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Legislation

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1740/2005
of 24 October 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 25 October 2005.

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

Done at Brussels, 24 October 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 386/2005 (OJ L 62, 9.3.2005, p. 3).

ANNEX

to Commission Regulation of 24 October 2005 establishing the standard import values for determining the entry price of certain fruit and vegetables

<i>(EUR/100 kg)</i>		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	48,8
	096	21,8
	204	41,0
	624	421,2
	999	133,2
0707 00 05	052	88,4
	999	88,4
0709 90 70	052	96,5
	999	96,5
0805 50 10	052	69,9
	388	67,9
	524	55,3
	528	71,5
	999	66,2
0806 10 10	052	100,4
	508	239,7
	512	92,7
	999	144,3
0808 10 80	052	57,2
	388	80,0
	400	100,2
	404	84,6
	512	77,2
	720	26,4
	800	161,1
	804	68,5
999	81,9	
0808 20 50	052	94,6
	388	57,1
	720	65,4
	999	72,4

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1741/2005**of 24 October 2005****amending Commission Regulation (EC) No 1165/2005 opening a standing invitation to tender for the resale on the Community market of maize held by the Hungarian intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals ⁽¹⁾, and in particular Article 6 thereof,

Whereas:

- (1) Commission Regulation (EC) No 1165/2005 ⁽²⁾, opened a standing invitation to tender for the resale on the Community market of maize held by the Hungarian intervention agency. That invitation to tender expires on 26 October 2005, while the quantities made available under the Regulation have not been entirely used up.
- (2) In order to guarantee livestock farmers and the livestock-feed industry supplies at competitive prices throughout the 2005/06 marketing year, the stocks of maize held by

the Hungarian intervention agency should continue to be made available on the cereal market.

- (3) Regulation (EC) No 1165/2005 should be amended accordingly.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

In the third subparagraph of Article 4(1) of Regulation (EC) No 1165/2005, the date '26 October 2005' is replaced by '28 June 2006'.

Article 2

This Regulation shall enter into force on the third day following 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, 24 October 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78. Regulation as amended by Commission Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 188, 20.7.2005, p. 7.

COMMISSION REGULATION (EC) No 1742/2005**of 24 October 2005****amending Commission Regulation (EC) No 1164/2005 opening a standing invitation to tender for the resale on the Community market of maize held by the Polish intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals ⁽¹⁾, and in particular Article 6 thereof,

Whereas:

- (1) Commission Regulation (EC) No 1164/2005 ⁽²⁾ opened a standing invitation to tender for the resale on the Community market of maize held by the Polish intervention agency. That invitation to tender expires on 26 October 2005, while the quantities made available under the Regulation have not been entirely used up.
- (2) In order to guarantee livestock farmers and the livestock-feed industry supplies at competitive prices throughout the 2005/06 marketing year, the stocks of maize held by the Polish intervention agency should continue to be made available on the cereal market.
- (3) In view of foreseeable market requirements in the period ahead and the quantities which the Polish intervention agency has in its possession, Poland has informed the

Commission that its intervention body intends to increase the amount put out to tender by 56 129 tonnes. In view of the market situation, the request made by Poland should be granted.

- (4) Regulation (EC) No 1164/2005 should be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1164/2005 is hereby amended as follows:

1. In Article 1, the quantity '99 068' is replaced by '90 000'.
2. In the third subparagraph of Article 4(1), the date '26 October 2005' is replaced by '28 June 2006'.

Article 2

This Regulation shall enter into force on the third day following 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, 24 October 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78. Regulation as amended by Commission Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 188, 20.7.2005, p. 4.

COMMISSION REGULATION (EC) No 1743/2005**of 24 October 2005****amending Commission Regulation (EC) No 1166/2005 opening a standing invitation to tender for the resale on the Community market of maize held by the French intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals ⁽¹⁾, and in particular Article 6 thereof,

Whereas:

(1) Commission Regulation (EC) No 1166/2005 ⁽²⁾ opened a standing invitation to tender for the resale on the Community market of maize held by the French intervention agency. That invitation to tender expires on 26 October 2005, while the quantities made available under the Regulation have not been entirely used up.

(2) In order to guarantee livestock farmers and the livestock-feed industry supplies at competitive prices throughout the 2005/06 marketing year, the stocks of maize held by

the French intervention agency should continue to be made available on the cereal market.

(3) Regulation (EC) No 1166/2005 should be amended accordingly.

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

HAS ADOPTED THIS REGULATION:

Article 1

In the third subparagraph of Article 4(1) of Regulation (EC) No 1166/2005, the date '26 October 2005' is replaced by '28 June 2006'.

Article 2

This Regulation shall enter into force on the third day following 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, 24 October 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78. Regulation as amended by Commission Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 188, 20.7.2005, p. 10. Regulation as amended by Regulation (EC) No 1495/2005 (OJ L 240, 16.9.2005, p. 36).

COMMISSION REGULATION (EC) No 1744/2005**of 24 October 2005****amending Commission Regulation (EC) No 1168/2005 opening a standing invitation to tender for the resale on the Community market of maize held by the Austrian intervention agency**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals ⁽¹⁾, and in particular Article 6 thereof,

Whereas:

(1) Commission Regulation (EC) No 1168/2005 ⁽²⁾ opened a standing invitation to tender for the resale on the Community market of maize held by the Austrian intervention agency. That invitation to tender expires on 26 October 2005, while the quantities made available under the Regulation have not been entirely used up.

(2) In order to guarantee livestock farmers and the livestock-feed industry supplies at competitive prices throughout the 2005/06 marketing year, the stocks of maize held by

the Austrian intervention agency should continue to be made available on the cereal market.

(3) Regulation (EC) No 1168/2005 should be amended accordingly.

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

HAS ADOPTED THIS REGULATION:

Article 1

In the third subparagraph of Article 4(1) of Regulation (EC) No 1168/2005, the date '26 October 2005' is replaced by '28 June 2006'.

Article 2

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

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

Done at Brussels, 24 October 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 270, 21.10.2003, p. 78. Regulation as amended by Commission Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 188, 20.7.2005, p. 16. Regulation as amended by Regulation (EC) No 1496/2005 (OJ L 240, 16.9.2005, p. 37).

COMMISSION REGULATION (EC) No 1745/2005

of 24 October 2005

adopting temporary provisions for the issue of import licences applied for pursuant to Regulation (EC) No 565/2002 establishing the method for managing tariff quotas and introducing a system of certificates of origin for garlic imported from third countries

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 ⁽¹⁾, and in particular Article 31(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 565/2002 ⁽²⁾ lays down that Member States are to notify licence applications to the Commission on Mondays and Thursdays each week and issue the licences on the fifth working day following the date on which the application was lodged, provided that the Commission has not taken any measures during that period.
- (2) Monday, 31 October 2005, Tuesday, 1 and Wednesday, 2 November 2005 are Commission holidays. The issue

of licences applied for between Wednesday, 26 and Friday, 28 October 2005 should therefore be postponed.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fresh Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

Import licences applied for between Wednesday, 26 and Friday, 28 October 2005 pursuant to Regulation (EC) No 565/2002 shall be issued on Tuesday, 8 November 2005, provided that the Commission has not taken any measures during that period in accordance with Article 8(2) of that Regulation.

Article 2

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

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

Done at Brussels, 24 October 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 297, 21.11.1996, p. 1. Regulation as last amended by Regulation (EC) No 47/2003 (OJ L 7, 11.1.2003, p. 64).

⁽²⁾ OJ L 86, 3.4.2002, p. 11. Regulation as last amended by Regulation (EC) No 537/2004 (OJ L 86, 24.3.2004, p. 9).

COMMISSION REGULATION (EC) No 1746/2005**of 24 October 2005****amending Regulation (EEC) No 2342/92 as regards the pedigree certificates to be presented for granting export refunds on female pure-bred breeding animals of the bovine species**

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⁾, and in particular Articles 31(4) and 33(12) thereof,

Whereas:

(1) Article 3 of Commission Regulation (EEC) No 2342/92 of 7 August 1992 on imports of pure-bred breeding animals of the bovine species from third countries and the granting of export refunds thereon and repealing Regulation (EEC) No 1544/79 ⁽²⁾ lays down the criteria for granting export refunds on female pure-bred breeding animals of the bovine species. Those criteria include the presentation of a pedigree certificate at the time when the customs export formalities are completed.

(2) Certain requirements regarding the particulars to be contained in pedigree certificates are set out in Article 3(a) of Regulation (EEC) No 2342/92. Those requirements derive directly from Commission Decision 86/404/EEC ⁽³⁾, which was repealed and replaced by Commission Decision 2005/379/EC of 17 May 2005 on pedigree certificates and particulars for pure-bred breeding animals of the bovine species, their semen, ova and embryos ⁽⁴⁾.

(3) Some of the requirements regarding the content of pedigree certificates were clarified in Decision 2005/379/EC. The provisions on the particulars to be contained in pedigree certificates for the purpose of granting export refunds on female pure-bred breeding animals should, therefore, be brought into line with that Decision.

(4) Regulation (EEC) No 2342/92 should therefore be amended accordingly.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

In the first paragraph of Article 3 of Regulation (EEC) No 2342/92, point (a) is hereby replaced by the following:

‘(a) the pedigree certificate drawn up in accordance with Article 2(1) of Commission Decision 2005/379/EC ^(*) or any other document drawn up in accordance with paragraph 2 of that Article.

^(*) OJ L 125, 18.5.2005, p. 15.’

Article 2

This Regulation shall enter into force on the seventh day following 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, 24 October 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

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

⁽²⁾ OJ L 227, 11.8.1992, p. 12. Regulation last amended by Regulation (EC) No 774/98 (OJ L 111, 9.4.1998, p. 65).

⁽³⁾ OJ L 233, 20.8.1986, p. 19.

⁽⁴⁾ OJ L 125, 18.5.2005, p. 15.

COMMISSION REGULATION (EC) No 1747/2005**of 24 October 2005****amending Regulation (EC) No 883/2001 laying down detailed rules for implementing Council Regulation (EC) No 1493/1999 as regards trade with third countries in products in the wine sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, and in particular Article 59(3)(a) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1810/2004 of 7 September 2004 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽²⁾, amends the nomenclature for certain table wines.
- (2) Annexes II and III to Commission Regulation (EC) No 883/2001 ⁽³⁾, contain lists of wine products, the codes of which should be adapted to correspond to the amendments introduced by Regulation (EC) No 1810/2004.
- (3) Regulation (EC) No 883/2001 should be amended accordingly.

- (4) The amendments should apply from 1 January 2005, the date of application of Regulation (EC) No 1810/2004.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 883/2001 is amended as follows:

- (a) Annex II is replaced by the text set out in Annex I to this Regulation.
- (b) Annex III is replaced by the text set out in Annex II to this Regulation.

Article 2

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

It shall apply from 1 January 2005.

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

Done at Brussels, 24 October 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by the 2003 Act of Accession.

⁽²⁾ OJ L 327, 30.10.2004, p. 1.

⁽³⁾ OJ L 128, 10.5.2001, p. 1. Regulation as last amended by Regulation (EC) No 908/2004 (OJ L 163, 30.4.2004, p. 56).

ANNEX I

ANNEX II

Product categories referred to in Article 8(1)

Code	Category
2009 69 11 9100 2009 69 19 9100 2009 69 51 9100 2009 69 71 9100 2204 30 92 9100 2204 30 96 9100	1
2204 30 94 9100 2204 30 98 9100	2
2204 21 79 9910 2204 29 62 9910 2204 29 64 9910 2204 29 65 9910	3
2204 21 79 9100 2204 29 62 9100 2204 29 64 9100 2204 29 65 9100	4.1
2204 21 80 9100 2204 29 71 9100 2204 29 72 9100 2204 29 75 9100	4.2
2204 21 79 9200 2204 29 62 9200 2204 29 64 9200 2204 29 65 9200	5.1
2204 21 80 9200 2204 29 71 9200 2204 29 72 9200 2204 29 75 9200	5.2
2204 21 84 9100 2204 29 83 9100	6.1
2204 21 85 9100 2204 29 84 9100	6.2
2204 21 94 9910 2204 21 98 9910 2204 29 94 9910 2204 29 98 9910	7
2204 21 94 9100 2204 21 98 9100 2204 29 94 9100 2204 29 98 9100	8'

ANNEX II

ANNEX III

Product groups referred to in Article 8(2)

Product code of the agricultural product nomenclature for export refunds	Group
2009 69 11 9100 2009 69 19 9100 2009 69 51 9100 2009 69 71 9100	A
2204 30 92 9100 2204 30 96 9100	B
2204 30 94 9100 2204 30 98 9100	C
2204 21 79 9100 2204 21 79 9200 2204 21 79 9910 2204 21 84 9100	D
2204 21 80 9100 2204 21 80 9200 2204 21 85 9100	E
2204 29 62 9100 2204 29 62 9200 2204 29 62 9910 2204 29 64 9100 2204 29 64 9200 2204 29 64 9910 2204 29 65 9100 2204 29 65 9200 2204 29 65 9910 2204 29 83 9100	F
2204 29 71 9100 2204 29 71 9200 2204 29 72 9100 2204 29 72 9200 2204 29 75 9100 2204 29 75 9200 2204 29 84 9100	G
2204 21 94 9910 2204 21 98 9910	H
2204 29 94 9910 2204 29 98 9910	I
2204 21 94 9100 2204 21 98 9100	J
2204 29 94 9100 2204 29 98 9100	K

COMMISSION REGULATION (EC) No 1748/2005**of 24 October 2005****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1011/2005 for the 2005/2006 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽²⁾, and in particular the second sentence of the second subparagraph of Article 1(2), and Article 3(1) thereof,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups for the 2005/2006 marketing year are fixed by

Commission Regulation (EC) No 1011/2005 ⁽³⁾. These prices and duties were last amended by Regulation (EC) No 1576/2005 ⁽⁴⁾.

- (2) The data currently available to the Commission indicate that the said amounts should be changed in accordance with the rules and procedures laid down in Regulation (EC) No 1423/95,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95, as fixed by Regulation (EC) No 1011/2005 for the 2005/2006 marketing year are hereby amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 25 October 2005.

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

Done at Brussels, 24 October 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

⁽²⁾ OJ L 141, 24.6.1995, p. 16. Regulation as last amended by Regulation (EC) No 624/98 (OJ L 85, 20.3.1998, p. 5).

⁽³⁾ OJ L 170, 1.7.2005, p. 35.

⁽⁴⁾ OJ L 253, 29.9.2005, p. 18.

ANNEX

Amended representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99 applicable from 25 October 2005

(EUR)

CN code	Representative price per 100 kg of the product concerned	Additional duty per 100 kg of the product concerned
1701 11 10 ⁽¹⁾	25,48	3,64
1701 11 90 ⁽¹⁾	25,48	8,79
1701 12 10 ⁽¹⁾	25,48	3,51
1701 12 90 ⁽¹⁾	25,48	8,36
1701 91 00 ⁽²⁾	26,15	12,16
1701 99 10 ⁽²⁾	26,15	7,64
1701 99 90 ⁽²⁾	26,15	7,64
1702 90 99 ⁽³⁾	0,26	0,39

⁽¹⁾ Fixed for the standard quality defined in Annex I.II to Council Regulation (EC) No 1260/2001 (OJ L 178, 30.6.2001, p. 1).

⁽²⁾ Fixed for the standard quality defined in Annex I.I to Council Regulation (EC) No 1260/2001 (OJ L 178, 30.6.2001, p. 1).

⁽³⁾ Fixed per 1 % sucrose content.

COMMISSION REGULATION (EC) No 1749/2005

of 24 October 2005

fixing Community producer and import prices for carnations and roses with a view to the application of the arrangements governing imports of certain floricultural products originating in Jordan

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip ⁽¹⁾, and in particular Article 5(2)(a) thereof,

Whereas:

- (1) Under Articles 2(2) and 3 of Regulation (EEC) No 4088/87, Community import and producer prices are fixed each fortnight for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses and apply for two-week periods. Under Article 1(b) of Commission Regulation (EEC) No 700/88 of 17 March 1988 laying down detailed rules for the application of the arrangements for the import into the Community of certain floricultural products originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip ⁽²⁾, those prices are determined for two-week periods on the basis of weighted prices provided by the Member States.
- (2) Those prices should be fixed immediately so the customs duties applicable can be determined.
- (3) Following the accession of Cyprus to the European Union on 1 May 2004, it is no longer necessary to fix import prices for Cyprus.
- (4) Likewise, it is no longer necessary to fix import prices for Israel, Morocco and the West Bank and the Gaza Strip, in order to take account of the agreements approved by Council Decisions 2003/917/EC of 22 December 2003 on the conclusion of an Agreement in the form of an

Exchange of Letters between the European Community and the State of Israel concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Israel Association Agreement ⁽³⁾, 2003/914/EC of 22 December 2003 on the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the Kingdom of Morocco concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 3 to the EC-Morocco Association Agreement ⁽⁴⁾ and 2005/4/EC of 22 December 2004 on the conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Palestinian Authority Interim Association Agreement ⁽⁵⁾.

- (5) In between the meetings of the Management Committee for Live Plants and Floriculture Products, the Commission must adopt such measures,

HAS ADOPTED THIS REGULATION:

Article 1

The Community producer and import prices for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses as referred to in Article 1 of Regulation (EEC) No 4088/87 shall be as set out in the Annex hereto for the period from 26 October to 8 November 2005.

Article 2

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

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

Done at Brussels, 24 October 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

Director-General for Agriculture and
Rural Development

⁽¹⁾ OJ L 382, 31.12.1987, p. 22. Regulation as last amended by Regulation (EC) No 1300/97 (OJ L 177, 5.7.1997, p. 1).

⁽²⁾ OJ L 72, 18.3.1988, p. 16. Regulation as last amended by Regulation (EC) No 2062/97 (OJ L 289, 22.10.1997, p. 1).

⁽³⁾ OJ L 346, 31.12.2003, p. 65.

⁽⁴⁾ OJ L 345, 31.12.2003, p. 117.

⁽⁵⁾ OJ L 2, 5.1.2005, p. 4.

ANNEX

(EUR/100 pieces)

Period from 26 October to 8 November 2005				
Community producer price	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
	17,12	12,15	32,13	11,34
Community import prices	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
Jordan	—	—	—	—

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 20 October 2005

amending Decision 2004/452/EC concerning the list of bodies whose researchers may access confidential data for scientific purposes

(notified under document number C(2005) 4026)

(Text with EEA relevance)

(2005/746/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 322/97 of 17 February 1997 on Community statistics ⁽¹⁾, and in particular Article 20(1) thereof,

Whereas:

(1) Commission Regulation (EC) No 831/2002 of 17 May 2002 implementing Council Regulation (EC) No 322/97 on Community statistics, concerning access to confidential data for scientific purposes ⁽²⁾ aims at establishing, for the purpose of enabling statistical conclusions to be drawn for scientific purposes, the conditions under which access to confidential data transmitted to the Community authority may be granted and the rules of cooperation between the Community and national authorities in order to facilitate such access.

(2) Commission Decision 2004/452/EC of 29 April 2004 laying down a list of bodies, whose researchers may access confidential data for scientific purposes ⁽³⁾ has laid down a list of bodies whose researchers may access confidential data for scientific purposes.

(3) The University of Cornell (New York State, United States of America) has to be regarded as a body fulfilling the required conditions and therefore has to be added to the list of agencies, organisations and institutions referred to in Article 3(1)(c) of Regulation (EC) No 831/2002.

(4) The measures provided for in this Decision are in accordance with the opinion of the Committee on Statistical Confidentiality,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 2004/452/EC is replaced by the text in annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 20 October 2005.

For the Commission

Joaquín ALMUNIA

Member of the Commission

⁽¹⁾ OJ L 52, 22.2.1997, p. 1. Regulation as amended by Regulation (EC) No 1882/2003 of the European Parliament and of the Council (OJ L 284, 31.10.2003, p. 1).

⁽²⁾ OJ L 133, 18.5.2002, p. 7.

⁽³⁾ OJ L 156, 30.4.2004, p. 1. Decision as amended by Decision 2005/412/EC (OJ L 140, 3.6.2005, p. 11).

ANNEX

Bodies whose researchers may access confidential data for scientific purposes

European Central Bank

Spanish Central Bank

Italian Central Bank

University of Cornell (New York State, United States of America)

COMMISSION DECISION

of 21 October 2005

amending for the purposes of adapting to technical progress the Annex to Directive 2002/95/EC of the European Parliament and of the Council on the restriction of the use of certain hazardous substances in electrical and electronic equipment*(notified under document number C(2005) 4054)***(Text with EEA relevance)**

(2005/747/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 2002/95/EC of the European Parliament and of the Council of 27 January 2003 on the restriction of the use of certain hazardous substances in electrical and electronic equipment ⁽¹⁾, and in particular Article 5(1)(b) thereof,

Whereas:

- (1) In accordance with Directive 2002/95/EC the Commission is required to evaluate certain hazardous substances prohibited pursuant to Article 4(1) of that Directive.
- (2) Certain materials and components containing lead and cadmium should be exempt (or continue to be exempt) from the prohibition, since the use of these hazardous substances in those specific materials and components is still unavoidable.
- (3) Some exemptions from the prohibition for certain specific materials or components should be limited in their scope, in order to achieve a gradual phase-out of hazardous substances in electrical and electronic equipment, given that the use of those substances in such applications will become avoidable.
- (4) Pursuant to Article 5(1)(c) of Directive 2002/95/EC each exemption listed in the Annex must be subjected to a review, at least every four years or four years after an item is added to the list, with the aim of considering deletion of materials and components of electrical and electronic equipment if their elimination or substitution via design changes or materials and components which do not require any of the materials or substances referred to in Article 4(1) are technically or scientifically possible,

provided that the negative environmental, health and/or consumer safety impacts caused by substitution do not outweigh the possible environmental, health and/or consumer safety benefits thereof.

- (5) Directive 2002/95/EC should therefore be amended accordingly.
- (6) Pursuant to Article 5(2) of Directive 2002/95/EC the Commission has consulted producers of electrical and electronic equipment, recyclers, treatment operators, environmental organisations and employee and consumers associations and forwarded the comments to the Committee established by Article 18 of Council Directive 75/442/EEC of 15 July 1975 on waste ⁽²⁾, hereinafter 'the Committee'.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Committee,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Directive 2002/95/EC is amended as set out in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 21 October 2005.

For the Commission

Stavros DIMAS

Member of the Commission

⁽¹⁾ OJ L 37, 13.2.2003, p. 19. Directive as amended by Commission Decision 2005/717/EC (OJ L 271, 15.10.2005, p. 48).

⁽²⁾ OJ L 194, 25.7.1975, p. 39. Directive as last amended by Regulation (EC) No 1882/2003 of the European Parliament and of the Council (OJ L 284, 31.10.2003, p. 1).

ANNEX

Annex to Directive 2002/95/EC is amended as follows:

1. point 7 is replaced by the following:

- '7. — Lead in high melting temperature type solders (i.e. lead-based alloys containing 85 % by weight or more lead),
 - lead in solders for servers, storage and storage array systems, network infrastructure equipment for switching, signalling, transmission as well as network management for telecommunications,
 - lead in electronic ceramic parts (e.g. piezoelectronic devices).';

2. point 8 is replaced by the following:

- '8. Cadmium and its compounds in electrical contacts and cadmium plating except for applications banned under Directive 91/338/EEC (*) amending Directive 76/769/EEC (**) relating to restrictions on the marketing and use of certain dangerous substances and preparations.

(*) OJ L 186, 12.7.1991, p. 59.

(**) OJ L 262, 27.9.1976, p. 201.;

3. the following points are added:

- '11. Lead used in compliant pin connector systems.
 - 12. Lead as a coating material for the thermal conduction module c-ring.
 - 13. Lead and cadmium in optical and filter glass.
 - 14. Lead in solders consisting of more than two elements for the connection between the pins and the package of microprocessors with a lead content of more than 80 % and less than 85 % by weight.
 - 15. Lead in solders to complete a viable electrical connection between semiconductor die and carrier within integrated circuit Flip Chip packages.'
-

COMMISSION DECISION

of 24 October 2005

amending Decision 2002/300/EC as regards the areas excluded from the list of approved zones with regard to *Bonamia ostreae* and/or *Marteilia refringens*

(notified under document number C(2005) 4081)

(Text with EEA relevance)

(2005/748/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/67/EEC of 28 January 1991 concerning the animal health conditions governing the placing on the market of aquaculture animals and products ⁽¹⁾, and in particular Article 5 thereof,

Whereas:

- (1) Commission Decision 2002/300/EC of 18 April 2002 establishing the list of approved zones with regard to *Bonamia ostreae* and/or *Marteilia refringens* ⁽²⁾ lays down the areas in the Community considered to be free of the mollusc diseases *Bonamia ostreae* and/or *Marteilia refringens*.
- (2) Ireland and the United Kingdom informed the Commission by letters of June 2005 that *Bonamia ostreae* has been detected in Lough Foyle, a shared coastal water area on the border between Ireland and Northern Ireland. That area was previously considered to be free of *Bonamia ostreae* but can therefore no longer be regarded as free of that disease.
- (3) In addition, Ireland has submitted a request for an amendment to the list of zones in Ireland approved with regard to *Bonamia ostreae* in Decision 2002/300/EC, in order to make the geographical

description of one of the areas affected by that disease more precise. Accordingly, the description 'Logmore, Belmullet' should be replaced by 'Loughmore, Blacksod Bay'.

- (4) Decision 2002/300/EC should be amended accordingly.
- (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,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 2002/300/EC is replaced by the text in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 24 October 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

⁽¹⁾ OJ L 46, 19.2.1991, p. 1. Directive as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

⁽²⁾ OJ L 103, 19.4.2002, p. 24. Decision as last amended by Decision 2005/104/EC (OJ L 33, 5.2.2005, p. 71).

ANNEX

'ANNEX

ZONES APPROVED FOR ONE OR MORE OF THE MOLLUSC DISEASES *BONAMIA OSTREAE* AND *MARTEILIA REFRINGENS***1.A. Zones in Ireland approved with regard to *B. Ostreae***

- The whole coastline of Ireland, except the following seven areas:
 - Cork Harbour
 - Galway Bay
 - Ballinakill Harbour
 - Clew Bay
 - Achill Sound
 - Loughmore, Blacksod Bay
 - Lough Foyle

1.B. Zones in Ireland approved with regard to *M. Refringens*

- The whole coastline of Ireland

2.A. Zones in the United Kingdom, the Channel Islands and the Isle of Man approved with regard to *B. Ostreae*

- The whole coastline of Great Britain, except the following three areas:
 - the south coast of Cornwall from the Lizard to Start Point
 - the area around the Solent estuary from Portland Bill to Selsey Bill
 - the area along the coast in Essex from Shoeburyness to Landguard point
- The whole coastline of Northern Ireland, except the following area:
 - Lough Foyle
- The whole coastline of Guernsey and Herm
- The zone of the States of Jersey: The zone consists of the intertidal and immediate coastal area between the mean high-water mark on the Island of Jersey and an imaginary line drawn three nautical miles from the mean low water mark of the Island of Jersey. The zone is situated in the Normano-Breton Gulf, on the south side of the English Channel
- The whole coastline of the Isle of Man

2.B. **Zones in the United Kingdom, the Channel Islands and the Isle of Man approved with regard to *M. Refringens***

- The whole coastline of Great Britain
- The whole coastline of Northern Ireland
- The whole coastline of Guernsey and Herm
- The zone of the States of Jersey: The zone consists of the intertidal and immediate coastal area between the mean high-water mark on the Island of Jersey and an imaginary line drawn three nautical miles from the mean low-water mark of the Island of Jersey. The zone is situated in the Normano-Breton Gulf, on the south side of the English Channel
- The whole coastline of the Isle of Man

3. **Zones in Denmark approved with regard to *B. Ostreae* and *M. Refringens***

- Limfjorden from Thyborøn in the west to Hals in the east.'
-

COMMISSION DECISION**of 24 October 2005****concerning certain protection measures in relation to a suspicion of highly pathogenic avian influenza in Croatia***(notified under document number C(2005) 4229)***(Text with EEA relevance)****(2005/749/EC)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

other than poultry and hatching eggs of these species from Croatia.

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/496/EEC of 15 July 1991 laying down the principles governing the organisation of veterinary checks on animals entering the Community from third countries and amending Directives 89/662/EEC, 90/425/EEC and 90/675/EEC ⁽¹⁾, and in particular Article 18(1) thereof,Having regard to Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries ⁽²⁾, and in particular Article 22(1) thereof,

Whereas:

- (1) Avian influenza is an infectious viral disease in poultry and birds, causing mortality and disturbances which can quickly take epizootic proportions liable to present a serious threat to animal and public health and to reduce sharply the profitability of poultry farming. There is a risk that the disease agent might be introduced via international trade in live poultry and poultry products.
- (2) Croatia has notified to the Commission the isolation of an H5 avian influenza virus collected from a clinical case in a wild species. The clinical picture allows the suspicion of highly pathogenic avian influenza pending the determination of the neuraminidase (N) type and of the pathogenicity index.
- (3) In view of the animal health risk of disease introduction into the Community, it is therefore appropriate as an immediate measure to suspend imports of live poultry, ratites, farmed and wild feathered game birds, live birds

- (4) As Croatia is authorised for imports of game trophies, eggs for human consumption and untreated feathers, imports into the Community of these products should be suspended as well because of the animal health risk involved.

- (5) Furthermore the importation into the Community from Croatia should be suspended for fresh meat of wild feathered game and importation of meat preparations and meat products consisting of or containing meat of those species.

- (6) Certain products derived from poultry slaughtered before 1 August 2005 should also continue to be authorised, taking into account the incubation period of the disease.

- (7) Commission Decision 2005/432/EC of 3 June 2005 laying down the animal and public health conditions and model certificates for imports of meat products for human consumption from third countries and repealing Decisions 97/41/EC, 97/221/EC and 97/222/EC ⁽³⁾ lays down the list of third countries from which Member States may authorise the importation of meat products and establishes treatment regimes considered effective in inactivating the respective pathogens. In order to prevent the risk of disease transmission via such products, appropriate treatment must be applied depending on the health status of the country of origin and the species the product is obtained from. It appears therefore appropriate, that imports of wild feathered game meat products originating in Croatia and treated to a temperature of at least 70 °C throughout the product should continue to be authorised.

- (8) The measures provided for in this Decision shall be reviewed at the next meeting of the Standing Committee on the Food Chain and Animal Health,

⁽¹⁾ OJ L 268, 24.9.1991, p. 56. Directive as last amended by the 2003 Act of Accession.

⁽²⁾ OJ L 24, 31.1.1998, p. 9. Directive as last amended by Regulation (EC) No 882/2004 of the European Parliament and of the Council (OJ L 165, 30.4.2004, p. 1; corrected version in OJ L 191, 28.5.2004, p. 1).

⁽³⁾ OJ L 151, 14.6.2005, p. 3.

HAS ADOPTED THIS DECISION:

Article 1

1. Member States shall suspend the importation from the territory of Croatia of:

- live poultry, ratites, farmed and wild feathered game, live birds other than poultry as defined in Article 1, third indent, of Decision 2000/666/EC, including birds accompanying their owners (pet birds), and hatching eggs of these species,
- fresh meat of wild feathered game,
- meat preparations and meat products consisting of or containing meat of wild feathered game,
- raw pet food and unprocessed feed material containing any parts of wild feathered game,
- eggs for human consumption,
- non-treated game trophies from any birds, and
- unprocessed feathers and parts of feathers.

2. By way of derogation from paragraph 1, Member States shall authorise the importation of the products covered by paragraph 1 second to fourth indent, which have been obtained from birds slaughtered before 1 August 2005.

3. In the veterinary certificates/commercial documents accompanying consignments of the products referred to in paragraph 2 the following words as appropriate to the species shall be included:

'Fresh poultry meat/fresh ratite meat/fresh meat of wild feathered game/fresh meat of farmed feathered game/meat product consisting of, or containing meat of poultry, ratites, farmed or wild feathered game meat/meat preparation consisting of, or containing meat of poultry, ratites, farmed or wild feathered game meat/raw pet food and unprocessed

feed material containing any parts of poultry, ratites, farmed or wild feathered game (*) obtained from birds slaughtered before 1 August 2005 and in accordance with Article 1(2) of Commission Decision 2005/749/EC.

(*) Delete as appropriate.'

4. By derogation from paragraph 1, Member States shall authorise the importation of meat products consisting of or containing meat of wild feathered game under the condition that the meat of these species has undergone at least one of the specific treatments referred to under points B, C or D in Part IV of Annex II to Decision 2005/432/EC.

Article 2

Member States shall ensure that for the importation of processed feathers or parts of feathers, a commercial document stating that the processed feathers or parts thereof have been treated with a steam current or by some other method ensuring that no pathogens are transmitted accompany the consignment.

However, that commercial document shall not be required for processed decorative feathers, processed feathers carried by travellers for their private use or consignments of processed feathers sent to private individuals for non-industrial purpose.

Article 3

Member States shall immediately take the necessary measures to comply with this Decision and publish those measures. They shall immediately inform the Commission thereof.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 24 October 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission