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Legislation

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⁽¹⁾ Text with EEA relevance

⁽²⁾ Text of relevance to the EEA and to the EU/Switzerland Agreement

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 738/2006
of 17 May 2006
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 18 May 2006.

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

Done at Brussels, 17 May 2006.

For the Commission

J. L. DEMARTY

*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 17 May 2006 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	100,7
	204	49,7
	212	153,3
	999	101,2
0707 00 05	052	96,4
	999	96,4
0709 90 70	052	117,1
	999	117,1
0805 10 20	204	34,7
	212	64,4
	220	38,6
	400	20,3
	448	46,6
	624	49,8
	999	42,4
0805 50 10	052	42,4
	388	59,4
	508	40,3
	528	55,5
	624	54,7
	999	50,5
0808 10 80	388	87,0
	400	125,4
	404	110,2
	508	73,4
	512	82,7
	524	61,2
	528	106,4
	720	79,0
	804	110,4
	999	92,9

⁽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 739/2006
of 17 May 2006
concerning the classification of certain goods in the Combined Nomenclature

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific Community provisions, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column 1 of the table set out in the Annex to this Regulation should be classified under the CN code indicated in column 2, by virtue of the reasons set out in column 3 of that table.

(4) It is appropriate to provide that binding tariff information which has been issued by the customs authorities of Member States in respect of the classification of goods in the Combined Nomenclature but which is not in accordance with this Regulation can, for a period of three months, continue to be invoked by the holder, under Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code⁽²⁾.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column 1 of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column 2 of that table.

Article 2

Binding tariff information issued by the customs authorities of Member States, which is not in accordance with this Regulation, can continue to be invoked for a period of three months under Article 12(6) of Regulation (EEC) No 2913/92.

Article 3

This Regulation shall enter into force on the twentieth 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, 17 May 2006.

For the Commission

László KOVÁCS

Member of the Commission

⁽¹⁾ OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Regulation (EC) No 486/2006 (OJ L 88, 25.3.2006, p. 1).

⁽²⁾ OJ L 302, 19.10.1992, p. 1. Regulation as last amended by Regulation (EC) No 648/2005 of the European Parliament and of the Council (OJ L 117, 4.5.2005, p. 13).

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>Plates of microporous cellular plastics, of ethylene-vinyl acetate copolymer, cut into rectangles (dimensions 15,5 × 10,5 × 0,75 cm) but not further worked.</p> <p>The plates are destined to be cut into smaller pieces and inserted into stamps, where they are used as an ink reservoir.</p>	3921 19 00	<p>Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature, Note 10 to Chapter 39 and the wording of CN codes 3921 and 3921 19 00.</p> <p>As the plates are cut into rectangles but not further worked, they cannot be classified as ink-pads in heading 9612.</p>

COMMISSION REGULATION (EC) No 740/2006**of 17 May 2006****amending Regulation (EC) No 1063/2005 as regards the quantity covered by the standing invitation to tender for the export of common wheat held by the Czech 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 1063/2005 ⁽²⁾ opened a standing invitation to tender for the export of 395 911 tonnes of common wheat held by the Czech intervention agency.
- (2) The Czech Republic has informed the Commission of its intervention agency's intention to increase by 117 358 tonnes the quantity put out to tender for export. In view of the quantities available and the market situation, the request made by the Czech Republic should be granted.
- (3) Regulation (EC) No 1063/2005 should therefore be amended.

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EC) No 1063/2005 is replaced by the following:

'Article 2

The invitation to tender shall cover a maximum of 513 269 tonnes of common wheat for export to third countries with the exception of Albania, Bosnia and Herzegovina, Bulgaria, Croatia, the Former Yugoslav Republic of Macedonia, Liechtenstein, Romania, Serbia and Montenegro (*) and Switzerland.

(*) including Kosovo as defined by United Nations Security Council Resolution 1244 of 10 June 1999.'

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, 17 May 2006.

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 174, 7.7.2005, p. 36. Regulation as amended by Regulation (EC) No 470/2006 (OJ L 84, 23.3.2006, p. 3).

COMMISSION REGULATION (EC) No 741/2006**of 17 May 2006****amending Regulation (EC) No 1060/2005 as regards the quantity covered by the standing invitation to tender for the export of common wheat held by the Slovak 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 1060/2005 ⁽²⁾ opened a standing invitation to tender for the export of 229 858 tonnes of common wheat held by the Slovak intervention agency.
- (2) Slovakia has informed the Commission of its intervention agency's intention to increase by 28 820 tonnes the quantity put out to tender for export. In view of the quantities available and the market situation, the request made by Slovakia should be granted.
- (3) Regulation (EC) No 1060/2005 should therefore be amended.

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 2 of Regulation (EC) No 1060/2005 is replaced by the following:

'Article 2

The invitation to tender shall cover a maximum of 258 678 tonnes of common wheat for export to third countries with the exception of Albania, Bosnia and Herzegovina, Bulgaria, Croatia, the former Yugoslav Republic of Macedonia, Liechtenstein, Romania, Serbia and Montenegro ^(*) and Switzerland.

^(*) including Kosovo as defined by United Nations Security Council Resolution 1244 of 10 June 1999.'

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, 17 May 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

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

⁽²⁾ OJ L 174, 7.7.2005, p. 18. Regulation as last amended by Regulation (EC) No 608/2006 (OJ L 107, 20.4.2006, p. 27).

COMMISSION REGULATION (EC) No 742/2006

of 17 May 2006

adapting certain fish quotas for 2006 pursuant to Council Regulation (EC) No 847/96 introducing additional conditions for year-to-year management of TACs and quotas

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy ⁽¹⁾, and in particular Article 23(4) thereof,

Having regard to Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas ⁽²⁾, and in particular Articles 4(2) and 5(1),

Whereas:

(1) Council Regulation (EC) No 2270/2004 of 22 December 2004 fixing for 2005 and 2006 the fishing opportunities for deep-sea fish stocks ⁽³⁾ and Council Regulation (EC) No 27/2005 of 22 December 2004 fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required ⁽⁴⁾, specify which stocks may be subject to the measures foreseen by Regulation (EC) No 847/96.

(2) Council Regulation (EC) No 2270/2004, Council Regulation (EC) No 51/2006 of 22 December 2005 fixing for 2006 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community

vessels, in waters where catch limitations are required ⁽⁵⁾ and Council Regulation (EC) No 52/2006 of 22 December 2005 fixing the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks applicable in the Baltic Sea for 2006 ⁽⁶⁾ fix quotas for certain stocks for 2006.

(3) Certain Member States have requested, pursuant to Regulation (EC) No 847/96, that part of their quotas for 2005 be transferred to the following year. Within the limits indicated in that Regulation, the quantities withheld should be added to the quota for 2006.

(4) On basis of Article 5(1) of Regulation (EC) No 847/96, deductions from national quotas for 2006 should be made at a level equivalent to the quantity fished in excess. Those deductions shall be applied taking into account also the specific provisions governing stocks falling within the scope of Regional Fisheries Organisations.

(5) Certain Member States have requested, pursuant to Regulation (EC) No 847/96, permission to land additional quantities of fish of certain stocks in the year 2005. Those exceeding permitted landings should however be deducted from their quotas for 2006.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

The quotas fixed in Regulation (EC) No 2270/2004, Regulation (EC) No 51/2006 and Regulation (EC) 52/2006 are increased as shown in Annex I or reduced as shown in Annex II.

⁽¹⁾ OJ L 358, 31.12.2002, p. 59.

⁽²⁾ OJ L 115, 9.5.1996, p. 3.

⁽³⁾ OJ L 396, 31.12.2004, p. 4. Regulation as last amended by Regulation (EC) No 860/2005 (OJ L 144, 8.6.2005, p. 1).

⁽⁴⁾ OJ L 12, 14.1.2005, p. 1. Regulation as last amended by Regulation (EC) No 1936/2005 (OJ L 311, 26.11.2005, p. 1).

⁽⁵⁾ OJ L 16, 20.1.2006, p. 1.

⁽⁶⁾ OJ L 16, 20.1.2006, p. 184.

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, 17 May 2006.

For the Commission
Joe BORG
Member of the Commission

ANNEX I
TRANSFERS ONTO 2006 QUOTAS

Country identity	Stock Id	Species	Zone	Adapted quantity 2005	Catches 2005	% Adapted quantity	Transfers 2006	Initial quantity 2006	Revised quantity 2006	New code
BEL	ANF/2AC4-C	Anglerfish	Ila (EC), IV (EC)	335	87,1	26,0	33,5	365	399	
BEL	ANF/07.	Anglerfish	VII	1 446	878,3	60,7	144,6	2 445	2 590	
BEL	ANF/8ABDE.	Anglerfish	VIIIa,b,d,e	199	196,2	98,6	2,8	0	3	
BEL	COD/07A.	Cod	VIIa	136	116	85,3	13,6	24	38	
BEL	COD/7X7A34	Cod	VIIb-k, VIII, IX, X, CECAF 34.1.1 (EC)	266	225,9	84,9	26,6	236	263	
BEL	HAD/5BC6A.	Haddock	Vb, VIa (EC)	18	0,1	0,6	1,8	18	20	
BEL	HKE/2AC4-C	Hake	Ila (EC), IV (EC)	64	60,6	94,7	3,4	22	25	
BEL	HKE/571214	Hake	Vb (EC), VI, VII, XII, XIV	210	14,4	6,9	21	226	247	
BEL	LEZ/07.	Megrims	VII	469	148,1	31,6	46,9	494	541	
BEL	LEZ/8ABDE.	Megrims	VIIIa,b,d,e	5	2,6	52,0	0,5	0	1	
BEL	NEP/2AC4-C	Norway lobster	Ila (EC), IV (EC)	567	171,8	30,3	56,7	1 472	1 529	
BEL	NEP/07.	Norway lobster	VII	29	5,5	19,0	2,9	0	3	
BEL	NEP/8ABDE.	Norway lobster	VIIIa,b,d,e	5	0,7	14,0	0,5	0	1	
BEL	PLE/07A.	Plaice	VIIa	629	567	90,1	62	41	103	
BEL	PLE/7DE.	Plaice	VIIId,e	843	771,7	91,5	71,3	843	914	
BEL	PLE/7FG.	Plaice	VIIIf,g	183	154,6	84,5	18,3	118	136	
BEL	SOL/24.	Sole	II, IV (EC)	1 574	1 319,3	83,8	157,4	1 456	1 613	
BEL	SOL/07A.	Sole	VIIa	721	669,6	92,9	51,4	474	525	
BEL	SOL/07D.	Sole	VIIId	1 710	1 049,4	61,4	171	1 540	1 711	
BEL	SOL/7FG.	Sole	VIIIf,g	636	598,6	94,1	37,4	594	631	
BEL	SOL/8AB.	Sole	VIIIa,b	314	280	89,2	31,4	50	81	
BEL	WHG/07A.	Whiting	VIIa	11	9,3	84,5	1,1	1	2	
BEL	WHG/7X7A.	Whiting	VIIb-k	272	239,6	88,1	27,2	195	222	
DEU	NEP/2AC4-C	Norway lobster	Ila (EC), IV (EC)	246	78,4	31,9	24,6	22	47	
DEU	POK/561214	Saithe	Vb (EC), VI, XII, XIV	984	380	38,6	98,4	798	896	
DEU	SOL/24.	Common Sole	II, IV (EC)	957	747,5	78,1	95,7	1 165	1 261	

Country identity	Stock Id	Species	Zone	Adapted quantity 2005	Catches 2005	% Adapted quantity	Transfers 2006	Initial quantity 2006	Revised quantity 2006	New code
DEU	WHB/571214	Blue whiting	V, VI, VII, XII, XIV	41 847	20 173,8	48,0	2 167,4			
DEU	WHB/8ABDE	Blue whiting	VIIIa, b, d, e	2 000		0,0	200			
DEU	WHB/1X14	Blue whiting	I, II, III, IV, V, VI, VII, VIIIa,b,d,e, XII, XIV (EC and international waters)				2 367	20 424	22 791	1X14
DNK	ANF/2AC4-C	Anglerfish	Ila (EC), IV (EC)	590	32,3	54,7	59	804	863	
DNK	COD/03AS	Cod	Kattegat	615	603,1	98,1	11,9	524	536	
DNK	HKE/2AC4-C	Hake	Ila (EC), IV (EC)	866	677,2	78,2	86,6	891	978	
DNK	HKE/3A/BCD	Hake	Ila, IIb,cd (EC)	1 171	295,2	25,2	117,1	1 219	1 336	
DNK	JAX/578/14	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	11 109	9 937,3	89,5	1 110,9	12 273	13 384	
DNK	NEP/2AC4-C	Norway lobster	Ila (EC), IV (EC)	1 375	1 293,2	94,1	81,8	1 472	1 554	
DNK	NEP/3A/BCD	Norway lobster	Ilaa (EC), IIb,cd (EC)	3 454	2 963,8	85,8	345,4	3 800	4 145	
DNK	SOL/24	Common Sole	II, IV (EC)	895	828,1	92,5	66,9	666	733	
DNK	SPR/3BCD-C	Sprat	II(b), c), d) (EC)	59 741	50 664,9	84,8	5 974,1	41 512	47 486	
DNK	WHB/571214	Blue whiting	V, VI, VII, XII and XIV	11 403	9 885,2	86,7	1 140,3	52 529	53 669	1x14
ESP	WHB/571214	Blue whiting	V, VI, VII, XII, XIV	38 244	8 741,1	22,9	3 824,4			
ESP	WHB/8ABDE	Blue whiting	VIIIa, b, d, e	24 404	559,1	2,3	2 440,4			
ESP	WHB/1X14	Blue whiting	I, II, III, IV, V, VI, VII, VIIIa,b,d,e, XII, XIV (EC and international waters)				6 264,8	44 533	50 798	1X14
ESP	WHB/8C3411	Blue whiting	VIIIc, IX, X, CECAF 34.1.1 (EC)	107 382	40 652,1	37,9	10 738,2	46 795	57 533	
ESP	NEP/5BC6	Norway lobster	Vb (EC), VI	56	17,7	31,6	5,6	36	42	
ESP	NEP/07	Norway lobster	VII	881	828,9	94,1	52,1	1 290	1 342	
ESP	NEP/8ABDE	Norway lobster	VIIIa, b, d, e	13	3,5	26,9	1,3	242	243	
ESP	NEP/08C	Norway lobster	VIIIc	140	82,1	58,6	14	140	154	
ESP	NEP/9/3411	Norway lobster	IX, X, CECAF 34.1.1 (EC)	135	51,6	38,2	13,5	122	136	
ESP	LEZ/07	Megrims	VII	7 493	6 012,1	80,2	749,3	5 490	6 239	
ESP	LEZ/8ABDE	Megrims	VIIIa,b,d,e	1 359	717	52,8	135,9	1 176	1 312	
ESP	LEZ/8C3411	Megrims	VIIIc, IX, X	1 276	1 025	80,3	127,6	1 171	1 299	
ESP	ANF/561214	Anglerfish	Vb (EC), VI, XII, XIV	119	116,9	98,2	2,1	180	182	
FRA	ANF/2AC4-C	Anglerfish	Ila,IV	27	5,2	19,3	2,7	75	78	
FRA	ANF/561214	Anglerfish	Vb (EC), VI, XII, XIV	2 073	1 307,1	63,1	207,3	2 073	2 280	
FRA	ANF/07	Anglerfish	VII	14 137	12 755	90,2	1 382	15 688	17 070	

Country identity	Stock Id	Species	Zone	Adapted quantity 2005	Catches 2005	% Adapted quantity	Transfers 2006	Initial quantity 2006	Revised quantity 2006	New code
FRA	COD/561214	Cod	Vb (EC), VI, XII, XIV	114	105,6	92,6	8,4	97	105	
FRA	COD/07A.	Cod	VIIa	79	33,5	42,4	7,9	67	75	
FRA	COD/7X7A34	Cod	VIIb-k, VIII, IX, X, CECAF 34.1.1 (EC)	4 554	2 677,8	58,8	455,4	4 053	4 508	
FRA	HAD/5BC6A.	Haddock	Vb (EC), VIa	839	314,1	37,4	83,9	862	946	
FRA	HER/5B6ANB	Herring	Vb, VIaN (EC), VIb	623	598	96,0	25	705	730	
FRA	HER/7G-K.	Herring	VIIg,h,j,k	805	795,6	98,8	9,4	682	691	
FRA	HKE/2AC4-C	Hake	Ila (EC), IV (EC)	158	156,2	98,9	1,8	197	199	
FRA	HKE/571214	Hake	Vb (EC), VI, VII, XII, XIV	7 783	6 483,3	83,3	778,3	11 206	11 984	
FRA	HKE/8ABDE.	Hake	VIIa,b,d,e	9 560	6 055,2	63,3	956	11 345	12 301	
FRA	HKE/8C3411	Hake	VIIIc, IX, X CECAF 34.1.1 (EC)	342	276,5	80,8	34,2	409	443	
FRA	JAX/578/14	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	14 010	12 877,1	91,9	1 132,9	6 482	7 615	
FRA	LEZ/07.	Megrims	VII	5 932	2 332,9	39,3	593,2	6 663	7 256	
FRA	LEZ/8ABDE.	Megrims	VIIa,b,d,e	1 093	577,9	52,9	109,3	949	1 058	
FRA	LEZ/8C3411	Megrims	VIIIc, IX, X	44	16,3	37,0	4,4	59	63	
FRA	NEP/5BC6.	Norway lobster	Vb (EC), VI	73	3,8	5,2	7,3	143	150	
FRA	NEP/07.	Norway lobster	VII	4 753	3 011,2	63,4	475,3	5 228	5 703	
FRA	NEP/08C.	Norway lobster	VIIIc	22	19,4	88,2	2,2	6	8	
FRA	PLE/07A.	Plaice	VIIa	18	9,1	50,6	1,8	18	20	
FRA	PLE/7DE.	Plaice	VII d,e	2 809	1 960,7	69,8	280,9	2 810	3 091	
FRA	PLE/7FG.	Plaice	VII f,g	132	123	93,2	9	213	222	
FRA	POK/561214	Saithe	Vb (EC), VI, XII, XIV	11 188	4 381,1	39,2	1 118,8	7 930	9 049	
FRA	SOL/24.	Common Sole	II, IV (EC)	678	593,1	87,5	67,8	291	359	
FRA	SOL/07A.	Common Sole	VIIa	6	3,1	51,7	0,6	6	7	
FRA	SOL/07D.	Common Sole	VII d	3 387	1 972	58,2	338,7	3 080	3 419	
FRA	SOL/07E.	Common Sole	VII e	326	305,6	93,7	20,4	354	374	
FRA	SOL/7FG.	Common Sole	VII f,g	95	89,6	94,3	5,4	59	64	
FRA	WHB/571214	Blue whiting	V, VI, VII, XII, XIV	49 809	6 152,2	12,4	4 980,9			
FRA	WHB/8ABDE.	Blue whiting	VIIa, b, d, e	18 936	387,3	2,0	1 893,6			

Country identity	Stock Id	Species	Zone	Adapted quantity 2005	Catches 2005	% Adapted quantity	Transfers 2006	Initial quantity 2006	Revised quantity 2006	New code
FRA	WHB/IX14	Blue whiting	I, II, III, IV, V, VI, VII, VIIIa,b,d,e, XII, XIV (EC and international waters)				6 874,5	36 556	43 431	IX14
FRA	WHG/561214	Whiting	Vb (EC), VI, XII, XIV	185	7	3,8	18,5	166	185	
FRA	WHG/07A.	Whiting	VIIa	18	15,3	85,0	1,8	15	17	
FRA	WHG/7X7A.	Whiting	VIIb-k	14 470	10 344	71,5	1 447	11 964	13 411	
GBR	ANF/2AC4-C	Anglerfish	IIa,IV	8 950	7 899,3	88,3	895	8 392	9 287	
GBR	ANF/561214	Anglerfish	Vb (EC), VI, XII, XIV	1 865	1 505,1	80,7	186,5	1 442	1 629	
GBR	ANF/07.	Anglerfish	VII	4 992	3 756,2	75,2	499,2	4 757	5 256	
GBR	COD/561214	Cod	Vb (EC), VI, XII, XIV	486	392,4	80,7	48,6	368	417	
GBR	COD/07A.	Cod	VIIa	819	595,2	72,7	81,9	527	609	
GBR	COD/7X7A34	Cod	VIIb-k, VIII, IX, X, CECAF 34.1.1 (EC)	532	488,1	91,7	43,9	439	483	
GBR	HAD/5BC6A.	Haddock	Vb (EC), VIa	6 567	2 766,4	42,1	656,7	6 294	6 951	
GBR	HER/07A/MM	Herring	VIIa	3 640	3 522,1	96,8	117,9	3 550	3 668	
GBR	HER/7G-K.	Herring	VIIg,h,j,k	18	0,6	3,3	1,8	14	16	
GBR	HKE/2AC4-C	Hake	IIa (EC), IV (EC)	262	248,5	94,8	13,5	278	292	
GBR	HKE/571214	Hake	Vb (EC), VI, VII, XII, XIV	3 896	2 980	76,5	389,6	4 424	4 814	
GBR	JAX/578/14	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	6 590	6 339,9	96,2	250,1	13 266	13 516	
GBR	LEZ/07.	Megrim	VII	3 039	1 825,9	60,1	303,9	2 624	2 928	
GBR	NEP/2AC4-C	Norway lobster	IIa (EC), IV (EC)	18 124	17 901,9	98,8	222,1	24 380	24 602	
GBR	NEP/5BC6.	Norway lobster	Vb (EC), VI	12 379	10 197,7	82,4	1 237,9	17 257	18 495	
GBR	NEP/07.	Norway lobster	VII	6 487	5 474,9	84,4	648,7	7 052	7 701	
GBR	PLE/07A.	Plaice	VIIa	590	420,8	71,3	59	485	544	
GBR	PLE/7DE.	Plaice	VIIde	1 477	1 297,6	87,9	147,7	1 498	1 646	
GBR	PLE/7FG.	Plaice	VIIfg	69	56,1	81,3	6,9	112	119	
GBR	POK/561214	Saithe	Vb (EC), VI, XII, XIV	4 141	2 002,9	48,4	414,1	3 592	4 006	
GBR	SOL/24.	Common Sole	II, IV (EC)	1 127	975	86,5	112,7	749	862	
GBR	SOL/07A.	Common Sole	VIIa	146	102,4	70,1	14,6	213	228	
GBR	SOL/07D.	Common Sole	VIIId	1 170	555	47,4	117	1 100	1 217	
GBR	SOL/07E.	Common Sole	VIIe	511	505	98,8	6	553	559	
GBR	SOL/7FG.	Common Sole	VIIIf,g	251	217,8	86,8	25,1	267	292	

Country identity	Stock Id	Species	Zone	Adapted quantity 2005	Catches 2005	% Adapted quantity	Transfers 2006	Initial quantity 2006	Revised quantity 2006	New code
GBR	WHB/571214	Blue whiting	V, VI, VII, XII, XIV	109 678	109 143,2	99,5	534,8			
GBR	WHB/8ABDE	Blue whiting	VIIa, b, d, e	17 672	0	0,0	1 767,2			
GBR	WHB/1X14	Blue whiting	I, II, III, IV, V, VI, VII, VIIIa,b,d,e, XII, XIV (EC and international waters)				2 302	68 161	70 463	1X14
GBR	WHG/561214	Whiting	Vb (EC), VI, XII, XIV	917	162	17,7	91,7	780	872	
GBR	WHG/07A	Whiting	VIIa	199	46,2	23,2	19,9	169	189	
GBR	WHG/7X7A	Whiting	VIIb-k	2 485	554,5	22,3	248,5	2 140	2 389	
IRL	ANF/561214	Anglerfish	Vb (EC), VI, XII, XIV	496	407,2	82,1	49,6	469	519	
IRL	ANF/07	Anglerfish	VII	2 653	2 584,8	97,4	68,2	2 005	2 073	
IRL	COD/561214	Cod	Vb (EC), VI, XII, XIV	109	40	36,7	10,9	138	149	
IRL	COD/07A	Cod	VIIa	1 116	221,6	19,9	111,6	1 204	1 316	
IRL	COD/7X7A34	Cod	VIIb-k, VIII, IX, X, CECAF 34.1.1 (EC)	820	819,5	99,9	0,5	818	819	
IRL	HAD/5BC6A	Haddock	Vb (EC), VIa	598	1,4	0,2	59,8	615	675	
IRL	HER/5B6ANB	Herring	Vb, VIaN (EC), VIb	3 174	2 893	91,1	281	5 036	5 317	
IRL	HER/6AS7BC	Herring	Vias, VIIbc	14 000	13 702	97,9	298	14 000	14 298	
IRL	HER/07A/MM	Herring	VIIa	1 160	1 153,3	99,4	6,7	1 250	1 257	
IRL	HER/7G-K	Herring	VIIg,h,j,k	11 236	10 364,1	92,2	871,9	9 549	10 421	
IRL	HKE/571214	Hake	Vb (EC), VI, VII, XII, XIV	1 118	1 049,3	93,9	68,7	1 358	1 427	
IRL	LEZ/07	Megrim	VII	3 189	2 239,5	70,2	318,9	3 029	3 348	
IRL	NEP/5BC6	Norway lobster	Vb (EC), VI	192	155,2	80,8	19,2	239	258	
IRL	NEP/07	Norway lobster	VII	7 302	7 029,3	96,3	272,7	7 928	8 201	
IRL	PLE/07A	Plaice	VIIa	371	274,8	74,1	37,1	1 051	1 088	
IRL	PLE/7FG	Plaice	VIIg	92	43,5	47,3	9,2	33	42	
IRL	POL/561214	Pollack	Vb (EC), VI, XII, XIV	79	27,2	34,4	7,9	63	71	
IRL	SOL/07A	Common Sole	VIIa	92	86,7	94,2	5,3	117	122	
IRL	SOL/7FG	Common Sole	VIIg	36	34,1	94,7	1,9	30	32	
IRL	WHB/571214	Blue whiting	V, VI, VII, XII, XIV	79 393	70 029,2	88,2	7 939,3	40 677	48 616	1X14
IRL	WHG/561214	Whiting	Vb (EC), VI, XII, XIV	478	179,7	37,6	47,8	406	454	
IRL	WHG/07A	Whiting	VIIa	286	92,7	32,4	28,6	252	281	
IRL	WHG/7X7A	Whiting	VIIb-k	6 006	5 767,5	96,0	238,5	5 544	5 783	

Country identity	Stock Id	Species	Zone	Adapted quantity 2005	Catches 2005	% Adapted quantity	Transfers 2006	Initial quantity 2006	Revised quantity 2006	New code
NLD	ANF/2AC4-C	Anglerfish	Ila,IV	160	21,6	13,5	16	276	292	
NLD	ANF/07.	Anglerfish	VII	19	16	84,2	1,9	317	319	
NLD	COD/7X7A34	Cod	VIIb-k, VIII, IX, X, CECAF 34.1.1 (EC)	28	11,4	40,7	2,8	34	37	
NLD	HER/7G-K.	Herring	VIIghjk	813	798,2	98,2	14,8	682	697	
NLD	HKE/2AC4-C	Hake	Ila (EC), IV (EC)	50	38,2	76,4	5	51	56	
NLD	HKE/8ABDE.	Hake	VIIIa,b,d,e	14	0,2	1,4	1,4	15	16	
NLD	JAX/578/14	Horse Mackerel	Vb (EC), VI, VII, VIIIabde, XII, XIV	47 853	42 210,1	88,2	4 785,3	46 801	51 586	
NLD	NEP/2AC4-C	Norway lobster	Ila (EC), IV (EC)	1 035	1 016,2	98,2	18,8	758	777	
NLD	SOL/24.	Common Sole	II, IV (EC)	13 578	10 883,7	80,2	1 357,8	13 143	14 501	
NLD	SOL/3A/BCD	Common Sole	Ila, IIbced (EC)	30	10	33,3	3	73	76	
NLD	WHB/571214	Blue whiting	V, VI, VII, XII, XIV	143 216	123 262,8	86,1	14 321,6	64 053	78 375	1X14
NLD	WHG/7X7A.	Whiting	VIIb-k	206	187,8	91,2	18,2	97	115	

ANNEX II

DEDUCTIONS FROM 2006 QUOTAS

Country	Species	Area	Species Name	Area Name	Adapted quantity 2005	Margin	Total adapted quantity 2005	Catches 2005	%	Deductions	Initial quantity 2006	Revised quantity 2006
DEU	COD	1/2B.	Cod	I, IIb	2 712	0	2 712	2 716,6	100,2	-4,6	3 023	3 018
DEU	HER	03A.	Herring	IIIa	751	0	751	759,2	101,1	-8,2	545	537
DEU	LIN	04-N.	Ling	IV (Community waters and international waters)	25	0	25	25,9	103,6	-0,9	25	24
DEU	MAC	2CX14-	Mackerel	II (non-EC waters), Vb (EC waters), VI, VII, VIIIa, b, d, e, XII, XIV	10 754	3 866	14 620	14 636,7	100,1	-16,7	14 369	14 352
DNK	NEP	04-N.	Nephrops	IV (Norwegian waters)	989	0	989	1 036,9	104,8	-47,9	1 230	1 182
DNK	SOL	3A/BCD	Common sole	IIIa, IIIb, c, d (EC waters)	803	0	803	813,3	101,3	-10,3	755	745
ESP	ANF	07.	Anglerfish	VII	1 952	92	2 044	2 047,6	100,2	-3,6	971	967
ESP	BLI	67-	Blue Ling	VI, VII (Community waters and international waters)	124	0	124	178,6	144,0	-54,6	104	49
FRA	ANF	8ABDE.	Anglerfish	VIIIa, b, d, e	5 199	0	5 199	5 334,8	102,6	-135,8	6 325	6 189
FRA	ANF	8C3411	Anglerfish	VIIIc, IX, X (CECAF34.1.1 (EC waters))	32	0	32	123,7	386,6	-91,7	2	0
FRA	BSF	56712-	Black scabbardfish	V, VI, VII, XII (Community waters and international waters)	2 497	0	2 497	2 634,4	105,5	-137,4	2 433	2 296
FRA	GFB	89-	Forkebeards	VIII, IX (Community waters and international waters)	35	0	35	38,8	110,9	-3,8	15	11

Country	Species	Area	Species Name	Area Name	Adapted quantity 2005	Margin	Total adapted quantity 2005	Catches 2005	%	Deductions	Initial quantity 2006	Revised quantity 2006
FRA	MAC	2A34.	Mackerel	II (EC waters), IIIa, IIIb, c, d (EC waters), IV	467	262	729	1 022,3	140,2	- 293,3	483	190
FRA	NEP	8ABDE.	Nephrops	VIIIa, b, d, e	3 082	0	3 082	3 621,5	117,5	- 539,5	3 788	3 249
FRA	SOL	8AB.	Common sole	VIIIa, b	3 816	0	3 816	3 918,4	102,7	- 102,4	3 722	3 620
GBR	HER	4AB.	Herring	IV north of 53° 30' N	94 942	0	94 942	97 102,1	102,3	- 2 160,1	63 333	61 173
GBR	HER	5B6ANB	Herring	Vb, VIaN (EC waters), Vlb	17 788	0	17 788	17 960,6	101,0	- 172,6	20 145	19 972
GBR	MAC	2A34.	Mackerel	II (EC waters), IIIa, IIIb, c, d (EC waters), IV	609	37 363	37 972	38 019,9	100,1	- 47,9	451	403
GBR	MAC	2CX14-	Mackerel	II (non-EC waters), Vb (EC waters), VI, VII, VIIIa, b, d, e, XII, XIV	92 101	0	128 751	157 308	122,2	- 28 557	131 713	103 156
IRL	JAX	578/14	Jack and horse mackerels nei	Vb(1), VI, VII, VIIIa), b), d), e), XII, XIV	33 542	0	33 542	35 019,6	104,4	- 1 477,6	31 934	30 456
IRL	MAC	2CX14-	Mackerel	II (non-EC waters), Vb (EC waters), VI, VII, VIIIa, b, d, e, XII, XIV	31 931	0	45 849	52 426,8	114,3	- 6 577,8	47 894	41 316
NLD	T/B	2AC4-C	Turbot and Brill	IIa (EC waters), IV (EC waters)	2 497	0	2 497	2 590,7	103,8	- 93,7	2 401	2 307
POL	HER	3BC+24	Herring	Subdivisions 22-24	5 985	0	5 985	6 273,6	104,8	- 288,6	6 181	5 892
PRT	ANF	8C4311	Anglerfish	VIIIc, IX, X (CECAF34.1.1 (EC waters))	334	0	334	348,3	104,3	- 14,3	324	310
PRT	COD	1N2AB.	Cod	I, II (Norwegian waters)	2 628	0	2 628	2 629,7	100,1	- 1,7	2 550	2 548
PRT	HKE	8C3411	Hake	VIIIc, IX, X (CECAF34.1.1 (EC waters))	1 867	0	1 867	1 943,7	104,1	- 76,7	1 989	1 912

COMMISSION REGULATION (EC) No 743/2006**of 17 May 2006****fixing representative prices in the poultrymeat and egg sectors and for egg albumin, and amending Regulation (EC) No 1484/95**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs ⁽¹⁾, and in particular Article 5(4) thereof,

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

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

Whereas:

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

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

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

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

HAS ADOPTED THIS REGULATION:

Article 1

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

Article 2

This Regulation shall enter into force on 18 May 2006.

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

Done at Brussels, 17 May 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

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

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

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

⁽⁴⁾ OJ L 145, 29.6.1995, p. 47. Regulation as last amended by Regulation (EC) No 578/2006 (OJ L 100, 8.4.2006, p. 7).

ANNEX

to the Commission Regulation of 17 May 2006 fixing representative prices in the poultrymeat and egg sectors and for egg albumin, and amending Regulation (EC) No 1484/95

‘ANNEX I

CN code	Description	Representative price (EUR/100 kg)	Security referred to in Article 3(3) (EUR/100 kg)	Origin ⁽¹⁾
0207 12 90	Chickens, plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as “65 % chickens”, or otherwise presented, frozen	96,7	6	01
		106,8	3	02
0207 14 10	Boneless cuts of fowl of the species Gallus domesticus, frozen	172,0	44	01
		208,6	27	02
		274,2	8	03
0207 25 10	Turkey carcasses, known as 80 % turkeys, frozen	170,0	0	01
0207 27 10	Boneless cuts of turkey, frozen	214,4	25	01
		261,2	11	03
1602 32 11	Preparations of uncooked fowl of the species Gallus domesticus	192,0	28	01
		167,9	40	02

⁽¹⁾ Origin of imports:
01 Brazil
02 Argentina
03 Chile.’

COMMISSION REGULATION (EC) No 744/2006
of 17 May 2006
fixing the export refunds on eggs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs ⁽¹⁾, and in particular the third subparagraph of Article 8(3) thereof,

Whereas:

- (1) Article 8 of Regulation (EEC) No 2771/75 provides that the difference between prices on the world market for the products listed in Article 1(1) of that regulation and prices for those products on the Community market may be covered by an export refund.
- (2) Given the present situation on the market in eggs, export refunds should therefore be fixed in accordance with the rules and certain criteria provided for in Article 8 of Regulation (EEC) No 2771/75.
- (3) Article 8(3), second subparagraph of Regulation (EEC) No 2771/75 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund according to destination.
- (4) Refunds should be granted only on products that are allowed to move freely in the Community and that comply with the requirements of Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs ⁽²⁾ and of Regulation (EC) No 853/2004 of the European

Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin ⁽³⁾ as well as marking requirements of Council Regulation (EEC) No 1907/90 of 26 June 1990 on certain marketing standards for eggs ⁽⁴⁾.

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

HAS ADOPTED THIS REGULATION:

Article 1

1. Export refunds as provided for in Article 8 of Regulation (EEC) No 2771/75 shall be granted on the products and for the amounts set out in the Annex to this Regulation subject to the conditions provided for in paragraph 2 of this Article.

2. The products eligible for a refund under paragraph 1 must meet the relevant requirements of Regulations (EC) No 852/2004 and (EC) No 853/2004, notably preparation in an approved establishment and compliance with the marking requirements laid down in Annex II, Section I to Regulation (EC) No 853/2004 and those laid down in Regulation (EEC) No 1907/90.

Article 2

This Regulation shall enter into force on 18 May 2006.

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

Done at Brussels, 17 May 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 282, 1.11.1975, p. 49. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 139, 30.4.2004, p. 1. Corrected version in OJ L 226, 25.6.2004, p. 3.

⁽³⁾ OJ L 139, 30.4.2004, p. 55. Corrected version in OJ L 226, 25.6.2004, p. 22.

⁽⁴⁾ OJ L 173, 6.7.1990, p. 5. Regulation as last amended by Regulation (EC) No 1039/2005 (OJ L 172, 5.7.2005, p. 1).

ANNEX

Export refunds on eggs applicable from 18 May 2006

Product code	Destination	Unit of measurement	Amount of refund
0407 00 11 9000	E16	EUR/100 pcs	1,35
0407 00 19 9000	E16	EUR/100 pcs	0,70
0407 00 30 9000	E09	EUR/100 kg	6,00
	E10	EUR/100 kg	20,00
	E17	EUR/100 kg	3,00
0408 11 80 9100	E18	EUR/100 kg	40,00
0408 19 81 9100	E18	EUR/100 kg	20,00
0408 19 89 9100	E18	EUR/100 kg	20,00
0408 91 80 9100	E18	EUR/100 kg	73,00
0408 99 80 9100	E18	EUR/100 kg	18,00

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12).

The other destinations are defined as follows:

E09 Kuwait, Bahrain, Oman, Qatar, the United Arab Emirates, Yemen, Hong Kong SAR, Russia and Turkey.

E10 South Korea, Japan, Malaysia, Thailand, Taiwan and the Philippines.

E16 all destinations except the United States of America, Romania and Bulgaria.

E17 all destinations except Switzerland, Romania, Bulgaria and those of E09 and E10.

E18 all destinations except Switzerland, Romania and Bulgaria.

COMMISSION REGULATION (EC) No 745/2006**of 17 May 2006****fixing the export refunds on poultrymeat**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organisation of the market in poultrymeat ⁽¹⁾, and in particular the third subparagraph of Article 8(3) thereof,

Whereas:

- (1) Article 8(1) of Regulation (EEC) No 2777/75 provides that the difference between prices on the world market for the products listed in Article 1(1) of that Regulation and prices for those products on the Community market may be covered by an export refund.
- (2) Given the present situation on the market in poultrymeat, export refunds should therefore be fixed in accordance with the rules and criteria provided for in Article 8 of Regulation (EEC) No 2777/75.
- (3) Article 8(3), second subparagraph of Regulation (EEC) No 2777/75 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund according to destination.
- (4) Refunds should be granted only on products that are allowed to move freely in the Community and that bear the identification mark as provided for in Article 5(1)(b) of Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of

animal origin ⁽²⁾. Those products should also comply with the requirements of Regulation (EC) No 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs ⁽³⁾.

- (5) The negotiations within the framework of the Europe Agreements between the European Community and Romania and Bulgaria aim in particular to liberalise trade in products covered by the common organisation of the market concerned. For these two countries export refunds should therefore be abolished.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

1. Export refunds as provided for in Article 8 of Regulation (EEC) No 2777/75 shall be granted on the products and for the amounts set out in the Annex to this Regulation subject to the condition provided for in paragraph 2 of this Article.
2. The products eligible for a refund under paragraph 1 must meet the relevant requirements of Regulations (EC) No 852/2004 and (EC) No 853/2004, notably preparation in an approved establishment and compliance with the identification marking requirements laid down in Annex II, Section I to Regulation (EC) No 853/2004.

Article 2

This Regulation shall enter into force on 18 May 2006.

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

Done at Brussels, 17 May 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 282, 1.11.1975, p. 77. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 139, 30.4.2004, p. 55, as corrected by OJ L 226, 25.6.2004, p. 22.

⁽³⁾ OJ L 139, 30.4.2004, p. 1, as corrected by OJ L 226, 25.6.2004, p. 3.

ANNEX

Export refunds on poultrymeat applicable from 18 May 2006

Product code	Destination	Unit of measurement	Amount of refund
0105 11 11 9000	V02	EUR/100 pcs	0,80
0105 11 19 9000	V02	EUR/100 pcs	0,80
0105 11 91 9000	V02	EUR/100 pcs	0,80
0105 11 99 9000	V02	EUR/100 pcs	0,80
0105 12 00 9000	V02	EUR/100 pcs	1,60
0105 19 20 9000	V02	EUR/100 pcs	1,60
0207 12 10 9900	V03	EUR/100 kg	53,00
0207 12 90 9190	V03	EUR/100 kg	53,00
0207 12 90 9990	V03	EUR/100 kg	53,00
0207 14 20 9900	V03	EUR/100 kg	33,00
0207 14 60 9900	V03	EUR/100 kg	33,00
0207 14 70 9190	V03	EUR/100 kg	33,00
0207 14 70 9290	V03	EUR/100 kg	33,00

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12).

The other destinations are defined as follows:

V02 All destinations except for Bulgaria, Romania and United States of America.

V03 A24, Angola, Saudi Arabia, Kuwait, Bahrain, Qatar, Oman, United Arab Emirates, Jordan, Yemen, Lebanon, Iraq and Iran.

COMMISSION REGULATION (EC) No 746/2006

of 17 May 2006

on import licences in respect of beef and veal products originating in Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia

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 Council Regulation (EC) No 2286/2002 of 10 December 2002 on the arrangements applicable to agricultural products and goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States (ACP States) and repealing Regulation (EC) No 1706/98 ⁽²⁾,

Having regard to Commission Regulation (EC) No 2247/2003 of 19 December 2003 laying down detailed rules for the application in the beef and veal sector of Council Regulation (EC) No 2286/2002 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States (ACP States) ⁽³⁾, and in particular Article 5 thereof,

Whereas:

(1) Article 1 of Regulation (EC) No 2247/2003 provides for the possibility of issuing import licences for beef and veal products originating in Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia. However, imports must take place within the limits of the quantities specified for each of these exporting non-member countries.

(2) The applications for import licences submitted between 1 to 10 May 2006, expressed in terms of boned meat, in accordance with Regulation (EC) No 2247/2003, do not exceed, in respect of products originating from Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia, the quantities available from those States. It is therefore possible to issue import licences in respect of the quantities applied for.

(3) The quantities in respect of which licences may be applied for from 1 June 2006 should be fixed within the scope of the total quantity of 52 100 t.

(4) This Regulation is without prejudice to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine, ovine and caprine animals and swine, fresh meat or meat products from third countries ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The following Member States shall issue on 21 May 2006 import licences for beef and veal products, expressed as boned meat, originating in certain African, Caribbean and Pacific States, in respect of the following quantities and countries of origin:

Germany:

- 57 t originating in Botswana,
- 121 t originating in Namibia;

United Kingdom:

- 600 t originating in Namibia.

Article 2

Licence applications may be submitted, pursuant to Article 4(2) of Regulation (EC) No 2247/2003, during the first 10 days of May 2006 for the following quantities of boned beef and veal:

Botswana:	17 729 t,
Kenya:	142 t,
Madagascar:	7 579 t,
Swaziland:	3 363 t,
Zimbabwe:	9 100 t,
Namibia:	10 679 t.

Article 3

This Regulation shall enter into force on 18 May 2006.

⁽¹⁾ OJ L 160, 26.6.1999, p. 21. Regulation as last amended by Commission Regulation (EC) No 1899/2004 (OJ L 328, 30.10.2004, p. 67).

⁽²⁾ OJ L 348, 21.12.2002, p. 5.

⁽³⁾ OJ L 333, 20.12.2003, p. 37. Regulation as last amended by Regulation (EC) No 1118/2004 (OJ L 217, 17.6.2004, p. 10).

⁽⁴⁾ OJ L 302, 31.12.1972, p. 28. Directive as last amended by Regulation (EC) No 807/2003 (OJ L 122, 16.5.2003, p. 36).

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

Done at Brussels, 17 May 2006.

For the Commission
J. L. DEMARTY
*Director-General for Agriculture and
Rural Development*

COMMISSION REGULATION (EC) No 747/2006**of 17 May 2006****fixing the rates of the refunds applicable to eggs and egg yolks exported in the form of goods not covered by Annex I to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs ⁽¹⁾, and in particular Article 8(3) thereof,

Whereas:

- (1) Article 8(1) of Regulation (EEC) No 2771/75 provides that the difference between prices in international trade for the products listed in Article 1(1) of that Regulation and prices within the Community may be covered by an export refund where these goods are exported in the form of goods listed in the Annex to that Regulation.
- (2) Commission Regulation (EC) No 1043/2005 of 30 June 2005 implementing Council Regulation (EC) No 3448/93 as regards the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex I to the Treaty, and the criteria for fixing the amount of such refunds ⁽²⁾, specifies the products for which a rate of refund is to be fixed, to be applied where these products are exported in the form of goods listed in Annex I to Regulation (EEC) No 2771/75.
- (3) In accordance with the second paragraph of Article 14 of Regulation (EC) No 1043/2005, the rate of the refund per 100 kilograms for each of the basic products in question is to be fixed for a period of the same duration as that for which refunds are fixed for the same products exported unprocessed.
- (4) Article 11 of the Agreement on Agriculture concluded under the Uruguay Round lays down that the export refund for a product contained in a good may not exceed the refund applicable to that product when exported without further processing.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

The rates of the refunds applicable to the basic products listed in Annex I to Regulation (EC) No 1043/2005 and in Article 1(1) of Regulation (EEC) No 2771/75, and exported in the form of goods listed in Annex I to Regulation (EEC) No 2771/75, shall be fixed as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 18 May 2006.

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

Done at Brussels, 17 May 2006.

For the Commission
Günter VERHEUGEN
Vice-President

⁽¹⁾ OJ L 282, 1.11.1975, p. 49. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 172, 5.7.2005, p. 24.

ANNEX

Rates of the refunds applicable from 17 May 2006 to eggs and egg yolks exported in the form of goods not covered by Annex I to the Treaty

(EUR/100 kg)			
CN code	Description	Destination ⁽¹⁾	Rate of refund
0407 00	Birds' eggs, in shell, fresh, preserved or cooked:		
	– Of poultry:		
0407 00 30	– – Other:		
	(a) On exportation of ovalbumin of CN codes 3502 11 90 and 3502 19 90	02	6,00
		03	20,00
		04	3,00
	(b) On exportation of other goods	01	3,00
0408	Birds' eggs, not in shell and egg yolks, fresh, dried, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter:		
	– Egg yolks:		
0408 11	– – Dried:		
ex 0408 11 80	– – – Suitable for human consumption:		
	not sweetened	01	40,00
0408 19	– – Other:		
	– – – Suitable for human consumption:		
ex 0408 19 81	– – – – Liquid:		
	not sweetened	01	20,00
ex 0408 19 89	– – – – Frozen:		
	not sweetened	01	20,00
	– Other:		
0408 91	– – Dried:		
ex 0408 91 80	– – – Suitable for human consumption:		
	not sweetened	01	73,00
0408 99	– – Other:		
ex 0408 99 80	– – – Suitable for human consumption:		
	not sweetened	01	18,00

⁽¹⁾ The destinations are as follows:

01 Third countries except Bulgaria as from 1 October 2004 and Romania as from 1 December 2005. For Switzerland and Liechtenstein these rates are not applicable to the goods listed in Tables I and II to Protocol No 2 to the Agreement between the European Community and the Swiss Confederation of 22 July 1972 exported with effect from 1 February 2005,

02 Kuwait, Bahrain, Oman, Qatar, United Arab Emirates, Yemen, Turkey, Hong Kong SAR and Russia,

03 South Korea, Japan, Malaysia, Thailand, Taiwan and the Philippines,

04 all destinations except Switzerland, Bulgaria with effect from 1 October 2004, Romania with effect from 1 December 2005 and those of 02 and 03.

COMMISSION DIRECTIVE 2006/45/EC**of 16 May 2006****amending Council Directive 91/414/EEC as regards the specification of the active substance propoxycarbazone****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS DIRECTIVE:

Having regard to the Treaty establishing the European Community,

Article 1

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

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, and in particular the second indent of the second subparagraph of Article 6(1) thereof,*Article 2*

Member States shall adopt and publish by 18 September 2006 at the latest the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

Whereas:

They shall apply those provisions from 19 September 2006.

(1) By Commission Directive 2003/119/EC ⁽²⁾ propoxycarbazone was included as active substance in Annex I to Directive 91/414/EEC.

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

(2) When applying for the inclusion of propoxycarbazone its manufacturer Bayer CropScience gave a specification based on small-scale production. For large-scale production, that company now intends to modify the specification as regards purity. It has submitted data to show that the modified specification fulfils the requirements for inclusion.

*Article 3*This Directive shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

(3) Germany evaluated the information and data submitted by the company. It informed the Commission in July 2005 that it concludes that the modified specification does not cause any risks in addition to those already taken into account in the entry for propoxycarbazone in Annex I to Directive 91/414/EEC and in the Commission review report for that substance.

Article 4

This Directive is addressed to the Member States.

(4) Therefore it is justified to modify the specification of propoxycarbazone.

Done at Brussels, 16 May 2006.

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

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

For the Commission

Markos KYPRIANOU

Member of the Commission

⁽¹⁾ OJ L 230, 19.8.1991, p. 1. Directive as last amended by Commission Directive 2006/39/EC (OJ L 104, 13.4.2006, p. 30).

⁽²⁾ OJ L 325, 12.12.2003, p. 41.

ANNEX

In Annex I to Directive 91/414/EEC, row 77 is replaced by the following:

77	Propoxy-carbazone CAS No 145026-81-9 CIPAC No 655	2-(4,5-dihydro-4-methyl-5-oxo-3-propoxy-1H-1,2,4-triazol-1-yl) carboxamidostyrylbenzoic acid-methylester	≥ 950 g/kg (expressed as propoxy-carbazone- sodium)	1 April 2004	31 March 2014	<p>Only uses as herbicide may be authorised.</p> <p>For the implementation of the uniform principles of Annex VI, the conclusions of the review report on propoxy-carbazone, and in particular Appendices I and II thereto, as finalised in the Standing Committee on the Food Chain and Animal Health on 3 October 2003 shall be taken into account. In this overall assessment Member States</p> <ul style="list-style-type: none"> — should pay particular attention to the potential of propoxy-carbazone and its metabolites for groundwater contamination, when the active substance is applied in regions with vulnerable soil and/or climate conditions, — should pay particular attention to the protection of aquatic ecosystems, especially of aquatic plants. <p>Risk mitigation measures should be applied where appropriate.</p>
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II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 28 April 2006

determining the quantities of methyl bromide permitted to be used for critical uses in the Community from 1 January to 31 December 2006 under Regulation (EC) No 2037/2000 on substances that deplete the ozone layer

(notified under document number C(2006) 1244)

(Only the Dutch, English, French, Italian, Polish, Portuguese and Spanish text is authentic)

(2006/350/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2037/2000 of the European Parliament and of the Council of 29 June 2000 on substances that deplete the ozone layer⁽¹⁾, and in particular Article 3(2)(ii) thereof,

Whereas:

(1) Articles 3(2)(i)(d) and 4(2)(i)(d) of Regulation (EC) No 2037/2000 prohibit the production, import and placing on the market of methyl bromide for all uses after 31 December 2004 except, among others⁽²⁾, for critical uses in accordance with Article 3(2)(ii) and the criteria set out in Decision IX/6 of the Parties to the Montreal Protocol, together with any other relevant criteria agreed by the Parties. Exemptions for critical uses are intended to be limited derogations to allow a short period of time for the adoption of alternatives.

⁽¹⁾ OJ L 244, 29.9.2000, p. 1. Regulation as last amended by Commission Regulation (EC) No 29/2006 (OJ L 6, 11.1.2006, p. 27).

⁽²⁾ Other uses are for quarantine and pre-shipment, as feedstock and for laboratory and analytical uses.

(2) Decision IX/6 states that methyl bromide should qualify as 'critical' only if the applicant determines that the lack of availability of methyl bromide for that specific use would result in a significant market disruption; and that there are no technically and economically feasible alternatives or substitutes available to the user that are acceptable from the standpoint of environment and health and are suitable to the crops and circumstances of the nomination. Furthermore, the production and consumption, if any, of methyl bromide for critical uses should be permitted only if all technically and economically feasible steps have been taken to minimise the critical use and any associated emission of methyl bromide. An applicant should also demonstrate that an appropriate effort is being made to evaluate, commercialise and secure national regulatory approval of alternatives and substitutes; and that research programmes are in place to develop and deploy alternatives and substitutes.

(3) The Commission received 79 proposals for critical uses of methyl bromide from nine Member States including Belgium (44 070 kg), France (259 097 kg), Germany (19 450 kg), Ireland (1 250 kg), Italy (1 333 225 kg), Poland (45 900 kg), Portugal (50 000 kg), Spain (986 000 kg), the Netherlands (120 kg) and the United Kingdom (139 285 kg). A total of 2 878 397 kg was requested, comprising 2 690 275 kg (94 %) for pre-harvest uses and 188 140 kg (6 %) for post-harvest uses of methyl bromide. Germany subsequently informed the Commission that it had withdrawn all of its proposals as alternatives were now available.

- (4) The Commission applied the criteria contained within Decision IX/6 and Article 3(2)(ii) of Regulation (EC) No 2037/2000 in order to determine the amount of methyl bromide that is eligible to be licensed for critical uses in 2006. The Commission found that adequate alternatives were available in the Community and had become more prevalent in many Parties to the Montreal Protocol in the period since the critical use proposals were compiled by Member States. As a result, the Commission determined that 1 607 587 kg of methyl bromide can be used in 2006 to satisfy critical uses in each of the Member States that had requested the use of methyl bromide. This amount equates to 8,4 % of 1991 consumption of methyl bromide in the European Community and indicates that more than 91,6 % of the methyl bromide has been replaced by alternatives. The critical-use categories are similar to those defined in Section IIB in Decision XVI/2 ⁽¹⁾ and in Table A of Decision XVII/9 at the 17th Meeting of the Parties to the Montreal Protocol ⁽²⁾.
- (5) Article 3(2)(ii) requires the Commission to also determine which users may take advantage of the critical use exemption. As Article 17(2) requires Member States to define the minimum qualification requirements for personnel involved in the application of methyl bromide and, as fumigation is the only use, the Commission determined that methyl bromide fumigators are the only users proposed by the Member State and authorised by the Commission to use methyl bromide for critical uses. Fumigators are qualified to apply it safely, rather than for example farmers or mill owners that are generally not qualified to apply methyl bromide but who own properties on which it will be applied. In addition, Member States have put in place procedures to identify fumigators within their territory that are permitted to use methyl bromide for critical uses.
- (6) Decision IX/6 states that production and consumption of methyl bromide for critical uses should be permitted only if methyl bromide is not available from existing stocks of banked or recycled methyl bromide. Article 3(2)(ii) states that production and importation of methyl bromide shall be allowed only if no recycled or reclaimed methyl bromide is available from any of the Parties. In accordance with Decision IX/6 and Article 3(2)(ii), the Commission determined that 50 047 kg of stocks are available for critical uses.
- (7) Article 4(2)(ii) states that, subject to Article 4(4), the placing on the market and the use of methyl bromide by undertakings other than producers and importers shall be prohibited after 31 December 2005. Article 4(4) states that Article 4(2) shall not apply to the placing on the market and use of controlled substances if they are used to meet the licensed requests for critical uses of those users identified as laid down in Article 3(2).
- Therefore, in addition to producers and importers, fumigators that are registered by the Commission in 2006 would be allowed to place methyl bromide on the market, and to use it for critical uses, after 31 December 2005. A fumigator typically requests an importer for both the importation and supply of methyl bromide. Fumigators registered for critical uses by the Commission in 2005 would be permitted to carry over to 2006 any remaining methyl bromide that had not been used in 2005 (referred to as stocks). The European Commission has put in place licensing procedures to deduct such stocks of methyl bromide before any additional methyl bromide is imported or produced to meet the licensed requests for critical uses in 2006.
- (8) Three uses of methyl bromide in this Decision are categorised as 'biocidal' uses for which additional restrictions apply. Commission Regulation (EC) No 2032/2003 ⁽³⁾ records methyl bromide as a biocidal substance that cannot be placed on the market after 1 September 2006. The Commission may authorise a Member State to use methyl bromide after this date provided the Member State demonstrates compliance with the criteria for an 'essential use' under Article 4a of Regulation (EC) No 2032/2003. The quantities of methyl bromide for biocidal uses for which an 'essential use' authorisation pursuant to Regulation (EC) No 2032/2003 is required for any uses after 1 September 2006 are shown in Annexes I, IV and VIII of this Decision.
- (9) As critical uses of methyl bromide apply from 1 January 2006, and for the purpose of ensuring that interested companies and operators may benefit from the licensing system, it is appropriate that this present decision shall apply from that date.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 18 of Regulation (EC) No 2037/2000,

⁽¹⁾ UNEP/OzL.Pro.16/17. Report of the 16th Meeting of the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer, held 22 to 26 November 2004 in Prague, Czech Republic. www.unep.org/ozone/Meeting_Documents/mop/index.asp

⁽²⁾ UNEP/OzL.Pro.17/11. Report of the 17th Meeting of the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer, held 12 to 16 December 2005 in Dakar, Senegal. www.unep.org/ozone/Meeting_Documents/mop/index.asp

⁽³⁾ OJ L 307, 24.11.2003, p. 1. Regulation as amended by Regulation (EC) No 1048/2005 (OJ L 178, 9.7.2005, p. 1).

HAS ADOPTED THIS DECISION:

Article 1

The Kingdom of Belgium, the Kingdom of Spain, the French Republic, Ireland, the Italian Republic, the Kingdom of the Netherlands, the Republic of Poland and the United Kingdom of Great Britain and Northern Ireland shall be permitted to use a total of 1 607 587 kg of methyl bromide for critical uses from 1 January to 31 December 2006 for the specific quantities and categories of use described in Annexes I to VIII.

Article 2

The Kingdom of Belgium, the Italian Republic and the United Kingdom of Great Britain and Northern Ireland shall not be permitted to use methyl bromide for biocidal uses from 1 September to 31 December 2006 unless an 'essential use' authorisation for the specific uses shown in Annexes I, IV and VIII is granted to the relevant Member State following the procedures described in Article 4a of Regulation (EC) No 2032/2003.

Article 3

Stocks declared available for critical uses by the competent authority of each Member State shall be deducted from the

amount that can be imported or produced to satisfy critical uses in that Member State.

Article 4

This Decision shall apply from 1 January 2006 and shall expire on 31 December 2006.

Article 5

This Decision is addressed to the Kingdom of Belgium, the Kingdom of Spain, the French Republic, Ireland, the Italian Republic, the Kingdom of the Netherlands, the Republic of Poland, the Portuguese Republic and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 28 April 2006.

For the Commission

Stavros DIMAS

Member of the Commission

ANNEX I

The Kingdom of Belgium

(in kg)	
Categories of permitted critical uses	
Flour mills (17 mills)	2 752
Artefacts (Musea/SGS) (*)	307
Total	3 059

(*) Methyl bromide cannot be used from 1 September to 31 December 2006 unless an essential use authorisation is granted to Belgium for this biocidal use under Article 4a of Regulation (EC) No 2032/2003.

Stocks of methyl bromide available for critical uses in the Member State = 479 kg.

ANNEX II

The Kingdom of Spain

(in kg)	
Categories of permitted critical uses	
Strawberry runners (grown at high elevations)	230 000
Strawberry fruit (Huelva, protected)	180 000
Peppers (protected, in Murcia and south of Comunidad Valenciana)	50 000
Cut flowers (Cataluña, carnation, protected and open field)	15 000
Cut flowers (protected, in Cadiz and Sevilla)	39 000
Rice (post-harvest)	36 000
Total	550 000

Stocks of methyl bromide available for critical uses in the Member State = 41 797 kg.

ANNEX III

The French Republic

(in kg)

Categories of permitted critical uses	
Specialist sandy-soil carrots (grown in Brittany, harvested by hand and susceptible to <i>Fusarium solani</i> and <i>Rhizoctonia violacea</i>)	5 000
Cut flowers: ranunculus, anemone, paeonia and lily of the valley open-field	12 000
Strawberry runners	35 000
Forest nursery	1 500
Orchard replant	7 500
Nursery: orchard, raspberry	2 000
Mills	8 000
Chestnuts	1 800
Seeds sold by PLAN-SPG company	121
Total	72 921

Stocks of methyl bromide available for critical uses in the Member State = 973 kg.

ANNEX IV

The Italian Republic

(in kg)

Categories of permitted critical uses	
Tomato (protected)	495 000
Pepper (protected)	73 000
Melon (protected)	38 000
Eggplant (protected)	40 000
Strawberry fruit (protected)	75 000
Strawberry runners	60 000
Cut flowers (protected)	74 000
Mills and processors	55 000
Artefacts (*)	5 000
Total	915 000

(*) Methyl bromide cannot be used from 1 September to 31 December 2006 unless an essential use authorisation is granted to Italy for this biocidal use under Article 4a of Regulation (EC) No 2032/2003.

Stocks of methyl bromide available for critical uses in the Member State = 95 136 kg.

ANNEX V

Ireland

(in kg)

Categories of permitted critical uses	
Flour mills	888
Total	888

Stocks of methyl bromide available for critical uses in the Member State = 0 kg.

ANNEX VI

The Kingdom of the Netherlands

<i>(in kg)</i>	
Categories of permitted critical uses	
Postharvest disinfestations of strawberry runners	120
Total	120

Stocks of methyl bromide available for this critical use in the Member State = 0 kg.

ANNEX VII

The Republic of Poland

<i>(in kg)</i>	
Categories of permitted critical uses	
Medicinal herbs and dried mushrooms as dry commodities	2 700
Strawberry runners	28 000
Cocoa and coffee	1 836
Total	32 536

Stocks of methyl bromide available for critical uses in the Member State = 915,3 kg.

ANNEX VIII

The United Kingdom of Great Britain and Northern Ireland

(in kg)

Categories of permitted critical uses	
Strawberry fruit (protected and open field)	10 000
Ornamental tree production for control of <i>Verticillium</i> wilt	2 500
Raspberry	1 500
Flour and rice mills	7 900
Wheat, maize and rice buildings operated by Quaker Oats, Kelloggs, Weetabix Ltd, Ryecroft and EOM	6 098
Processing plants operated by Warehouse and Spice Grinding Facility (Pataks Foods Ltd); and processing plants associated with herbs and spices operated by British Pepper and Spice Ltd, Lion Foods, and East Anglian Food Ingredients	1 591
Dried commodities (nuts, dried fruit, rice, beans, cereal grains, edible seeds) for Whitworths Ltd	900
Mill, associated biscuit food processing, finished product and storage areas operated by Ryvita Company Ltd (Dorset)	839
Structures — facilities and equipment, processing and storage operated by Whitworths Ltd	450
Occasionally infested spice products (including papadoms) processed by McCormick (UK) Ltd, British Pepper and Spice Ltd, East Anglian Food Ingredients and Pataks Foods Ltd	37
Specialised cheese stores (*)	1 248
Total	33 063

(*) Methyl bromide cannot be used from 1 September to 31 December 2006 unless an essential use authorisation is granted to the United Kingdom for this biocidal use under Article 4a of Regulation (EC) No 2032/2003.

Stocks of methyl bromide available for critical uses in the Member State = 5 227 kg.

COMMISSION

ADMINISTRATIVE COMMISSION OF THE EUROPEAN COMMUNITIES ON SOCIAL SECURITY FOR MIGRANT WORKERS

DECISION No 205

of 17 October 2005

on the scope of the notion of 'partial unemployment' with regard to frontier workers

(Text of relevance to the EEA and to the EU/Switzerland Agreement)

(2006/351/EC)

THE ADMINISTRATIVE COMMISSION ON SOCIAL SECURITY FOR MIGRANT WORKERS,

Having regard to Article 81(a) of Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community ⁽¹⁾, under the terms of which it is responsible for dealing with any administrative question arising from Regulation (EEC) No 1408/71 and subsequent Regulations,

Having regard to Article 71(1)(a) of the said Regulation,

Whereas:

- (1) Article 71(1)(a) of Regulation (EEC) No 1408/71 contains a provision constituting an exemption, in the case of frontier workers who are wholly unemployed, from the general principle of *lex loci laboris* set out in Article 13(2)(a) of the said Regulation.
- (2) The Court of Justice of the European Communities has ruled that in order to determine whether a frontier worker is to be regarded as partially unemployed or wholly unemployed within the meaning of Article 71(1)(a) of the said Regulation, uniform Community criteria must be applied. Such assessment may not be made on the basis of criteria drawn from national law ⁽²⁾.
- (3) As the practices of the national social security institutions in the various Member States reflect differences in interpretation as regards determination of the type of unemployment, it is important to specify the scope of the said Article with a view to the adoption of uniform and balanced criteria for the purposes of application of the Article by the said institutions.
- (4) The Court of Justice of the European Communities has ruled that where a frontier worker no longer has any link with the competent Member State and is wholly unemployed, unemployment benefits are to be provided by the institution of the place of residence at its own expense.

⁽¹⁾ OJ L 149, 5.7.1971, p. 2. Regulation last amended by Regulation (EC) No 631/2004 of the European Parliament and of the Council (OJ L 100, 6.4.2004, p. 1).

⁽²⁾ Judgement of 15 March 2001 in case C-444/98, 'R. J. de Laat/Bestuur van het Landelijk instituut sociale verzekeringen', ECR 2001, pp. I-2229 et seq.

- (5) An assessment of whether or not an employment link exists or is maintained is based entirely on the national legislation of the State of employment.
- (6) The objective of protecting frontier workers pursued by Article 71 of the Regulation would not be achieved if a worker who remained employed by the same undertaking in a Member State other than that in whose territory he resides — his activity being suspended — were nevertheless regarded as wholly unemployed, thus requiring him to apply to the institution of his place of residence in order to obtain unemployment benefits,

HAS DECIDED AS FOLLOWS:

1. With respect to the application of Article 71(1)(a) of the Regulation, determination of the nature of unemployment (that is to say partial or whole) shall depend on whether or not any contractual employment link exists or is maintained between the parties, and not on the duration of any temporary suspension of the worker's activity.
2. If a frontier worker remains employed by an undertaking in a Member State other than that in whose territory he resides, but his activity is suspended although he can return to his post at any time, the said worker shall be regarded as partially unemployed, and the corresponding benefits shall be provided by the competent institution of the Member State of employment in accordance with Article 71(1)(a)(i) of Regulation (EEC) No 1408/71.
3. If a frontier worker, in the absence of any contractual employment link, no longer has any link with the Member State of employment (for example because the employment contract link has been terminated or has expired), he shall be regarded as wholly unemployed in accordance with Article 71(1)(a)(ii) of Regulation (EEC) No 1408/71, and benefits shall be provided by the institution of the place of residence at its own expense.
4. This decision shall apply from the first day of the month following its publication in the *Official Journal of the European Union*.

The Chair of the Administrative Commission
Anna HUDZIECZEK

DECISION No 206
of 15 December 2005
concerning the methods of operation and the composition of the Audit Board of the Administrative
Commission on Social Security for Migrant Workers
(2006/352/EC)

THE ADMINISTRATIVE COMMISSION ON SOCIAL SECURITY FOR MIGRANT WORKERS,

Having regard to Article 101(3) of Council Regulation (EEC) No 574/72 of 21 March 1972 laying down the procedure for implementing Regulation (EEC) No 1408/71, under which the Administrative Commission shall determine the methods of operation and the composition of the Audit Board,

Having regard to Decisions No 86 of 24 September 1973 and No 159 of 3 October 1995 concerning the methods of operation and the composition of the Audit Board,

Whereas the enlargement of the European Union on 1 May 2004 justifies a revision of the previous decisions on the methods of operation and composition of the Audit Board,

HAS DECIDED AS FOLLOWS:

1. Decisions No 86 and No 159 are deleted and the text concerning the methods of operation and the composition of the Audit Board of the Administrative Commission on Social Security for Migrant Workers reproduced in those decisions are replaced by the text annexed to this decision.
2. This decision shall apply from the first day of the month following its publication in the *Official Journal of the European Union*.

The Chair of the Administrative Commission
Anna HUDZIECZEK

ANNEX

Methods of operation and the composition of the Audit Board of the Administrative Commission on Social Security for Migrant Workers

1. The Audit Board provided for in Article 101(3) of Regulation (EEC) No 574/72 shall, when carrying out its functions as laid down in Article 102(1) and Article 113(3) of Regulation 574/72, operate under the authority of the Administrative Commission on Social Security for Migrant Workers, from which it shall receive directives.

Within this framework the Audit Board shall present a long term work programme to the Administrative Commission for approval. The Audit Board shall once a year submit to the Administrative Commission a progress report on the work programme.

2. The Audit Board shall, in principle, reach its decisions from documentary evidence. It can request from the competent authorities any information or enquiries it deems necessary for the investigation of the matters submitted for its examination. Where necessary, subject to the prior approval of the chairman of the Administrative Commission, the Audit Board may delegate a member of the Secretariat or certain members of the Audit Board to carry out, on the spot, any investigation required for the pursuit of its work. The chairman of the Administrative Commission shall notify the representative on the Administrative Commission of the Member State concerned that this investigation is being made.

The Audit Board shall be assisted by an independent expert with professional training and experience in matters concerning the functions of the Audit Board, in particular as regards its tasks under Articles 94, 95 and 101 of Regulation 574/72.

3. The Audit Board shall be composed of two representatives of each of the Member States of the European Union appointed by the competent authorities of those States.

Any member of the Audit Board unable to attend may be replaced by a deputy appointed for that purpose by the competent authorities.

4. Decisions shall be taken by majority, each Member State having only one vote.

The opinions of the Audit Board must indicate whether they were reached unanimously or by majority. They must, where appropriate, set out the conclusions or reservations of the minority.

Whenever an opinion is not reached unanimously, the Audit Board shall submit it to the Administrative Commission together with a report containing in particular a statement of and the reasons for the opposing views.

It shall also appoint a rapporteur responsible for supplying the Administrative Commission with all the information the latter deems appropriate in order to enable it to settle the dispute in question.

The rapporteur shall not be selected from the representatives of countries involved in the dispute.

5. The representative of the European Commission or his alternate on the Administrative Commission shall act in a consultative capacity within the Audit Board.
6. The office of chairman of the Audit Board shall be held by a member belonging to the Member State whose representative on the Administrative Commission holds the office of chairman of that Commission.

The chairman of the Audit Board may, in conjunction with the Secretariat, take all steps required to solve without delay all problems within the competence of the Audit Board.

As a rule, the chairman of the Audit Board shall chair meetings of working parties set up to examine problems for which the Audit Board is competent; if, however, he is incapacitated or if certain specific problems are being examined, the chairman may be represented by another person designated by him.

7. The Secretariat of the Administrative Commission shall prepare and organise the meetings of the Audit Board and draw up the minutes thereof. It shall carry out the work required for the functioning of the Audit Board. The agenda, date and duration of the Audit Board meetings shall be agreed with the chairman.

8. The agenda shall be forwarded by the Secretariat of the Administrative Commission to the members of the Audit Board and the members of the Administrative Commission not less than 20 days before the start of each meeting.

The Secretariat of the Administrative Commission shall make available within the same time-limit the documents relating to the meeting.

9. In so far as is necessary, the rules of the Administrative Commission shall apply to the Audit Board.

(Acts adopted under Title V of the Treaty on European Union)

POLITICAL AND SECURITY COMMITTEE DECISION EUPT/1/2006

of 2 May 2006

concerning the appointment of the Head of the EU Planning Team (EUP T Kosovo) regarding a possible EU crisis management operation in the field of rule of law and possible other areas in Kosovo

(2006/353/CFSP)

THE POLITICAL AND SECURITY COMMITTEE,

(2) The Secretary-General/High Representative has proposed the appointment of Mr Casper KLYNGE,

Having regard to the Treaty on European Union and in particular the third subparagraph of Article 25 thereof,

HAS DECIDED AS FOLLOWS:

Article 1

Having regard to Council Joint Action 2006/304/CFSP of 10 April 2006 on the establishment of an EU Planning Team (EUP T Kosovo) regarding a possible EU crisis management operation in the field of rule of law and possible other areas in Kosovo ⁽¹⁾, and in particular Article 6 thereof,

Mr Casper KLYNGE is hereby appointed Head of the EU Planning Team (EUP T Kosovo) regarding a possible EU crisis management operation in the field of rule of law and possible other areas in Kosovo.

Article 2

This Decision shall take effect on the day of its adoption.

Whereas:

It shall apply until 31 December 2006.

(1) Article 6 of Joint Action 2006/304/CFSP provides for the Council to authorise the Political and Security Committee to take the relevant decisions in accordance with Article 25 of the Treaty, including the decision to appoint, upon a proposal by the Secretary-General/High Representative, a Head of the EU Planning Team (EUP T Kosovo).

Done at Brussels, 2 May 2006.

For the Political and Security Committee
The President
F. J. KUGLITSCH

⁽¹⁾ OJ L 112, 26.4.2006, p. 19.