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## I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 1731/2004**  
**of 5 October 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 6 October 2004.

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

Done at Brussels, 5 October 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 Commission Regulation of 5 October 2004 establishing the standard import values for determining the entry price of certain fruit and vegetables**

*(EUR/100 kg)*

CN code	Third country code <sup>(1)</sup>	Standard import value
0702 00 00	052	54,6
	999	54,6
0707 00 05	052	100,0
	999	100,0
0709 90 70	052	85,9
	999	85,9
0805 50 10	052	72,1
	388	52,8
	524	66,6
	528	50,5
	999	60,5
0806 10 10	052	86,7
	400	163,7
	624	85,8
	999	112,1
0808 10 20, 0808 10 50, 0808 10 90	052	85,9
	388	80,1
	400	92,9
	508	98,9
	512	107,7
	720	16,9
	800	137,8
	804	89,0
999	88,7	
0808 20 50	052	103,4
	388	43,0
	999	73,2

<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 1732/2004****of 5 October 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, table grapes, apples and peaches)**

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 1153/2004<sup>(3)</sup> fixed the indicative quantities for the issue of B system export licences.

(2) The definitive rate of refund for tomatoes, oranges, table grapes, apples and peaches covered by licences applied for under system B between 1 July and 16 September 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 1153/2004 between 1 July and 16 September 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 6 October 2004.

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

Done at Brussels, 5 October 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 223, 24.6.2004, p. 6.

## ANNEX

**Percentages for the issuing of licences and rates of refund applicable to system B licences applied for between 1 July and 16 September 2004 (tomatoes, oranges, table grapes, apples and peaches)**

Product	Rate of refund (EUR/t net)	Percentages of licences to be issued for the quantities applied for
Tomatoes	30	100 %
Oranges	25	100 %
Table grapes	19	100 %
Apples	30	100 %
Peaches	13	100 %

**COMMISSION REGULATION (EC) No 1733/2004****of 5 October 2004****amending Regulation (EC) No 635/2004 fixing the exchange rates applicable to certain direct aids and structural or environmental measures in 2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 2808/98 of 22 December 1998 laying down detailed rules for the application of the agrimonetary system for the euro in agriculture<sup>(1)</sup>, and in particular the second sentence of Article 4(3) thereof,

Whereas:

- (1) Under the first subparagraph of Article 4(1) of Commission Regulation (EC) No 2808/98, the operative event for the area payment for nuts provided for in Chapter 4 of Title IV of Council Regulation (EC) No 1782/2003<sup>(2)</sup>, which establishes common rules for direct support schemes under the common agricultural policy and certain support schemes for farmers, and amends certain Regulations, is the date of commencement of the marketing year concerned.
- (2) Under the second paragraph of Article 4 of Commission Regulation (EC) No 659/97 of 16 April 1997 laying down detailed rules for the application of Council Regulation (EC) No 2200/96 as regards intervention arrangements in the fruit and vegetables sector<sup>(3)</sup>, the marketing year for nuts commences on 1 January.

(3) The Annex to Commission Regulation (EC) No 635/2004<sup>(4)</sup> shows the exchange rates for amounts for which the operative event is 1 January.

(4) Regulation (EC) No 635/2004 does not refer to the area payment for nuts provided for in Chapter 4 of Title IV of Council Regulation (EC) No 1782/2003. The rates fixed in the Annex thereto should, however, also apply to the area payment for nuts.

(5) Regulation (EC) No 635/2004 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

The following point (f) is added to the first subparagraph of Article 1 of Regulation (EC) No 635/2004:

‘(f) the area payment for nuts provided for in Chapter 4 of Title IV of Council Regulation (EC) No 1782/2003.’

*Article 2*

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

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

Done at Brussels, 5 October 2004.

*For the Commission*

Franz FISCHLER

*Member of the Commission*

<sup>(1)</sup> OJ L 349, 24.12.1998, p. 36. Regulation as last amended by Regulation (EC) No 1250/2004 (OJ L 237, 8.7.2004, p. 13).

<sup>(2)</sup> OJ L 270, 21.10.2003, p. 1. Regulation as last amended by Regulation (EC) No 864/2004 (OJ L 161, 30.4.2004, p. 48).

<sup>(3)</sup> OJ L 100, 17.4.1997, p. 22. Regulation as last amended by Regulation (EC) No 1135/2001 (OJ L 154, 9.6.2001, p. 9).

<sup>(4)</sup> OJ L 100, 6.4.2004, p. 22.

## COMMISSION DIRECTIVE 2004/99/EC

of 1 October 2004

## amending Council Directive 91/414/EEC to include acetamiprid and thiacloprid as active substances

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market<sup>(1)</sup>, and in particular Article 6(1) thereof,

Whereas:

- (1) In accordance with Article 6(2) of Directive 91/414/EEC Greece received on 22 October 1999 an application from Nisso Chemical Europe GmbH for the inclusion of the active substance acetamiprid in Annex I to Directive 91/414/EEC. Commission Decision 2000/390/EC<sup>(2)</sup> confirmed that the dossier was 'complete' in the sense that it could be considered as satisfying, in principle, the data and information requirements of Annexes II and III to Directive 91/414/EEC.
- (2) The United Kingdom received an application under Article 6(2) of Directive 91/414/EEC on 11 September 1998 from Bayer plc. (now Bayer CropScience AG) concerning thiacloprid. Commission Decision 2000/181/EC<sup>(3)</sup> confirmed that the dossier was 'complete' in the sense that it could be considered as satisfying, in principle, the data and information requirements of Annexes II and III to Directive 91/414/EEC.
- (3) For those active substances, the effects on human health and the environment have been assessed, in accordance with the provisions of Article 6(2) and (4) of Directive 91/414/EEC, for the uses proposed by the applicants. The designated rapporteur Member States submitted draft assessment reports concerning the substances to the Commission on 19 March 2001 (acetamiprid) and 22 November 2000 (thiacloprid).
- (4) The draft assessment reports have been reviewed by the Member States and the Commission within the Standing Committee on the Food Chain and Animal Health. The review was finalised on 29 June 2004 in the format of the Commission review reports for acetamiprid and thiacloprid.
- (5) The review of acetamiprid and thiacloprid did not reveal any open questions or concerns, which would have required a consultation of the Scientific Committee on Plants.

(6) It has appeared from the various examinations made that plant protection products containing the active substances concerned may be expected to satisfy, in general, the requirements laid down in Article 5(1)(a) and (b) and Article 5(3) of Directive 91/414/EEC, in particular with regard to the uses which were examined and detailed in the Commission review report. It is therefore appropriate to include acetamiprid and thiacloprid in Annex I to that Directive, in order to ensure that in all Member States the authorisations of plant protection products containing these active substances may be granted in accordance with the provisions of that Directive.

(7) After the inclusion of acetamiprid and thiacloprid in Annex I to Directive 91/414/EEC, Member States should be allowed a reasonable period to implement the provisions of that Directive as regards plant protection products containing those substances and in particular to review existing provisional authorisations and, by the end of this period at the latest, to transform those authorisations into full authorisations, to amend them or to withdraw them in accordance with the provisions of Directive 91/414/EEC.

(8) It is therefore appropriate to amend Directive 91/414/EEC accordingly.

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

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Annex I to Directive 91/414/EEC is amended as set out in the Annex to this Directive.

*Article 2*

1. Member States shall adopt and publish by 30 June 2005 at the latest the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 1 July 2005.

When Member States adopt those provisions, they shall contain a reference to this Directive or shall be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

<sup>(1)</sup> OJ L 230, 19.8.1991, p. 1. Directive as last amended by Commission Directive 2004/71/EC (OJ L 127, 29.4.2004, p. 104).

<sup>(2)</sup> OJ L 145, 20.6.2000, p. 36.

<sup>(3)</sup> OJ L 57, 2.3.2000, p. 35.

2. Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

*Article 3*

1. Member States shall review the authorisation for each plant protection product containing acetamiprid or thiacloprid to ensure that the conditions relating to these active substances set out in Annex I to Directive 91/414/EEC are complied with. Where necessary, they shall amend or withdraw authorisations in accordance with Directive 91/414/EEC by 30 June 2005 at the latest.

2. For each authorised plant protection product containing acetamiprid or thiacloprid as either the only active substance or as one of several active substances all of which were listed in Annex I to Directive 91/414/EEC by 31 December 2004 at the latest, Member States shall re-evaluate the product in accordance with the uniform principles provided for in Annex VI to Directive 91/414/EEC, on the basis of a dossier satisfying the requirements of Annex III to that Directive. On the basis of that evaluation, they shall determine whether the product satisfies the conditions set out in Article 4(1)(b), (c), (d) and (e) of Directive 91/414/EEC.

Following that determination Member States shall:

(a) in the case of a product containing acetamiprid or thiacloprid as the only active substance, where necessary,

amend or withdraw the authorisation by 30 June 2006 at the latest; or

(b) in the case of a product containing acetamiprid or thiacloprid as one of several active substances, where necessary, amend or withdraw the authorisation by 30 June 2006 or by the date fixed for such an amendment or withdrawal in the respective Directive or Directives which added the relevant substance or substances to Annex I to Directive 91/414/EEC, whichever is the latest.

*Article 4*

This Directive shall enter into force on 1 January 2005.

*Article 5*

This Directive is addressed to the Member States.

Done at Brussels, 1 October 2004.

*For the Commission*

David BYRNE

*Member of the Commission*



## ANNEX

In Annex I to Directive 91/414/EEC the following rows are added at the end of the table:

No	Common name, identification numbers	IUPAC Name	Purity (1)	Entry into force	Expiration of inclusion	Specific provisions
92	Acetamiprid CAS No 160430-64-8 CIPAC No Not yet allocated	(E)-N <sup>1</sup> -[(6-chloro-3-pyridyl)-methyl]-N <sup>2</sup> -cyano-N <sup>1</sup> -methylacetamide	≥ 990 g/kg	1 January 2005	31 December 2014	<p>Only uses as insecticide may be authorised.</p> <p>For the implementation of the uniform principles of Annex VI, the conclusions of the review report on Acetamiprid, and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 29 June 2004 shall be taken into account.</p> <p>In this overall assessment Member States</p> <ul style="list-style-type: none"> <li>— should pay particular attention to worker exposure,</li> <li>— should pay particular attention to the protection of aquatic organisms.</li> </ul> <p>Risk mitigation measures should be applied where appropriate.</p> <p>Only uses as insecticide may be authorised.</p> <p>For the implementation of the uniform principles of Annex VI, the conclusions of the review report on Thiacloprid, and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 29 June 2004 shall be taken into account.</p> <p>In this overall assessment Member States</p> <ul style="list-style-type: none"> <li>— should pay particular attention to the protection of non-target arthropods,</li> <li>— should pay particular attention to the protection of aquatic organisms,</li> <li>— should pay particular attention to the potential for groundwater contamination, when the active substance is applied in regions with vulnerable soil and/or climatic conditions.</li> </ul> <p>Risk mitigation measures should be applied where appropriate.</p>
93	Thiacloprid CAS No 111988-49-9 CIPAC No 631	(Z)-N-(3-[(6-chloro-3-pyridinyl)methyl]-1,3-thiazolan-2-ylidene)cyanamide	≥ 975 g/kg	1 January 2005	31 December 2014	<p>Only uses as insecticide may be authorised.</p> <p>For the implementation of the uniform principles of Annex VI, the conclusions of the review report on Thiacloprid, and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 29 June 2004 shall be taken into account.</p> <p>In this overall assessment Member States</p> <ul style="list-style-type: none"> <li>— should pay particular attention to the protection of non-target arthropods,</li> <li>— should pay particular attention to the protection of aquatic organisms,</li> <li>— should pay particular attention to the potential for groundwater contamination, when the active substance is applied in regions with vulnerable soil and/or climatic conditions.</li> </ul> <p>Risk mitigation measures should be applied where appropriate.</p>

(1) Further details on identity and specification of active substances are provided in the review report.

## COMMISSION DIRECTIVE 2004/102/EC

of 5 October 2004

**amending Annexes II, III, IV and V to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community<sup>(1)</sup>, and in particular points (c) and (d) of the second paragraph of Article 14 thereof,

Whereas:

- (1) Directive 2000/29/EC stipulates that wood of conifers (Coniferales), except that of *Thuja* L., in the form of packing cases, crates, drums, pallets, box pallets or other load boards, dunnage, spacers and bearers including that which has not kept its natural round surface, originating in Canada, China, Japan, Korea, Taiwan and the USA shall be stripped of its bark, and shall be free from grub holes larger than 3 mm across, and shall have a moisture content expressed as a percentage of dry matter, of less than 20 %, achieved at the time of manufacture.
- (2) The FAO International Standard for Phytosanitary Measures No 15 on *Guidelines for regulating wood packaging material in international trade*<sup>(2)</sup> contains phytosanitary measures in respect of movement of wood packaging material in the form of packing cases, crates, drums, pallets, load boards, pallet collars and dunnage, aiming at reducing the risk of introduction and/or spread of quarantine pests associated with wood packaging material, made of coniferous and non-coniferous raw wood, in use in international trade. The relevant provisions of Directive 2000/29/EC on wood packaging material should be brought in line with the provisions of the said Guidelines.
- (3) The provisions for wood originating in countries where *Bursaphelenchus xylophilus* (Steiner et Bühner) Nickle et al. is known to occur should be modified as new technical treatments against this pathogen became available.
- (4) The provisions for wood originating in Russia, Kazakhstan, and Turkey and other third countries

should be improved and adjusted to better protect the Community against the introduction of wood affecting harmful organisms and to take into account new technical treatments, which recently became available against wood affecting harmful organisms.

- (5) These improved measures should include the use of a 'phytosanitary certificate' for wood products originating in third countries.
- (6) The provisions as regards *Cryphonectria parasitica* (Murrill.) Barr. should be modified to take into account the updated information on its presence in the Community and its risk of introduction into and spread within the Community with wood and isolated bark of *Castanea* Mill., by restricting them to protected zones in the Czech Republic, Denmark, Greece, Ireland, Sweden and the United Kingdom where it has been determined that this organism is not present.
- (7) The provisions as regards wood products which must be subjected to a plant health inspection in the country of origin or the consignor country, if originating outside the Community, before being permitted to enter the Community or moved within the Community, should be modified in the light of the changes made to the technical requirements on such wood and changes in the tariff and statistical nomenclature and the Common Customs Tariff.
- (8) The provisions as regards the risk of introduction of harmful organisms with isolated bark of conifers (Coniferales) originating in certain third countries should be modified, as new information became available on treatment of such isolated bark, obviating the above risk.
- (9) The harmful organism *Ceratocystis virescens* (Davidson) Moreau is likely to become the generally accepted name for the organism *Ceratocystis coeruleascens* (Münch) Bakshi.
- (10) The relevant annexes to Directive 2000/29/EC should therefore be amended accordingly.
- (11) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

<sup>(1)</sup> OJ L 169, 10.7.2000, p. 1. Directive as last amended by Commission Directive 2004/70/EC (OJ L 127, 29.4.2004, p. 97).

<sup>(2)</sup> ISPM No 15, March 2002, FAO, Rome.

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Annexes II, III, IV and V to Directive 2000/29/EC are amended in accordance with the Annex to this Directive.

*Article 2*

1. Member States shall adopt and publish by 28 February 2005 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 1 March 2005.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2. Member States shall communicate to the Commission the text of the main provisions of national law, which they adopt in the field governed by this Directive.

*Article 3*

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

*Article 4*

This Directive is addressed to the Member States.

Done at Brussels, 5 October 2004.

*For the Commission*  
David BYRNE  
*Member of the Commission*

## ANNEX

1. In Annex II, Part A, Section I, point (c) 4 is replaced by the following:

'4. <i>Ceratocystis virescens</i> (Davidson) Moreau	Plants of <i>Acer saccharum</i> Marsh., other than fruit and seeds, originating in the USA and Canada, wood of <i>Acer saccharum</i> Marsh., including wood which has not kept its natural round surface, originating in the USA and Canada'.
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2. In Annex II, Part A, Section II, point (c) 3, the text of the right hand column is replaced by the following:

'Plants of *Castanea* Mill and *Quercus* L., intended for planting, other than seeds'.

3. In Annex II, Part B(c), the following point is added before point 1:

'01 <i>Cryphonectria parasitica</i> (Murrill.) Barr.	Wood, excluding wood which is bark-free, and isolated bark of <i>Castanea</i> Mill.	CZ, DK, EL, (Crete, Lesvos) IRL, S, UK (except the Isle of Man)'.
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4. In Annex III, Part A, point 4 is deleted.

5. Annex IV, Part A, Section I, points 1.1, 1.2, 1.3, 1.4 and 1.5 are replaced by the following:

'1.1. Whether or not listed among the CN codes in Annex V, Part B, wood of conifers (Coniferales), except that of <i>Thuja</i> L., other than in the form of:	Official statement that the wood has undergone an appropriate:
— chips, particles, sawdust, shavings, wood waste and scrap obtained in whole or part from these conifers,	(a) heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes. There shall be evidence thereof by a mark "HT" put on the wood or on any wrapping in accordance with current usage, and on the certificates referred to in Article 13.1.(ii),
— wood packaging material, in the form of packing cases, boxes, crates, drums and similar packings, pallets, box pallets and other load boards, pallet collars, actually in use in the transport of objects of all kinds,	or
— wood used to wedge or support non-wood cargo,	(b) fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate (g/m <sup>3</sup> ) and the exposure time (h),
— wood of <i>Libocedrus decurrens</i> Torr. where there is evidence that the wood has been processed or manufactured for pencils using heat treatment to achieve a minimum temperature of 82 °C for a seven to eight-day period,	or
but including that which has not kept its natural round surface, originating in Canada, China, Japan, the Republic of Korea, Mexico, Taiwan and the USA, where <i>Bursaphelenchus xylophilus</i> (Steiner et Bühner) Nickle et al. is known to occur.	(c) chemical pressure impregnation with a product approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the pressure (psi or kPa) and the concentration (%).

- |  |   |
|--|---|
| <p>1.2. Whether or not listed among the CN codes in Annex V, Part B, wood of conifers (Coniferales), except that of <i>Thuja</i> L., in the form of:</p> <p>— chips, particles, sawdust, shavings, wood waste and scrap obtained in whole or part from these conifers,</p> <p>originating in Canada, China, Japan, the Republic of Korea, Mexico, Taiwan and the USA, where <i>Bursaphelenchus xylophilus</i> (Steiner et Bühner) Nickle et al. is known to occur.</p>   | <p>Official statement that the wood has undergone an appropriate:</p> <p>(a) heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes, the latter to be indicated on the certificates referred to in Article 13.1.(ii),</p> <p>or</p> <p>(b) fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate (g/m<sup>3</sup>) and the exposure time (h).</p>   |
| <p>1.3. Whether or not listed among the CN codes in Annex V, Part B, wood of <i>Thuja</i> L., other than in the form of:</p> <p>— chips, particles, sawdust, shavings, wood waste and scrap,</p> <p>— wood packaging material, in the form of packing cases, boxes, crates, drums and similar packings, pallets, box pallets and other load boards, pallet collars, actually in use in the transport of objects of all kinds,</p> <p>— wood used to wedge or support non-wood cargo,</p> <p>originating in Canada, China, Japan, the Republic of Korea, Mexico, Taiwan and the USA, where <i>Bursaphelenchus xylophilus</i> (Steiner et Bühner) Nickle et al. is known to occur.</p> | <p>Official statement that the wood:</p> <p>(a) is bark-free,</p> <p>or</p> <p>(b) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark “kiln-dried” or “K.D.” or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage,</p> <p>or</p> <p>(c) has undergone an appropriate heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes. There shall be evidence thereof by a mark “HT” put on the wood or on any wrapping in accordance with current usage and on the certificates referred to in Article 13.1.(ii),</p> <p>or</p> <p>(d) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate (g/m<sup>3</sup>) and the exposure time (h),</p> <p>or</p> <p>(e) has undergone an appropriate chemical pressure impregnation with a product approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the pressure (psi or kPa) and the concentration (%).</p> |

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|--|--|
| <p>1.4. Whether or not listed among the CN codes in Annex V, Part B, wood of <i>Thuja</i> L., in the form of:</p> <p>— chips, particles, sawdust, shavings, wood waste and scrap,</p> <p>originating in Canada, China, Japan, the Republic of Korea, Mexico, Taiwan and the USA, where <i>Bursaphelenchus xylophilus</i> (Steiner et Bühner) Nickle et al. is known to occur.</p>  | <p>Official statement that the wood:</p> <p>(a) has been produced from debarked round wood,</p> <p>or</p> <p>(b) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule,</p> <p>or</p> <p>(c) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate (g/m<sup>3</sup>) and the exposure time (h),</p> <p>or</p> <p>(d) has undergone an appropriate heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes, the latter to be indicated on the certificates referred to in Article 13.1.(ii).</p> |
| <p>1.5. Whether or not listed among the CN codes in Annex V, Part B, wood of conifers (Coniferales), other than in the form of:</p> <p>— chips, particles, sawdust, shavings, wood waste and scrap obtained in whole or part from these conifers,</p> <p>— wood packaging material in the form of packing cases, boxes, crates, drums and similar packings, pallets, box pallets and other load boards, pallet collars, actually in use in the transport of objects of all kinds,</p> <p>— wood used to wedge or support non-wood cargo,</p> <p>but including that which has not kept its natural round surface, originating in Russia, Kazakhstan and Turkey.</p> | <p>Official statement that the wood:</p> <p>(a) originates in areas known to be free from:</p> <p>— <i>Monochamus</i> spp. (non-European)</p> <p>— <i>Pissodes</i> spp. (non-European)</p> <p>— <i>Scolytidae</i> spp. (non-European)</p> <p>The area shall be mentioned on the certificates referred to in Article 13.1.(ii), under the rubric “place of origin,”</p> <p>or</p> <p>(b) is bark-free and free from grub holes, caused by the genus <i>Monochamus</i> spp. (non-European), defined for this purpose as those which are larger than 3 mm across,</p> <p>or</p>   |

- (c) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark "kiln-dried" or "K.D". or another internationally recognised mark, put on the wood or on any wrapping in accordance with the current usage,
- or
- (d) has undergone an appropriate heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes. There shall be evidence thereof by a mark "HT" put on the wood or on any wrapping in accordance with current usage, and on the certificates referred to in Article 13.1.(ii),
- or
- (e) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate ( $\text{g}/\text{m}^3$ ) and the exposure time (h),
- or
- (f) has undergone an appropriate chemical pressure impregnation with a product approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the pressure (psi or kPa) and the concentration (%).
- 1.6. Whether or not listed among the CN codes in Annex V, Part B, wood of conifers (Coniferales), other than in the form of:
- chips, particles, sawdust, shavings, wood waste and scrap obtained in whole or part from these conifers,
  - wood packaging material, in the form of packing cases, boxes, crates, drums and similar packings, pallets, box pallets and other load boards, pallet collars, actually in use in the transport of objects of all kinds,
- Official statement that the wood:
- (a) is bark-free and free from grub holes, caused by the genus *Monochamus* spp. (non-European), defined for this purpose as those which are larger than 3 mm across,
- or
- (b) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark "kiln-dried" or "K.D" or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage,

<p>— wood used to wedge or support non-wood cargo,</p>	or
<p>but including that which has not kept its natural round surface, originating in third countries, other than:</p>	<p>(c) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate (g/m<sup>3</sup>) and the exposure time (h),</p>
<p>— Russia, Kazakhstan and Turkey,</p>	or
<p>— European countries,</p>	<p>(d) has undergone an appropriate chemical pressure impregnation with a product approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the pressure (psi or kPa) and the concentration (%),</p>
<p>— Canada, China, Japan, the Republic of Korea, Mexico, Taiwan and the USA, where <i>Bursaphelenchus xylophilus</i> (Steiner et Bühner) Nickle et al. is known to occur.</p>	or
<p>1.7. Whether or not listed among the CN codes listed in Annex V, Part B, wood in the form of chips, particles, sawdust, shavings, wood waste and scrap obtained in whole or in part from conifers (Coniferales), originating in</p>	<p>(e) has undergone an appropriate heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes. There shall be evidence thereof by a mark "HT" put on the wood or on any wrapping in accordance with current usage, and on the certificates referred to in Article 13.1.(ii).</p>
<p>— Russia, Kazakhstan and Turkey,</p>	Official statement that the wood:
<p>— non-European countries other than Canada, China, Japan, the Republic of Korea, Mexico, Taiwan and the USA, where <i>Bursaphelenchus xylophilus</i> (Steiner et Bühner) Nickle et al. is known to occur.</p>	<p>(a) originates in areas known to be free from:</p>
	<p>— <i>Monochamus</i> spp. (non-European)</p>
	<p>— <i>Pissodes</i> spp. (non-European)</p>
	<p>— <i>Scolytidae</i> spp. (non-European)</p>
	<p>The area shall be mentioned on the certificates referred to in Article 13.1.(ii), under the rubric "place of origin,"</p>
	or
	<p>(b) has been produced from debarked round wood,</p>
	or
	<p>(c) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule,</p>
	or



(d) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence of the fumigation by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate (g/m<sup>3</sup>) and the exposure time (h),

or

(e) has undergone an appropriate heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes, the latter to be indicated on the certificates referred to in Article 13.1.(ii).'

6. In Annex IV, Part A, Section I, a new point 2 is added:

'2. Wood packaging material, in the form of packing cases, boxes, crates, drums and similar packings, pallets, box pallets and other load boards, pallet collars, actually in use in the transport of objects of all kinds, except raw wood of 6 mm thickness or less, and processed wood produced by glue, heat and pressure, or a combination thereof, coming from third countries, except Switzerland.

The wood packaging material shall:

- be made from debarked round wood, and
- be subject to one of the approved measures as specified in Annex I to FAO International Standard for Phytosanitary Measures No 15 on *Guidelines for regulating wood packaging material in international trade*, and
- display a mark with:
  - (a) the two-letter ISO country code, a code identifying the producer and the code identifying the approved measure applied to the wood packaging material in the mark as specified in Annex II to FAO International Standard for Phytosanitary Measures No 15 on *Guidelines for regulating wood packaging material in international trade*. The letters "DB" shall be added to the abbreviation of the approved measure included in the said mark.

and

- (b) in the case of wood packaging material manufactured, repaired or recycled as of 1 March 2005, also the logo as specified in Annex II to the said FAO Standard. However the requirement is not applicable on a temporary basis until 31 December 2007 in the case of wood packaging material manufactured, repaired or recycled before 28 February 2005.'

7. In Annex IV, part A, Section I, point 2.1. is replaced by the following:

<p>2.1. Wood of <i>Acer saccharum</i> Marsh., including wood which has not kept its natural round surface, other than in the form of:</p> <ul style="list-style-type: none"> <li>— wood intended for the production of veneer sheets,</li> <li>— chips, particles, sawdust, shavings, wood waste and scrap,</li> </ul> <p>originating in the USA and Canada.</p>	<p>Official statement that the wood has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark "Kiln-dried" or "KD" or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage.'</p>
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8. In Annex IV, Part A, Section I, point 2.2. is replaced by the following:

<p>2.2. Wood of <i>Acer saccharum</i> Marsh., intended for the production of veneer sheets, originating in the USA and Canada.</p>	<p>Official statement that the wood originates in areas known to be free from <i>Ceratocystis virescens</i> (Davidson) Moreau and is intended for the production of veneer sheets.'</p>
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9. In Annex IV, part A, Section I, point 3 is replaced by the following:

<p>3. Wood of <i>Quercus</i> L., other than in the form of:</p> <ul style="list-style-type: none"> <li>— chips, particles, sawdust, shavings, wood waste and scrap,</li> <li>— casks, barrels, vats, tubs and other coopers' products and parts thereof, of wood, including staves where there is documented evidence that the wood has been produced or manufactured using heat treatment to achieve a minimum temperature of 176 °C for 20 minutes</li> </ul> <p>but including wood which has not kept its natural round surface, originating in the USA.</p>	<p>Official statement that the wood:</p> <ul style="list-style-type: none"> <li>(a) is squared so as to remove entirely the rounded surface,</li> <li>or</li> <li>(b) is bark-free and the water content is less than 20 % expressed as a percentage of the dry matter,</li> <li>or</li> <li>(c) is bark-free and has been disinfected by an appropriate hot-air or hot water treatment,</li> <li>or</li> <li>(d) if sawn, with or without residual bark attached, has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark "Kiln-dried" or "KD" or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage.'</li> </ul>
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10. In Annex IV, Part A, Section I, point 4, is deleted.

11. In Annex IV, Part A, Section I, point 5 is replaced by the following:

‘Wood of *Platanus* L., except that in the form of chips, particles, sawdust, shavings, wood waste and scrap, but including wood which has not kept its natural round surface, originating in the USA or Armenia.

Official statement that the wood has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark “kiln-dried” or “KD” or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage.’

12. In Annex IV, Part A, Section I, point 6 is replaced by the following:

‘Wood of *Populus* L., except that in the form of chips, particles, sawdust, shavings, wood waste and scrap, but including wood which has not kept its natural round surface, originating in countries of the American continent.

Official statement that the wood:

— is bark-free

or

— has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark “kiln-dried” or “KD” or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage.’

13. In Annex IV, Part A, Section I, point 7, is replaced by the following:

‘7.1. Whether or not listed among the CN codes in Annex V, Part B, wood in the form of chips, particles, sawdust, shavings, wood waste and scrap and obtained in whole or in part from:

Official statement that the wood:

— *Acer saccharum* Marsh., originating in the USA and Canada,

(a) has been produced from debarked round wood,

or

— *Platanus* L., originating in the USA or Armenia,

(b) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter achieved through an appropriate time/temperature schedule,

or

— *Populus* L., originating in the American continent.

(c) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence of the fumigation by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate ( $\text{g}/\text{m}^3$ ) and the exposure time (h),

or

(d) has undergone an appropriate heat treatment to achieve a minimum core temperature of 56 °C for at least 30 minutes, the latter to be indicated on the certificates referred to in Article 13.1.(ii).

- 7.2. Whether or not listed among the CN codes in Annex V, Part B, wood in the form of chips, particles, sawdust, shavings, wood waste and scrap and obtained in whole or part from *Quercus* L. originating in the USA.
- Official statement that the wood:
- (a) has undergone kiln-drying to below 20% moisture content, expressed as a percentage of dry matter achieved through an appropriate time/temperature schedule,
- or
- (b) has undergone an appropriate fumigation to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence of the fumigation by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum wood temperature, the rate ( $\text{g}/\text{m}^3$ ) and the exposure time (h),
- or
- (c) has undergone an appropriate heat treatment to achieve a minimum core temperature of  $56^\circ\text{C}$  for at least 30 minutes, the latter to be indicated on the certificates referred to in 13.1.(ii).'

14. In Annex IV, Part A, Section I, a new point 7.3. is added:

- 7.3. Isolated bark of conifers (Coniferales), originating in non-European countries
- Official statement that the isolated bark:
- (a) has been subjected to an appropriate fumigation with a fumigant approved in accordance with the procedure laid down in Article 18.2. There shall be evidence thereof by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum bark temperature, the rate ( $\text{g}/\text{m}^3$ ) and the exposure time (h),
- or
- (b) has undergone an appropriate heat treatment to achieve the minimum temperature of  $56^\circ\text{C}$  for at least 30 minutes, the latter to be indicated on the certificates referred to in Article 13.1.(ii).'

15. In Annex IV, Part A, Section I, a new point 8 is added:

8. Wood used to wedge or support non-wood cargo, including that which has not kept its natural round surface, except raw wood of 6 mm thickness or less and processed wood produced by glue, heat and pressure, or a combination thereof, coming from third countries, except Switzerland.
- The wood shall:
- (a) be made from debarked round wood and:

— be subject to one of the approved measures as specified in Annex I to FAO International Standard for Phytosanitary Measures No 15 on *Guidelines for regulating wood packaging material in international trade*, and

— display a mark with at least the two-letter ISO country code, a code identifying the producer and the code identifying the approved measure applied to the wood packaging material in the mark as specified in Annex II to FAO International Standard for Phytosanitary Measures No 15 on *Guidelines for regulating wood packaging material in international trade*. The letters "DB" shall be added to the abbreviation of the approved measure included in the said mark.

or on a temporary basis until 31 December 2007

(b) be made from bark-free wood that is free from pests and signs of live pests.'

16. In Annex IV, Part A, Section I, point 11.1., is replaced by the following:

'11.01. Plants of <i>Quercus</i> L., other than fruit and seeds, originating in the USA	Without prejudice to the provisions applicable to the plants listed in Annex III(A)(2), official statement that the plants originate in areas known to be free from <i>Ceratomyces fagacearum</i> (Bretz) Hunt.
11.1. Plants of <i>Castanea</i> Mill. and <i>Quercus</i> L., other than fruit and seeds, originating in non-European countries	Without prejudice to the prohibitions applicable to the plants listed in Annex III(A)(2) and IV(A)(I)(11.01.), official statement that no symptoms of <i>Cronartium</i> spp. (non-European) have been observed at the place of production or its immediate vicinity since the beginning of the last complete cycle of vegetation.'

17. In Annex IV, Part A, Section I, point 12, the text in the left hand column is replaced by the following:

'12. Plants of *Platanus* L., intended for planting, other than seeds, originating in the USA or Armenia.'

18. In Annex IV, Part A, Section II, points 1 and 3 are deleted.

19. In Annex IV, Part B, a new point 6.3. is added:

‘6.3. Wood of <i>Castanea</i> Mill.	(a) The wood shall be bark-free	CZ, DK, EL, (Crete, Lesvos) IRL, S, UK (except the Isle of Man).
	or	
	(b) Official statement that the wood:	
	(i) originates in areas known to be free from <i>Cryphonectria parasitica</i> (Murrill.) Barr.	
	or	
	(ii) has undergone kiln-drying to below 20 % moisture content, expressed as a percentage of dry matter, achieved through an appropriate time/temperature schedule. There shall be evidence thereof by a mark “Kiln-dried” or “KD” or another internationally recognised mark, put on the wood or on any wrapping in accordance with current usage.	

20. In Annex IV, Part B, point 14.1, the words ‘without prejudice to the prohibitions applicable to the bark listed in Annex III(a)(4)’ in the middle column are deleted.

21. In Annex IV, Part B, points 14.2, 14.3, 14.4, 14.5 and 14.6 the words ‘Annex III(A)(4),’ in the middle column are deleted.

22. In Annex IV, Part B, a new point 14.9. is added:

‘14.9. Isolated bark of <i>Castanea</i> Mill.	Official statement that the isolated bark:	CZ, DK, EL, (Crete, Lesvos) IRL, S, UK (except the Isle of Man).
	(a) originates in areas known to be free from <i>Cryphonectria parasitica</i> (Murrill.) Barr.	
	or	
	(b) has been subjected to fumigation or other appropriate treatment against <i>Cryphonectria parasitica</i> (Murrill.) Barr. to a specification approved in accordance with the procedure laid down in Article 18.2. There shall be evidence of the fumigation by indicating on the certificates referred to in Article 13.1.(ii), the active ingredient, the minimum bark temperature, the rate (g/m <sup>3</sup> ) and the exposure time (h)	

23. In Annex V, Part A, Section I, shall be amended as follows:

(a) Point 1.7. is replaced by the following:

‘1.7. Wood within the meaning of the first subparagraph of Article 2(2), where it:

(a) has been obtained in whole or part from *Platanus* L., including wood which has not kept its natural round surface;

and

- (b) meets one of the following descriptions laid down in Annex I, Part two to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff<sup>(1)</sup>:

CN code	Description
4401 10 00	Fuel wood, in logs, in billets, in twigs, in faggots or in similar forms
4401 22 00	Non-coniferous wood, in chips or particles
ex 4401 30 90	Wood waste and scrap (other than sawdust), not agglomerated in logs, briquettes, pellets or similar forms
4403 10 00	Wood in the rough, treated with paint, stains, creosote or other preservatives, not stripped of bark or sapwood, or roughly squared
ex 4403 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), in the rough, whether or not stripped of bark or sapwood, or roughly squared, not treated with paint, stains, creosote or other preservatives
ex 4404 20 00	Non-coniferous split poles; piles, pickets and stakes of non-coniferous wood, pointed but not sawn lengthwise
ex 4407 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm.'

- (b) point 1.8. is deleted

24. Annex V, Part A, Section II, shall be amended as follows:

- (a) point 1.10. is replaced by the following:

'1.10. Wood within the meaning of the first subparagraph of Article 2(2), where it

- (a) has been obtained in whole or part from

- conifers (Coniferales), excluding wood which is bark-free,
- *Castanea* Mill., excluding wood which is bark-free;

and

- (b) meets one of the following descriptions laid down in Annex I, Part two to Council Regulation (EEC) No 2658/87:

CN code	Description
4401 10 00	Fuel wood, in logs, in billets, in twigs, in faggots or in similar forms
4401 21 00	Coniferous wood, in chips or particles
4401 22 00	Non-coniferous wood, in chips or particles
ex 4401 30	Wood waste and scrap (other than sawdust), not agglomerated in logs, briquettes, pellets or similar forms
ex 4403 10 00	Wood in the rough, treated with paint, stains, creosote or other preservatives, not stripped of bark or sapwood, or roughly squared

<sup>(1)</sup> OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Commission Regulation (EC) No 1558/2004 (OJ L 283, 2.9.2004, p. 7).

CN code	Description
ex 4403 20	Coniferous wood in the rough, not stripped of bark or sapwood, or roughly squared, not treated with paint, stains, creosote or other preservatives
ex 4403 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), in the rough, whether or not stripped of bark or sapwood, or roughly squared, not treated with paint, stains, creosote or other preservatives
ex 4404	Split poles: piles, pickets and stakes of wood, pointed, but not sawn lengthwise
4406	Railway or tramway sleepers (cross-ties) of wood
4407 10	Coniferous wood, sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm
ex 4407 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm.'

(b) point 1.11. is replaced by the following:

'1.11. Isolated bark of *Castanea* Mill, and conifers (Coniferales).'

25. In Annex V, Part B, Section I, point 2, third indent is replaced by the following:

'— *Acer saccharum* Marsh., originating in the USA and Canada.'

26. In Annex V, Part B, Section I, point 5, the first indent is replaced by the following:

'— conifers (Coniferales), originating in non-European countries.'

27. In Annex V, Part B, Section I, point 6, is replaced by the following:

'6. Wood within the meaning of the first subparagraph of Article 2(2), where it:

(a) has been obtained in whole or part from one of the order, genera or species as described hereafter, except wood packaging material defined in Annex IV, Part A, Section I, Point 2:

— *Quercus* L., including wood which has not kept its natural round surface, originating in the USA, except wood which meets the description referred to in (b) of CN code 4416 00 00 and where there is documented evidence that the wood has been processed or manufactured using a heat treatment to achieve a minimum temperature of 176 °C for 20 minutes,

— *Platanus*, including wood which has not kept its natural round surface, originating in the USA or Armenia,



- *Populus* L., including wood which has not kept its natural round surface, originating in countries of the American continent,
- *Acer saccharum* Marsh., including wood which has not kept its natural round surface, originating in the USA and Canada,
- *Conifers* (Coniferales), including wood which has not kept its natural round surface, originating in non-European countries, Kazakhstan, Russia and Turkey;

and

- (b) meets one of the following descriptions laid down in Annex I, Part two to Council Regulation (EEC) No 2658/87:

CN code	Description
4401 10 00	Fuel wood, in logs, in billets, in twigs, in faggots or in similar forms
4401 21 00	Coniferous wood, in chips or particles
4401 22 00	Non-coniferous wood, in chips or particles
4401 30 10	Sawdust
ex 4401 30 90	Other wood waste and scrap, not agglomerated in logs, briquettes, pellets or similar forms
4403 10 00	Wood in the rough, treated with paint, stains, creosote or other preservatives, not stripped of bark or sapwood, or roughly squared
4403 20	Coniferous wood in the rough, other than treated with paint, stains, creosote or other preservatives, whether or not stripped of bark or sapwood, or roughly squared
4403 91	Oak wood ( <i>Quercus</i> spp.) in the rough, other than treated with paint, stains, creosote or other preservatives, whether or not stripped of bark or sapwood, or roughly squared
ex 4403 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), in the rough, whether or not stripped of bark or sapwood, or roughly squared, not treated with paint, stains, creosote or other preservatives
ex 4404	Split poles; piles, pickets and stakes of wood, pointed but not sawn lengthwise
4406	Railway or tramway sleepers (cross-ties) of wood
4407 10	Coniferous wood, sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm
4407 91	Oak wood ( <i>Quercus</i> spp.), sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm
ex 4407 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm
4415	Packing cases, boxes, crates, drums and similar packings, of wood; cable-drums of wood; pallets, box pallets and other load boards, of wood; pallet collars of wood
4416 00 00	Casks, barrels, vats, tubs and other coopers' products and parts thereof, of wood, including staves
9406 00 20	Prefabricated buildings of wood.'

28. In Annex V, Part B, Section II, point 7, is replaced by the following:

7. Wood within the meaning of the first subparagraph of Article 2(2), where it:

(a) has been obtained in whole or part from conifers (Coniferales), excluding wood which is bark-free originating in European third countries, and *Castanea* Mill., excluding wood which is bark-free

and

(b) meets one of the following descriptions laid down in Annex I, Part two to Council Regulation (EEC) No 2658/87:

CN code	Description
4401 10 00	Fuel wood, in logs, in billets, in twigs, in faggots or in similar forms
4401 21 00	Coniferous wood, in chips or particles
4401 22 00	Non-coniferous wood, in chips or particles
ex 4401 30	Wood waste and scrap (other than sawdust), not agglomerated in logs, briquettes, pellets or similar forms
ex 4403 10 00	Wood in the rough, treated with paint, stains, creosote or other preservatives, not stripped of bark or sapwood, or roughly squared
ex 4403 20	Coniferous wood in the rough, other than treated with paint, stains, creosote or other preservatives, not stripped of bark or sapwood or roughly squared
ex 4403 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), in the rough, whether or not stripped of bark or sapwood, or roughly squared, not treated with paint, stains, creosote or other preservatives
ex 4404	Split poles; piles, pickets and stakes of wood, pointed but not sawn lengthwise
4406	Railway or tramway sleepers (cross-ties) of wood
4407 10	Coniferous wood, sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm
ex 4407 99	Non-coniferous wood (other than tropical wood specified in subheading note 1 to Chapter 44 or other tropical wood, oak ( <i>Quercus</i> spp.) or beech ( <i>Fagus</i> spp.)), sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or end-jointed, of a thickness exceeding 6 mm
4415	Packing cases, boxes, crates, drums and similar packings, of wood; cable-drums of wood; pallets, box pallets and other load boards, of wood; pallet collars of wood
9406 00 20	Prefabricated buildings of wood.

29. In Annex V, Part B, Section II, a new point 9 is added:

9. Isolated bark of conifers (Coniferales) originating in European third countries.

## II

(Acts whose publication is not obligatory)

## COMMISSION

## COMMISSION DECISION

of 29 September 2004

establishing logistical support for the Traces system

(notified under document number C(2004) 3584)

(2004/675/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Whereas:

Having regard to the Treaty establishing the European Community,

- (1) Point 23 of European Parliament resolution A5-0396/2000 on the Court of Auditors' Special Report 1/2000 on classical swine fever<sup>(4)</sup> asks 'that the Animal Movement System (ANIMO) be managed and developed under the full control of the Commission'.

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field<sup>(1)</sup>, and in particular Articles 37 and 37a thereof,

- (2) Commission Decision 2004/292/EC of 30 March 2004 on the introduction of the Traces system and amending Decision 92/486/EEC<sup>(5)</sup> requires all Member States to participate in the system before 31 December 2004.

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market<sup>(2)</sup>, and in particular Article 20(3) thereof,

- (3) 11 Member States have been participating fully in the Traces system since 1 April or 1 May 2004, and logistical support is indispensable. The need for this technical support will be even greater once all the Member States and non-institutional users are participating.

Having regard to Council Decision 92/438/EEC of 13 July 1992 on computerisation of veterinary import procedures (Shift project), amending Directives 90/675/EEC, 91/496/EEC, 91/628/EEC and Decision 90/424/EEC, and repealing Decision 88/192/EEC<sup>(3)</sup>, and in particular Article 12 thereof,

- (4) Support trials should be run for an initial period of 15 months, after which the trials should be evaluated and the support adapted as necessary.

<sup>(1)</sup> OJ L 224, 18.8.1990, p. 19. Directive as last amended by Directive 2003/99/EC of the European Parliament and of the Council (OJ L 325, 12.12.2003, p. 31).

<sup>(2)</sup> OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 2002/33/EC of the European Parliament and of the Council (OJ L 315, 19.11.2002, p. 14).

<sup>(3)</sup> OJ L 243, 25.8.1992, p. 27. Decision as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

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

<sup>(4)</sup> OJ C 85, 23.3.2000, p. 1.  
<sup>(5)</sup> OJ L 94, 31.3.2004, p. 63.

HAS ADOPTED THIS DECISION:

*Article 3*

This Decision is addressed to the Member States.

*Article 1*

In the context of Traces, the integrated computerised veterinary system provided for in Decision 2003/24/EC, the Commission hereby establishes logistical support intended to help users of the system for an initial period of 15 months.

Done at Brussels, 29 September 2004.

*Article 2*

The Commission shall have EUR 300 000 with which to set up the logistical support provided for in Article 1.

*For the Commission*

David BYRNE

*Member of the Commission*

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