

English edition

Legislation

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⁽¹⁾ Text with EEA relevance

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 2041/2002
of 18 November 2002
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 1947/2002 ⁽²⁾, and in particular Article 4(1) thereof,

Whereas:

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

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 19 November 2002.

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

Done at Brussels, 18 November 2002.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 299, 1.11.2002, p. 17.

ANNEX

to the Commission Regulation of 18 November 2002 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	48,6
	096	41,4
	204	43,6
	999	44,5
0707 00 05	052	119,1
	628	147,3
	999	133,2
0709 90 70	052	89,5
	204	92,7
	999	91,1
0805 20 10	204	77,9
	999	77,9
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	56,2
	999	56,2
0805 50 10	052	58,6
	388	47,5
	600	59,6
	999	55,2
0806 10 10	052	159,4
	400	324,1
	508	332,1
	999	271,9
0808 10 20, 0808 10 50, 0808 10 90	400	136,2
	404	99,5
	800	167,0
	804	36,0
	999	109,7
0808 20 50	052	65,1
	400	69,6
	720	46,7
	999	60,5

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2020/2001 (OJ L 273, 16.10.2001, p. 6). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 2042/2002
of 18 November 2002
on periodical sales by tender of beef held by certain intervention agencies

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal ⁽¹⁾, as last amended by Commission Regulation (EC) No 2345/2001 ⁽²⁾, and in particular Article 28(2) thereof,

Whereas:

- (1) The application of intervention measures in respect of beef has resulted in a build-up of stocks in several Member States. In order to prevent storage being prolonged excessively, part of those stocks should be put up for sale by periodical tender.
- (2) The sale should be conducted in accordance with Commission Regulation (EEC) No 2173/79 of 4 October 1979 on detailed rules of application for the disposal of beef bought in by intervention agencies ⁽³⁾, as last amended by Regulation (EC) No 2417/95 ⁽⁴⁾, and in particular Titles II and III thereof.
- (3) In the light of the frequency and nature of tenders under this Regulation it is necessary to derogate from Article 6 and 7 of Regulation (EEC) No 2173/79 with regard to the information and deadlines to be provided by the notice of invitation to tender.
- (4) In order to ensure that the sales by tender are conducted properly and uniformly, measures in addition to those provided for in Article 8(1) of Regulation (EEC) No 2173/79 should be adopted.
- (5) Provisions should be made for derogations from Article 8(2)(b) of Regulation (EEC) No 2173/79 in view of the administrative difficulties which the application of that point is creating in the Member States concerned.
- (6) In order to ensure a proper functioning of the tender arrangements it is necessary to provide for a higher amount of security than the one fixed in Article 15(1) of Regulation (EEC) No 2173/79.
- (7) On the basis of experience gained with regard to the disposal of bone-in intervention beef, it is necessary to reinforce the quality controls of the products before their delivery to the purchasers, in particular to ensure that the products comply with the provisions in Annex III of Commission Regulation (EC) No 562/2000 of 15 March 2000 laying down detailed rules for the application of Council Regulation (EC) No 1254/1999 as regards the

buying-in of beef ⁽⁵⁾, as last amended by Regulation (EC) No 1592/2001 ⁽⁶⁾.

- (8) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

1. The following approximate quantities of intervention beef shall be put up for sale:

- 3 000 tonnes of bone-in hindquarters held by the German intervention agency,
- 3 000 tonnes of bone-in hindquarters held by the Italian intervention agency,
- 3 000 tonnes of bone-in hindquarters held by the French intervention agency,
- 3 000 tonnes of bone-in hindquarters held by the Spanish intervention agency,
- 3 000 tonnes of bone-in forequarters held by the German intervention agency,
- 3 000 tonnes of bone-in forequarters held by the Italian intervention agency,
- 3 000 tonnes of bone-in forequarters held by the Austrian intervention agency,
- 3 000 tonnes of bone-in forequarters held by the French intervention agency,
- 3 000 tonnes of bone-in forequarters held by the Spanish intervention agency,
- 400 tonnes of bone-in forequarters held by the Danish intervention agency,
- 67 tonnes of bone-in forequarters held by the Dutch intervention agency,
- 3 542 tonnes of boneless beef held by the German intervention agency,
- 341 tonnes of boneless beef held by the Spanish intervention agency,

⁽¹⁾ OJ L 160, 26.6.1999, p. 21.

⁽²⁾ OJ L 315, 1.12.2001, p. 29.

⁽³⁾ OJ L 251, 5.10.1979, p. 12.

⁽⁴⁾ OJ L 248, 14.10.1995, p. 39.

⁽⁵⁾ OJ L 68, 16.3.2000, p. 22.

⁽⁶⁾ OJ L 210, 3.8.2001, p. 14.

- 4 700 tonnes of boneless beef held by the French intervention agency,
- 1 097 tonnes of boneless beef held by the Italian intervention agency,
- 144 tonnes of boneless beef held by the Dutch intervention agency.

Detailed information concerning quantities is given in Annex I.

2. Subject to the provisions of this Regulation, the sale shall be conducted in accordance with Regulation (EEC) No 2173/79, and in particular Titles II and III thereof.

Article 2

1. Tenders shall be submitted for the following closing dates:

- (a) 25 November 2002;
- (b) 9 December 2002;
- (c) 13 January 2003;
- (d) 27 January 2003,

until the quantities put up for sale are used up.

2. Notwithstanding Articles 6 and 7 of Regulation (EEC) No 2173/79, this Regulation shall serve as a general notice of invitation to tender.

The intervention agencies concerned shall draw up notices of invitation to tender for each sale, setting out in particular:

- the quantities of beef put up for sale, and
- the deadline and place for the submission of tenders.

3. Particulars of the quantities and the places where the products are stored may be obtained by the parties concerned at the addresses set out in the Annex II. The intervention agencies shall, in addition, display the notices referred to in paragraph 2 at their head offices and may also publish them in other ways.

4. The intervention agencies concerned shall sell first meat which has been in storage for the longest time. However, Member States may in exceptional cases and after having obtained authorisation from the Commission derogate from that obligation.

5. Only tenders reaching the intervention agencies concerned by 12 noon on the relevant closing date for each sale by tender shall be considered.

6. Notwithstanding Article 8(1) of Regulation (EEC) No 2173/79, tenders must be submitted to the intervention agency concerned in sealed envelopes bearing a reference to this Regu-

lation and the relevant date. The sealed envelopes must not be opened by the intervention agency before the deadline for submission as referred to in paragraph 5 has expired.

7. Notwithstanding Article 8(2)(b) of Regulation (EEC) No 2173/79, tenders shall not specify the store or stores where the products are held.

8. Notwithstanding Article 15(1) of Regulation (EEC) No 2173/79, the security shall be EUR 12 per 100 kilograms.

Article 3

1. Not later than the day following the closing date for the submission of tenders, the Member States shall send the Commission details of tenders received.

2. Following scrutiny of the tenders, a minimum selling price shall be set or no award shall be made.

Article 4

1. The intervention agency shall send each tenderer the information referred to in Article 11 of Regulation (EEC) No 2173/79 by fax.

2. Notwithstanding Article 18(1) of Regulation (EEC) No 2173/79 the time limit for taking over meat sold pursuant to this Regulation shall be two months from the day of the notification referred to in Article 11 of the same Regulation.

Article 5

1. The Member States shall take all necessary measures to ensure that bone-in intervention products delivered to the purchasers are presented in a state which fully complies with Annex III of Regulation (EC) No 562/2000 and in particular the sixth indent of point 2(a) of that Annex.

2. The costs related to the measures referred to in paragraph 1 shall be borne by the Member States and shall, in particular, not be imposed on the purchaser or any other third party.

3. Member States shall notify the Commission ⁽¹⁾ of all cases where a bone-in intervention quarter has been identified as not complying with Annex III as referred to in paragraph 1, specifying the quality and quantity of the quarter as well as the slaughterhouse where it was produced.

Article 6

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

⁽¹⁾ DG Agriculture, DZ: fax (00-32) 2 295 36 13.

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

Done at Brussels, 18 November 2002.

For the Commission
Franz FISCHLER
Member of the Commission

ANEXO I — BILAG I — ANHANG I — ΠΑΡΑΡΤΗΜΑ I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I —
ANEXO I — LIITE I — BILAGA I

Estado miembro	Productos (1)	Cantidad aproximada (toneladas)
Medlemsstat	Produkter (1)	Tilnærmet mængde (tons)
Mitgliedstaat	Erzeugnisse (1)	Ungefähre Mengen (Tonnen)
Κράτος μέλος	Προϊόντα (1)	Κατά προσέγγιση ποσότητα (τόνοι)
Member State	Products (1)	Approximate quantity (tonnes)
État membre	Produits (1)	Quantité approximative (tonnes)
Stato membro	Prodotti (1)	Quantità approssimativa (tonnellate)
Lidstaat	Producten (1)	Hoeveelheid bij benadering (ton)
Estado-Membro	Produtos (1)	Quantidade aproximada (toneladas)
Jäsenvaltio	Tuotteet (1)	Arvioitu määrä (tonneina)
Medlemsstat	Produkter (1)	Ungefärlig kvantitet (ton)

a) **Carne con hueso — Kød, ikke udbenet — Fleisch mit Knochen — Εμπρόσθια τέταρτα με κόκαλα — Bone-in beef — Viande avec os — Carni non disossate — Vlees met been — Carne com osso — Luullinen naudanliha — Kött med ben**

DEUTSCHLAND	— Hinterviertel	3 000
	— Vorderviertel	3 000
DANMARK	— Forfjerdinger	400
	— Quarti posteriori	3 000
ITALIA	— Quarti anteriori	3 000
	— Quartiers arrière	3 000
FRANCE	— Quartiers avant	3 000
	— Hinterviertel	304
ÖSTERREICH	— Vorderviertel	3 000
	— Voorvoeten	67
NEDERLAND	— Cuartos traseros	3 000
	— Cuartos delanteros	3 000

b) **Carne deshuesada — Udbenet kød — Fleisch ohne Knochen — Κρέατα χωρίς κόκαλα — Boneless beef — Viande désossée — Carni senza osso — Vlees zonder been — Carne desossada — Luuton naudanliha — Benfritt kött**

DEUTSCHLAND	— Kugel (INT 12)	300,0
	— Oberschale (INT 13)	300,0
	— Unterschale (INT 14)	300,0
	— Filet (INT 15)	241,9
	— Hüfte (INT 16)	300,0
	— Roastbeef (INT 17)	300,0
	— Lappen (INT 18)	500,0
	— Hochrippe (INT 19)	300,0
	— Schulter (INT 22)	500,0
	— Vorderviertel (INT 24)	500,0
ESPAÑA	— Babilla de intervención (INT 12)	41,2
	— Tapa de intervención (INT 13)	67,6
	— Contratapa de intervención (INT 14)	78,8
	— Solomillo de intervención (INT 15)	19,5
	— Cadera de intervención (INT 16)	55,0
	— Lomo de intervención (INT 17)	41,9
	— Entrecot de intervención (INT 19)	36,9

FRANCE	— Jarret arrière d'intervention (INT 11)	600,0	
	— Tranche grasse d'intervention (INT 12)	300,0	
	— Tranche d'intervention (INT 13)	300,0	
	— Semelle d'intervention (INT 14)	300,0	
	— Filet d'intervention (INT 15)	300,0	
	— Rumsteck d'intervention (INT 16)	300,0	
	— Faux-filet d'intervention (INT 17)	300,0	
	— Flanchet d'intervention (INT 18)	500,0	
	— Entrecôte d'intervention (INT 19)	300,0	
	— Épaule d'intervention (INT 22)	500,0	
	— Poitrine d'intervention (INT 23)	500,0	
	— Avant d'intervention (INT 24)	500,0	
	ITALIA	— Noce d'intervento (INT 12)	179,4
		— Fesa interna (INT 13)	210,9
— Girello d'intervento (INT 14)		288,5	
— Filetto d'intervento (INT 15)		65,5	
— Scamone (INT 16)		103,2	
— Roastbeef d'intervento (INT 17)		111,9	
NEDERLAND	— Controfiletto d'intervento (INT 19)	137,1	
	— Interventievoorschenkel (INT 21)	7,2	
	— Interventieschouder (INT 22)	56,8	
	— Interventieborst (INT 23)	31,5	
	— Interventievoorvoet (INT 24)	48,0	

(¹) Véanse los anexos III y V del Reglamento (CE) n.º 562/2000.

(²) Se bilag III og V til forordning (EF) nr. 562/2000.

(³) Vgl. Anhänge III und V der Verordnung (EG) Nr. 562/2000.

(⁴) Βλέπε παραρτήματα III και V του κανονισμού (ΕΚ) αριθ. 562/2000.

(⁵) See Annexes III and V to Regulation (EC) No 562/2000.

(⁶) Voir annexes III et V du règlement (CE) n.º 562/2000.

(⁷) Cfr. allegati III e V del regolamento (CE) n. 562/2000.

(⁸) Zie de bijlagen III en V van Verordening (EG) nr. 562/2000.

(⁹) Ver anexos III e V do Regulamento (CE) n.º 562/2000.

(¹⁰) Katso asetuksen (EY) N:o 562/2000 liitteet III ja V.

(¹¹) Se bilagorna III och V i förordning (EG) nr 562/2000.

ANEXO II — BILAG II — ANHANG II — ΠΑΡΑΡΤΗΜΑ II — ANNEX II — ANNEXE II — ALLEGATO II —
BIJLAGE II — ANEXO II — LIITE II — BILAGA II

Direcciones de los organismos de intervención — Interventionsorganernes adresser — Anschriften der Interventionsstellen — Διευθύνσεις των οργανισμών παρεμβάσεως — Addresses of the intervention agencies — Adresses des organismes d'intervention — Indirizzi degli organismi d'intervento — Adressen van de interventiebureaus — Endereços dos organismos de intervenção — Interventioelinten osoitteet — Interventionsorganens adresser

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AMA-Agramarkt Austria
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A-1201 Wien
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**COMMISSION REGULATION (EC) No 2043/2002
of 18 November 2002**

**fixing the minimum selling prices for beef put up for sale under the fourth invitation to tender
referred to in Regulation (EC) No 1654/2002**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal ⁽¹⁾, as last amended by Commission Regulation (EC) No 2345/2001 ⁽²⁾, and in particular Article 28(2) thereof,

Whereas:

- (1) Tenders have been invited for certain quantities of beef fixed by Commission Regulation (EC) No 1654/2002 ⁽³⁾.
- (2) Pursuant to Article 9 of Commission Regulation (EEC) No 2173/79 ⁽⁴⁾, as last amended by Regulation (EC) No 2417/95 ⁽⁵⁾, the minimum selling prices for meat put up for sale by tender should be fixed, taking into account tenders submitted.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

The minimum selling prices for beef for the fourth invitation to tender held in accordance with Regulation (EC) No 1654/2002 for which the time limit for the submission of tenders was 12 November 2002 are as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 19 November 2002.

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

Done at Brussels, 18 November 2002.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 21.

⁽²⁾ OJ L 315, 1.12.2001, p. 29.

⁽³⁾ OJ L 250, 18.9.2002, p. 3.

⁽⁴⁾ OJ L 251, 5.10.1979, p. 12.

⁽⁵⁾ OJ L 248, 14.10.1995, p. 39.

ANEXO — BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE — ANEXO —
LIITE — BILAGA

Estado miembro	Productos	Precio mínimo Expresado en euros por tonelada
Medlemsstat	Produkter	Mindestpreiser i EUR/t
Mitgliedstaat	Erzeugnisse	Mindestpreise Ausgedrückt in EUR/Tonne
Κράτος μέλος	Προϊόντα	Ελάχιστες πωλήσεις εκφραζόμενες σε ευρώ ανά τόνο
Member State	Products	Minimum prices Expressed in EUR per tonne
État membre	Produits	Prix minimaux exprimés en euros par tonne
Stato membro	Prodotti	Prezzi minimi Espressi in euro per tonnellata
Lidstaat	Producten	Minimumprijzen Uitgedrukt in euro per ton
Estado-Membro	Produtos	Preço mínimo Expresso em euros por tonelada
Jäsenvaltio	Tuotteet	Vähimmäishinnat euroina tonnia kohden ilmaistuna
Medlemsstat	Produkter	Minimipriser i euro per ton

**Carne con hueso — Kød, ikke udbenet — Fleisch mit Knochen — Κρέατα με κόκαλα — Bone-in beef — Viande
avec os — Carni non disossate — Vlees met been — Carne com osso — Luullinen naudanliha — Kött med ben**

ITALIA	— Quarti posteriori	1 350
DEUTSCHLAND	— Hinterviertel	1 350
ESPAÑA	— Cuartos traseros	1 350
ÖSTERREICH	— Hinterviertel	1 400
FRANCE	— Quartiers arrières	1 350
DANMARK	— Bagfjerdinger	—

**COMMISSION REGULATION (EC) No 2044/2002
of 18 November 2002**

**fixing the minimum selling prices for beef put up for sale under the invitation to tender referred
to in Regulation (EC) No 1967/2002**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal ⁽¹⁾, as last amended by Commission Regulation (EC) No 2345/2001 ⁽²⁾, and in particular Article 28(2) thereof,

Whereas:

- (1) Tenders have been invited for certain quantities of beef fixed by Commission Regulation (EC) No 1967/2002 ⁽³⁾.
- (2) Pursuant to Article 9 of Commission Regulation (EEC) No 2173/79 ⁽⁴⁾, as last amended by Regulation (EC) No 2417/95 ⁽⁵⁾, the minimum selling prices for meat put up for sale by tender should be fixed, taking into account tenders submitted.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

The minimum selling prices for beef for the invitation to tender held in accordance with Regulation (EC) No 1967/2002 for which the time limit for the submission of tenders was 12 November 2002 are as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 19 November 2002.

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

Done at Brussels, 18 November 2002.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 21.

⁽²⁾ OJ L 315, 1.12.2001, p. 29.

⁽³⁾ OJ L 300, 5.11.2002, p. 9.

⁽⁴⁾ OJ L 251, 5.10.1979, p. 12.

⁽⁵⁾ OJ L 248, 14.10.1995, p. 39.

ANEXO — BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO — BIJLAGE — ANEXO —
LIITE — BILAGA

Estado miembro	Productos	Precio mínimo Expresado en euros por tonelada
Medlemsstat	Produkter	Mindstepriser i EUR/ton
Mitgliedstaat	Erzeugnisse	Mindestpreise Ausgedrückt in EUR/Tonne
Κράτος μέλος	Προϊόντα	Ελάχιστες πωλήσεις εκφραζόμενες σε ευρώ ανά τόνο
Member State	Products	Minimum prices Expressed in EUR per tonne
État membre	Produits	Prix minimaux Exprimés en euros par tonne
Stato membro	Prodotti	Prezzi minimi Espressi in euro per tonnellata
Lidstaat	Producten	Minimumprijzen Uitgedrukt in euro per ton
Estado-Membro	Produtos	Preço mínimo Expresso em euros por tonelada
Jäsenvaltio	Tuotteet	Vähimmäishinnat euroina tonnia kohden ilmaistuna
Medlemsstat	Produkter	Minimipriser i euro per ton

a) **Carne con hueso — Kød, ikke udbenet — Fleisch mit Knochen — Κρέατα με κόκαλα — Bone-in beef — Viande avec os — Carni non disossate — Vlees met been — Carne com osso — Luullinen naudanliha — Kött med ben**

DEUTSCHLAND	— Vorderviertel	651
DANMARK	— Forfjerding	—
ITALIA	— Quarti anteriori	—
FRANCE	— Quartiers avant	—
ÖSTERREICH	— Vorderviertel	—
NEDERLAND	— Voorvoeten	—
ESPAÑA	— Cuartos delanteros	—

b) **Carne deshuesada — Udbenet kød — Fleisch ohne Knochen — Κρέατα χωρίς κόκαλα — Boneless beef — Viande désossée — Carni senza osso — Vlees zonder been — Carne desossada — Luuton naudanliha — Benfritt kött**

DEUTSCHLAND	— Hinterhese (INT 11)	—
	— Lappen (INT 18)	—
	— Vorderhese (INT 21)	—
	— Schulter (INT 22)	987
	— Brust (INT 23)	—
	— Vorderviertel (INT 24)	—
ESPAÑA	— Jarrete de intervención (INT 11)	—
	— Falda del costillar de intervención (INT 18)	—
	— Morcillo de intervención (INT 21)	—
	— Paleta de intervención (INT 22)	—
	— Pecho de intervención (INT 23)	—
	— Cuarto delantero de intervención (INT 24)	—
FRANCE	— Jarret arrière d'intervention (INT 11)	696
	— Flanchet d'intervention (INT 18)	600
	— Jarret avant d'intervention (INT 21)	696
	— Épaule d'intervention (INT 22)	961
	— Poitrine d'intervention (INT 23)	801
	— Avant d'intervention (INT 24)	975

ITALIA	— Spalla d'intervento (INT 22)	—
	— Petto di manzo d'intervento (INT 23)	—
	— Quarto anteriori d'intervento (INT 24)	—
NEDERLAND	— Interventievoorschenkel (INT 21)	—
	— Interventieschouder (INT 22)	—
	— Interventieborst (INT 24)	—
	— Interventievoorvoet (INT 24)	—

DIRECTIVE 2002/33/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
of 21 October 2002
amending Council Directives 90/425/EEC and 92/118/EEC as regards health requirements for
animal by-products

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 152(4)(b) thereof,

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

Having regard to the opinion of the Economic and Social Committee ⁽²⁾,

Having consulted the Committee of the Regions,

Acting in accordance with the procedure laid down in Article 251 of the Treaty ⁽³⁾,

Whereas:

- (1) Numerous Community acts lay down animal and public health conditions for the processing and disposal of animal waste and for the production, placing on the market, trade and importation of products of animal origin not intended for human consumption.
- (2) Regulation (EC) No 1774/2002 of the European Parliament and of the Council of 3 October 2002 laying down the health rules concerning animal by-products not intended for human consumption ⁽⁴⁾ has replaced the rules contained in those acts.
- (3) To take account of those new rules, 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 ⁽⁵⁾ and Council Directive 92/118/EEC of 17 December 1992 laying down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A(I) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC ⁽⁶⁾, should therefore be amended,

HAVE ADOPTED THIS DIRECTIVE:

Article 1

In Directive 90/425/EEC, the seventh indent of section 1 of Chapter I of Annex A shall be replaced by the following:

⁽¹⁾ OJ C 62 E, 27.2.2001, p. 166.

⁽²⁾ OJ C 193, 10.7.2001, p. 31.

⁽³⁾ Opinion of the European Parliament of 12 June 2001 (OJ C 53, 28.2.2002, p. 22), Council Common Position of 20 November 2001 (OJ C 45 E, 19.2.2002, p. 66) and decision of the European Parliament of 13 March 2002 (not yet published in the Official Journal).

⁽⁴⁾ OJ L 273, 10.10.2002, p. 1.

⁽⁵⁾ OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 92/118/EEC (OJ L 62, 15.3.1993, p. 49).

⁽⁶⁾ OJ L 62, 15.3.1993, p. 49. Directive as last amended by Commission Decision 2001/7/EC (OJ L 2, 5.1.2001, p. 27).

‘— Regulation (EC) No 1774/2002 of the European Parliament and of the Council of 3 October laying down the health rules concerning animal by-products not intended for human consumption (OJ L 273, 10.10.2002, p. 1).’

Article 2

Directive 92/118/EEC is hereby amended as follows:

1. in Article 2, points (e) and (g) shall be deleted;

2. Article 3 shall be amended as follows:

(a) in the first indent, the following words shall be deleted:
‘together with gelatins not intended for human consumption’; and

(b) the second indent shall be replaced by the following:

‘— any new product of animal origin intended for human consumption whose placing on the market in a Member State is authorised after the date provided for in Article 20 may not be the subject of trade or importation until a decision has been taken in accordance with the first paragraph of Article 15 after evaluation, if appropriate in the light of the opinion of the Scientific Veterinary Committee set up by Decision 81/651/EEC, of the real risk of the spread of serious transmissible diseases which could result from movement of the product, not only for the species from which the product originates but also for other species which could carry the disease, become a focus of disease or a risk to human health.’;

3. in Article 10(2), subparagraph (b) shall be replaced by the following:

‘(b) unless otherwise specified in Annex II, products must come from establishments on a Community list to be drawn up in accordance with the procedure laid down in Article 18.’;

4. Annex I shall be amended as follows:

(a) Chapters 1, 3 and 4 shall be deleted;

- (b) Chapter 5 shall be amended as follows:
- (i) in the title, the following words shall be added:
'intended for human consumption';
 - (ii) in part A, the following shall be deleted:
'A. where they are intended for human or animal consumption:';
 - (iii) part B shall be deleted;
- (c) Chapter 6 shall be amended as follows:
- (i) in the title, the following words shall be added:
'intended for human consumption';
 - (ii) part I shall be amended as follows:
 - paragraph A shall be replaced by the following:
'A. As regards trade, to the production of the document or certificate provided for in Directive 77/99/EEC, stating that the requirements of that Directive have been complied with,';
 - in paragraph B(1), point (a) shall be replaced by the following:
'(a) the products fulfil the requirements of Directive 80/215/EEC;';
- (d) in Chapter 7, part II shall be deleted; and
- (e) Chapters 8, 10 and 12 to 15 shall be deleted.

Article 3

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive on 30 April 2003. They shall forthwith inform the Commission thereof.

When Member States adopt those measures, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. The methods of making such a reference shall be laid down by the Member States.

Article 4

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

Article 5

This Directive is addressed to the Member States.

Done at Luxembourg, 21 October 2002.

For the European Parliament

The President

P. COX

For the Council

The President

P. S. MØLLER

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 13 November 2002

on Italian rules waiving permitting requirements for undertakings and establishments recovering hazardous waste under Article 3 of Directive 91/689/EEC on hazardous waste

(notified under document number C(2002) 4392)

(Only the Italian text is authentic)

(Text with EEA relevance)

(2002/909/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 75/442/EEC of 15 July 1995 on waste ⁽¹⁾, as amended by Directive 91/156/EEC ⁽²⁾,

Having regard to Council Directive 91/689/EEC of 12 December 1991 on hazardous waste ⁽³⁾, and in particular Article 3 thereof,

Whereas:

- (1) Article 3(2) and (3) of Directive 91/689/EEC provide the conditions that must be fulfilled if in accordance with Article 11(1)(b) of Directive 75/442/EEC a Member State wishes to waive the permitting requirement in Article 10 of Directive 75/442/EEC for establishments or undertakings which recover hazardous waste.
- (2) Member States wishing to waive permitting requirements under Article 3(2) of Directive 91/689/EEC must also comply with the procedural requirements set out in Article 3(4) of that Directive.
- (3) On 1 December 1999 and 17 November 2000 Italy sent to the Commission a draft Decree based on Article 33 of Decree No 22 of 5 February 1997 setting out conditions for applying a derogation to the permitting requirement in respect of the recovery of hazardous waste.

- (4) The Commission has consulted Member States on the rules set out in the draft Decree, and during the consultation phase no Member State has objected to the draft rules being accepted.

- (5) In the light of this consultation, and in view of its own analysis that the draft rules comply with the requirements of Article 3 of Directive 91/689/EEC, the Commission proposed that the draft rules be finally agreed upon in accordance with the procedure laid down in Article 18 of Directive 75/442/EEC.

- (6) The Committee established by Article 18 of Directive 75/442/EEC gave its opinion on 6 September 2002 in favour of agreeing upon the rules.

- (7) The rules are thus in accordance with the opinion expressed by the Committee established in Article 18 of Directive 75/442/EEC.

- (8) The rules set out in the Italian draft Decree should accordingly be agreed upon.

- (9) This agreement relates exclusively to the requirements pertaining to Article 3(2) to (4) of Directive 91/689/EEC in conjunction with Article 11(1)(b) of Directive 75/442/EEC and is without prejudice to the application of other provisions contained in those Directives or other Community legislation to the Italian draft Decree,

⁽¹⁾ OJ L 194, 25.7.1975, p. 39.

⁽²⁾ OJ L 78, 26.3.1991, p. 32.

⁽³⁾ OJ L 377, 31.12.1991, p. 20.

I. PROCEDURE

I.A. Directives 75/442/EEC and 91/689/EEC

Article 9(1) of Directive 75/442/EEC requires that any establishment or undertaking carrying out disposal operations (listed in Annex IIA), obtains a permit from the competent authorities. Such a permit shall cover the types and quantities of waste, the technical requirements, the security precautions to be taken, the disposal site and the treatment method.

Article 10 of Directive 75/442/EEC requires also that establishments or undertakings carrying out recovery operations (listed in Annex IIB), obtain a permit from the competent authorities.

Article 11(1) of Directive 75/442/EEC allows Member States to exempt establishments or undertakings from the permit requirement imposed in Article 9 or in Article 10, for disposal operations carried out at the place of production as well as for recovery operations, only under the following conditions:

- competent authorities have adopted general rules for each type of activity laying down the types and quantities of waste and the conditions under which the activity in question may be exempted from the permit requirements (Article 11(1), first indent), and
- the types or quantities of waste and methods of disposal or recovery are such that the conditions imposed in Article 4 of the Directive are complied with (Article 11(1), second indent).

The establishments or undertakings exempted according to Article 11(1) shall be registered with the competent authorities (Article 11(2)).

Article 3(1) of Directive 91/689/EEC establishes that the derogation from the permit requirement for establishments or undertakings which carry out their own waste disposal, referred to in Article 11(1a) of Directive 75/442/EEC, shall not apply to hazardous waste covered by this Directive.

Article 3(2) establishes that a Member State may waive Article 10 of Directive 75/442/EEC for establishments or undertakings, which recover waste:

- if the Member State adopts general rules listing the type and quantity of waste and laying down specific conditions (limit values for the content of hazardous substances in the waste, emission limit values, type of activity) and other necessary requirements for carrying out different forms of recovery, and
- if the types or quantities of waste and methods of recovery are such that the conditions laid down in Article 4 of Directive 75/442/EEC are complied with.

The establishments or undertakings referred to in paragraph 2 shall be registered with the competent authorities (Article 3(3)).

If a Member State intends to make use of the provisions of Article 3(2), the rules referred to in that paragraph shall be sent to the Commission not later than three months prior to their coming into force. The Commission shall consult the Member States. In light of these consultations the Commission shall propose that the rules be finally agreed upon in accordance with the procedure laid down in Article 18 of Directive 75/442/EEC.

I.B. The measures notified

On 28 August 1997 Italian authorities notified, pursuant to Directive 83/189/EEC laying down a notification procedure in the field of standards and technical regulations⁽¹⁾, a draft Decree setting out the conditions for applying Article 11 of Directive 75/442/EEC and Article 3(2) of Directive 91/689/EEC. On 17 October 1997, during a meeting of the Committee established by Article 18 of Directive 75/442/EEC (the Article 18 Committee), the Italian authorities confirmed that the notification was to be intended also as a notification under Article 3(4) of Directive 91/689/EEC. On the same date, the Commission transmitted a copy of the Italian draft measures to the other Member States and invited written comments by 15 November 1997, announcing that a Community Decision had to be taken according to Article 3(4) of Directive 91/689/EEC. Having assessed that the draft measures did not comply with the requirements of Article 3(4) of the Directive, the Commission prepared a draft decision rejecting the measures. This draft Decision was to be the subject of a vote of the Article 18 Committee on 8 May 1998, however Italy withdrew its draft measures on the same day. No vote took place.

On 1 December 1999, Italy notified redrafted measures to the Commission under the auspices of Directive 98/34/EC laying down a procedure for the provision of information in the field of technical standards and regulations⁽²⁾ and Article 3(2) of Directive 91/689/EEC. In the light of discussion in the Article 18 Committee on 29 March 2000 regarding the redrafted measures, Italy expressed its intention to amend them further.

On 17 November 2000, Italy notified an amended version of the redrafted measures. According to the Commission, the standstill period for this notification elapsed on 17 February 2001 for the purposes of Article 3(4) of Directive 91/689/EEC. Subsequent to the request of Member States in the Article 18 Committee of 28 March 2001 to the Commission to provide a general paper on the conditions applicable to Article 3(2) of Directive 91/689/EEC, discussion on the specific amended redrafted measures of Italy was postponed until after dissemination of the paper. A general paper was prepared and circulated by the Commission at the meeting of the Article 18 Committee on 6 July 2001⁽³⁾.

⁽¹⁾ OJ L 109, 26.4.1983, p. 8.

⁽²⁾ OJ L 204, 22.6.1998, p. 37.

⁽³⁾ Item 3 of Agenda: 'Information Document (DG ENV Unit A2): Conditions for the Derogation in Article 3(2) of Directive 91/689/EEC'.

II. CONTENTS OF THE MEASURES NOTIFIED

II.A. The Italian legislation on which the notified draft is based

The notified draft implements Article 33 of Decree No 22 of 5 February 1997. This Article establishes that recovery activities may be started not earlier than ninety days from the start of activity communication to the competent Province and on the condition that technical rules had been adopted on the maximum quantities of waste which can be used, on the origin, type and characteristics of the waste, on other specific conditions, in particular in order to ensure that the wastes are recovered, in relation to their types and quantities, without danger for human health and without using processes and methods which could harm the environment. For hazardous waste the rules must also contain specific conditions relating to the limit values for the content of hazardous substances in the waste, emission limit values for each type of waste, activity and plant used (taking also into account other emissions produced on site) and other necessary requirements for carrying out different forms of recovery.

Following the start of activity communication, the competent Province shall register the establishment in a specific register and within 90 days is required to verify the existence of the prescribed requirements. To this end, the start of activity communication shall include a report, which shall prove the following:

- the respect of the general technical rules and of the above mentioned specific conditions,
- that the establishment fulfils prescribed subjective requirements (financial standing, civil and penal status) for the management of the wastes,
- the recovery activities which are intended to be carried out,
- the establishment, recovery capacity and production or treatment cycle in which wastes are to be recovered,
- the prescribed specifications of the products deriving from recovery activities.

Whenever the Province establishes that the technical rules or other requirements are not complied with, it shall prohibit (by reasoned act) the start or the continuation of the activity, unless the establishment complies with the relevant provisions within a deadline set by the administration.

The communication shall be renewed every five years and in any case where any substantial modification of the recovery operations takes place.

II.B. Summary description of the measures notified (limited to the elements which are of interest in the context of this Decision)

The notified amended redraft of the Italian Decree consists of a main legislative text (nine articles) and three Annexes. It provides for specific regulation on the activities relating to the recovery of certain types of hazardous (Article 1(1)). It refers to some 39 different types of recovery activities, in particular spanning the sectors of non-ferrous metals, precious metals, smelting slag, sludge, inorganic and organic liquid wastes.

The amended redraft stipulates a number of specific rules in respect of recovery activities falling within its scope. It establishes the types of hazardous waste involved as well as technical standards and emission and limit values applicable to specific activities concerning their recovery (Article 1(4), Annex 1). Annex 1 is divided into two sub-annexes: sub-annex 1 contains general technical regulations for the recovery of certain materials from hazardous waste as well as limit values for hazardous substances; sub-annex 2 prescribes the limit values and prescriptions for emissions released into the atmosphere from hazardous waste recovery activities. The amended redraft also contains rules prescribing the maximum useable amounts in respect of the waste types that may be used by plants per year (Article 5 and Annex 2). In addition, it prescribes specific rules on methods and standards relating to storage of the hazardous wastes concerned (Articles 4 and Annex 3), as well establishing rules on notification of the commencement of activities, waste sampling and personnel requirements (Articles 6, 7 and 8). At all times, the recovery operations involved remain subject to a requirement that neither the environment or human health be endangered (Article 1(2)). Furthermore, goods and products obtained from the recovery activities which do not meet the requirements of the Annexes or are not destined for use in consumption or production cycles fall outside the scope of the simplified procedure and thus remain subject to general legislative rules on hazardous waste.

III. ASSESSMENT

III.A. Assessment by the Commission

The assessment of draft general rules notified by a Member State in accordance with Article 3(4) of the Directive is to be done primarily as regards the compliance with all the requirements provided for by Article 3(2) of Directive 91/689/EEC. As a general observation, it is the opinion of the Commission that, since the possibility of applying Article 3(2) of Directive 91/689/EEC is an exception to a general rule, this derogation should be applied in a restricted manner. The Italian measures should be considered in light of this general observation in order to determine if the derogation is too wide.

Legal analysis of the notified redrafted Decree leads the Commission to conclude that it does not perceive of a reason to object to the redrafted measures being agreed upon under the auspices of Article 3(4) of Directive 91/689/EEC.

The Commission considers that the redrafted measures comply with the requirements contained in Article 3(2) of Directive 91/689/EEC. The notified amended redraft constitute general rules which list the types and maximum quantities of hazardous waste which fall within the scope of the draft Decree. In addition, it prescribes specific conditions relating to the recovery operations involved (including establishing limit values on the contents of hazardous substances, emission limit values and type of activity). The typology of the waste involved is appropriately identified according to European Waste Catalogue⁽¹⁾ reference, the EWC enshrining a common list of non-hazardous and hazardous waste for the Community, to be periodically updated, as foreseen in Articles 1(a) of Directive 75/442/EEC and Article 1(4) of Directive 91/689/EEC. In addition, it enshrines other necessary requirements relating to the carrying out of the different forms of recovery including rules on storage, notification of commencement of activities, sampling and personnel. Finally, it stipulates that the types or quantities of waste and methods of recovery are such that the conditions laid down in Article 4 of Directive 75/442/EEC are complied with.

The Commission also considers that the registration requirement contained in Article 3(3) of Directive 91/689/EEC is satisfied. Article 33 of the enabling Decree No 22 of 5 February 1997 requires that activities for the recovery of waste falling within its scope be registered with the relevant Province. In addition, the notified amended redraft specifies that the design and construction of the installations or establishments where the recovery operations are to be carried must be approved and authorised (Article 1(3)), and that detailed notification of commencement of activities has to be carried out (Article 6).

III.B. Consultation of the Member States: summary of the written and oral comments received

Member States have been consulted for their views, written and oral on the draft rules. Specifically, on 30 April 2002 Member States were invited to provide the Commission with written comments. The Member States were also invited to make oral representations at the Meeting of the Article 18 Committee held on 22 May 2002.

On 16 and 28 May 2002 respectively, Sweden and the United Kingdom sent in written comments to the Commission.

⁽¹⁾ Commission Decision 2000/532/EC of 3 May 2000 replacing Decision 94/3/EC establishing a list of wastes pursuant to Article 1(a) of Council Directive 75/442/EEC on waste and Council Decision 94/404/EC establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive 91/689/EEC on hazardous waste (OJ L 226, 6.9.2000, p. 3) as amended by Commission Decision 2001/118/EC of 16 January 2001 (OJ L 47, 16.2.2001, p. 1), Commission Decision 2001/119/EC of 22 January 2001 (OJ L 47, 16.2.2001, p. 32) and Council Decision 2001/573/EC of 23 July 2001 (OJ L 203, 28.7.2001, p. 18).

Sweden did not have any substantive comments to make on the draft rules, and instead enquired about certain procedural aspects pertaining to Article 3(2) of Directive 91/689/EEC: namely the implications of any exemption for other Member States and its relationship with Council Directive 96/61/EC of 24 September 1996 concerning integrated pollution prevention and control⁽²⁾.

The United Kingdom in its written comments welcomed the proposal from Italy. From a general perspective, it considered that exemptions may encourage the recycling and re-use of some hazardous waste streams, for example through take-back schemes operated by the retail sector. It was also of the view that a requirement to obtain a full permit could discourage participation and result in more waste being disposed of through traditional waste management facilities, such as landfill or incineration. In addition, it saw the need for a widely understood mechanism for providing exemptions being all the greater following the introduction of a new hazardous waste list, which contains many everyday items such as fluorescent lamps and personal computer monitors. On the substance, whilst the United Kingdom did not wish to stand in the way of agreement to the draft rules, which it viewed as being consistent with the Commission's recent guidance, it did have certain concerns about the complexity of some of the proposed exemptions. In particular, it was concerned that the costs of demonstrating compliance could be high. For instance, it was not clear to the United Kingdom as to what steps would be required to demonstrate that waste complied with the limits for hazardous substances. Whilst this would be relatively simple in the case of homogeneous, consistent waste streams, more variable wastes would, in its view, present difficulties. The United Kingdom considered that there is a possibility that use of such exemptions could be at least as costly as obtaining a full permit and therefore of little practical benefit to recycling organisations. The United Kingdom was also concerned about the relationship between the Community's waste framework legislation and other Community environmental legislation in this matter, such as Directive 2000/76/EC of the European Parliament and of the Council of 4 December 2000 on the incineration of waste⁽³⁾.

At the Article 18 Committee meeting held on 22 May 2002, no Member State voiced any objection to the draft rules being agreed upon.

In the light of this consultation, and in view of its own analysis that the draft rules comply with the requirements of Article 3 of Directive 91/689/EEC, the Commission proposed that the draft rules be finally agreed upon in accordance with the procedure laid down in Article 18 of Directive 75/442/EEC. The Committee established by Article 18 of Directive 75/442/EEC gave its opinion on 6 September 2002 in favour of agreeing upon the rules.

⁽²⁾ OJ L 257, 10.10.1996, p. 26.

⁽³⁾ OJ L 332, 28.12.2000, p. 91.

IV. CONCLUSION

The Commission, in the light of the contents of the Italian draft and of the outcome of the consultation with the Member States described in the above considerations, concludes that the redrafted measures notified by Italy pursuant to Article 3(4) of Directive 91/689/EEC as at 17 November 2000 should be accepted and agreed upon as it has been verified that the requirements set out in Article 3(2) and (3) of that Directive are fulfilled, namely that:

- the draft rules are general rules listing the type and quantity of waste and laying down specific conditions (limit values for the content of hazardous substances in the waste, emission limit values, type of activity) and other necessary requirements for carrying out different forms of recovery,
- the types or quantities of waste and methods of recovery are such that the conditions laid down in Article 4 of Directive 75/442/EEC are complied with, and
- the establishments and undertakings concerned are to be registered with the competent authority,

HAS ADOPTED THIS DECISION:

Article 1

The rules set out in the Italian draft Decree sent to the Commission on 1 December 1999 and as amended on 17 November 2000, based on Article 33 of Italian Decree No 22 of 5 February 1997, pursuant to Article 3(4) of Directive 91/689/EEC on hazardous waste, are hereby agreed upon.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 13 November 2002.

For the Commission
Margot WALLSTRÖM
Member of the Commission

COMMISSION DECISION

of 18 November 2002

amending Decision 1999/815/EC concerning measures prohibiting the placing on the market of toys and childcare articles intended to be placed in the mouth by children under three years of age made of soft PVC containing certain phthalates*(notified under document number C(2002) 4435)***(Text with EEA relevance)**

(2002/910/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 92/59/EEC of 29 June 1992 on general product safety⁽¹⁾, and in particular Article 11(2) thereof,

Whereas:

- (1) The Commission adopted, on 7 December 1999, Decision 1999/815/EC⁽²⁾, as last amended by Decision 2002/152/EC⁽³⁾, based on Article 9 of Directive 92/59/EEC, requiring the Member States to prohibit the placing on the market of toys and childcare articles intended to be placed in the mouth by children under three years of age, made of soft PVC containing one or more of the substances di-iso-nonyl phthalate (DINP), di(2-ethylhexyl) phthalate (DEHP), dibutyl phthalate (DBP), di-iso-decyl phthalate (DIDP), di-n-octyl phthalate (DNOP), and butylbenzyl phthalate (BBP).
- (2) The validity of Decision 1999/815/EC was limited to three months, in accordance with the provision of Article 11(2) of Directive 92/59/EEC. Therefore, the validity of the Decision was to expire on 8 March 2000.
- (3) When adopting Decision 1999/815/EC it was foreseen to prolong its validity if necessary. The validity of the measures adopted under Decision 1999/815/EC was prolonged under several Decisions for an additional period of three months each time, and is now to expire on 20 November 2002.
- (4) Some relevant developments have taken place recently concerning the validation of phthalates migration test methods and the comprehensive risk assessment of these phthalates under the Existing Substances Regulation (793/93/EEC). However, further work in this area is still necessary to try to solve some crucial outstanding difficulties.

- (5) Pending resolution of the outstanding issues, and in order to guarantee the objectives of Decision 1999/815/EC and its prolongations, it is necessary to maintain the prohibition of the placing on the market of the products considered.
- (6) Certain Member States have implemented Decision 1999/815/EC by measures applicable until 20 November 2002. Therefore, it is necessary to ensure that the validity of these measures is prolonged.
- (7) It is therefore necessary to prolong the validity of Decision 1999/815/EC in order to ensure that all the Member States maintain the prohibition provided for by that Decision.
- (8) The measures provided for in this Decision are in accordance with the opinion of the Emergencies Committee,

HAS ADOPTED THIS DECISION:

Article 1

In Article 5 of Decision 1999/815/EC the words '20 November 2002' are replaced by the words '20 February 2003'.

Article 2

Member States shall take the measures necessary to comply with this Decision within less than 10 days of its notification. They shall forthwith inform the Commission thereof.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 18 November 2002.

For the Commission

David BYRNE

Member of the Commission⁽¹⁾ OJ L 228, 11.8.1992, p. 24.⁽²⁾ OJ L 315, 9.12.1999, p. 46.⁽³⁾ OJ L 50, 21.2.2002, p. 96.

CORRIGENDA

Corrigendum to Decision No 184 of 10 December 2001 on the model forms necessary for the application of Council Regulations (EEC) No 1408/71 and (EEC) No 574/72 (E 201 to E 207, E 210, E 213 and E 215)

(Official Journal of the European Communities L 304 of 6 November 2002)

Model forms E 211 and E 212 were incorrectly included in the above publication and should, therefore, be deleted.
