

Official Journal

of the European Union

ISSN 1725-2555

L 30

Volume 47

4 February 2004

English edition

Legislation

Contents

I Acts whose publication is obligatory

Commission Regulation (EC) No 190/2004 of 3 February 2004 establishing the standard import values for determining the entry price of certain fruit and vegetables	1
Commission Regulation (EC) No 191/2004 of 3 February 2004 fixing the time limit for the submission of applications for private storage aid in respect of pigmeat	3
Commission Regulation (EC) No 192/2004 of 3 February 2004 on granting of import licences for cane sugar for the purposes of certain tariff quotas and preferential agreements	4

II Acts whose publication is not obligatory

Council

2004/100/EC:

- ★ **Council Decision of 26 January 2004 establishing a Community action programme to promote active European citizenship (civic participation)** 6

Commission

2004/101/EC:

- ★ **Commission Decision of 6 January 2004 amending Annex D to Directive 88/407/EEC as regards health certificates applying to intra-Community trade in semen of domestic animals of bovine species ⁽¹⁾ (notified under document number C(2003) 5307)** 15

2004/102/EC:

- ★ **Commission Decision of 26 January 2004 approving contingency plans for the control of avian influenza and of Newcastle disease ⁽¹⁾ (notified under document number C(2004) 110)** 22

1

⁽¹⁾ Text with EEA relevance

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 190/2004
of 3 February 2004
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 4 February 2004.

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

Done at Brussels, 3 February 2004.

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 3 February 2004 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	114,1
	204	43,8
	212	129,8
	999	95,9
0707 00 05	052	129,4
	204	37,1
	220	204,2
	999	123,6
0709 10 00	220	13,5
	999	13,5
0709 90 70	052	112,8
	204	48,7
	999	80,8
0805 10 10, 0805 10 30, 0805 10 50	052	66,0
	204	48,1
	212	47,7
	220	44,6
	624	76,9
	999	56,7
0805 20 10	052	71,8
	204	98,7
	999	85,3
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	77,3
	204	134,2
	220	76,9
	464	74,3
	600	74,0
	624	74,5
	999	85,2
0805 50 10	052	73,5
	600	58,3
	999	65,9
0808 10 20, 0808 10 50, 0808 10 90	052	73,2
	060	46,2
	400	89,8
	404	93,7
	512	73,4
	720	68,1
	999	74,1
	0808 20 50	060
	388	101,4
	400	84,4
	528	77,2
	720	30,3
	999	71,2

⁽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 191/2004
of 3 February 2004

fixing the time limit for the submission of applications for private storage aid in respect of pigmeat

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organisation of the market in pigmeat ⁽¹⁾, and in particular Article 4(6) thereof,

Whereas:

(1) Private storage aid granted pursuant to Commission Regulation (EC) No 2246/2003 of 19 December 2003 on special conditions for the granting of private storage aid for pigmeat ⁽²⁾ has had a favourable effect on the pigmeat market. An actual stabilisation of prices is expected. The granting of private storage aid for pigmeat should therefore be ended.

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

HAS ADOPTED THIS REGULATION:

Article 1

The time limit for the submission of applications for private storage aid for pigmeat shall be 5 February 2004.

Article 2

This Regulation shall enter into force on 5 February 2004.

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

Done at Brussels, 3 February 2004.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 282, 1.11.1975, p. 1. Regulation as last amended by Regulation (EC) No 1365/2000 (OJ L 156, 29.6.2000, p. 5).

⁽²⁾ OJ L 333, 20.12.2003, p. 34.

COMMISSION REGULATION (EC) No 192/2004
of 3 February 2004

on granting of import licences for cane sugar for the purposes of certain tariff quotas and preferential agreements

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Council Regulation (EC) No 1095/96 of 18 June 1996 on the implementation of the concessions set out in Schedule CXL drawn up in the wake of the conclusion of the GATT XXIV.6 negotiations ⁽²⁾,

Having regard to Commission Regulation (EC) No 1159/2003 of 30 June 2003 laying down detailed rules of application for the 2003/04, 2004/05 and 2005/06 marketing years for the import of cane sugar under certain tariff quotas and preferential agreements and amending Regulations (EC) No 1464/95 and (EC) No 779/96 ⁽³⁾, and in particular Article 5(3) thereof,

Whereas:

- (1) Article 9 of Regulation (EC) No 1159/2003 stipulates how the delivery obligations at zero duty of products of CN code 1701, expressed in white sugar equivalent, are to be determined for imports originating in signatory countries to the ACP Protocol and the Agreement with India.
- (2) Article 16 of Regulation (EC) No 1159/2003 stipulates how the zero duty tariff quotas for products of CN code 1701 11 10, expressed in white sugar equivalent, are to be determined for imports originating in signatory countries to the ACP Protocol and the Agreement with India.

(3) Article 22 of Regulation (EC) No 1159/2003 opens tariff quotas at a duty of EUR 98 per tonne for products of CN code 1701 11 10 for imports originating in Brazil, Cuba and other third countries.

(4) In the week of 26 to 30 January 2004 applications were presented to the competent authorities in line with Article 5(1) of Regulation (EC) No 1159/2003 for import licences for a total quantity exceeding a country's delivery obligation quantity of ACP-India preferential sugar determined under Article 9 of that Regulation.

(5) In these circumstances the Commission must set reduction coefficients to be used so that licences are issued for quantities scaled down in proportion to the total available and must indicate that the limit in question has been reached,

HAS ADOPTED THIS REGULATION:

Article 1

In the case of import licence applications presented from 26 to 30 January 2004 in line with Article 5(1) of Regulation (EC) No 1159/2003 licences shall be issued for the quantities indicated in the Annex to this Regulation.

Article 2

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, 3 February 2004.

For the Commission

J. M. SILVA RODRÍGUEZ

Agriculture Director-General

⁽¹⁾ OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 2).

⁽²⁾ OJ L 146, 20.6.1996, p. 1.

⁽³⁾ OJ L 162, 1.7.2003, p. 25.

ANNEX

ACP-India Preferential Sugar**Title II of Regulation (EC) No 1159/2003****2003/04 marketing year**

Country	Week of 26 to 30 January 2004: percentage of requested quantity to be granted	Limit
Barbados	100	
Belize	100	
Congo	0	reached
Fiji	100	
Guyana	100	
India	0	reached
Côte d'Ivoire	100	
Jamaica	100	
Kenya	100	
Madagascar	100	
Malawi	100	
Mauritius	100	
Saint Kitts and Nevis	100	
Swaziland	100	
Tanzania	0	reached
Trinidad and Tobago	100	
Zambia	100	
Zimbabwe	0	reached

Special Preferential Sugar**Title III of Regulation (EC) No 1159/2003****2003/04 marketing year**

Country	Week of 26 to 30 January 2004: percentage of requested quantity to be granted	Limit
India	0	reached
Other countries	100	

CXL concessions sugar**Title IV of Regulation (EC) No 1159/2003****2003/04 marketing year**

Country	Week of 26 to 30 January 2004: percentage of requested quantity to be granted	Limit
Brazil	100	
Cuba	100	
Other third countries	100	

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 26 January 2004

establishing a Community action programme to promote active European citizenship (civic participation)

(2004/100/EC)

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission,

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

Whereas:

- (1) The Treaty establishes citizenship of the Union, which complements and does not replace national citizenship, and which is to be promoted with due regard for subsidiarity.
- (2) The Community and the Member States have as their objectives the promotion of employment, improved living and working conditions, proper social protection, the development of human resources with a view to lasting high employment and the combating of exclusion.
- (3) Effective and uniform application of Community law is a new priority, which is indispensable to the proper functioning of the internal market. The Tampere European Council of 15 and 16 October 1999 stressed that an area of freedom, security and justice should be based on the principles of transparency and democratic control, involving an open dialogue with civil society on the aims and principles of this area. The Association of the Councils of State and Supreme Administrative Jurisdictions of the European Union promotes exchanges of views and experience on these matters and coordinates and relays to the public the judicial decisions of the Councils of State with regard to Community law.

(4) The European Parliament, in its resolution of 15 April 1988 ⁽²⁾, considered it desirable that a major effort be undertaken to step up contacts between citizens of different Member States and stated that specific support from the Community institutions for the development of twinning schemes between communes or towns in different Member States is both rational and desirable.

(5) The European Council of Nice in December 2000, in its Declaration 23, recognised the need to improve and to monitor the democratic legitimacy and transparency of the Union and its institutions, in order to bring them closer to the citizens of the Member States. The social policy agenda adopted at Nice is based on a new form of governance underlining the role of civil dialogue as an essential part in promoting cooperation with civil society. The agenda provides that the non-governmental organisations, such as the Platform of European social non-governmental organisations, are closely associated with the development of inclusive policies and equal opportunities for all.

(6) The Laeken Declaration annexed to the Conclusions of the European Council of 14 and 15 December 2001 asserts that one of the basic challenges to be resolved by the European Union is how to bring citizens closer to the European design and the European institutions.

(7) Headings A-321, A-3020, A-3021, A-3024, A-3026, A-3036 and B3-305 of the general budget of the European Union for the financial year 2003 and previous financial years have proved their worth in promoting a sustained dialogue with civil society organisations and municipalities on the building of Europe.

⁽¹⁾ Opinion delivered on 20 November 2003 (not yet published in the Official Journal).

⁽²⁾ OJ C 122, 9.5.1988, p. 38.

- (8) The Council reaffirms its belief in the need to continue supporting town-twinning schemes, given the important role that they can play in promoting civic identity and mutual understanding between the people of Europe. It stresses that, in the context of the multiannual programme, an appropriate budget for, and continued promotion of, town-twinning schemes should be guaranteed, as the European Parliament has insisted every year in the budgetary procedure. It further stresses that it is essential to make the application procedure for, and administration of, town-twinning schemes comprehensible and bring them closer to the citizens.
- (9) The 'Our Europe' Association takes the form of a think tank of personalities representative of European society and the political, social, economic and scientific worlds to act as a marketplace for ideas promoting a closer European Union; as such, it pursues an aim of general European interest.
- (10) The Jean Monnet and Robert Schuman houses are meeting places for the people of Europe, the aim being to set the pioneers and pioneering activities of European integration in the context in which two of the founding fathers of Europe lived and worked, and to provide information on today's and tomorrow's Europe; as such, these organisations pursue an aim of general European interest.
- (11) The European Council on Refugees and Exiles represents the organisations of refugees and displaced persons vis-à-vis the European Union, promoting the principles and policies contributing to the objectives of the Treaty as regards asylum and combating social exclusion.
- (12) Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities ⁽¹⁾, hereinafter referred to as 'the Financial Regulation', requires a basic act to be provided to cover these existing support actions.
- (13) The European Parliament, the Council and the Commission undertook, at the time of the adoption of the Financial Regulation, to achieve the objective of ensuring that this basic act enters into force as from the financial year 2004. The Commission undertook to take into account the remarks entered in the budget in the context of implementation.
- (14) The Interinstitutional Declaration of 24 November 2003 on the basic acts for grants of the European Parliament, the Council and the Commission provides, on an exceptional basis, for transitional clauses concerning the period of eligibility of expenditure to be introduced in this programme.
- (15) This Interinstitutional Declaration also provides for transitional measures for grants under part 2 of the programme to be introduced for the years 2004 and 2005.
- (16) Provision should be made for the geographic coverage of the programme to extend to the acceding Member States, and possibly, in the case of certain actions, to the EFTA/EEA countries and the candidate countries.
- (17) A financial reference amount, within the meaning of point 34 of the Interinstitutional Agreement of 6 May 1999 between the European Parliament, the Council and the Commission on budgetary discipline and improvement of the budgetary procedure ⁽²⁾, is included in this Decision for the entire duration of the programme, without thereby affecting the powers of the budgetary authority as they are defined by the Treaty.
- (18) Any non-Community financing from State resources must comply with Articles 87 and 88 of the Treaty.
- (19) Entities whose actions are not compatible with the objectives of the European Union and its Member States in the areas of public order and public security should be excluded from the benefits of this programme.
- (20) Any support granted pursuant to this Decision should comply strictly with the principles of subsidiarity and proportionality,

HAS DECIDED AS FOLLOWS:

Article 1

Programme objective

1. This Decision establishes a Community action programme to support bodies working in the field of active European citizenship and to promote actions in this field.

The programme shall have the following objectives:

- (a) to promote and disseminate the values and objectives of the European Union;
- (b) to bring citizens closer to the European Union and its institutions and to encourage them to engage more frequently with its institutions;
- (c) to involve citizens closely in reflection and discussion on the construction of the European Union;

⁽¹⁾ OJ L 248, 16.9.2002, p. 1.

⁽²⁾ OJ C 172, 18.6.1999, p. 1. Agreement as amended by Decision 2003/429/EC of the European Parliament and of the Council (OJ L 147, 14.6.2003, p. 25).

(d) to intensify links and exchanges between citizens from the countries participating in the programme, notably by way of town-twinning arrangements;

(e) to stimulate initiatives by the bodies engaged in the promotion of active and participatory citizenship.

2. The activities supported by the programme seek to support the operation and to promote the actions of the bodies pursuing the programme's objectives in accordance with the criteria set out in the Annex.

3. The programme shall start on 1 January 2004 and shall end on 31 December 2006.

Article 2

Access to the programme

To be eligible for a Community grant for an action, bodies shall satisfy the requirements set out in the Annex.

The action concerned must be in accordance with the principles underlying Community activity in the field of active citizenship.

To be eligible for an operating grant for the ongoing work programme of a body pursuing an aim of general European interest in the field of active citizenship or an objective forming part of the European Union's activities in this area, bodies shall satisfy the requirements of the Annex and be so structured as to accommodate actions having a potential impact throughout the European Union.

Article 3

Access to the programme for the acceding States, the EFTA/EEA countries and the candidate countries for accession to the European Union

Participation in actions under the programme may be opened to bodies established in:

- (a) the acceding States which signed the Treaty of Accession on 16 April 2003;
- (b) the EFTA/EEA countries, in accordance with the conditions laid down in the EEA Agreement;
- (c) Romania and Bulgaria, the conditions for participation for which to be laid down in accordance with the Europe Agreements, their additional protocols and the decisions of the respective Association Councils;
- (d) Turkey, the conditions for participation to be laid down in accordance with the Framework Agreement between the European Community and the Republic of Turkey on the general principles for the participation of the Republic of Turkey in Community programmes ⁽¹⁾.

⁽¹⁾ OJ L 61, 2.3.2002, p. 29.

Article 4

Selection of beneficiaries

1. Operating grants for the ongoing work programme of a body pursuing an aim of general European interest in the field of active citizenship, or an objective forming part of the European Union's activities in this area, shall be awarded in accordance with the overall criteria laid down in the Annex.

2. Grants for actions specified in the programme shall be awarded in accordance with the overall criteria laid down in the Annex. Actions shall be selected by means of a call for proposals.

Article 5

Award of the grant

Grants under the different actions of the programme shall be awarded in compliance with the provisions set out in the relevant part of the Annex.

Article 6

Financial provisions

The financial reference amount for the implementation of this programme for the period 2004 to 2006 shall be EUR 72 million.

The annual appropriations shall be authorised by the budgetary authority within the limits of the financial perspective.

Article 7

Monitoring and evaluation

No later than 31 December 2007, the Commission shall present to the European Parliament and the Council a report on the achievement of the programme's objectives. This report shall be based, *inter alia*, on an external evaluation report which must be available no later than the end of 2006 and which shall appraise at least the overall pertinence and coherence of the programme, the effectiveness of its execution (preparation, selection, implementation of the actions) and the overall and individual effectiveness of the various actions in terms of achievement of the objectives set out in Article 1 and in the Annex.

Article 8

Final provisions

For grants awarded in 2004 under sections 1 and 2 of the Annex, it will be possible for the period of eligibility of expenditure to start on 1 January 2004, provided that the expenditure does not precede the date on which the grant application was lodged or the date on which the beneficiary's budget year starts.

For such grants, on an exceptional basis, the agreements referred to in Article 112(2) of the Financial Regulation can be signed not later than 30 June 2004.

*Article 9***Taking effect**

This Decision shall take effect on the day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2004.

Done at Brussels, 26 January 2004.

For the Council

The President

B. COWEN

ANNEX

1. Activities supported

The general objective laid down in Article 1 is to support work in the field of active European citizenship by promoting the actions and operation of the bodies working in this field.

This support takes the form of one of two types of grant:

- either an operating grant to co-finance expenditure associated with the permanent work programme of a body which pursues an aim of general European interest in the field of active European citizenship or an objective forming part of the European Union's activities in this area (Parts 1 and 2),
- or a grant to co-finance a specific action in this area (Part 3).

Actions of civil society bodies and other structures such as municipalities and organisations of such bodies working at European level in the field of active citizenship which may contribute to supporting Community activity and making it more effective are, in particular:

- multinational cooperation actions at European level,
- meetings and debates among citizens on themes of European interest, such as the values, objectives, powers, policies and institutions of the European Union,
- informal reflection, education and training projects,
- actions promoting citizens' participation and initiative,
- exchanges between citizens and their organisations,
- dissemination of information on Community action,
- preparation, back-up and evaluation of the actions funded.

The main activities of the Platform of European social NGOs are as follows:

- helping to shape EU policies on matters of common interest to its members, especially in connection with social rights, EU social policies and programmes and civil dialogue,
- keeping its members informed of the development of Community policy relevant to them, facilitating the process of dialogue and consultation of its members with the EU institutions and, through its members, relaying these activities at national level,
- promoting dialogue with other groupings working on issues of common interest (social partners, other European groupings of NGOs, NGOs in the candidate countries, etc.),
- strengthening social NGOs in the European Union and in the candidate countries, e.g. by exchange of experience, practice and information among the members of the Platform.

The main activities of the European Council on Refugees and Exiles are as follows:

- representing the organisations of refugees, asylum seekers and displaced persons vis-à-vis the European Union,
- coordinating the positions of its members vis-à-vis the European Union,
- relaying information on refugees, asylum seekers and displaced persons to the European institutions,
- relaying information from the European Union to national councils of refugees and non-governmental organisations,
- contributing to the exchange of information and good practice,
- engaging in discussion and reflection on refugees, asylum seekers and displaced persons in Europe and on the European Union's action to assist such persons,
- raising European public awareness through the network of member organisations,
- promoting participation and initiative on the part of refugees, asylum seekers and displaced persons.

The purpose of the Association of the Councils of State and Supreme Administrative Jurisdictions of the European Union is to facilitate coordination and relay to the public the judicial decisions of the Councils of State and Supreme Administrative Jurisdictions with regard to Community law and to facilitate the pooling of methods of transposing and implementing European law at national level.

This programme also covers the Commission's actions relating to the creation, promotion and management of the think tanks operating in the field of active citizenship and European integration and the organisation of related events.

2. Implementation of the activities supported

2.1. The activities carried out by the bodies eligible for Community funding under the programme fall within one of the following areas:

2.1.1. *Part 1*: permanent work programmes of the following bodies pursuing an aim of general European interest in the field of active European citizenship:

- 'Our Europe' Association,
- Jean Monnet house,
- Robert Schuman house,
- Platform of European social NGOs,
- European Council on Refugees and Exiles (ECRE),
- Association of the Councils of State and Supreme Administrative Jurisdictions of the European Union.

2.1.2. *Part 2*: permanent work programme of a body pursuing an aim of general European interest in the field of active European citizenship or an objective forming part of the European Union's policy in this area.

This may relate to:

- a non-profit body working to assist citizens active in these bodies,
- a European multiplier network of non-profit bodies active in the States participating in the programme and promoting the principles and policies contributing to the objectives in this area,
- a body pursuing an objective forming part of the European Union's policy in the field of active citizenship,

An annual operating grant may be awarded to support the conduct of the permanent work programme of such a body.

2.1.3. *Part 3*:

- (a) actions in the field of active European citizenship, conducted in particular by non-governmental organisations, associations and federations of European interest or cross-industry trade unions; by way of derogation from Article 114 of the Financial Regulation, cross-industry trade unions participating in the European social dialogue are eligible under this part even if they do not have a legal personality;
- (b) actions to promote town twinning instigated by municipalities, local and regional communities and bodies, local and regional authorities and organisations thereof.

2.2. Having regard to the quality and quantity of funding applications, the following guidelines shall be taken into account when allocating the programme's resources:

- resources to be committed under Part 3a shall not be less than 20 per cent of the annual budget available for this programme,
- resources to be committed under Part 3b shall not be less than 40 per cent of the annual budget available for this programme.

3. Selection of beneficiaries

3.1. An operating grant may be awarded directly to bodies working in the field of active European citizenship under Part 1 of the programme upon approval of an appropriate workplan and budget.

3.2. In order to award the grants under Part 2 of the programme, the Commission shall publish calls for proposals.

However, in 2004 and 2005, by way of derogation from the first subparagraph, grants may be awarded to the organisations mentioned in the Appendix hereto.

In all cases, all requirements of the Financial Regulation, its implementing rules and the basic act apply.

When a call is published, any priorities as to the themes and types of activity contributing to the general objective of the programme may be indicated, and if the activities are of multiannual duration, this may also be stated.

- 3.3. Bodies entitled to receive a grant for specific action under Part 3 of the programme will be selected on the basis of calls for proposals. The Commission shall ensure that the call for proposals is 'customer friendly' and does not represent an insurmountable bureaucratic burden. Wherever appropriate, the call for proposals shall be organised in two steps with the first step requiring only the submission of limited documentation strictly necessary for the assessment of the proposal. As regards cross-industry trade unions participating in the European social dialogue, the call for proposals may take the form of a restricted invitation.

4. **Criteria for the assessment of funding applications**

Funding applications shall be assessed in the light of:

- consistency with the programme objectives,
- quality of the planned activities,
- likely multiplier effect on the public of these activities,
- geographic impact of the activities carried out,
- citizen involvement in the organisation of the bodies concerned,
- cost/benefit ratio of the activity proposed ⁽¹⁾.

5. **Funding and eligible expenditure**

- 5.1. Under Part 1, the eligible expenditure of the bodies in question comprises operating costs and expenses for carrying out their actions.
- 5.2. Grants to these bodies shall not fund all their eligible expenditure in the calendar year for which they are awarded: at least 10 per cent of the bodies' budgets must be co-financed from non-Community sources. Such co-financing may be partly contributed in kind, provided the contribution is valued at no more than the cost actually incurred and evidenced by accounting documents or the cost generally obtaining on the market in question.
- 5.3. Pursuant to Article 113(2) of the Financial Regulation, the principle of gradual reduction shall not apply to operating grants to these bodies, since they are bodies pursuing an objective of general European interest.
- 5.4. Under Part 2, the only costs to be taken into account in determining the operating grant shall be those necessary for the proper conduct of the normal activities of the body selected, in particular personnel costs, overheads (rental and property charges, equipment, office supplies, telecommunications, postal charges, etc.), costs of internal meetings, publication, information and dissemination costs and costs directly linked to the body's activities.
- 5.5. An operating grant under Part 2 shall not fund all the body's eligible expenditure in the calendar year for which it is awarded. At least 20 per cent of the budgets of the bodies covered by this part must be co-financed from non-Community sources. Such co-financing may be partly contributed in kind, provided the contribution is valued at no more than the cost actually incurred and evidenced by accounting documents or the cost generally obtaining on the market in question.
- 5.6. Pursuant to Article 113(2) of the Financial Regulation, operating grants so awarded, if renewed, shall be gradually decreased. This reduction shall apply from the third year onwards, at a rate of 2,5 per cent per year. In order to observe this rule, which applies without prejudice to the co-financing rule mentioned above, the percentage of Community co-financing corresponding to the grant awarded for a given financial year shall be at least 2,5 points below the percentage of Community co-financing corresponding to the grant awarded for the previous financial year.
- 5.7. For the award of grants under Part 3, fixed rates may be applied for organisation costs and travel expenses.

⁽¹⁾ It is the responsibility of the beneficiaries to apply an appropriate monitoring and evaluation framework.

6. Management of the programme

In the light of a cost/benefit analysis, the Commission may decide to entrust all or part of the tasks of managing the programme to an executive agency, in accordance with Article 55 of the Financial Regulation; it may also have recourse to experts and incur any other expenditure on technical and administrative assistance, not involving the exercise of public authority, outsourced under ad hoc service contracts. It may also finance studies and organise meetings of experts likely to facilitate the implementation of the programme, and undertake information, publication and dissemination actions directly linked to the achievement of the programme's objective.

The Commission shall have a regular exchange of views with representatives of current and potential beneficiaries of the action programme.

7. Acknowledgement of funding

Any institution, association or activity receiving a grant from this programme has the obligation to acknowledge the support received from the European Union. To this end the Commission shall lay down detailed visibility guidelines.

8. Dissemination of results

In order to facilitate the dissemination of results, as many of the products as possible financed by this programme shall be made available electronically free of charge.

9. Checks and audits

- 9.1. The beneficiary of an operating grant shall keep available for the Commission all the supporting documents, including the audited financial statement, regarding expenditure incurred during the grant year, for a period of five years following the last payment. The beneficiary of a grant shall ensure that, where applicable, supporting documents in the possession of partners or members be made available to the Commission.
- 9.2. The Commission may have an audit of the use made of the grant carried out either directly by its own staff or by any other qualified outside body of its choice. Such audits may be carried out throughout the lifetime of the agreement and for a period of five years from the date of payment of the balance. Where appropriate, the audit findings may lead to recovery decisions by the Commission.
- 9.3. Commission staff and outside personnel authorised by the Commission shall have appropriate right of access, in particular to the beneficiary's offices and to all the information, including information in electronic format, needed in order to conduct such audits.
- 9.4. The Court of Auditors and the European Anti-fraud Office (OLAF) shall enjoy the same rights, especially of access, as the Commission.
- 9.5. In order to protect the European Communities' financial interests against fraud and other irregularities, the Commission may carry out on-the-spot checks and inspections under this programme in accordance with Council Regulation (Euratom, EC) No 2185/96⁽¹⁾. Where necessary, investigations shall be conducted by the European Anti-fraud Office (OLAF) and these shall be governed by Regulation (EC) No 1073/1999 of the European Parliament and of the Council⁽²⁾.

⁽¹⁾ OJ L 292, 15.11.1996, p. 2.

⁽²⁾ OJ L 136, 31.5.1999, p. 1.

Appendix

- International Secretariat of the Union of European Federalists
 - Council of European Municipalities and Regions
 - European Citizens Action Service
 - European Institute for Advanced Studies in Management
 - Centre for European Studies in Strasbourg
 - College of Europe in Hamburg
 - 'Soul for Europe'
 - Fair Trials Abroad
 - Intercultural Leadership School
 - CEJI (Centre européen juif d'information)
 - European Academy of Sciences and Arts
 - Europäisches Übersetzer-Kollegium Straelen
 - Festival of Europe, 9 May
 - Association européenne des représentants territoriaux
 - Meeting for Friendship among Peoples Association
 - Institute of European Affairs (Dublin)
 - Centre for European Not-for-profit Organisations
 - Institut für Europäische Politik (Berlin)
 - European Institute of International Relations (IERI)
 - European Academy of the Urban Environment in Berlin
 - Trans-European Policy Studies Association (ADEPT)
 - Centre for European Policy Studies (CEPS)
 - European Policy Centre (EPC)
 - Friends of Europe
 - International European Movement
-

COMMISSION

COMMISSION DECISION

of 6 January 2004

amending Annex D to Directive 88/407/EEC as regards health certificates applying to intra-Community trade in semen of domestic animals of bovine species

(notified under document number C(2003) 5307)

(Text with EEA relevance)

(2004/101/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 88/407/EEC of 14 June 1988 laying down animal health requirements governing trade and imports into the Community of semen of domestic animals of bovine species ⁽¹⁾, and in particular Article 17 thereof,

Whereas:

(1) Council Directive 2003/43/EC amending Directive 88/407/EEC provides that as of 1 January 2005, semen of domestic animals of bovine species must be collected, processed and stored according to the new provisions introduced by Directive 2003/43/EC in order to be eligible to intra-Community trade.

(2) However, it is appropriate to authorise the continuing trade of stocks of semen of domestic animals of bovine species in accordance with the provisions of Directive 88/407/EEC, prior to the modification introduced by Directive 2003/43/EC.

(3) Therefore, Article 2 paragraph 2 of Directive 2003/43/EC provides that:

— up until 31 December 2004, Member States shall authorise intra-community trade in and imports of semen of domestic animals of bovine species collected, processed, stored before 31 December 2004 and accompanied by a certificate in accordance with the models provided for before the amendments introduced by Directive 2003/43/EC.

— after this date, Member States shall not authorise intra-community trade in and import of semen of domestic animals of bovine species in accordance with the provisions formerly in force unless it was collected, processed and stored before 31 December 2004. However, the model of certificate applicable to intra-Community trade when taking place after that date has been omitted.

(4) Consequently, it is necessary to provide models of certificate for trade in and imports of semen of domestic animals of bovine species collected, processed and stored before 31 December 2004, carried out as of 1 January 2005. Pursuant to Article 11.2 of the Directive, however, the current models of certificates for imports should be updated in a separate instrument.

(5) With regard to intra-Community trade, and in the interest of clarity, it is necessary to amend the Annex D to Directive 88/407/EEC in order to precise the two different models of certificate applicable for intra-Community trade in bovine semen in accordance with the former or the new provisions of the said Directive.

(6) Although the trade in stocks of semen collected before 31 December 2004 should be transitory and progressively phased out, thus rendering the corresponding model of certificate obsolete, the long lasting stocking capabilities for the product concerned make it impossible at present to fix a date for its deletion.

(7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health.

⁽¹⁾ OJ L 194, 22.7.1988, p. 10. Directive as last amended by Directive 2003/43/EC (OJ L 143, 11.6.2003, p. 23),

HAS ADOPTED THIS DECISION:

Article 3

This Decision is addressed to the Member States.

Article 1

Annex D of Directive 88/407/EEC is replaced by the Annex to this Decision.

Done at Brussels, 6 January 2004.

Article 2

This Decision shall apply as of 1 January 2005.

For the Commission

David BYRNE

Member of the Commission

ANNEX

ANNEX D

MODELS OF CERTIFICATES FOR INTRACOMMUNITY TRADE

ANNEX D1

The following model of certificate is applicable to intra-Community trade of semen collected in accordance with Council Directive 88/407/EEC as amended by Directive 2003/43/EC

HEALTH CERTIFICATE SEMEN OF DOMESTIC ANIMALS OF THE BOVINE SPECIES FOR INTRA-COMMUNITY TRADE COLLECTED IN ACCORDANCE WITH COUNCIL DIRECTIVE 88/407/EEC AS AMENDED BY DIRECTIVE 2003/43/EC		
1. Member State of provenance and competent authority.	2. Health certificate No	
A. ORIGIN OF SEMEN		
3. Approval number of the centre of provenance of the consignment: collection/storage ⁽¹⁾		
4. Name and address of the centre of provenance of the consignment: collection/storage ⁽¹⁾	5. Name and address of the consignor	
6. Country and place of loading	7. Means of transport	
B. DESTINATION OF SEMEN		
8. Member State of destination	9. Name and address of the consignee	
C. IDENTIFICATION OF SEMEN		
10.1. Identification mark of the doses ⁽²⁾	10.2. Number of doses	10.3. Approval number of the collection centre of origin
D. HEALTH INFORMATION		
I, undersigned official veterinarian, certify that		
11.1. The semen described above		
(a) was collected, processed and stored under conditions which comply with the standards laid down in Directive 88/407/EEC;		
(b) was sent to the place of loading in a sealed container under conditions which comply with Directive 88/407/EEC and bearing the number		

<p>11.2. The semen described above was collected from bulls:</p> <p>(i) which either have not been vaccinated against foot-and-mouth disease within 12 months prior to collection ⁽¹⁾; or</p> <p>(ii) which have been vaccinated against foot-and-mouth disease less than 12 months and more than 30 days prior to collection, and 5% of doses of semen of each collection, with a minimum of 5 straws, have been submitted to a virus isolation test for foot-and-mouth disease, carried out with negative results in the laboratory (.....) ⁽²⁾, situated in or designated by the Member State of destination ⁽¹⁾;</p>		
<p>11.3. The semen described above was stored in approved conditions for a minimum period of 30 days immediately following collection ⁽⁴⁾.</p>		
E. VALIDITY		
<p>12. Date and place</p>	<p>13. Name and qualification of the official veterinarian</p>	<p>14. Signature and stamp of the official veterinarian</p>

⁽¹⁾ Delete as necessary.

⁽²⁾ Corresponding to the identification of the donor animals and date of collection.

⁽³⁾ Name of the laboratory.

⁽⁴⁾ May be deleted for fresh semen.

ANNEX D2

The following model of certificate is applicable from 1 January 2005 for intra-Community trade in stocks of semen collected, processed and/or stored before 31 December 2004 in accordance with the former conditions of Council Directive 88/407/EEC, and traded after that date in accordance with Article 2(2) of Directive 2003/43/EC

HEALTH CERTIFICATE SEMEN OF DOMESTIC ANIMALS OF THE BOVINE SPECIES COLLECTED, PROCESSED AND STORED BEFORE 31 DECEMBER 2004, FOR INTRA-COMMUNITY TRADE AS OF 1 JANUARY 2005, IN ACCORDANCE WITH ARTICLE 2(2) OF COUNCIL DIRECTIVE 2003/43/EC			
1. Member State of provenance and competent authority.		2. Health certificate No	
A. ORIGIN OF SEMEN			
3. Approval number of the centre of provenance of the consignment collection/storage ⁽¹⁾			
4. Name and address of the centre of provenance of the consignment: collection/storage ⁽¹⁾		5. Name and address of the consignor	
6. Country and place of loading		7. Means of transport	
B. DESTINATION OF SEMEN			
8. Member State of destination		9. Name and address of the consignee	
C. IDENTIFICATION OF SEMEN			
10.1. Identification mark of the doses ⁽²⁾	10.2. Date of collection ⁽³⁾	10.3. Number of doses	10.4. Approval number of the collection centre of origin
D. HEALTH INFORMATION			
I, the undersigned official veterinarian, hereby certify that :			
11.1. The semen described above was collected before the date of 31 December 2004 on a semen collection centre which was:			
(a) approved under the conditions laid down in Annex A, Chapter I, of Directive 88/407/EEC;			
(b) operated and supervised under the conditions laid down in Annex A, Chapter II, of Directive 88/407/EEC.			

<p>11.2. At the time the semen described above was collected, all bovine animals at the semen collection centre:</p> <ul style="list-style-type: none"> (a) came from herds and/or were born to dams which satisfy the conditions of points 1(b) and (c) in Chapter I of Annex B to Directive 88/407/EEC; (b) have, within the 30 days preceding the quarantine isolation period, undergone, with negative results: <ul style="list-style-type: none"> — the tests required by Annex B, Chapter I, 1.d(i),(ii),(iii) of Directive 88/407/EEC, and — a serum neutralization test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis, and — a virus isolation test (fluorescent antibody test or immunoperoxidase test) for bovine viral diarrhoea, which in the case of an animal less than six months of age has been deferred until that age was reached. (c) have satisfied the quarantine isolation period of 30 days and have been subjected with the required negative results to the following health tests: <ul style="list-style-type: none"> — a serological test for brucellosis carried out in accordance with the procedure described in Annex C to Directive 64/432/EEC; — either an immunofluorescent antibody test or a culture test for campylobacter fetus infection on a sample of preputial material or artificial vagina washings, or, in the case of a female animal, a vaginal mucus agglutination test; — a microscopic examination and culture test for trichomonas foetus on a sample of preputial material or artificial vagina washings, or in the case of a female animal a vaginal mucus agglutination test. (d) have undergone, at least once a year, with negative results, the routine tests referred to in points 1(a), (b) and (c) in Chapter I of Annex B to Directive 88/407/EEC.
<p>11.3. At the time the semen described above was collected</p> <ul style="list-style-type: none"> (a) all female bovine animals in the centre have undergone at least once a year a vaginal mucus agglutination test for campylobacter fetus infection with negative results, and (b) all bulls used for semen production have undergone with negative result either an immunofluorescent antibody test or a culture test for campylobacter fetus infection on a sample of preputial material or artificial vagina washings carried out within 12 months prior to collection.
<p>11.4. The semen described above was collected from bulls standing in a semen collection centre in which</p> <ul style="list-style-type: none"> (i) all bovine animals have undergone at least once a year with negative result a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis ⁽¹⁾, or (ii) bovine animals not vaccinated against infectious bovine rhinotracheitis have undergone at least once a year with negative result a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis, and testing for infectious bovine rhinotracheitis is not carried out on bulls which have received a first vaccination against infectious bovine rhinotracheitis at the insemination centre after they have been tested with negative result in a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis and which since the first vaccination have been regularly re-vaccinated with an interval of not more than six months ⁽¹⁾.
<p>11.5. The semen described above was collected from bulls:</p> <ul style="list-style-type: none"> (i) which either have not been vaccinated against foot-and-mouth disease within 12 months prior to collection ⁽¹⁾; or (ii) which have been vaccinated against foot-and-mouth disease less than 12 months and more than 30 days prior to collection, and 5% of doses of the semen from each collection, with a minimum of five straws, have been submitted to a virus isolation test for foot-and-mouth disease, carried out with negative results in the laboratory (.....) ⁽⁴⁾ situated in or designated by the Member State of destination ⁽¹⁾.

11.6. The semen was stored in approved conditions for a minimum period of 30 days immediately following collection ⁽⁵⁾ .		
11.7. The semen described above was sent to the place of loading in a sealed container and bearing the number		
E. VALIDITY		
12. Date and place	13. Name and qualification of the official veterinarian	14. Signature and stamp of the official veterinarian

⁽¹⁾ Delete as necessary.

⁽²⁾ Corresponding to the identification of the donor animals, the breed of the donor animals, the date of collection and the serological status of the donor animal in respect of infectious bovine rhinotracheitis and infectious pustular vulvo-vaginitis.

⁽³⁾ The date of collection must be earlier than 31 December 2004.

⁽⁴⁾ Name of the laboratory.

⁽⁵⁾ May be deleted for fresh semen.

COMMISSION DECISION
of 26 January 2004
approving contingency plans for the control of avian influenza and of Newcastle disease

(notified under document number C(2004) 110)

(Text with EEA relevance)

(2004/102/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 92/40/EEC of 19 May 1992 introducing Community measures for the control of avian influenza ⁽¹⁾, as last amended by Regulation (EC) No 806/2003 ⁽²⁾, and in particular Article 17(4) thereof,

Having regard to Council Directive 92/66/EEC of 14 July 1992 introducing Community measures for the control of Newcastle disease ⁽³⁾, as last amended by Regulation (EC) No 806/2003, and in particular Article 21(4) thereof,

Whereas:

(1) Commission Decision 2000/680/EC of 30 October 2000 approving contingency plans for the control of avian influenza and of Newcastle disease ⁽⁴⁾ has been substantially amended ⁽⁵⁾. In the interests of clarity and rationality the said Decision should be codified.

(2) Avian influenza and Newcastle disease are diseases which both affect avian species.

(3) The criteria to be applied when drawing up contingency plans for the control of avian influenza and for Newcastle disease are laid down in Annex VI to Directive 92/40/EEC and in Annex VII to Directive 92/66/EEC, respectively.

(4) The criteria for contingency plans listed in those two annexes are identical.

(5) Disease control measures to be applied in the event of outbreaks of avian influenza or Newcastle disease follow the same principles and involve poultry producers, operators of slaughterhouses and rendering plants, veterinarians in the field and diagnostic laboratories. It is

therefore possible to prepare a contingency plan which covers at the same time avian influenza and Newcastle disease.

(6) Member States have submitted for approval national contingency plans which list and specify the measures to be carried out in the event of outbreaks of avian influenza and Newcastle disease.

(7) After examination these plans fulfil the criteria laid down and permit the desired objective to be attained subject to an effective implementation.

(8) Member States shall carry out scenario studies and simulation exercises in order to ensure the effectiveness of the plans.

(9) Member States have the obligation to update the plans on a regular basis.

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

HAS ADOPTED THIS DECISION:

Article 1

The contingency plans for the control of avian influenza and for Newcastle disease submitted by the Member States listed in Annex I are approved.

Article 2

Decision 2000/680/EC is repealed.

References to the repealed Decision shall be construed as references to this Decision and shall be read in accordance with the correlation table in Annex III.

⁽¹⁾ OJ L 167, 22.6.1992, p. 1.

⁽²⁾ OJ L 122, 16.5.2003, p. 1.

⁽³⁾ OJ L 260, 5.9.1992, p. 1.

⁽⁴⁾ OJ L 281, 7.11.2000, p. 21.

⁽⁵⁾ See Annex II to this Decision.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 26 January 2004.

For the Commission
David BYRNE
Member of the Commission

ANNEX I

Belgium	Luxembourg
Denmark	Netherlands
Germany	Austria
Greece	Portugal
Spain	Finland
France	Sweden
Ireland	United Kingdom
Italy	

ANNEX II

Repealed Decision with its amendment

Commission Decision 2000/680/EC	(OJ L 281, 7.11.2000, p. 21)
Commission Decision 2001/525/EC	(OJ L 190, 12.7.2001, p. 24)

ANNEX III

Correlation table

Decision 2000/680/EC	This Decision
Article 1	Article 1
—	Article 2
Article 2	Article 3
Annex	Annex I
—	Annex II
—	Annex III