

English edition

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 870/2003
of 20 May 2003
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 21 May 2003.

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

Done at Brussels, 20 May 2003.

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 20 May 2003 establishing the standard import values for determining the entry price of certain fruit and vegetables

| <i>(EUR/100 kg)</i> | | |
|------------------------------------|-----------------------------------|-----------------------|
| CN code | Third country code ⁽¹⁾ | Standard import value |
| 0702 00 00 | 052 | 110,0 |
| | 096 | 100,5 |
| | 999 | 105,3 |
| 0707 00 05 | 052 | 111,3 |
| | 999 | 111,3 |
| 0709 90 70 | 052 | 88,4 |
| | 999 | 88,4 |
| 0805 10 10, 0805 10 30, 0805 10 50 | 052 | 83,4 |
| | 204 | 40,5 |
| | 220 | 40,9 |
| | 388 | 62,8 |
| | 400 | 40,2 |
| | 600 | 55,2 |
| | 624 | 56,8 |
| | 999 | 54,3 |
| 0805 50 10 | 382 | 66,5 |
| | 388 | 67,4 |
| | 400 | 53,4 |
| | 528 | 57,3 |
| | 999 | 61,2 |
| 0808 10 20, 0808 10 50, 0808 10 90 | 204 | 46,5 |
| | 388 | 86,1 |
| | 400 | 113,6 |
| | 404 | 78,2 |
| | 508 | 79,9 |
| | 512 | 78,2 |
| | 524 | 67,5 |
| | 528 | 68,6 |
| | 720 | 106,2 |
| | 804 | 91,9 |
| 999 | 81,7 | |

⁽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 871/2003
of 20 May 2003
permanently authorising a new additive manganomanganic oxide in feedingstuffs
(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs ⁽¹⁾, as last amended by Regulation (EC) No 1756/2002 ⁽²⁾, and in particular Articles 3 and 9(d) thereof,

Whereas:

- (1) Directive 70/524/EEC provides that new additives may be authorised following the review of an application made in accordance with Article 4 of the Directive.
- (2) An application for authorisation was submitted for the additive 'manganomanganic oxide' as a source of manganese, which belongs to the group of trace elements referred to in part II of Annex C of Directive 70/524/EEC.
- (3) The Scientific Committee on Animal Nutrition (SCAN) has delivered an opinion on the use of this additive in feedingstuffs on 6 February 2002, which concludes that manganomanganic oxide does not present a risk to animal health, human health or the environment.

(4) The assessment of the request for authorisation submitted in respect of manganomanganic oxide shows that this additive, referred to in Article 2(aaaa), meets the requirements laid down in Article 3a of Directive 70/524/EEC, under the conditions set out in the Annex to this Regulation. This additive should therefore be authorised for an unlimited period.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS REGULATION:

Article 1

Manganomanganic oxide belonging to the group 'trace elements', listed in the Annex to this Regulation, is authorised for use as an additive in feedingstuffs under the conditions laid down in the Annex.

Article 2

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

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

Done at Brussels, 20 May 2003.

For the Commission
David BYRNE
Member of the Commission

⁽¹⁾ OJ L 270, 14.12.1970, p. 1.

⁽²⁾ OJ L 265, 3.10.2002, p. 1.

ANNEX

Trace elements

| EC No | Element | Additive | Chemical formula | Maximum content of the element in mg/kg of the complete feedingstuff | Other provisions | Period of authorisation |
|-------|--------------|-----------------------|------------------------------------|--|------------------|-------------------------|
| E5 | Manganese-Mn | Manganomanganic oxide | MnO Mn ₂ O ₃ | 150 (total) | | |

COMMISSION REGULATION (EC) No 872/2003

of 20 May 2003

on special measures derogating from Regulations (EC) No 1371/95, (EC) No 1372/95, (EC) No 800/1999 and (EC) No 1291/2000 in the egg and poultrymeat sectors

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs ⁽¹⁾, as last amended by Commission Regulation (EC) No 493/2002 ⁽²⁾, and in particular Article 3(2), Article 8(12) and Article 15 thereof,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organisation of the market in poultrymeat ⁽³⁾, as last amended by Regulation (EC) No 493/2002, and in particular Article 3(2), Article 8(12) and Article 15 thereof,

Whereas:

- (1) As a result of the cases of avian influenza have occurred in the Netherlands, protective measures have been adopted under 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 ⁽⁴⁾, as last amended by Directive 2002/33/EC of the European Parliament and of the Council ⁽⁵⁾, and under Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽⁶⁾. The Commission has adopted Decision 2003/153/EC of 3 March 2003 concerning protection measures in relation to strong suspicion of avian influenza in the Netherlands ⁽⁷⁾, as amended by Decision 2003/156/EC ⁽⁸⁾.
- (2) Council Regulation (EEC) No 565/80 ⁽⁹⁾, as last amended by Commission Regulation No 444/2003 ⁽¹⁰⁾, lays down general rules on the advance payment of export refunds in respect of agricultural products.
- (3) Commission Regulation (EC) No 800/1999 ⁽¹¹⁾, as last amended by Regulation (EC) No 444/2003, lays down detailed rules for applying the system of export refunds on agricultural products.
- (4) Commission Regulation (EC) No 1291/2000 ⁽¹²⁾, as last amended by Regulation (EC) No 325/2003 ⁽¹³⁾, lays down common detailed rules for applying the system of import and export licences and advance fixing certificates for agricultural products.
- (5) Commission Regulation (EC) No 1371/95 ⁽¹⁴⁾, as last amended by Regulation (EC) No 2260/2001 ⁽¹⁵⁾, and Commission Regulation (EC) No 1372/95 ⁽¹⁶⁾, as last amended by Regulation (EC) No 1383/2001 ⁽¹⁷⁾, lay down rules for implementing the system of export licences in the eggs and poultrymeat sectors, respectively.
- (6) The occurrence of cases of avian influenza has led the authorities of certain third countries to take health measures with regard to exports of eggs and poultry products from the Netherlands and other Member States. Those measures have seriously affected the financial interests of exporters. The situation thus created has seriously affected export opportunities under the conditions laid down in Regulations (EC) No 1371/95, (EC) No 1372/95, (EC) No 800/1999 and (EC) No 1291/2000.
- (7) Those adverse effects should be mitigated by the adoption of special measures, in particular the cancellation of export licences issued and the extension of certain time limits laid down in Regulations (EC) No 1371/95, (EC) No 1372/95, (EC) No 800/1999 and (EC) No 1291/2000 relating to certain export operations which could not be carried out because of the health measures taken. In particular, operators who have already completed customs export formalities or placed their products under customs supervision should be allowed the same benefits as stem from extension of the term of validity of licences by extending the time limit for transport provided for in Regulation (EC) No 800/1999.
- (8) The special measures provided for in this Regulation should apply only to those operators who can prove, on the basis of the documents referred to in Article 1(2) of Council Regulation (EEC) No 4045/89 ⁽¹⁸⁾, as last amended by Regulation (EC) No 2154/2002 ⁽¹⁹⁾, that they were unable to carry out the export operations within the prescribed time limits as a result of the health measures taken to combat avian influenza.

⁽¹⁾ OJ L 282, 1.11.1975, p. 49.

⁽²⁾ OJ L 77, 20.3.2002, p. 7.

⁽³⁾ OJ L 282, 1.11.1975, p. 77.

⁽⁴⁾ OJ L 224, 18.8.1990, p. 29.

⁽⁵⁾ OJ L 315, 19.11.2002, p. 14.

⁽⁶⁾ OJ L 18, 23.1.2003, p. 11.

⁽⁷⁾ OJ L 59, 4.3.2003, p. 32.

⁽⁸⁾ OJ L 64, 7.3.2003, p. 36.

⁽⁹⁾ OJ L 62, 7.3.1980, p. 5.

⁽¹⁰⁾ OJ L 67, 12.3.2003, p. 3.

⁽¹¹⁾ OJ L 102, 17.4.1999, p. 11.

⁽¹²⁾ OJ L 152, 24.6.2000, p. 1.

⁽¹³⁾ OJ L 47, 21.2.2003, p. 21.

⁽¹⁴⁾ OJ L 133, 17.6.1995, p. 16.

⁽¹⁵⁾ OJ L 305, 22.11.2001, p. 11.

⁽¹⁶⁾ OJ L 133, 17.6.1995, p. 26.

⁽¹⁷⁾ OJ L 186, 7.7.2001, p. 26.

⁽¹⁸⁾ OJ L 388, 30.12.1989, p. 18.

⁽¹⁹⁾ OJ L 328, 5.12.2002, p. 4.

- (9) In view of the speed at which the situation is evolving, this Regulation must enter into force immediately.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

1. This Regulation shall apply to the products listed in Article 1(1) of Regulations (EEC) No 2771/75 and (EEC) No 2777/75.
2. This Regulation shall apply only in cases where exporters prove to the satisfaction of the competent authorities of the Member States concerned that they were unable to export owing to measures taken in accordance with Community legislation or health measures taken by the authorities of the third countries of destination in response to the discovery of cases of avian influenza in the Community.

The competent authorities shall base their assessment on the commercial documents referred to in Article 1(2) of Regulation (EEC) No 4045/89.

Article 2

1. On application by the holder, where export licences issued under Regulation (EC) No 1372/95 were applied for no later than 28 February 2003 and did not expire before 28 February 2003, they shall be cancelled and the security released.
2. On application by the holder, where export licences issued under Regulation (EC) No 1371/95 were applied for no later than 28 February 2003, their period of validity shall be extended by:
- four months for licences expiring during March 2003,
 - three months for licences expiring during April 2003,
 - two months for licences expiring during May 2003,
 - one month for licences expiring during June 2003.

Article 3

1. On application by the exporter, the 60-day time limit within which products must leave the Community's customs territory referred to in Article 32(1)(b)(i) of Regulation (EC) No 1291/2000 and Article 7(1) and Article 34(1) of Regulation (EC) No 800/1999 shall be extended to 150 days for products:
- for which the customs export formalities had been completed by 28 February 2003 at the latest, or

- which had been placed under one of the customs control procedures referred to in Articles 4 and 5 of Regulation (EEC) No 565/80 by 28 February 2003 at the latest.

2. On application by the exporter, and provided that he repays any refund paid in advance, the various securities pertaining to the operations shall be released for products:

- for which the customs export formalities had been completed but which had not yet left the Community's customs territory by 28 February 2003 at the latest, or

- which had been placed under one of the customs control procedures referred to in Articles 4 and 5 of Regulation (EEC) No 565/80 by 28 February 2003 at the latest.

3. When products which, by 28 February 2003 at the latest, had left the Community's customs territory and for which the customs formalities had been completed by the same date, are brought back and released for free circulation in the Community, the exporter shall repay any refund paid in advance and the various securities pertaining to the operations shall be released on application by the exporter.

4. On application by the exporter, products which, by 28 February 2003 at the latest, had left the Community's customs territory and for which the customs formalities had been completed by the same date, may be brought back to be placed in a free zone, free warehouse or under the customs warehousing procedure for a maximum of 120 days before reaching their final destination. The payment of the refund for the actual final destination or the security lodged in respect of the licence shall not be affected.

Article 4

1. In respect of exports made under licences applied for by 28 February 2003 at the latest, the following provisions of Regulation (EC) No 800/1999 shall not apply:

- Article 18(3)(a),

- the 20 % reduction provided for in the second indent of Article 18(3)(b),

- the 10 % increase provided for in Article 25(1),

- the 15 % increase provided for in the second subparagraph of Article 35(1).

2. Where the right to a refund is lost, the penalty laid down in Article 51(1)(a) of Regulation (EC) No 800/1999 shall not apply.

Article 5

For each situation indicated in Articles 2 and 3, Member States shall notify to the Commission the quantities of products concerned for the previous week on Thursdays, specifying the date of issue of the licences.

Article 6

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

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

Done at Brussels, 20 May 2003.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 873/2003**of 20 May 2003****applying a reduction coefficient to refund certificates for goods not covered by Annex I to the Treaty, as provided for by Article 8(5) of Regulation (EC) No 1520/2000**

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 Regulation (EC) No 2580/2000 ⁽²⁾,Having regard to Commission Regulation (EC) No 1520/2000 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 ⁽³⁾, as last amended by Regulation (EC) No 740/2003 ⁽⁴⁾, and in particular Article 8(5),

Whereas:

- (1) The total amount of applications for refund certificates valid from 1 June 2003 exceeds the maximum referred to in Article 8(4) of Regulation (EC) No 1520/2000.

- (2) A reduction coefficient shall be calculated on the basis of Article 8(3) and (4) of Regulation (EC) No 1520/2000. Such coefficient should therefore be applied to amounts requested in the form of refund certificates valid from 1 June 2003 as established in Article 8(6) of Regulation (EC) No 1520/2000,

HAS ADOPTED THIS REGULATION:

Article 1

The amounts for applications of refund certificates valid from 1 June 2003 are subject to a reduction coefficient of 0,903.

Article 2

This Regulation shall enter into force on 21 May 2003.

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

Done at Brussels, 20 May 2003.

For the Commission

Erkki LIIKANEN

Member of the Commission

⁽¹⁾ OJ L 318, 20.12.1993, p. 18.

⁽²⁾ OJ L 298, 25.11.2000, p. 5.

⁽³⁾ OJ L 177, 15.7.2000, p. 1.

⁽⁴⁾ OJ L 106, 29.4.2003, p. 12.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 15 May 2003

establishing the Rules of Procedure of the European Community Energy Star Board

(2003/367/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2422/2001 of the European Parliament and of the Council of 6 November 2001 on a Community energy efficiency labelling programme for office equipment ⁽¹⁾, and in particular Article 8(4) thereof,

Whereas:

- (1) Pursuant to Article 8(1) of Regulation (EC) No 2422/2001, the European Community Energy Star Board ('ECESB') was established by Commission Decision 2003/168/EC ⁽²⁾.
- (2) Pursuant to Article 8(4) of that Regulation, it is appropriate to establish the Rules of Procedure of the ECESB, taking into account the views expressed by the representatives of the Member states within the ECESB,

HAS DECIDED AS FOLLOWS:

Sole Article

The Rules of Procedure of the European Community Energy Star Board, as set out in the Annex to this Decision, are hereby established.

Done at Brussels, 15 May 2003.

For the Commission
Loyola DE PALACIO
Vice-President

⁽¹⁾ OJ L 332, 15.12.2001, p. 1.

⁽²⁾ OJ L 67, 12.3.2003, p. 22.

ANNEX

RULES OF PROCEDURE OF THE EUROPEAN COMMUNITY ENERGY STAR BOARD*Article 1***Convening a meeting**

1. The ECESB meeting is convened by the Chairperson, either on his or her own initiative, or at the request of a simple majority of the ECESB members.
2. The Chairperson shall, with the assistance of the secretariat, be responsible for preparing and circulating the invitations, agendas and supporting papers, as well as for drafting and circulating the corresponding minutes and drawing up the attendance list.
3. In general, no more than three representatives of a member of the ECESB should participate in a given meeting.

*Article 2***Agenda**

1. The Chairperson shall draw up the agenda and submit it to the ECESB.
2. The agenda shall make a distinction between:
 - (a) issues about which the ECESB is consulted,
 - (b) other issues put to the ECESB for information, either on the Chairperson's initiative, or at the written request of a ECESB member.

*Article 3***Documentation to be sent to ECESB members**

1. The Chairperson shall send the invitation to the meeting, the agenda and the working documents to the ECESB members in accordance with Article 12(2), if possible no later than 14 calendar days before the date of the meeting.
2. In urgent cases, the Chairperson may, at the request of a ECESB member or on his or her own initiative, shorten the period laid down in paragraph 1 to five working days before the date of the meeting.

*Article 4***Views of the ECESB**

The ECESB should aim at reaching a high level of consensus in shaping its views.

1. The Chairperson may gather the views of the members of the ECESB as provided for in Regulation (EC) No 2422/2001. The views of the ECESB members will be given by the members present or represented.
2. If a member so requests, the gathering of the views on an issue can be postponed if the documents relating to a specific agenda point have not been sent to the members within the time frames laid down in Article 3(1) and (2).

*Article 5***Representation and quorum**

1. Each Member State delegation is considered to be one ECESB member and is composed as laid down in Article 2(2) of Commission Decision 2003/168/EC. With the Chairperson's permission, the delegations may be accompanied by experts, at the expense of the Member State concerned.

A Member State delegation may, if necessary, represent a maximum of one other Member State. The Permanent Representation of the Member State that is being represented must inform the Chairperson of this in writing.

2. Each Interested Party as laid down in part B of the Annex to Commission Decision 2003/168/EC (manufacturers, retailers, environmental protection groups, consumer organisations) is considered to be one ECESB member.

An Interested Party may represent a maximum of one other Interested Party. The Party being represented must inform the Chairperson of this in writing.

3. No quorum is required for the ECESB's deliberations.

*Article 6***Working groups**

1. The ECESB may create time-limited working groups, chaired by a representative of the Commission, to examine particular issues.
2. The groups must report back to the ECESB. To this end, they may appoint a rapporteur.

*Article 7***Admission of third parties**

The Chairperson may decide to invite experts or representatives of organisations non members of the ECESB, at the request of a member or on his or her own initiative.

*Article 8***Written procedure**

The views of the ECESB can be gathered by a written procedure. To this end, the Chairperson shall send the ECESB members the documents on which their view is sought, in accordance with Article 12(2). The response period must not be less than 14 calendar days.

*Article 9***Secretarial support**

The Commission shall provide secretarial support for the ECESB and, if necessary, the working groups created in accordance with Article 6.

*Article 10***Minutes of the meeting**

1. The minutes of each meeting shall be drawn up under the auspices of the Chairperson. These minutes shall contain, in particular, the opinions expressed in the meaning of Article 2(2)(a). The minutes shall be sent to the members of the ECESB within 15 working days.
2. The ECESB members shall send any written comments they may have on the minutes to the Chairperson. The ECESB shall be informed of this; if there are any disagreements, the proposed amendment shall be discussed by the ECESB. If the disagreement persists, the proposed amendment shall be annexed to the minutes.

*Article 11***Attendance list**

At each meeting, the Chairperson shall draw up an attendance list specifying the authorities or bodies to which the persons appointed by the Member States to represent them belong.

*Article 12***Correspondence**

1. Correspondence relating to the ECESB shall be addressed to the Commission, for the attention of the ECESB Chair.
2. Correspondence for ECESB national delegations shall be addressed to the persons designated as national representatives with a copy to the Permanent Representations, if possible by e-mail.
3. Correspondence for ECESB interested parties shall be addressed to the registered office of the association designated to represent the party or, at the request of the party, to the person designated for this purpose by that party.

*Article 13***Transparency**

The principles and conditions concerning public access to the ECESB's documents shall be the same as those defined in Regulation (EC) No 1049/2001 of the European Parliament and of the Council⁽¹⁾. It is for the Commission to take a decision on requests for access to those documents. If the request is addressed to a Member State, that Member State shall apply Article 5 of that Regulation.

⁽¹⁾ OJ L 145, 31.5.2001, p. 43.

COMMISSION DECISION

of 20 May 2003

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(2003) 1605)***(Text with EEA relevance)**

(2003/368/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 2003/113/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 May 2003.

(4) Some relevant developments have taken place concerning the validation of phthalates migration test methods and the comprehensive risk assessment of these phthalates under Council Regulation (EEC) No 793/93 of

23 March 1993 on the evaluation and control of the risks of existing substances ⁽⁴⁾. 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 May 2003. 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 May 2003' are replaced by the words '20 August 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.

⁽¹⁾ OJ L 228, 11.8.1992, p. 24.

⁽²⁾ OJ L 315, 9.12.1999, p. 46.

⁽³⁾ OJ L 46, 20.2.2003, p. 27.

⁽⁴⁾ OJ L 84, 5.4.1993, p. 1.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 20 May 2003.

For the Commission
David BYRNE
Member of the Commission

CORRIGENDA**Corrigendum to Directive 2001/85/EC of the European Parliament and of the Council of 20 November 2001 relating to special provisions for vehicles used for the carriage of passengers comprising more than eight seats in addition to the driver's seat, and amending Directives 70/156/EEC and 97/27/EC**

(Official Journal of the European Communities L 42 of 13 February 2002)

On pages 5 and 6, Article 5 shall read as follows:

'Article 5

Annex I to Directive 97/27/EC shall be amended as follows:

1. paragraphs 2.1.2.1 to 2.1.2.1.4 shall be deleted;
 2. the following paragraphs shall be inserted:
 - “2.1.2.1. “Bus or coach” means a vehicle defined in paragraph 2 of Annex I to Directive 2001/85/EC.
 - 2.1.2.2. “Class” of bus or coach means a vehicle of a Class defined in paragraphs 2.1.1 and 2.1.2 of Annex I to Directive 2001/85/EC.
 - 2.1.2.3. “Articulated bus or coach” means a vehicle defined in paragraph 2.1.3 of Annex I to Directive 2001/85/EC.
 - 2.1.2.4. “Double-deck bus or coach” means a vehicle defined in paragraph 2.1.6 of Annex I to Directive 2001/85/EC.”;
 3. former paragraph 2.1.2.2 shall be renumbered 2.1.2.5.'
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