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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 212/2005
of 9 February 2005
establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, 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 10 February 2005.

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

Done at Brussels, 9 February 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ 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 9 February 2005 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	104,7
	204	62,4
	212	157,6
	248	82,5
	624	81,4
	999	97,7
0707 00 05	052	175,7
	068	65,0
	204	72,5
	999	104,4
0709 10 00	220	36,6
	999	36,6
0709 90 70	052	174,2
	204	207,9
	999	191,1
0805 10 20	052	55,5
	204	47,0
	212	56,2
	220	33,7
	400	45,0
	421	23,4
	448	32,0
	999	40,2
0805 20 10	052	76,5
	204	76,5
	624	75,1
	999	76,0
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	50,5
	204	91,5
	400	78,5
	464	42,4
	624	77,5
	662	42,4
	999	63,8
0805 50 10	052	52,3
	220	27,0
	999	39,7
0808 10 80	400	116,2
	404	89,9
	528	96,4
	720	58,4
	999	90,2
0808 20 50	388	84,6
	400	91,9
	528	78,1
	999	84,9

⁽¹⁾ 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 213/2005**of 8 February 2005****establishing unit values for the determination of the customs value of certain perishable goods**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code⁽¹⁾,

Having regard to Commission Regulation (EEC) No 2454/93⁽²⁾ laying down provisions for the implementation of Regulation (EEC) No 2913/92, and in particular Article 173(1) thereof,

Whereas:

- (1) Articles 173 to 177 of Regulation (EEC) No 2454/93 provide that the Commission shall periodically establish unit values for the products referred to in the classification in Annex 26 to that Regulation.

- (2) The result of applying the rules and criteria laid down in the abovementioned Articles to the elements communicated to the Commission in accordance with Article 173(2) of Regulation (EEC) No 2454/93 is that unit values set out in the Annex to this Regulation should be established in regard to the products in question,

HAS ADOPTED THIS REGULATION:

Article 1

The unit values provided for in Article 173(1) of Regulation (EEC) No 2454/93 are hereby established as set out in the table in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 February 2005.

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

Done at Brussels, 8 February 2005.

For the Commission
Günter VERHEUGEN
Vice-President

⁽¹⁾ OJ L 302, 19.10.1992, p. 1. Regulation as last amended by Regulation (EC) No 2700/2000 (OJ L 311, 12.12.2000, p. 17).

⁽²⁾ OJ L 253, 11.10.1993, p. 1. Regulation as last amended by Commission Regulation (EC) No 2286/2003 (OJ L 343, 31.12.2003, p. 1).

ANNEX

Code	Description Species, varieties, CN code	Amount of unit values per 100 kg					
		EUR LTL SEK	CYP LVL GBP	CZK MTL	DKK PLN	EEK SIT	HUF SKK
1.10	New potatoes 0701 90 50	35,43	20,65	1 061,55	263,71	554,34	8 637,14
		122,33	24,66	15,26	141,04	8 492,94	1 347,81
		321,88	24,39				
1.30	Onions (other than seed) 0703 10 19	7,28	4,24	218,13	54,19	113,91	1 774,79
		25,14	5,07	3,13	28,98	1 745,16	276,95
		66,14	5,01				
1.40	Garlic 0703 20 00	111,22	64,84	3 332,63	827,90	1 740,29	27 115,52
		384,04	77,41	47,89	442,79	26 662,83	4 231,33
		1 010,51	76,56				
1.50	Leeks ex 0703 90 00	59,62	34,76	1 786,44	443,79	932,87	14 535,10
		205,86	41,50	25,67	237,35	14 292,44	2 268,18
		541,68	41,04				
1.60	Cauliflowers 0704 10 00	—	—	—	—	—	—
1.80	White cabbages and red cabbages 0704 90 10	48,97	28,55	1 467,29	364,51	766,21	11 938,40
		169,08	34,08	21,09	194,95	11 739,09	1 862,97
		444,91	33,71				
1.90	Sprouting broccoli or calabrese (<i>Brassica oleracea</i> L. convar. <i>botrytis</i> (L.) Alef var. <i>italica</i> Plenck) ex 0704 90 90	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
1.100	Chinese cabbage ex 0704 90 90	82,64	48,18	2 476,14	615,13	1 293,04	20 146,81
		285,34	57,52	35,58	328,99	19 810,46	3 143,87
		750,81	56,88				
1.110	Cabbage lettuce (head lettuce) 0705 11 00	—	—	—	—	—	—
1.130	Carrots ex 0706 10 00	44,17	25,75	1 323,47	328,78	691,11	10 768,20
		152,51	30,74	19,02	175,84	10 588,43	1 680,36
		401,30	30,40				
1.140	Radishes ex 0706 90 90	66,38	38,70	1 989,07	494,13	1 038,69	16 183,83
		229,21	46,20	28,59	264,28	15 913,64	2 525,46
		603,12	45,69				
1.160	Peas (<i>Pisum sativum</i>) 0708 10 00	321,06	187,18	9 619,92	2 389,81	5 023,50	78 271,24
		1 108,56	223,46	138,25	1 278,14	76 964,53	12 214,09
		2 916,93	220,99				

Code	Description Species, varieties, CN code	Amount of unit values per 100 kg					
		EUR LTL SEK	CYP LVL GBP	CZK MTL	DKK PLN	EKK SIT	HUF SKK
1.170	Beans:						
1.170.1	— Beans (<i>Vigna</i> spp., <i>Phaseolus</i> spp.) ex 0708 20 00	195,25 674,15 1 773,87	113,83 135,89 134,39	5 850,16 84,07	1 453,32 777,28	3 054,94 46 804,42	47 599,07 7 427,75
1.170.2	— Beans (<i>Phaseolus</i> spp., <i>vulgaris</i> var. <i>Compressus Savi</i>) ex 0708 20 00	414,36 1 430,70 3 764,58	241,57 288,39 285,20	12 415,47 178,42	3 084,29 1 649,57	6 483,33 99 330,38	101 016,82 15 763,50
1.180	Broad beans ex 0708 90 00	—	—	—	—	—	—
1.190	Globe artichokes 0709 10 00	—	—	—	—	—	—
1.200	Asparagus:						
1.200.1	— green ex 0709 20 00	235,00 811,42 2 135,09	137,01 163,56 161,75	7 041,45 101,19	1 749,26 935,55	3 677,02 56 335,33	57 291,80 8 940,28
1.200.2	— other ex 0709 20 00	469,92 1 622,54 4 269,38	273,96 327,07 323,45	14 080,25 202,35	3 497,86 1 870,76	7 352,67 112 649,53	114 562,11 17 877,22
1.210	Aubergines (eggplants) 0709 30 00	158,15 546,07 1 436,87	92,20 110,07 108,86	4 738,73 68,10	1 177,21 629,61	2 474,55 37 912,39	38 556,07 6 016,61
1.220	Ribbed celery (<i>Apium graveolens</i> L., var. <i>dulce</i> (Mill.) Pers.) ex 0709 40 00	112,90 389,84 1 025,77	65,82 78,58 77,71	3 382,95 48,62	840,40 449,47	1 766,57 27 065,39	27 524,91 4 295,21
1.230	Chantarelles 0709 59 10	926,44 3 198,81 8 416,99	540,11 644,80 637,67	27 758,92 398,93	6 895,96 3 688,16	14 495,64 222 086,20	225 856,81 35 244,56
1.240	Sweet peppers 0709 60 10	191,50 661,23 1 739,88	111,65 133,29 131,81	5 738,06 82,46	1 425,47 762,38	2 996,40 45 907,53	46 686,96 7 285,42
1.250	Fennel 0709 90 50	—	—	—	—	—	—
1.270	Sweet potatoes, whole, fresh (intended for human consumption) 0714 20 10	104,31 360,17 947,70	60,81 72,60 71,80	3 125,49 44,92	776,44 415,26	1 632,12 25 005,58	25 430,12 3 968,33
2.10	Chestnuts (<i>Castanea</i> spp.) fresh ex 0802 40 00	—	—	—	—	—	—
2.30	Pineapples, fresh ex 0804 30 00	97,35 336,14 884,49	56,76 67,76 67,01	2 917,03 41,92	724,66 387,57	1 523,26 23 337,77	23 734,00 3 703,65

Code	Description Species, varieties, CN code	Amount of unit values per 100 kg					
		EUR LTL SEK	CYP LVL GBP	CZK MTL	DKK PLN	EEK SIT	HUF SKK
2.40	Avocados, fresh ex 0804 40 00	117,65	68,59	3 525,18	875,74	1 840,84	28 682,19
		406,23	81,89	50,66	468,37	28 203,35	4 475,80
		1 068,90	80,98				
2.50	Guavas and mangoes, fresh ex 0804 50	—	—	—	—	—	—
2.60	Sweet oranges, fresh:						
2.60.1	— Sanguines and semi-sanguines 0805 10 10	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.60.2	— Navels, navelines, navelates, salustianas, vernas, Valencia lates, Maltese, shamoutis, ovalis, trovita and hamlins 0805 10 30	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.60.3	— Others 0805 10 50	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.70	Mandarins (including tangerines and satsumas), fresh; clementines, wilkins and similar citrus hybrids, fresh:						
2.70.1	— Clementines ex 0805 20 10	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.70.2	— Monreales and satsumas ex 0805 20 30	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.70.3	— Mandarines and wilkins ex 0805 20 50	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.70.4	— Tangerines and others ex 0805 20 70 ex 0805 20 90	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.85	Limes (<i>Citrus aurantifolia</i> , <i>Citrus latifolia</i>), fresh 0805 50 90	73,20	42,67	2 193,24	544,85	1 145,30	17 844,99
		252,74	50,95	31,52	291,40	17 547,07	2 784,68
		665,03	50,38				
2.90	Grapefruit, fresh:						
2.90.1	— white ex 0805 40 00	49,88	29,08	1 494,70	371,32	780,53	12 161,39
		172,24	34,72	21,48	198,59	11 958,36	1 897,76
		453,22	34,34				
2.90.2	— pink ex 0805 40 00	81,15	47,31	2 431,61	604,07	1 269,78	19 784,48
		280,21	56,48	34,94	323,07	19 454,19	3 087,33
		737,31	55,86				

Code	Description Species, varieties, CN code	Amount of unit values per 100 kg					
		EUR LTL SEK	CYP LVL GBP	CZK MTL	DKK PLN	EEK SIT	HUF SKK
2.100	Table grapes 0806 10 10	176,63	102,97	5 292,27	1 314,72	2 763,61	43 059,90
		609,86	122,93	76,06	703,15	42 341,02	6 719,42
		1 604,71	121,57				
2.110	Water melons 0807 11 00	34,03	19,84	1 019,64	253,30	532,45	8 296,17
		117,50	23,68	14,65	135,47	8 157,67	1 294,60
		309,17	23,42				
2.120	Melons (other than water melons):						
2.120.1	— Amarillo, cuper, honey dew (including cantalene), onte- niente, piel de sapo (including verde liso), rochet, tendral, futuro ex 0807 19 00	56,03	32,67	1 678,84	417,06	876,69	13 659,70
		193,46	39,00	24,13	223,06	13 431,66	2 131,57
		509,05	38,57				
2.120.2	— Other ex 0807 19 00	96,45	56,23	2 889,79	717,89	1 509,04	23 512,40
		333,01	67,13	41,53	383,95	23 119,87	3 669,07
		876,23	66,38				
2.140	Pears						
2.140.1	— Pears — nashi (<i>Pyrus pyrifolia</i>), Pears — Ya (<i>Pyrus bretschneideri</i>) ex 0808 20 50	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.140.2	— Other ex 0808 20 50	—	—	—	—	—	—
		—	—	—	—	—	—
		—	—	—	—	—	—
2.150	Apricots 0809 10 00	144,29	84,12	4 323,32	1 074,01	2 257,63	35 176,12
		498,20	100,42	62,13	574,41	34 588,86	5 489,17
		1 310,91	99,31				
2.160	Cherries 0809 20 95 0809 20 05	445,90	259,96	13 360,52	3 319,06	6 976,83	108 706,11
		1 539,61	310,35	192,00	1 775,13	106 891,29	16 963,40
		4 051,14	306,91				
2.170	Peaches 0809 30 90	129,32	75,40	3 874,92	962,62	2 023,47	31 527,75
		446,53	90,01	55,69	514,84	31 001,41	4 919,85
		1 174,94	89,01				
2.180	Nectarines ex 0809 30 10	93,99	54,80	2 816,32	699,64	1 470,68	22 914,63
		324,54	65,42	40,47	374,19	22 532,07	3 575,79
		853,96	64,70				
2.190	Plums 0809 40 05	125,72	73,29	3 766,89	935,78	1 967,06	30 648,82
		434,08	87,50	54,13	500,48	30 137,14	4 782,69
		1 142,19	86,53				
2.200	Strawberries 0810 10 00	231,97	135,24	6 950,47	1 726,66	3 629,52	56 551,58
		800,94	161,45	99,89	923,47	55 607,46	8 824,77
		2 107,50	159,66				

Code	Description Species, varieties, CN code	Amount of unit values per 100 kg					
		EUR LTL SEK	CYP LVL GBP	CZK MTL	DKK PLN	EEK SIT	HUF SKK
2.205	Raspberries 0810 20 10	304,95	177,79	9 137,22	2 269,90	4 771,43	74 343,76
		1 052,93	212,25	131,31	1 214,01	73 102,61	11 601,21
		2 770,56	209,90				
2.210	Fruit of the species <i>Vaccinium myrtillus</i> 0810 40 30	1 062,63	619,51	31 839,58	7 909,69	16 626,55	259 058,57
		3 669,05	739,59	457,57	4 230,33	254 733,66	40 425,63
		9 654,31	731,41				
2.220	Kiwi fruit (<i>Actinidia chinensis</i> Planch.) 0810 50 00	64,65	37,69	1 937,17	481,24	1 011,58	15 761,51
		223,23	45,00	27,84	257,38	15 498,38	2 459,56
		587,38	44,50				
2.230	Pomegranates ex 0810 90 95	180,01	104,95	5 393,64	1 339,90	2 816,54	43 884,64
		621,54	125,29	77,51	716,62	43 152,00	6 848,12
		1 635,44	123,90				
2.240	Khakis (including sharon fruit) ex 0810 90 95	136,43	79,54	4 087,94	1 015,54	2 134,71	33 261,00
		471,08	94,96	58,75	543,14	32 705,72	5 190,32
		1 239,53	93,91				
2.250	Lychees ex 0810 90	—	—	—	—	—	—

COMMISSION REGULATION (EC) No 214/2005

of 9 February 2005

amending Annex III to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards monitoring of transmissible spongiform encephalopathies in caprine animals

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

the results of an increased monitoring of TSEs in goats will be essential.

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies⁽¹⁾, and in particular the first paragraph of Article 23 thereof,

Whereas:

(1) Regulation (EC) No 999/2001 lays down rules for the monitoring of transmissible spongiform encephalopathies (TSE) in caprine animals.

(2) On 28 January 2005, a panel of experts on TSEs in small ruminants, chaired by the Community Reference laboratory for TSEs (CRL), confirmed the detection of bovine spongiform encephalopathy (BSE) in a goat slaughtered in France. It was the first case of BSE in a small ruminant under natural conditions.

(3) The former Scientific Steering Committee (SSC) adopted during its meeting on 4-5 April 2002 an opinion on safe sourcing of small ruminant materials should BSE become likely in small ruminants. In its opinion, adopted during its meeting of 26 November 2003, the Scientific Panel on Biological Hazards of the European Food Safety Authority (EFSA) endorsed the statement of the SSC opinion with regard to the TSE-related safety of certain small ruminant products. In its statement of 28 January 2005, the above Panel of EFSA also stresses that the significance of this single case of BSE infection in a goat in France is yet to be assessed. In order to do so,

(4) In line with the SSC and EFSA opinions and statement above, the monitoring of goats should be extended in order to improve Community eradication programmes. Those programmes also increase the level of consumer protection, although the safe sourcing of goat products is further assured by the current measures, in particular the provisions on the removal of specified risk materials, in Regulation (EC) No 999/2001.

(5) The extended monitoring should be based on a recommendation for a statistically valid survey by the CRL in order to determine the prevalence of BSE in goats as soon as possible and to improve knowledge of the geographical and within-flock distribution. It should therefore apply to all Member States with a focus on the Member States affected by BSE.

(6) Regulation (EC) No 999/2001 should therefore be amended accordingly.

(7) In view of the importance to ensure the highest level of consumer protection and to evaluate the prevalence of BSE in goats, the amendments made by this Regulation should enter into force without delay.

(8) The monitoring programme in caprine animals should be reviewed after at least 6 months of effective monitoring and when the EFSA has delivered its opinion on a quantitative assessment of the residual risk posed by goat meat and meat products derived there from.

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

⁽¹⁾ OJ L 147, 31.5.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 36/2005 (OJ L 10, 13.1.2005, p. 9).

HAS ADOPTED THIS REGULATION:

Article 2

Article 1

Annex III to Regulation (EC) No 999/2001 is amended in accordance with the Annex to this Regulation.

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

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

Done at Brussels, 9 February 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

In Annex III, in Part II of Chapter A, points 2 and 3 are replaced by the following:

2. Monitoring in ovine and caprine animals slaughtered for human consumption

(a) Ovine animals

Member States, in which the population of ewes and ewe lambs put to the ram exceeds 750 000 animals, shall test a minimum annual sample of 10 000 ovine animals slaughtered for human consumption in accordance with the sampling rules set out in point 4⁽¹⁾.

(b) Caprine animals

Member States shall test healthy slaughtered caprine animals in accordance with the sampling rules set out in point 4 and the minimum sample sizes listed in Table A.

Where a Member State experiences difficulty in collecting sufficient numbers of healthy slaughtered caprine animals to reach its allotted minimum sample size, it may choose to replace a maximum of 50 % of its minimum sample size by testing dead caprine animals over the age of 18 months at the ratio of one to one and in addition to the minimum sample size set out in point 3.

Table A

Member State	Minimum sample size in healthy slaughtered caprine animals ⁽¹⁾
Spain	125 500
France	93 000
Italy	60 000
Greece	20 000
Cyprus	5 000
Austria	5 000
Other Member States	all

⁽¹⁾ Minimum sample sizes are set to take account of the size of the number of healthy slaughtered caprine animals and the prevalence of BSE in the individual Member State. They are also intended to provide achievable targets. The minimum sample sizes above 60 000 allow the detection of a prevalence of 0,0017 % with a 95 % confidence.

3. Monitoring in ovine and caprine animals not slaughtered for human consumption

Member States shall test in accordance with the sampling rules set out in point 4 and the minimum sample sizes indicated in table B and table C, ovine and caprine animals which have died or been killed, but which were not:

- killed in the framework of a disease eradication campaign, or
- slaughtered for human consumption.

Table B

Member State population of ewes and ewe lambs put to the ram	Minimum sample size of dead ovine animals ⁽¹⁾
> 750 000	10 000
100 000-750 000	1 500
40 000-100 000	500
< 40 000	100

⁽¹⁾ Minimum sample sizes are set to take account of the size of the ovine populations in the individual Member States and are intended to provide achievable targets. The minimum sample sizes of 10 000, 1 500, 500 and 100 animals will allow the detection of a prevalence of 0,03 %, 0,2 %, 0,6 % and 3 % respectively with a 95 % confidence.

⁽¹⁾ The minimum sample size has been calculated to detect a prevalence in slaughtered animals of 0,03 % with a 95 % confidence.

Table C

Member State population of goats which have already kidded and goats mated	Minimum sample size of dead caprine animals ⁽¹⁾
> 750 000	10 000
250 000-750 000	3 000
40 000-250 000	1 000
< 40 000	100 % up to 200

⁽¹⁾ Minimum sample sizes are set to take account of the size of the caprine populations in the individual Member States and are intended to provide achievable targets. The minimum sample sizes of 10 000, 3 000, 1 000 and 200 animals will allow the detection of a prevalence of 0,03 %, 0,1 %, 0,3 % and 1,5 % respectively with a 95 % confidence.'

COMMISSION REGULATION (EC) No 215/2005**of 9 February 2005****on the issue of import licences for high-quality fresh, chilled or frozen beef and veal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal⁽¹⁾,

Having regard to Commission Regulation (EC) No 936/97 of 27 May 1997 opening and providing for the administration of tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat⁽²⁾,

Whereas:

- (1) Regulation (EC) No 936/97 provides in Articles 4 and 5 the conditions for applications and for the issue of import licences for meat referred to in Article 2(f).
- (2) Article 2(f) of Regulation (EC) No 936/97 fixes the amount of high-quality fresh, chilled or frozen beef and veal meeting the definition laid down therein which may be imported on special terms for the period 1 July 2004 to 30 June 2005 at 11 500 t.

- (3) It should be recalled that licences issued pursuant to this Regulation will, throughout the period of validity, be open for use only in so far as provisions on health protection in force permit,

HAS ADOPTED THIS REGULATION:

Article 1

1. All applications for import licences from 1 to 5 February 2005 for high-quality fresh, chilled or frozen beef and veal as referred to in Article 2(f) of Regulation (EC) No 936/97 shall be granted in full.

2. Applications for licences may be submitted, in accordance with Article 5 of Regulation (EC) No 936/97, during the first five days of March 2005 for 7 727,175 t.

Article 2

This Regulation shall enter into force on 11 February 2005.

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

Done at Brussels, 9 February 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 160, 26.6.1999, p. 21. Regulation as last amended by Regulation (EC) No 1782/2003 (OJ L 270, 21.10.2003, p. 1).

⁽²⁾ OJ L 137, 28.5.1997, p. 10. Regulation as last amended by Regulation (EC) No 1118/2004 (OJ L 217, 17.6.2004, p. 10).

II

(Acts whose publication is not obligatory)

EUROPEAN PARLIAMENT

COUNCIL

COMMISSION

COURT OF JUSTICE

COURT OF AUDITORS

EUROPEAN ECONOMIC AND SOCIAL COMMITTEE

COMMITTEE OF THE REGIONS

EUROPEAN OMBUDSMAN

DECISION OF THE EUROPEAN PARLIAMENT, THE COUNCIL, THE COMMISSION, THE COURT OF JUSTICE, THE COURT OF AUDITORS, THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE, THE COMMITTEE OF THE REGIONS AND THE OMBUDSMAN

of 26 January 2005

setting up a European Administrative School

(2005/118/EC)

THE EUROPEAN PARLIAMENT, THE COUNCIL OF THE EUROPEAN UNION, THE COMMISSION OF THE EUROPEAN COMMUNITIES, THE COURT OF JUSTICE, THE COURT OF AUDITORS, THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE, THE COMMITTEE OF THE REGIONS, THE EUROPEAN OMBUDSMAN,

Having consulted the Staff Regulations Committee,

Whereas:

Having regard to the Staff Regulations of officials of the European Communities and to the Conditions of employment of other servants of the European Communities, as laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68⁽¹⁾, and in particular Article 2(2) of the Staff Regulations,

⁽¹⁾ OJ L 56, 4.3.1968, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 31/2005 (OJ L 8, 12.1.2005, p. 1).

⁽¹⁾ The institutions should step up their investment in the professional training of their staff.

- (2) Greater inter-institutional cooperation in this field would bring synergies in terms of the necessary human and financial resources while also reinforcing exchanges between the institutions and the spread of common values and harmonised professional practices.
- (3) To this end, a joint inter-institutional body should be endowed with resources for certain types of professional training aimed at officials and other servants of the European Communities.
- (4) For reasons of economy and efficiency, this joint body should be attached administratively to an existing inter-institutional body, namely the European Communities Personnel Selection Office created by Decision 2002/620/EC of the European Parliament, the Council, the Commission, the Court of Justice, the Court of Auditors, the Economic and Social Committee, the Committee of the Regions and the Ombudsman⁽¹⁾, at least during the start-up phase,

HAVE DECIDED AS FOLLOWS:

Article 1

Establishment of an European Administrative School

An European Administrative School is hereby established, hereinafter referred to as 'the School'.

Article 2

Duties

1. The School shall implement certain types of professional training on behalf of and in the framework of the orientation decided by the signatory institutions to this Decision (hereinafter 'the institutions') with a view to enhancing human resources and individual career development.
2. As requested by the institutions, the School shall:
- (a) design, organise and evaluate training activities;
- (b) facilitate participation in external training activities;
- (c) carry out any tasks related to or in support of its duties.

3. The Secretaries-General of the institutions, the Registrar of the Court of Justice and the Representative of the Ombudsman shall lay down and, where necessary, modify the fields of training to be covered by the School.

4. At the request of one institution, body, office or agency, the School may provide assistance to it in matters of training expertise, against payment.

Article 3

Requests, complaints and appeals

Requests and complaints relating to the exercise of the powers conferred according to Article 2(2) shall be lodged with the School. Any appeal in these areas shall be against the Commission.

Article 4

Attachment

1. The School shall be attached administratively to the European Communities Personnel Selection Office, hereinafter 'the Office'.

2. This attachment shall mean in particular that:

- the Office's Management Board shall act as the Management Board of the School,
- the Principal of the School shall be the Head of the Office,
- the staff of the School shall be assigned to posts belonging to the Office,
- the School's revenue and expenditure shall form an integral part of the Office's budget.

3. At the latest by 15 February 2008, this attachment may be ended by a decision of the Management Board taken by qualified majority as defined in Article 5(6) of Decision 2002/621/EC of the Secretaries-General of the European Parliament, the Council and the Commission, the Registrar of the Court of Justice, the Secretaries-General of the Court of Auditors, the Economic and Social Committee and The Committee of the Regions, and the Representative of the European Ombudsman⁽²⁾ and provided that at least five signatory institutions are in favour.

⁽¹⁾ OJ L 197, 26.7.2002, p. 53.

⁽²⁾ OJ L 197, 26.7.2002, p. 56.

*Article 5***Implementation**

The Secretaries-General of the European Parliament, the Council and the Commission, the Registrar of the Court of Justice, the Secretaries-General of the Court of Auditors, the European Economic and Social Committee and the Committee of the Regions and the Representative of the European Ombudsman shall by mutual agreement take the measures necessary to implement this Decision.

*Article 6***Effective date**

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

Done at Brussels, 26 January 2005.

For the European Parliament
The President
Josep BORRELL FONTELLES

For the Council
The President
Jean ASSELBORN

For the Commission
The President
José Manuel BARROSO

For the Court of Justice
The President
Vassilios SKOURIS

For the Court of Auditors
The President
Hubert WEBER

*For the European Economic and
Social Committee*
The President
Anne-Marie SIGMUND

For the Committee of the Regions
The President
Peter STRAUB

The European Ombudsman
Nikiforos DIAMANDOUROS

DECISION OF THE SECRETARIES-GENERAL OF THE EUROPEAN PARLIAMENT, THE COUNCIL, THE COMMISSION, THE COURT OF JUSTICE, THE COURT OF AUDITORS, THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE AND THE COMMITTEE OF THE REGIONS AND THE REPRESENTATIVE OF THE EUROPEAN OMBUDSMAN

of 26 January 2005

on the organisation and running of the European Administrative School

(2005/119/EC)

THE SECRETARIES-GENERAL OF THE EUROPEAN PARLIAMENT, THE COUNCIL, THE COMMISSION, THE REGISTRAR OF THE COURT OF JUSTICE, THE SECRETARIES-GENERAL OF THE COURT OF AUDITORS, THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE, THE COMMITTEE OF THE REGIONS AND THE REPRESENTATIVE OF THE EUROPEAN OMBUDSMAN,

Having regard to the Staff Regulations of officials of the European Communities and to the Conditions of Employment of other servants of the European Communities, as laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68⁽¹⁾,

Having regard to the Decision 2005/118/EC of the European Parliament, the Council, the Commission, the Court of Justice, the court of Auditors, the European Economic and Social Committee, the Committee of the Regions and the European Ombudsman of 26 January 2005 setting up a European Administrative School⁽²⁾, and in particular Article 5 thereof,

Having consulted the Staff Regulations Committee,

Whereas:

- (1) Inter-institutional cooperation on training should be reinforced, in particular with a view to transmitting values common to all the Community institutions. Such cooperation represents considerable value added, in particular in terms of access to training, a wider range of training on offer and a reduction in unit costs.
- (2) The principle of sound management dictates that a gradual approach should be adopted to setting up the European Administrative School, hereafter 'the School'.
- (3) The Decision setting up the School leaves scope for the Secretaries-General, the Registrar of the Court of Justice and the Representative of the Ombudsman to identify the fields of training to be assigned to it.
- (4) Where one of the signatory institutions implements a staff policy requiring training in a special field which the School is called upon to provide, such a policy

should be facilitated by ensuring a minimum number of places on the School's courses for staff of that institution, especially if such training is obligatory or a precondition for exercising particular functions, particularly management functions.

- (5) The School, like any other training body, should draw advantage from cooperation at European level by participating in relevant networks.
- (6) The details of the attachment of the School to the European Communities Personnel Selection Office, as provided for in Article 4 of the Decision setting up the School, should be laid down,

HAVE DECIDED AS FOLLOWS:

Article 1

Duties of the European Administrative School

1. The European Administrative School, hereafter 'the School', shall design, organise and evaluate, on behalf of the signatory institutions to the Decision setting up the School (hereafter 'the institutions'), the following types of training:
 - (a) management courses for officials and other servants who are called upon, or may be called upon, to perform management functions;
 - (b) induction courses for new members of staff;
 - (c) compulsory training as provided for in Article 45a of the Staff Regulations as part of the process for transferring between function groups.
2. Management and induction courses as referred to in points (a) and (b) of paragraph 1 may be organised by each of the institutions to supplement those organised by the School in line with their own specific needs. The School shall have exclusive responsibility for organising the training referred to in point (c) of paragraph 1.

⁽¹⁾ OJ L 56, 4.3.1968, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 31/2005 (OJ L 8, 12.1.2005, p. 1).

⁽²⁾ See page 14 of this Official Journal.

*Article 2***Responsibilities of the institutions**

1. The appointing authority in each institution shall make a sufficient number of officials available to the School as trainers according to rules adopted by the Management Board as provided for in point (g) of Article 7.

2. At the request of the School and depending on availability, the institutions shall provide it with training rooms in accordance with rules to be set by the Management Board.

*Article 3***Other services**

1. Under an agreement between the Principal of the School and any body, office or agency, the School may admit participants from them to the courses which it organises on behalf of the institutions to the extent that there are places free.

2. Specifically in the case of the training provided for in point (c) of Article 1(1), a number of places shall be reserved each year for the Community bodies, offices and agencies, taking account of declared needs, in order to guarantee equal treatment of staff assigned to them in connection with Article 45a of the Staff Regulations. The number of places and the contributions to costs shall be set each year by the Management Board.

3. By written agreement, the School may include courses in its training programmes which are requested by a Community body, office or agency provided this does not hinder the organising of courses for the institutions. Any agreement of this kind shall set out the financial details of the services to be provided by the School and shall require the prior approval of the Management Board before coming into effect.

4. Where appropriate, and at the request of an institution or any Community body, office or agency, the School may provide assistance in the form of training expertise or other activities relating to its field of responsibility by means of an agreement with the Principal of the School setting out the financial details of this service.

*Article 4***Complaints and requests**

1. The Principal of the School shall exercise the powers conferred on the appointing authority under Article 90 of the Staff Regulations in respect of all requests or complaints relating to the tasks of the School.

2. In the event of any such complaints, the Principal of the School shall consult the Chairman of the Management Board where he or she intends to endorse the original decision.

3. The School shall answer requests from the European Ombudsman concerning any matter falling within its area of responsibility under this Decision.

*Article 5***Organisation of activities**

1. As a general rule, the courses organised by the School shall be given in both Brussels and Luxembourg. Other places of employment may be taken into consideration, consistent with the principle of sound management.

2. The Management Board shall ensure balanced access to courses for staff of the different institutions. It shall ensure, in particular, that a minimum number of places on the School's courses are available for staff of any institution, where special training which the School has been asked to provide is obligatory or a precondition for exercising particular functions, particularly management functions. As part of the process of devising the annual work programme, any institution concerned shall notify its needs in the relevant fields. Appropriate priority shall be given in the final work programme to organising such courses.

3. So that signatory institutions may be able to cope with special and temporary situations, they may ask the School to admit a number of participants which is higher than its relative share of the total population, transferring to it the requisite budget resources. Article 3(2) shall apply.

4. The School may engage in cooperation with other colleges of administration, institutes and universities active in the same field. Such cooperation may include mutual exchanges.

*Article 6***Management Board**

During the period when the School is attached to the European Communities Personnel Selection Office, hereafter 'the Office', the function of the Management Board of the School shall be carried out by the Management Board of the Office according to the terms of Article 5 of Decision 2002/621/EC of the Secretaries-General of the European Parliament, the Council and the Commission, the Registrar of the Court of Justice, the Secretaries-General of the Court of Auditors, the Economic and Social Committee and the Committee of the Regions, and the Representative of the European Ombudsman⁽¹⁾.

⁽¹⁾ OJ L 197, 26.7.2002, p. 56.

*Article 7***Tasks of the Management Board**

In the common interest of the institutions, the Management Board shall:

- (a) acting by a qualified majority, approve the rules governing the running of the School;
- (b) acting by a simple majority on a proposal from the Principal of the School, approve the organisational structure of the School;
- (c) acting by a simple majority under the budget procedure on the basis of a draft drawn up by the Principal of the School, prepare an estimate of the School's revenue and expenditure and send it to the Commission with a view to the drawing-up of the estimate of the Commission's revenue and expenditure; at the same time it shall propose to the Commission any adjustments to the School's establishment plan that it deems necessary;
- (d) acting by a simple majority, approve the type of and the rates chargeable for additional services that the School may perform against payment for the institutions, bodies, offices and agencies and the terms and conditions on which the School may perform them;
- (e) acting unanimously on a proposal from the Principal of the School, approve the work programme. The work programme shall also cover services not relating directly to training activities;
- (f) acting by a qualified majority on the basis of a draft drawn up by the Principal of the School, approve an annual management report covering all individual revenue and expenditure headings relating to work performed and services provided by the School. Before 1 May each year, it shall send to the institutions the report on the preceding financial year, drawn up in the light of the analytical accounts;
- (g) acting by a qualified majority on the basis of training needs, define the rules governing how each institution is to provide the School with an adequate number of officials to serve as trainers.

*Article 8***Appointment of staff**

1. While the School is attached to the Office, the function of Principal of the School shall be carried out by the Head of the Office.

2. The Principal shall be the appointing authority for the staff of the School.

3. The Principal shall inform the Management Board of appointments made, contracts signed, promotions granted and disciplinary proceedings initiated against officials or other servants.

4. The officials of all Community institutions shall be informed of posts vacant within the School as soon as the Appointing Authority decides to fill those posts.

5. When carrying out tasks judged non-essential, the School may make use of contract staff as defined in Article 3a(1)(c) of the Conditions of employment of other servants.

*Article 9***Duties of the Principal and management of staff**

1. The Principal shall be responsible for the smooth running of the School. Within the area of responsibility of the Management Board, he or she shall act under the authority of the latter. He or she shall provide secretarial services for the Management Board, shall report to it on the performance of his or her duties and shall submit to it any suggestion for the smooth running of the School.

2. Administrative procedures connected with the day-to-day management of staff, such as salaries, leave, and sickness, accident and retirement insurance, shall be carried out under the same conditions as for the officials and other servants of the Commission. That list shall not be exhaustive and the School may extend it to cover other areas in agreement with the Commission.

*Article 10***The Head of the School**

1. While the School is attached to the Office, a Head of the School shall be appointed by the Commission after obtaining the Management Board's opinion in favour, arrived at by simple majority. The Management Board shall be closely involved in the procedures to be followed for appointing the Head of the School, in particular the drafting of the vacancy notice and the scrutiny of applications.

2. The Head of the School shall be responsible, under the authority of the Head of the Office, for carrying out the duties set out in Article 2 of the Decision setting up the European Administrative School. He or she shall attend the meetings of the Management Board which discuss points falling within his or her responsibility.

*Article 11***Financial aspects**

1. The appropriations allocated to the School, the total amount of which shall be entered in a separate budget heading within the section of the budget relating to the Commission, shall be set out in detail in an Annex to that section. That Annex shall take the form of a statement of revenue and expenditure, subdivided in the same way as the sections of the budget.
2. The establishment plan of the School shall be annexed to the Commission's establishment plan.
3. As regards the appropriations for the School entered in the Annex hereto, the Commission shall, on the basis of a proposal from the Management Board, delegate the powers of authorising officer to the Principal of the School and shall set the limits and conditions applying to that delegation of powers. At the end of the financial year the Management Board shall inform the budgetary authority of the breakdown of amounts obtained in return for extra services provided by the School, within the budget heading in the Annex hereto.
4. The School's budget shall be drawn up and executed in accordance with Council Regulation (EC, Euratom) No 1605/2002 ⁽¹⁾.
5. While the School is attached to the Office, the financial provisions in paragraphs 1 to 4, and in particular the budget for the School and its staff, shall be dealt with in the context of the budget of the Office. The rules relevant to the Office's budget shall apply. To make it easier to identify the resources allocated to the School while complying with the budget rules, the staff of the School shall be shown separately in the Office's establishment plan and the operational appropriations specific to the School shall be given in a separate Article of Annex IV.

*Article 12***Review of duties**

1. This Decision shall be reviewed, as regards the duties referred to in Article 1(1), at the earliest after a period of three years following the establishment of the School.
2. Any changes to these duties shall require the unanimous agreement of the Secretaries-General, the Registrar of the Court of Justice and the Representative of the Ombudsman on the basis of a relevant proposal adopted by the Management Board by a qualified majority as defined in Article 5(6) of

Decision 2002/621/EC in the light of a detailed report prepared by the Principal.

*Article 13***Review of the attachment to the Office**

1. At the latest at the end of the School's third year of activity, the Head of the Office shall prepare a detailed report to the Management Board regarding the administrative attachment of the School to the Office. The Management Board may decide to end this attachment by a decision taken in accordance with the rules laid down in Article 4(3) of the Decision setting up the School. Where the Management Board decides that the attachment should continue, its decision shall include a reasoned opinion.
2. Where the Management Board decides under the procedure provided for in paragraph 1 that the attachment shall be renewed, it shall indicate in the decision the date by which it will re-examine the matter.

*Article 14***Effective date**

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

Done at Brussels, 26 January 2005.

For the European Parliament
The Secretary-General
Julian PRIESTLEY

For the Council
The Deputy General Secretary
Pierre DE BOISSIEU

For the Commission
The Secretary-General
David O'SULLIVAN

For the Court of Justice
The Registrar
Roger GRASS

For the Court of Auditors
The Secretary-General
Michel HERVÉ

For the European Economic and Social Committee
The Secretary-General
Patrick VENTURINI

For the Committee of the Regions
The Secretary-General
Gerhard STAHL

The European Ombudsman
Nikiforos DIAMANDOUROS

⁽¹⁾ OJ L 248, 16.9.2002, p. 1.

CORRIGENDA**Corrigendum to Commission Regulation (EC) No 63/2005 of 14 January 2004 on the issues of licences for the import of garlic in the quarter from 1 March to 31 May 2005**

(Official Journal of the European Union L 13 of 15 January 2005)

On page 20, in Annex II, in the column headed 'Argentina', last figure:

for: '11.4.2005',

read: '4.4.2005'.

Corrigendum to Commission Regulation (EC) No 796/2004 of 21 April 2004 laying down detailed rules for the implementation of cross-compliance, modulation and the integrated administration and control system provided for in of Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers

(Official Journal of the European Union L 141 of 30 April 2004)

On page 26, first subparagraph of Article 3(1):

for: 'Without prejudice to the exceptions provided for in the third subparagraph of Article 5(2) of Regulation (EC) No 1782/2003, the Member States shall, pursuant to the first paragraph thereof, ensure the maintenance of the ratio of the land under permanent pasture in relation to the total agricultural area as defined in Article 2 point (a) of Regulation (EC) No 796/2004. That obligation shall apply at national or regional level.'

read: 'Without prejudice to the exceptions provided for in the third subparagraph of Article 5(2) of Regulation (EC) No 1782/2003, the Member States shall, pursuant to the first paragraph thereof, ensure the maintenance of the ratio of the land under permanent pasture in relation to the total agricultural area as defined in Article 2(a) of Commission Regulation (EC) No 795/2004 (*). That obligation shall apply at national or regional level.'

(*) OJ L 141, 30.4.2004, p. 1.'

On page 26, second subparagraph of Article 3(1):

for: '... paragraph 4, point (a) ...',

read: '... paragraph 4(a) ...'.

On page 29, Article 10(2):

for: '... according to Article 73 of the this Regulation.'

read: '... according to Article 73 of this Regulation.'

On page 29, first sentence of the second subparagraph of Article 11(1):

for: 'A farmer who does not apply for aid under any of the area-related aid schemes but applies for aid under another aid scheme listed in Annex I of Regulation (EC) No 1782/2003, shall submit a single application form if he has agricultural area as defined in Article 2, point (a) of Regulation (EC) No 796/2004 at his disposal in which he shall list these areas in accordance with Article 14.'

read: 'A farmer who does not apply for aid under any of the area-related aid schemes but applies for aid under another aid scheme listed in Annex I of Regulation (EC) No 1782/2003, shall submit a single application form if he has agricultural area as defined in Article 2(a) of Regulation (EC) No 795/2004 at his disposal in which he shall list these areas in accordance with Article 14 of this Regulation.'

On page 30, Article 13(5):

for: '... provided for in Chapter 4 ot Title IV of Regulation ...',

read: '... provided for in Chapter 4 of Title IV of Regulation ...'.

On page 31, Article 15(3):

for: '... amendments in accordance with paragraphs 1 shall not be authorised ...',

read: '... amendments in accordance with paragraph 1 shall not be authorised ...'.

On page 33, Article 21(3):

for: '... referred to in Articles 131 et 132 ...',

read: '... referred to in Articles 131 and 132 ...'.

On page 37, Article 32(3), second subparagraph:

for: 'Applications selected randomly in accordance with Article the second subparagraph ...',

read: 'Applications selected randomly in accordance with the second subparagraph of Article 27(1) ...'.

On page 39, first sentence of the second subparagraph of Article 35(2)(b):

for: 'The checks referred to in the fourth indent of point (b) shall be made individually for each individual male bovine still kept under the retention obligation, for which an application has been submitted for the special beef premium with the exception of those submitted in accordance with Article 123(6) of Regulation (EC) No 1782/2003.'

read: 'The checks referred to in the fourth indent shall be made individually for each individual male bovine still kept under the retention obligation, for which an application has been submitted for the special beef premium with the exception of those submitted in accordance with Article 123(6) of Regulation (EC) No 1782/2003.'

On page 39, second subparagraph of Article 36(1):

for: '... in accordance with Article Article 35(3) ...'

read: '... in accordance with Article 35(3) ...'

On page 41, Article 43:

for: 'Depending of the requirements, standards acts or areas ...'

read: 'Depending of the requirements, standards, acts or areas ...'

On page 41, first subparagraph of Article 45(3):

for: '... the competent authority may, withregard to the ...'

read: '... the competent authority may, with regard to the ...'

On page 44, Article 51(3):

for: '... in accordance with Article 55 point (b) ...'

read: '... in accordance with Article 55(b) ...'

On page 44 and 45, first sentence of Article 54(1):

for: '... within the meaning of Article 31 point (b)(iii) ...'

read: '... within the meaning of Article 31(b)(iii) ...'

On page 47, after Article 63:

for: 'Section I,'

read: 'Section III.'

On page 51, first sentence of Article 75(1):

for: 'Member States shall take all [further] measures required for the proper application of the integrated system and shall give one another the mutual assistance needed for the purposes of checks required pursuant to this Regulation.'

read: 'Member States shall take all further measures required for the proper application of the integrated system and shall give one another the mutual assistance needed for the purposes of checks required pursuant to this Regulation.'

On page 52, Article 78, second paragraph:

for: 'Each Member State's share in area and employment shall be adjusted ...'

read: 'Each Member State's share in area and employment shall be adjusted ...'
