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### Legislation

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## I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 1140/2004****of 21 June 2004****suspending the autonomous Common Customs Tariff duties on certain fishery products originating in Ceuta and Melilla**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) By Regulation (EC) No 656/2000<sup>(1)</sup>, the Council opened zero-duty Community tariff quotas for certain fishery products originating in Ceuta, which expired on 31 December 2002.

(2) In October 2002 Spain asked to extend the validity of the quotas referred to in Regulation (EC) No 656/2000 and backed its request with social and economic arguments on Ceuta, showing the constraints under which its economy is operating and the difficulties faced by the local fishing industry. The request is justified as the economic situation in Ceuta requires the adoption of preferential measures to facilitate its exports to the Community.

(3) With the Council and Commission Decision 2000/204/EC, ECSC of 24 January 2000 on the conclusion of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part<sup>(2)</sup>, the Community fully suspended the import duties of Common Customs Tariff for a wide range of fishery products originating in Morocco. The imports of these products into the Community are not subject to any quantity limitations and their range is far wider than the range of products which are covered by the tariff quotas opened for the Ceuta. Considering that Morocco surrounds the territories of Ceuta and Melilla from the land side, it is appropriate

to stop further discrimination and to grant Ceuta and Melilla preferential treatment for the same range of fishery products in order to provide for similar business opportunities and to promote the economic development in those territories.

(4) Since the association agreement with Morocco does not provide for any time limits for the application of the preferential treatment for the fishery products no time limit should be introduced for this Regulation.

(5) Eligibility for the tariff suspensions introduced by this Regulation is subject to the origin rules set out in Council Regulation (EC) No 82/2001 of 5 December 2000 concerning the definition of the concept of 'originating products' and methods of administrative cooperation in trade between the customs territory of the Community and Ceuta and Melilla<sup>(3)</sup>,

HAS ADOPTED THIS REGULATION:

*Article 1*

The autonomous Common Customs Tariff duties for the products listed in the Annex hereto originating in Ceuta and Melilla shall be totally suspended.

*Article 2*

Proof of the products' originating status shall be adduced in accordance with Regulation (EC) No 82/2001.

*Article 3*

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

<sup>(1)</sup> OJ L 80, 31.3.2000, p. 5.

<sup>(2)</sup> OJ L 70, 18.3.2000, p. 1.

<sup>(3)</sup> OJ L 20, 20.1.2001, p. 1.

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

Done at Luxembourg, 21 June 2004.

*For the Council*

*The President*

J. WALSH

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## ANNEX

**Products originating in Ceuta and Melilla, for which autonomous Common Customs Tariff duties are totally suspended**

CN code	Description
Chapter 3	Fish and crustaceans, molluscs and other aquatic invertebrates
	Prepared or preserved fish, whole or in pieces, but not minced
1604 11 00	Salmon
1604 12	Herrings
1604 13	Sardines, sardinellas and brisling or sprats
1604 14	Tunas, skipjack and bonito ( <i>Sarda</i> spp.)
1604 15	Mackerel
1604 16 00	Anchovies
1604 19 10	Salmonidae, other than salmon
1604 19 31 to 1604 19 39	Fish of the genus <i>Euthynnus</i> , other than skipjack ( <i>Euthynnus (Katsuwonus) pelamis</i> )
1604 19 50	Fish of the species <i>Orcynopsis unicolor</i>
1604 19 91 to 1604 19 98	Other fish
	Other prepared or preserved fish:
1604 20 05	Preparations of surimi
1604 20 10	Of salmon
1604 20 30	Of salmonidae, other than salmon
1604 20 40	Of anchovies
1604 20 50	Of sardines, bonito, of mackerel of the species <i>Scomber scombrus</i> and <i>Scomber japonicus</i> ; of fish of the species <i>Orcynopsis unicolor</i>
1604 20 70	Of tunas, skipjack or other fish of the genus <i>Euthynnus</i>
1604 20 90	Of other fish
	Caviar and caviar substitutes prepared from fish eggs
1604 30	Caviar and caviar substitutes
	Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved
1605 10 00	Crab
1605 20	Shrimps and prawns
1605 30	Lobster
1605 40 00	Other crustaceans
1605 90 11	Mussels ( <i>Mytilus</i> spp., <i>Perna</i> spp.), in airtight containers
1605 90 19	Other mussels
1605 90 30	Other molluscs

**COMMISSION REGULATION (EC) No 1141/2004****of 22 June 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<sup>(1)</sup>, 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 23 June 2004.

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

Done at Brussels, 22 June 2004.

*For the Commission*

J. M. SILVA RODRÍGUEZ  
*Agriculture Director-General*

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<sup>(1)</sup> OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 1947/2002 (OJ L 299, 1.11.2002, p. 17).

## ANNEX

**to the Commission Regulation of 22 June 2004 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 <sup>(1)</sup>	Standard import value
0702 00 00	052	62,9
	999	62,9
0707 00 05	052	111,2
	999	111,2
0709 90 70	052	88,0
	999	88,0
0805 50 10	388	63,0
	508	51,4
	528	59,0
	999	57,8
0808 10 20, 0808 10 50, 0808 10 90	388	78,3
	400	116,0
	404	82,4
	508	66,3
	512	72,3
	524	65,1
	528	70,5
	720	64,5
	804	100,4
	999	79,5
0809 10 00	052	291,8
	624	203,0
	999	247,4
0809 20 95	052	398,9
	068	148,4
	400	373,9
	616	272,4
	999	298,4
0809 30 10, 0809 30 90	052	135,3
	624	152,3
	999	143,8
0809 40 05	052	102,5
	624	208,8
	999	155,7

<sup>(1)</sup> Country nomenclature as fixed by Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11). Code '999' stands for 'of other origin'.

**COMMISSION REGULATION (EC) No 1142/2004**  
**of 22 June 2004**  
**on the issue of import licences for certain preserved mushrooms imported under the autonomous tariff quota opened by Regulation (EC) No 1076/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1076/2004 of 7 June 2004 opening and providing for the administration of an autonomous tariff quota for preserved mushrooms <sup>(1)</sup>, and in particular Article 6(3) thereof,

Whereas:

Licence applications submitted by traditional and new importers to the competent authorities of the Member States under Article 4(1) of Regulation (EC) No 1076/2004 exceed the available quantities. The extent to which licences may be issued should therefore be determined,

*Article 1*

1. Import licences applied for by traditional importers pursuant to Article 4(1) of Regulation (EC) No 1076/2004 and submitted to the Commission on 17 and 18 June 2004 shall be issued for 9,53 % of the quantity applied for.

2. Import licences applied for by new importers pursuant to Article 4(1) of Regulation (EC) No 1076/2004 and submitted to the Commission on 17 and 18 June 2004 shall be issued for 6,94 % of the quantity applied for.

*Article 2*

This Regulation shall enter into force on 23 June 2004.

It shall apply until 31 December 2004.

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

Done at Brussels, 22 June 2004.

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

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<sup>(1)</sup> OJ L 203, 8.6.2004, p. 3.



**COMMISSION REGULATION (EC) No 1143/2004****of 22 June 2004****amending Regulation (EC) No 143/2004 as regards the closing date for the submission of tenders under the last partial tendering procedure for the resale on the internal market of wheat held by the Swedish intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals<sup>(1)</sup>, and in particular Article 5 thereof,

Whereas:

(1) Commission Regulation (EC) No 143/2004<sup>(2)</sup> opens a standing invitation to tender for the resale on the internal market of wheat held by the Swedish intervention agency, for which the closing date laid down for the submission of tenders under the last partial tendering procedure is 24 June 2004.

(2) In view of the current market situation, the date of the last partial tendering procedure should be postponed.

(3) Regulation (EC) No 143/2004 should therefore be amended.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

The third subparagraph of Article 4(1) of Regulation (EC) No 143/2004 is hereby replaced by the following:

‘The closing date for the submission of tenders for the last partial tendering procedure shall be 15 July 2004 at 9.00 (Brussels time).’

*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, 22 June 2004.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ L 181, 1.7.1992, p. 21. Regulation last amended by Regulation (EC) No 1104/2003 (OJ L 158, 27.6.2003, p. 1).

<sup>(2)</sup> OJ L 24, 29.1.2004, p. 34.

**COMMISSION REGULATION (EC) No 1144/2004****of 22 June 2004****amending Regulation (EC) No 144/2004 as regards the closing date for the submission of tenders under the last partial tendering procedure for the resale on the internal market of wheat held by the French intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals<sup>(1)</sup>, and in particular Article 5 thereof,

Whereas:

(1) Commission Regulation (EC) No 144/2004<sup>(2)</sup> opens a standing invitation to tender for the resale on the internal market of wheat held by the French intervention agency, for which the closing date laid down for the submission of tenders under the last partial tendering procedure is 24 June 2004.

(2) In view of the current market situation, the date of the last partial tendering procedure should be postponed.

(3) Regulation (EC) No 144/2004 should therefore be amended.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

The third subparagraph of Article 4(1) of Regulation (EC) No 144/2004 is hereby replaced by the following:

'The closing date for the submission of tenders for the last partial tendering procedure shall be 15 July 2004 at 09.00 (Brussels time).'

*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, 22 June 2004.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ L 181, 1.7.1992, p. 21. Regulation last amended by Regulation (EC) No 1104/2003 (OJ L 158, 27.6.2003, p. 1).

<sup>(2)</sup> OJ L 24, 29.1.2004, p. 36.

**COMMISSION REGULATION (EC) No 1145/2004****of 22 June 2004****amending Regulation (EC) No 145/2004 as regards the closing date for the submission of tenders under the last partial tendering procedure for the resale on the internal market of wheat held by the German intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals <sup>(1)</sup>, and in particular Article 5 thereof,

Whereas:

- (1) Commission Regulation (EC) No 145/2004 <sup>(2)</sup> opens a standing invitation to tender for the resale on the internal market of wheat held by the German intervention agency, for which the closing date laid down for the submission of tenders under the last partial tendering procedure is 24 June 2004.
- (2) In view of the current market situation, the date of the last partial tendering procedure should be postponed.
- (3) Regulation (EC) No 145/2004 should therefore be amended.

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

HAS ADOPTED THIS REGULATION:

*Article 1*

The third subparagraph of Article 4(1) of Regulation (EC) No 145/2004 is hereby replaced by the following:

‘The closing date for the submission of tenders for the last partial tendering procedure shall be 15 July 2004 at 9.00 (Brussels time).’

*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, 22 June 2004.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

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<sup>(1)</sup> OJ L 181, 1.7.1992, p. 21. Regulation last amended by Regulation (EC) No 1104/2003 (OJ L 158, 27.6.2003, p. 1).

<sup>(2)</sup> OJ L 24, 29.1.2004, p. 38.

**COMMISSION REGULATION (EC) No 1146/2004****of 22 June 2004****fixing the definitive rate of refund and the percentage of system B export licences to be issued in the fruit and vegetables sector (tomatoes, oranges and apples)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables<sup>(1)</sup>,

Having regard to Commission Regulation (EC) No 1961/2001 of 8 October 2001 on detailed rules for implementing Council Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables<sup>(2)</sup>, and in particular Article 6(7) thereof,

Whereas:

- (1) Commission Regulation (EC) No 766/2004<sup>(3)</sup> fixed the indicative quantities for the issue of B system export licences.

- (2) The definitive rate of refund for tomatoes, oranges and apples covered by licences applied for under system B between 7 May and 3 June 2004 should be fixed at the indicative rate, and the percentage of licences to be issued for the quantities applied for should be laid down,

HAS ADOPTED THIS REGULATION:

*Article 1*

For applications for system B export licences submitted pursuant to Article 1 of Regulation (EC) No 766/2004 between 7 May and 3 June 2004, the percentages of licences to be issued and the rates of refund applicable are fixed in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 23 June 2004.

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

Done at Brussels, 22 June 2004.

*For the Commission*

J. M. SILVA RODRÍGUEZ

*Agriculture Director-General*

<sup>(1)</sup> OJ L 297, 21.11.1996, p. 1. Regulation as last amended by Commission Regulation (EC) No 47/2003 (OJ L 7, 11.1.2003, p. 1).

<sup>(2)</sup> OJ L 268, 9.10.2001, p. 8. Regulation as amended by Regulation (EC) No 1176/2002 (OJ L 170, 29.6.2002, p. 69).

<sup>(3)</sup> OJ L 120, 24.4.2004, p. 26.

## ANNEX

**Percentages for the issuing of licences and rates of refund applicable to system B licences applied for between 7 May and 3 June 2004 (tomatoes, oranges and apples)**

Product	Rate of refund (EUR/t net)	Percentages of licences to be issued for the quantities applied for
Tomatoes	30	100 %
Oranges	24	100 %
Apples	27	100 %

**COMMISSION REGULATION (EC) No 1147/2004****of 22 June 2004****determining the quantity of certain products in the milk and milk products sector available for the second half of 2004 under quotas opened by the Community on the basis of an import licence alone**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products<sup>(1)</sup>,

Having regard to Commission Regulation (EC) No 2535/2001 of 14 December 2001 laying down detailed rules for applying Council Regulation (EC) No 1255/1999 as regards the import arrangements for milk and milk products and opening tariff quotas<sup>(2)</sup>, and in particular Article 16(2) thereof,

Whereas:

When import licences were allocated for the first half of 2004 for certain quotas referred to in Regulation (EC) No 2535/2001, applications for licences covered quantities less than those

available for the products concerned. As a result, the quantity available for each quota for the period 1 July to 31 December 2004 should be fixed, taking account of the unallocated quantities resulting from Commission Regulation (EC) No 126/2004<sup>(3)</sup> and Regulation (EC) No 178/2004<sup>(4)</sup> determining the extent to which the applications for import licences submitted in January 2004 for certain dairy products under certain tariff quotas opened by Regulation (EC) No 2535/2001 can be accepted,

HAS ADOPTED THIS REGULATION:

*Article 1*

The quantities available for the period 1 July to 31 December 2004 for the second half of the year of importation of certain quotas referred to in Regulation (EC) No 2535/2001 shall be as set out in the Annex.

*Article 2*

This Regulation shall enter into force on 23 June 2004.

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

Done at Brussels, 22 June 2004.

*For the Commission*

J. M. SILVA RODRÍGUEZ

*Agriculture Director-General*

<sup>(1)</sup> OJ L 160, 26.6.1999, p. 48. Regulation as amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

<sup>(2)</sup> OJ L 341, 22.12.2001, p. 29. Regulation as last amended by Regulation (EC) No 748/2004 (OJ L 118, 23.4.2004, p. 3).

<sup>(3)</sup> OJ L 17, 24.1.2004, p. 20.

<sup>(4)</sup> OJ L 28, 31.1.2004, p. 11.

## ANNEX I. A

Quota number	Allocation coefficient
09.4590	34 000
09.4591	2 650
09.4592	9 200
09.4593	2 600
09.4594	10 000
09.4595	7 500
09.4596	9 750
09.4599	5 000

## ANNEX I. B

## 5. Products originating in Roumania

Quota number	Allocation coefficient
09.4758	1 400

## 6. Products originating in Bulgaria

Quota number	Allocation coefficient
09.4660	3 350
09.4675	250

## ANNEX I. C

## Products originating in ACP countries

Quota number	Allocation coefficient
09.4026	1 000
09.4027	1 000

## ANNEX I. D

## Products originating in Turkey

Quota number	Allocation coefficient
09.4101	1 315

## ANNEX I. E

Products originating from South Africa

Quota number	Allocation coefficient
09.4151	5 340

## ANNEX I. F

Products originating from Switzerland

Quota number	Allocation coefficient
09.4155	1 000
09.4156	2 750

## ANNEX I.G

Products originating in Jordan

Quota number	Allocation coefficient
09.4159	100

## ANNEX I.H

Products originating in Norway

Quota number	Allocation coefficient
09.4781	1 733,5
09.4782	266,5



**COMMISSION REGULATION (EC) No 1148/2004****of 22 June 2004****fixing representative prices in the poultrymeat and egg sectors and for egg albumin, and amending Regulation (EC) No 1484/95**

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<sup>(1)</sup>, and in particular Article 5(4) thereof,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organisation of the market in poultrymeat<sup>(2)</sup>, and in particular Article 5(4) thereof,

Having regard to Council Regulation (EEC) No 2783/75 of 29 October 1975 on the common system of trade for ovalbumin and lactalbumin<sup>(3)</sup>, and in particular Article 3(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1484/95<sup>(4)</sup>, fixes detailed rules for implementing the system of additional import duties and fixes representative prices in the poultrymeat and egg sectors and for egg albumin.

- (2) It results from regular monitoring of the information providing the basis for the verification of the import prices in the poultrymeat and egg sectors and for egg albumin that the representative prices for imports of certain products should be amended taking into account variations of prices according to origin. Therefore, representative prices should be published.

- (3) It is necessary to apply this amendment as soon as possible, given the situation on the market.

- (4) 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*

Annex I to Regulation (EC) No 1484/95 is hereby replaced by the Annex hereto.

*Article 2*

This Regulation shall enter into force on 23 June 2004.

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

Done at Brussels, 22 June 2004.

*For the Commission*

J. M. SILVA RODRÍGUEZ

*Agriculture Director-General*

<sup>(1)</sup> OJ L 282, 1.11.1975, p. 49. Regulation as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

<sup>(2)</sup> OJ L 282, 1.11.1975, p. 77. Regulation as last amended by Regulation (EC) No 806/2003.

<sup>(3)</sup> OJ L 282, 1.11.1975, p. 104. Regulation as last amended by Commission Regulation (EC) No 2916/95 (OJ L 305, 19.12.1995, p. 49).

<sup>(4)</sup> OJ L 145, 29.6.1995, p. 47. Regulation as last amended by Regulation (EC) No 744/2004 (OJ L 116, 22.4.2004, p. 26).

## ANNEX

**to the Commission Regulation of 22 June 2004 fixing representative prices in the poultrymeat and egg sectors  
and for egg albumin, and amending Regulation (EC) No 1484/95**

## ‘ANNEX I

CN code	Description	Representative price (EUR/100 kg)	Security referred to in Article 3(3) (EUR/100 kg)	Origin <sup>(1)</sup>
0207 12 90	Chickens, plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as “65 % chickens”, or otherwise presented, frozen	86,1	10	01
		76,7	13	03
0207 14 10	Boneless cuts of fowl of the species Gallus domesticus, frozen	168,4	46	01
		210,6	27	02
		186,8	37	03
		296,0	1	04
0207 14 50	Breasts of chicken, frozen	174,7	11	02
		203,4	3	03
0207 27 10	Boneless cuts of turkey, frozen	235,1	19	01
1602 32 11	Preparations of uncooked fowl of the species Gallus domesticus	233,5	16	01
		156,8	46	02
		215,0	22	03

(<sup>1</sup>) Origin of imports:

- 01 Brazil
- 02 Thailand
- 03 Argentina
- 04 Chile.

**COMMISSION REGULATION (EC) No 1149/2004**  
**of 22 June 2004**  
**amending Council Regulation (EC) No 872/2004 concerning further restrictive measures in relation to Liberia**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 872/2004 of 29 April 2004 concerning further restrictive measures in relation to Liberia <sup>(1)</sup>, and in particular Article 11(a) thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 872/2004 lists the natural and legal persons, bodies and entities covered by the freezing of funds and economic resources under that Regulation.
- (2) On 14 June 2004, the Sanctions Committee of the United Nations Security Council decided to amend the list of persons, groups and entities to whom the freezing

of funds and economic resources should apply. Annex I should therefore be amended accordingly.

- (3) In order to ensure that the measures provided for in this Regulation are effective, this Regulation must enter into force immediately,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annex I to Regulation (EC) No 872/2004 is hereby replaced by 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, 22 June 2004.

*For the Commission*  
Christopher PATTEN  
*Member of the Commission*

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<sup>(1)</sup> OJ L 162, 30.4.2004, p. 32.

## ANNEX

## ANNEX I

**List of natural and legal persons, bodies or entities referred to in Article 2**

1. Cyril Allen. Date of birth: 26 July 1952. Other information: Former Chairman, National Patriotic Party.
2. Viktor Anatoljevitch Bout (*alias* (a) Butt, (b) Bont, (c) Butte, (d) Boutov, (e) Vitali Sergitov). Date of birth: (a) 13 January 1967, (b) 13 January 1970. Other information: Passport numbers (a) 21N0532664 (b) 29N0006765 (c) 21N0557148 (d) 44N3570350.
3. Charles R. Bright. Date of birth: 29 August 1948. Other information: Former Minister of Finance.
4. M. Moussa Cisse (*alias* Mamadee Kamara). Date of birth: 24 December 1946 (26 June 1944). Other information: Former Chief of Presidential Protocol. Chairman of Mohammad Group of Companies. Liberian Diplomatic Passport D001548-99; Liberian ordinary passport 0058070.
5. Randolph Cooper. Date of birth: 28 October 1950. Other information: Former Managing Director of Robertsfield International Airport.
6. Jenkins Dunbar. Date of birth: 10 January 1947. Other information: Former Minister of Lands, Mines, Energy.
7. Myrtle Gibson. Date of birth: 3 November 1952. Other information: Former Senator, Advisor to Charles Taylor.
8. Reginald B. Goodridge (Senior). Date of birth: 11 November 1952. Other information: Former Minister for Culture, Information, Tourism.
9. Baba Jobe. Nationality: Gambian. Other information: Director of Gambia New Millenium Air Company. Member of Parliament of Gambia.
10. Ali Kleilat. Date of birth: 10 July 1970. Place of birth: Beirut. Nationality: Lebanese.
11. Joseph Wong Kiia Tai. Other information: Executive of the Oriental Timber Company.
12. Gus Kouvenhoven (*alias* (a) Kouenhoven, (b) Kouenhaven). Date of birth: 15 September 1942. Other information: Owner of Hotel Africa; President of the Oriental Timber Company.
13. Leonid Minin (*alias* (a) Blavstein, (b) Blyuvshstein, (c) Blyafshstein, (d) Bluvshstein, (e) Blyufshstein, (f) Vladimir Abramovich Kerler, (g) Vladimir Abramovich Popiloveski, (h) Vladimir Abramovich Popela, (i) Vladimir Abramovich Popelo, (j) Wulf Breslan, (k) Igor Osols). Date of birth: (a) 14 December 1947, (b) 18 October 1946, (c) unknown. Nationality: Ukrainian. German Passports (name: Minin): (a) 5280007248D, (b) 18106739D. Israeli Passports: (a) 6019832 (6/11/94-5/11/99), (b) 9001689 (23/1/97-22/1/02), (c) 90109052 (26/11/97). Russian Passport: KI0861177; Bolivian Passport: 65118; Greek Passport: no details. Owner of Exotic Tropical Timber Enterprises.
14. Samir M. Nasr (*alias* Sanjivan Ruprah). Date of birth: 9 August 1966. Other information: Former Deputy Commissioner of the Bureau of Maritime Affairs.
15. Mohamed Ahmad Salami (*alias* Salame). Date of birth: 22 September 1961. Nationality: Lebanese. Other information: Owner of Mohamed and Company Logging Company.
16. Emmanuel Shaw (II). Date of birth: 29 July 1956.

17. Agnes Reeves Taylor (*alias* Agnes Reeves-Taylor). Date of birth: 27 September 1965. Other information: Former wife of former President Charles Taylor. Former Permanent representative of Liberia to the International Maritime Organization.
  18. Charles "Chuckie" Taylor (Junior). Other information: Son of former President Charles Taylor.
  19. Charles Ghankay Taylor (*alias* Charles MacArthur Taylor). Date of birth: 1 September 1947. Other information: Former president of Liberia.
  20. Jewell Howard Taylor. Date of birth: 17 January 1963. Other information: Wife of former President Charles Taylor.
  21. Tupee Enid Taylor. Date of birth: 17 December 1962. Other information: Former wife of former President Charles Taylor.
  22. Benoni Urey. Date of birth: 22 June 1957. Other information: Ex-Commissioner of Maritime Affairs.
  23. Benjamin Yeaton. Liberian Diplomatic Passport D00123299. Other information: Former Director, Special Security Services.'
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## II

(Acts whose publication is not obligatory)

## COUNCIL

## COUNCIL DECISION

of 14 June 2004

**on the principles, priorities, and conditions contained in the European Partnership with the former Yugoslav Republic of Macedonia**

(2004/518/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 533/2004 of 22 March 2004 on the establishment of European partnerships in the framework of the stabilisation and association process<sup>(1)</sup> and in particular to Article 2 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The Thessaloniki European Council of 19 and 20 June 2003 endorsed the 'Thessaloniki Agenda for the western Balkans: moving towards European integration' where the drawing-up of European partnerships is mentioned as one of the means to intensify the stabilisation and association process.
- (2) Regulation (EC) No 533/2004 sets out that the Council is to decide, by a qualified majority and following a proposal from the Commission, on the principles, priorities and conditions to be contained in the European Partnerships, as well as any subsequent adjustments. It also states that the follow-up of the implementation of the European partnerships will be ensured through the mechanisms established under the stabilisation and association process, notably the Annual Reports.
- (3) The 2004 Commission's Annual Report presents an analysis of the former Yugoslav Republic of Macedonia's preparations for further integration into the European Union and identifies a number of priority areas for further work.

- (4) In order to prepare for further integration into the European Union, the former Yugoslav Republic of Macedonia should develop a plan with a timetable and details in terms of measures the former Yugoslav Republic of Macedonia intends to take to this end,

HAS DECIDED AS FOLLOWS:

*Article 1*

In accordance with Article 1 of Regulation (EC) No 533/2004, the principles, priorities and conditions in the European Partnership with the former Yugoslav Republic of Macedonia are set out in the Annex hereto, which forms an integral part of this Decision.

*Article 2*

The implementation of the European Partnership shall be examined through the mechanisms established under the stabilisation and association process.

*Article 3*

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

Done at Luxembourg, 14 June 2004.

*For the Council*

*The President*

B. COWEN

<sup>(1)</sup> OJ L 86, 24.3.2004, p. 1.

## ANNEX

**1. INTRODUCTION**

The Thessaloniki Agenda identifies ways and means of intensifying the stabilisation and association process, *inter alia*, through the introduction of European partnerships.

Based on the Commission's Annual Report, the purpose of the European Partnership with the former Yugoslav Republic of Macedonia is to identify priorities for action in order to support efforts to move closer to the European Union within a coherent framework. The priorities are adapted to the former Yugoslav Republic of Macedonia's specific needs and stage of preparation and will be updated as necessary. The European Partnership also provides guidance for financial assistance to the former Yugoslav Republic of Macedonia.

It is expected that the former Yugoslav Republic of Macedonia will adopt a plan including a timetable and details in terms of how they intend to address the European Partnership priorities. The plan should also indicate ways to pursue the Thessaloniki Agenda, the priorities on fighting organised crime and corruption identified at the 2002 London Conference and at the Ministerial meeting held in Brussels on 28 November 2003 in the framework of the EU western Balkans Forum and the measures presented by each of the western Balkan countries at the meeting of 5 November 2003 in Belgrade as a follow-up to the Ohrid Conference on integrated border management.

**2. PRINCIPLES**

The stabilisation and association process remains the framework for the European course of the Western Balkan countries, all the way to their future accession.

The main priorities identified for the former Yugoslav Republic of Macedonia relate to its capacity to meet the criteria set by the Copenhagen Council of 1993 and the conditions set for the stabilisation and association process, notably the conditions defined by the Council in its conclusions of 29 April 1997 and 21 and 22 June 1999, the content of the final declaration of the Zagreb Summit of 24 November 2000 and the Thessaloniki Agenda.

**3. PRIORITIES**

The Commission's Annual Report assesses progress made and notes areas where the country needs to increase its efforts. The priorities listed in this European Partnership have been selected on the basis that it is realistic to expect that the former Yugoslav Republic of Macedonia can complete them or take them substantially forward over the next years. A distinction is made between short term priorities, which are expected to be accomplished within one to two years, and medium term priorities, which are expected to be accomplished within three to four years.

The European Partnership indicates the main priority areas for the former Yugoslav Republic of Macedonia's preparations for further integration into the European Union, based on the analysis in the 2004 Annual Report. It should be recalled that where legislation is concerned, incorporation of the EU *acquis* into legislation is not in itself sufficient; it will also be necessary to prepare for its full implementation.

**3.1. SHORT TERM****Political situation**

*Democracy and rule of law*

Ensure the functioning of State institutions in all the territory.

Implement the Ohrid Framework Agreement — Implement the legislation already adopted to implement the Framework Agreement (FA). Adopt remaining legislation required by the FA, in particular adopt and implement the Laws on the Territorial Organisation, Municipal Finance and the City of Skopje. Achieve rapid progress in the implementation of the decentralisation process to allow proper local elections as scheduled, in particular strengthening the municipalities' capacity in financial management and management of transferred competences and assets through training, consultancy and provision of equipment. In parallel, strengthen administrative capacities to supervise and facilitate the decentralisation process, including at central level, in particular of the Ministry of Local Self-Government and of the Ministry of Finance in relation to fiscal decentralisation as well as the line ministries in their own areas of competence. Ensure that appropriate budgetary resources are allocated in order to ensure a smooth transfer of competencies. Adopt a medium term strategic plan for equitable representation of minorities, including adequate budgetary means, and ensure speedy implementation. Take further measures to ensure the implementation of the FA provisions on the use of language and on community symbols. Improve the monitoring and evaluation capacity of the central government. Enhance efforts to revitalise former crisis areas.

**Improve the functioning of the public administration** — Implement fully the Law on Civil Servants. Further develop the Agency for Civil Servants. Develop appropriate strategic planning and related allocation of resources in all Ministries and at Governmental level. Implement the Strategic Development Plan of the General Secretariat. Complete ongoing functional analyses in all public bodies and take measures to implement their recommendations, taking into account the decentralisation process. Improve administrative transparency and adopt a law on public access to information. Reform the administrative procedures and administrative disputes laws in order to strengthen the enforcement of citizens' rights. Implement fully the 2003 Law on the Ombudsman and complete the reform of the Ombudsman's office. Ensure that the Ombudsman's recommendations are followed up. Encourage the development of civil society including social partners' organisations and their active participation in the decision making processes.

**Strengthen the judicial system** — Prepare a comprehensive reform of the Judiciary. Review the current system of selection, appointment and promotion of judges and prosecutors with a view to ensuring political independence, irremovability of judges and career development based upon merit. Prepare necessary constitutional and legislative amendments to guarantee the independence of the body in charge of their selection and career development. Simplify court procedures. Improve the enforcement of the courts' decisions. Introduce alternative dispute resolution mechanisms including arbitration and mediation in criminal matters. Ensure the appropriate enforcement of property rights and court rulings in the area of civil law. Strengthen the institutional capacity to train judges and prosecutors and prepare the setting up of a national school for magistrates. Provide for adequate initial and vocational training schemes.

**Improve the fight against corruption** — Implement the strategy for the fight against corruption. Increase institutional capacity to investigate and prosecute corruption. Improve coordination and ensure cooperation between the law enforcement agencies and the State Commission on the Prevention of Corruption. Improve exchange of intelligence on corruption related cases between the services in charge of identifying, investigating and prosecuting established cases. Strengthen and implement the rules applying to officials' declaration of assets, conflict of interest, transparency in public procurement and internal and external control of the administration. Adopt appropriate legislation on financing of political parties.

#### *Human rights and the protection of minorities*

**Improve the respect of human rights by law enforcement bodies** — Ensure full compliance with the European Convention on Human Rights, the Convention for the Prevention of Torture and Inhuman and Degrading Treatment or Punishment and other relevant international conventions. Implement the Code of Ethics and ensure that irregularities are prosecuted. Deal with previous mistreatment cases through appropriate prosecutions. Upgrade internal controls and enforcement of professional standards in all law enforcement agencies and judiciary and prison administrations. Respect pre-trial detention rules. Promote police, judges, prosecutors and other law enforcement bodies awareness of their obligations in terms of human rights, and ensure that they implement them in accordance with international requirements.

**Promote freedom of expression and media** — Review the legal framework for broadcasting to prevent political interference. Take concrete steps to ensure the independence of media regulatory bodies. Review the legislation on defamation to reflect European standards and the jurisprudence of the European Court of Human Rights.

**Ensure respect of minority rights** — Ensure that the process of establishing a third State university in Tetovo is completed in a way that creates synergy with the South East European University and provides for academic standards in line with the Bologna declaration.

#### *Regional cooperation and international cooperation*

**Promote regional cooperation** — Comply with the stabilisation and association process requirements and Thessaloniki commitments in terms of regional cooperation. Ensure implementation of all regional free trade agreements. Pursue the conclusion of agreements with neighbouring countries, including on cross border cooperation as regards the fight against organised crime, trafficking and smuggling, judicial cooperation, border management, environment and energy, and ensure their effective implementation.

**Ensure proper implementation of the Stabilisation and Association Agreement (SAA) in the field of regional cooperation** — Conclude negotiations with Croatia on the bilateral convention on regional cooperation.



Adopt an appropriate legal framework on cooperation with the International Criminal Tribunal for the former Yugoslavia.

Implement international agreements concluded by the former Yugoslav Republic of Macedonia — Guarantee the respect of commitments undertaken by the former Yugoslav Republic of Macedonia in the framework of its relations with the EU.

### **Economic situation**

#### *Free market economy and structural reforms*

Sustain macroeconomic stability — Maintain a stable macroeconomic framework in the context of the International Monetary Fund programme. Conclude an agreement on a follow-up programme.

Pursue economic reforms — Introduce comprehensive market oriented reforms aimed at reducing the role of the State in the economy, and establish a level playing field for all economic actors allowing them to operate in a stable and predictable environment. Clarify and enforce property rights, including in the context of privatisation.

Improve the business environment — Adopt and implement an improved legal framework on company law. Upgrade the efficiency of the administrative and judicial system and streamline the efficiency of bankruptcy procedures. Develop a programme to simplify and reduce licensing procedures and improve the transparency of all administrative procedures impacting on enterprises.

Employment policy — Develop and implement a comprehensive strategy to promote employment and reduce unemployment, in particular with regard to vocational training and labour market reforms, involving all relevant actors in all ethnic communities. Respect core labour standards and ensure their effective enforcement (including freedom of association and right to collective bargaining, non-discrimination in employment and occupation).

#### *Management of public finances*

Improve public finance management — Implement fiscal decentralisation. Implement the wage decompression of civil service salary structure. Strengthen internal control and audit capacity in the Ministry of Finance and broaden controls applied to the public administration as a whole. Review the Law on State Audit to align it to EU standards and strengthen the State Audit Office as an independent State institution with an independent budget. Exert greater control and supervision of expenditure of extra-budgetary funds. Establish an effective Treasury Bill and Bond market.

### **EU Standards**

#### *Internal Market and Trade*

Implement properly the Protocol on the adaptation of the SAA to take account of EU enlargement

Movement of goods — Make further progress on adopting European technical norms and standards. Implement the 2002 legislation on standards certification, metrology and conformity assessment, including the adoption of secondary legislation and the strengthening of administrative capacity to ensure enforcement. Progress with regard to the utilisation of the Combined Nomenclature.

Financial services — Improve prudential regulatory framework and supervision of this sector.

Personal data protection — Amend the legislation on protection of personal data in line with EU standards and set up an independent authority charged with the supervision of its implementation.

Customs — Achieve significant results in the fight against fraud, smuggling and trafficking. Further strengthen the customs administration and ensure its proper functioning in order to reach EU standards. Carry forward the reform process and ensure the proper implementation of the Strategic Plan 2004 to 2008. In particular, ensure the proper operation of the new Professional Standards Unit and prosecute corruption cases within the customs Service. Strengthen administrative cooperation in the customs sector. Strengthen the services involved in the implementation of trade agreements and in particular with regard to the control of preferential rules of origin.

**Taxation** — Start reviewing the present tax legislation and the administrative procedures in order to ensure effective and non-discriminatory enforcement of tax legislation. Eliminate the present different excise duty rates for tobacco products based on the origin of the goods (domestic or imported). Proceed with the ongoing reform of the tax administration, and in particular strengthen its capacity at local level for collection and control of the tax due. Address the problem of the increasing level of VAT refund arrears. Commit to the principles of the Code of Conduct for business taxation and ensure that new tax measures are in conformity with these principles.

**Competition and State aid** — Adopt legislation against the restriction of competition. Entrust the competition authority with efficient means to directly enforce the law and impose sanctions. Promote transparency and basic enforcement of State aid principles. Promote competition policy by fostering liberalisation, improving public procurement practices, ensuring a pro-competitive approach to privatisation. Adopt secondary legislation on state aid and strengthen the administrative capacity to implement the legal framework.

**Public procurement** — Improve the current legal framework on public procurement in line with the EU acquis and set up an Agency for Public Procurement able to ensure the implementation of the legal framework.

**Intellectual, industrial and commercial property rights** — Adopt secondary legislation relating to the Law on Industrial Property and implement the law. Continue improvement of legislation copyright and related rights.

#### *Sectoral policies*

**Industry and SMEs** — Adopt the restructuring and conversion programme for the steel industry in line with the competition related EU acquis to create efficient and competitive firms. Implement the principles of the European Charter for Small Enterprises and implement targets set for 2004. Improve access of small and medium-sized enterprises to financial and non-financial services. Continue preparation of a national guarantee fund.

**Energy** — Develop the newly-established Energy Regulatory Commission in order to meet EU guidelines and avoid a monopolistic situation emerging in the energy sector. Amend the Energy Law establishing the transmission system operator and addressing the public service obligations. Pursue reforms (privatisation) in the electricity sector.

**Telecommunication** — Ensure that the electronic communications sector is liberalised effectively including the strengthening of regulatory bodies and the adoption of suitable laws and policies for the sector.

**Environment** — Adopt laws on environment, waste management, water management, protection of natural resources and air quality in line with EU standards. Develop a national strategy for sustainable development, in line with the acquis, including a comprehensive plan for the implementation of the recommendations set out in the conclusions of the United Nations World Summit on Sustainable Development in Johannesburg 2002.

#### *Cooperation in justice and home affairs*

**Border management** — As a follow up to the Ohrid regional Conference on border security and management in May 2003, implement the short term measures which were adopted by the Government and presented at the meeting of JHA ministers within the framework of the EU-Western Balkans Forum on 28 November 2003. Implement the Integrated Border Management Strategy adopted in December 2003 in cooperation between the agencies concerned. Strengthen the coordination between the Ministry of Interior and the Ministry of Defence to facilitate the transfer of competences on border control to the border police, and ensure the institutional development of border police service.

**Migration and asylum policies** — Implement the 2003 Law on Asylum. Establish an independent and transparent appeal and review panel for asylum seekers. Adopt appropriate by-laws for the implementation and development of reception policies and facilities. Revise the migration legislation, in particular review the legislation related to legal and illegal immigration and trafficking in human beings. Establish a common strategy to fight illegal immigration and the trafficking of human beings, integrating the regional dimension. Adopt a new Law on Foreigners.

**Police** — Ensure that the police services, in particular the special police forces, behave according to international standards and practices. Clarify the respective roles of the Ministry of Interior and the Ministry of Defence in crisis management situations in line with EU practices. Adopt and implement an Action Plan for the reform of the police, taking into consideration equitable representation at all levels, and plan the necessary resources for its implementation. Take urgent measures to reform human resources management. Improve cooperation with the Judiciary. Enhance training capacities and ensure the proper functioning of the Police Academy, including the proper allocation of budgetary resources. Reduce corruption and irregular behaviour within police ranks. Promote cooperation with Interpol and other international law enforcement organisation, in particular through improved consultation of their databases.

**Organised crime, trafficking, drugs, money laundering and terrorism** — Implement the action oriented measures that have been adopted by the Government and presented at the EU-western Balkans JHA ministerial meeting of 28 November 2003. Complete the ratification of the 2002 UN Convention on Organised Crime and its related protocols on small arms, trafficking in human beings and smuggling of migrants, and ensure implementation. Enhance coordination between law-enforcement bodies involved in fighting organised crime. Enhance intelligence and risk analysis and set up a central criminal intelligence unit, working in cooperation with all law enforcement agencies. Adopt the legislative changes needed to allow for the use of special investigative means. Develop witness protection programmes. Increase capacity to fight against drug trafficking. Develop a national drugs strategy in line with the EU Drugs Strategy and Action Plan on Drugs. Clarify the respective roles of the Directorate against Money Laundering (DML) and of the Financial Police and upgrade the DML to the level of a financial intelligence unit in line with EU standards. Take the necessary steps to prepare for the conclusion of an agreement with Europol. Increase international cooperation and implement relevant international conventions on terrorism. Improve cooperation and exchange of information between police and intelligence services within the State and with other States. Prevent the financing and preparation of acts of terrorism.

### 3.2. MEDIUM TERM

#### **Political situation**

##### *Democracy and the rule of law*

**Implement the FA** — Implement the strategic plan for equitable representation of minorities. Ensure the proper functioning of the decentralised levels of government. Sustain efforts in revitalising former crisis areas.

**Further improve the functioning of the administration** — Further promote independence of the administration, transparency in recruitment procedures and career development based on merit, professionalism and equitable representation of all communities. Pursue the reform of the public administration, in particular in view of the outcome of the 'functional' analysis. Further develop the capacity of Ministries to perform a range of common functions needed to support the coordinating role for the General Secretariat and other central agencies (policy development, strategic planning, financial management, personnel management, information technology). Ensure that the sectors in the administration responsible for the implementation of the SAA provisions are duly equipped to carry out their duties. Further encourage the development of civil society including social partners organisations and their participation in the decision making process.

**Further strengthen the judicial system** — Implement a comprehensive reform of the judicial system, including the necessary changes in the Constitution and in the legal framework, and strengthen the overall capacity of the judicial system. Ensure the effective functioning of the National School for Magistrates. Enhance training on EU legislation, cross border cooperation in criminal matters and practices. Decrease the backlog of cases in all courts. Ensure provision of appropriate equipment and well trained and specialised administrative staff with the appropriate status. Ensure sufficient budgetary resources to guarantee access to justice and legal aid. Increase salaries.

**Further improve the fight against corruption and organised crime** — Achieve significant, tangible results in the fight against corruption, at all levels, through adequate legislation and the proper implementation of the national programme against corruption. Facilitate the placement of liaison officers, seconded by EU Member States in the relevant State bodies involved in the fight against organised crime. Provide six-monthly reports to the EU on tangible results achieved in the judicial pursuit of organised crime related activities under the terms of the United Nations Convention on transnational organised crime, known as the Palermo Convention.

*Human rights and the protection of minorities*

Ensure the respect of human rights by law enforcement bodies — Ensure that the police, judges, prosecutors and other law enforcement bodies are fully aware of their obligations and that they are implemented. Ensure that human dignity is respected in detention centres and prisons.

Further promote freedom of expression and media — Ensure that the laws in the media sector are in line with the EU standards and are properly implemented.

Further promote the principle of non-discrimination and equal representation — Foster employment opportunities for all ethnic communities and facilitate access to education. Promote higher education for minorities and ensure that higher education in Albania respects EU standards as defined in the Bologna declaration.

*Regional and International Cooperation*

Further promote regional cooperation — Maintain a constructive and balanced regional policy which promotes dialogue, stability, good neighbourhood and cooperation. Implement the Memorandum of Understanding of the South East Europe (SEE) Core Regional Transport Network. Implement the commitments undertaken in the framework of the 2003 Athens Memorandum of Understanding on the Regional Energy Market in SEE, and prepare for the establishment of the Integrated Regional Energy Market.

Implement international agreements concluded by the former Yugoslav Republic of Macedonia — Fully implement international agreements and conventions ratified by the former Yugoslav Republic of Macedonia, in particular conventions in the fields of justice and home affairs, human and minority rights and trade.

**Economic situation***Free Market Economy and Structural Reforms*

Ensure sustainability of economic reforms

Further improve the business environment — Ensure effective implementation of main international and EU standards on company law, accounting and auditing. Further upgrade the efficiency of the administrative and judicial system, fully implement the programme to simplify and reduce licensing procedures and further improve the transparency of all administrative procedures impacting on enterprises. Ensure the enforcement of creditors' rights within a transparent legal framework and through reforming the cadastre. Promote the implementation of a code on corporate governance.

Employment and social policy — Develop a social policy to promote social cohesion, effective social protection systems, improve social standards and address poverty and social exclusion. Further develop an employment policy, involving all relevant actors.

*Management of public finances*

Further improve public finances and their management — Enhance public internal and external financial control. Remove the main obstacles for the development of the second pillar of the pension system, in particular the financing of the transition from a solidarity system to a mandatory accumulation system.

Fraud — Establish effective procedures for the detection, treatment and follow-up of cases of (suspected) fraud and other irregularities affecting national and international funds.

**EU standards***Internal market and trade*

Movement of goods — Reinforce the Government's capacity to implement the SAA, in particular through developing internal expertise to assess whether draft legislation is in line with the EU acquis.

Financial services — Ensure effective implementation of independent and well trained supervisory authorities in accordance with internationally recognised standards.

**Personal data protection** — Continue institutional strengthening of the data protection authority in line with EU standards and practices.

**Customs** — Further strengthen the customs administration and ensure its proper functioning in order to reach EU standards. Implement the Strategic Plan 2004 to 2008.

**Taxation** — Continue strengthening the tax administration, in particular tax collection and control, and ensure its proper functioning in order to reach EU standards. Develop an audit strategy and adequate IT systems.

**Competition and State aid** — Implement the legislation against the restriction of competition. Further strengthen the competition authority by giving the power to enforce the law and pronounce sanctions. Further promote transparency in State aid.

**Public procurement** — Achieve fully operational public procurement structures which ensure the conduct of public procurement procedures in full accordance with the law and SAA principles.

**Intellectual property rights** — Ensure the implementation of the legislation on intellectual and industrial property.

#### *Sectoral Policies*

**Industry and SMEs** — Implement the restructuring and conversion programme for the steel industry. Complete the implementation of the strategy for the implementation of the European Charter for Small Enterprises. Promote SMEs' access to credit facilities. Further develop experience of non-financial SME support mechanisms (i.e. clusters and technology parks). Implement the FIAS action plan on reduction of barriers to investment.

**Telecommunication** — Transpose and implement the new EU framework for electronic communications.

**Agriculture** — Adopt and implement structural reforms in the field of agriculture. Adopt and implement comprehensive reform including border and internal inspection services and practices regarding plant and animal health, policy analysis, sector information systems and statistics and coordination functions for existing public- and private-sector institutions and services.

**Environment** — Further approximate legislation with EU standards. Implement the legislation adopted. Improve environmental monitoring and further build administrative capacity. Integrate environmental concerns in various policies, in particular through developing environmental impact assessments in line with EU standards.

#### *Cooperation in Justice and Home Affairs*

**Border management** — Complete the implementation of the Integrated Border Management Strategy in cooperation between the competent agencies.

**Migration and Asylum policies** — Strengthen the development of national asylum structures in line with international and European standards to enable them to provide appropriate protection and assistance to asylum seekers and refugees. Implement the strategy to fight illegal immigration and trafficking of human beings.

**Police** — Complete the implementation of the reform of the police. Enhance training to fight new forms of criminality, including computer and trans-border crime. Further improve police information systems.

**Organised crime, trafficking, drugs, and money laundering** — Achieve significant results in the fight against organised criminality. Ensure the implementation of the UN instruments against organised crime. Further improve the State's capacity to prevent and combat crime, through coordination between law enforcement agencies and with the judiciary, increased analytical capacity to deal with criminal intelligence and further training in new forms of criminality. Decrease the number of illicit small arms and light weapons. Ensure the full operation of the financial intelligence unit in line with EU standards. Implement the national drugs strategy. Reinforce the fight against economic and financial crime (including money-laundering and counterfeiting of currencies) and fraud as well as improve the related national legislation.

#### 4. PROGRAMMING

Community assistance under the stabilisation and association process to the western Balkan countries will be provided by the relevant financial instruments, and in particular by Council Regulation (EC) No 2666/2000 of 5 December 2000 on assistance for Albania, Bosnia and Herzegovina, Croatia, the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia<sup>(1)</sup>; accordingly, this Decision will have no financial implications. In addition the former Yugoslav Republic of Macedonia will have access to funding from multi-country and horizontal programmes. The Commission is working with the European Investment Bank and the International Financial Institutions, in particular the European Bank for Reconstruction and Development and the World Bank, with a view to facilitate the co-financing of projects relating to the stabilisation and association process.

#### 5. CONDITIONALITY

Community assistance under the Stabilisation and Association process to the western Balkan countries is conditional on further progress in satisfying the Copenhagen political criteria. Failure to respect these general conditions could lead the Council to take appropriate measures on the basis of Article 5 of Regulation (EC) No 2666/2000.

Community assistance shall also be subject to the conditions defined by the Council in its Conclusions of 29 April 1997, in particular as regards the recipient's undertaking to carry out democratic, economic and institutional reforms, taking into account the priorities set out in this European Partnership.

#### 6. MONITORING

The follow-up of the European Partnership is ensured through the framework of the mechanisms established under the stabilisation and association process, notably the Annual Report on the stabilisation and association process.

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<sup>(1)</sup> OJ L 306, 7.12.2000, p. 1. Regulation as amended by Regulation (EC) No 2415/2001 (OJ L 327, 12.12.2001, p. 3).