²⁾, and in particular Article 10 thereof,Having regard to Council Directive 85/511/EEC of 18 November 1985 introducing Community measure for the control of foot-and-mouth disease ⁽³⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Article 13(3) thereof,

Whereas:

- (1) The competent authorities of the United Kingdom have presented to the Commission a programme to employ protective vaccination in bovine animals under certain clearly defined conditions as an additional instrument to control and eradicate foot-and-mouth disease in connection with the pre-emptive killing of animals of other susceptible species in defined densely populated livestock areas.
- (2) The Commission adopted Decision 2001/257/EC laying down the conditions for the control and eradication of foot-and-mouth disease in the United Kingdom in application of Article 13 of Directive 85/511/EEC ⁽⁴⁾.

- (3) It is necessary to adapt the area in which vaccination could be carried out to the current epidemiological situation by amending Annex II to Decision 2001/257/EC.

- (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

In Annex II to Commission Decision 2001/257/EC the words 'Administrative areas in the counties of Cumbria and Devon in Great Britain' are replaced by 'Administrative areas in the counties of Cumbria, Devon, Cornwall, Somerset and Dorset in Great Britain'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 24 April 2001.

For the Commission

David BYRNE

Member of the Commission⁽¹⁾ OJ L 224, 18.8.1990, p. 29.⁽²⁾ OJ L 62, 15.3.1993, p. 49.⁽³⁾ OJ L 315, 26.11.1985, p. 11.⁽⁴⁾ OJ L 91, 31.3.2001, p. 98.

COMMISSION DECISION

of 24 April 2001

concerning restrictions to the movement of animals of susceptible species with regard to foot-and-mouth disease and repealing Decision 2001/263/EC

(notified under document number C(2001) 1149)

(Text with EEA relevance)

(2001/327/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

specific Community rules referred to in Annex A(l) to Directive 90/425/EEC ⁽⁷⁾, as last amended by Commission Decision 95/176/EC ⁽⁸⁾.

Having regard to the Treaty establishing the European Community,

(4) The welfare conditions for transport of animals within the Community are laid down in Council Directive 91/628/EEC of 19 November 1991 on the protection of animals during transport and amending Directives 90/425/EEC and 91/496/EEC ⁽⁹⁾, as last amended by Directive 95/29/EC ⁽¹⁰⁾.Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾, as last amended by Directive 92/118/EEC ⁽²⁾, and in particular Article 10 thereof,(5) Council Regulation (EC) No 1255/97 of 25 June 1997 concerns Community criteria for staging points and amends the route plan referred to in the Annex to Directive 91/628/EEC ⁽¹¹⁾.

Whereas:

(6) Following the reports of outbreaks of foot-and-mouth disease in the United Kingdom, France, the Netherlands and Ireland, the Commission adopted Decisions 2001/172/EC ⁽¹²⁾, 2001/208/EC ⁽¹³⁾, 2001/223/EC ⁽¹⁴⁾ and 2001/234/EC ⁽¹⁵⁾ concerning certain protection measures with regard to foot-and-mouth disease in the respective Member State.(1) The animal health conditions for trade in bovine animals and swine are laid down in Council Directive 64/432/EEC on animal health problems affecting intra-Community trade in bovine animals and swine ⁽³⁾, as last amended by Directive 2000/20/EC ⁽⁴⁾.

(7) The foot-and-mouth disease situation in certain parts of the Community is liable to endanger the herds in other parts of the Community in view of the placing on the market and trade in live biungulate animals.

(2) The animal health conditions for trade in ovine and caprine animals are laid down in Council Directive 91/68/EEC of 28 January 1991 on animal health conditions governing intra-Community trade in ovine and caprine animals ⁽⁵⁾, as last amended by Commission Decision 94/953/EC ⁽⁶⁾.(8) All Member States have implemented the restrictions to the movement of animals of susceptible species laid down in Decision 2001/263/EC ⁽¹⁶⁾, as last amended by Decision 2001/317/EC ⁽¹⁷⁾.

(3) The animal health conditions for trade in biungulates other than those referred to in Directive 64/432/EEC and 91/68/EEC are laid down in Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in

(9) In the light of the disease evolution and the findings of the epidemiological investigations carried out in the affected Member States in close cooperation with the other Member States, it appears appropriate to further prohibit the movement of animals through staging points and to maintain for an additional period of time the restrictions to the movement of susceptible animals within the Community.

⁽¹⁾ OJ L 224, 18.8.1990, p. 29.⁽²⁾ OJ L 62, 15.3.1993, p. 49.⁽³⁾ OJ L 121, 29.7.1964, p. 1977/64.⁽⁴⁾ OJ L 163, 4.7.2000, p. 35.⁽⁵⁾ OJ L 46, 19.2.1991, p. 19.⁽⁶⁾ OJ L 371, 31.12.1994, p. 14.⁽⁷⁾ OJ L 268, 14.9.1992, p. 54.⁽⁸⁾ OJ L 117, 24.5.1995, p. 23.⁽⁹⁾ OJ L 340, 11.12.1991, p. 17.⁽¹⁰⁾ OJ L 148, 30.6.1995, p. 52.⁽¹¹⁾ OJ L 174, 2.7.1997, p. 1.⁽¹²⁾ OJ L 62, 2.3.2001, p. 22.⁽¹³⁾ OJ L 73, 15.3.2001, p. 38.⁽¹⁴⁾ OJ L 82, 22.3.2001, p. 29.⁽¹⁵⁾ OJ L 84, 23.3.2001, p. 62.⁽¹⁶⁾ OJ L 93, 3.4.2001, p. 59.⁽¹⁷⁾ OJ L 109, 19.4.2001, p. 74.

- (10) At the same time the provisions on movement of animals of susceptible species included in Decision 2001/263/EC should be repealed.
- (11) The situation shall be reviewed at the meeting of the Standing Veterinary Committee scheduled for 25 April 2001 and the measures adapted where necessary.
- (12) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

1. Member States other than the United Kingdom shall ensure that transport of animals of species susceptible to foot-and-mouth disease is prohibited.

This prohibition shall not apply to transports of animals of species susceptible to foot-and-mouth disease from the holding of dispatch

- directly or through an approved assembly centre to a slaughterhouse for immediate slaughter, subject to authorisation by the competent authorities of the place of departure and destination, or
- through an approved assembly centre to one holding of destination, except in the case of bovine and porcine animals which may be dispatched from the assembly centre to a maximum of six holdings of destination, subject to authorisation by the competent authorities of the place of departure and destination, or
- to an assembly point to group herds or flocks for transhumance to designated pastures, subject to authorisation by the competent authorities of the place of departure and destination, or
- to another holding, subject to authorisation by the competent authorities of the place of departure and destination

under the condition that:

- (a) during transport such animals do not come into contact with animals not of the same holding of dispatch, unless
- either such animals are consigned for slaughter, or
 - originate in and come from holdings situated in areas of a Member State as defined in Article 2(p) of Directive 64/432/EEC in which no restrictions in accordance with Article 9 of Directive 85/511/EEC have been in

place during the residence period referred to in paragraph 2 first indent;

- (b) vehicles which have been used for the transport of live animals are cleaned and disinfected after each operation, and shall furnish proof of such disinfection, and
- (c) transports to other Member States of such animals shall only be allowed following 24 hours advance notification dispatched by the local veterinary authority to the central and local veterinary authorities in the Member State of destination and to the central veterinary authorities in the Member State of transit.

2. Member States other than the United Kingdom shall ensure that the competent authorities at the place of departure authorise the movement of animals of species susceptible to foot-and-mouth disease only under the following conditions:

- either the animals have remained on the holding of dispatch for at least 20 days prior to authorisation, or since birth in the holding of origin where the animals are less than 20 days old, and no animal of susceptible species was introduced into that holding during this period, or during the past 10 days in the case of pigs, or
- these animals are transported directly and without passing through an approved assembly centre to a slaughterhouse for immediate slaughter.

3. Without prejudice to Article 3(1)(aa) second indent of Directive 91/628/EEC, Member States shall ensure that animals of species susceptible to foot-and-mouth disease are not moved through staging points established and approved in accordance with Regulation (EC) No 1255/97.

Article 2

Commission Decision 2001/263/EC is repealed.

Article 3

This Decision shall apply until midnight on 18 May 2001.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 24 April 2001.

For the Commission

David BYRNE

Member of the Commission

CORRIGENDA

Corrigendum to Commission Decision 2000/520/EC of 26 July 2000 pursuant to Directive 95/46/EC of the European Parliament and of the Council on the adequacy of protection provided by the safe harbour privacy principles and related frequently asked questions issued by the US Department of Commerce

(Official Journal of the European Communities L 215 of 25 August 2000)

Recital 12 shall be added:

'(12) Pursuant to Council Decision 1999/468/EC and in particular Article 8 thereof, on 5 July 2000 the European Parliament adopted Resolution A5-0177/2000 on the draft Commission decision on the adequacy of the protection afforded by the 'Safe Harbor Privacy Principles' and related frequently asked questions issued by the United States Department of Commerce ⁽⁵⁾. The Commission re-examined the draft decision in the light of that resolution and concluded that although the European Parliament expressed the view that certain improvements needed to be made to the 'Safe Harbor Principles' and related FAQs before it could be considered to provide 'adequate protection', it did not establish that the Commission would exceed its powers in adopting the decision.'

A new footnote ⁽⁵⁾ is added:

'⁽⁵⁾ The resolution has not yet been published in the Official Journal.'

A new footnote shall be inserted in the title of the FAQ 5 (Annex II to the Decision):

'The inclusion of this FAQ in the package depends on the agreement of the DPAs. They have discussed the present text in the Article 29 Working Party and a majority find it acceptable, but they are only prepared to take a definitive view in the context of the overall opinion which the Working Party will issue on the final package.'
