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Legislation

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 989/2006
of 30 June 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 1 July 2006.

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

Done at Brussels, 30 June 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 30 June 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 | 45,6 |
| | 096 | 65,4 |
| | 204 | 39,7 |
| | 999 | 50,2 |
| 0707 00 05 | 052 | 81,9 |
| | 096 | 30,2 |
| | 999 | 56,1 |
| 0709 90 70 | 052 | 83,9 |
| | 999 | 83,9 |
| 0805 50 10 | 388 | 62,1 |
| | 528 | 58,1 |
| | 999 | 60,1 |
| 0808 10 80 | 388 | 88,9 |
| | 400 | 113,5 |
| | 404 | 104,4 |
| | 508 | 88,3 |
| | 512 | 85,1 |
| | 524 | 49,5 |
| | 528 | 75,3 |
| | 720 | 93,0 |
| | 804 | 105,4 |
| 999 | 89,3 | |
| 0809 10 00 | 052 | 203,3 |
| | 999 | 203,3 |
| 0809 20 95 | 052 | 321,3 |
| | 068 | 127,8 |
| | 608 | 218,2 |
| | 999 | 222,4 |
| 0809 40 05 | 624 | 193,2 |
| | 999 | 193,2 |

⁽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 990/2006**of 30 June 2006****opening standing invitations to tender for the export of cereals held by the intervention agencies of the Member States**

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 (EEC) No 2131/93 ⁽²⁾ lays down the procedure and conditions for the disposal of cereals held by intervention agencies.

(2) Commission Regulation (EEC) No 3002/92 ⁽³⁾ lays down common detailed rules for verifying the use and/or destination of products from intervention.

(3) Given the current situation of the market in cereals, in view of the quantities of cereals available in intervention stocks and the prospects for export of those cereals to third countries, standing invitations to tender should be opened for the export of cereals held by the intervention agencies of the Member States. Each of them should be considered to be a separate invitation to tender.

(4) To ensure that the operations and their monitoring are properly effected, special monitoring arrangements adapted to the cereals sector should be laid down. To that end, securities should be lodged to ensure that the objectives laid down by the legislation are achieved without excessive cost to the operators.

(5) Derogations should accordingly be made to certain rules, in particular those laid down in Regulation (EEC) No 2131/93 as regards the price to be paid, the time limits for submission of tenders and the amount of the securities, and in Regulation (EEC) No 3002/92 as regards the entries to be made on the export licence, the removal orders and, where applicable, the T5 copy.

(6) To forestall reimportation, exports under this invitation to tender should be limited to certain third countries.

(7) Pursuant to Article 7(2) of Regulation (EEC) No 2131/93, the lowest transport costs between the place of storage and the place of loading at the port or place of exit are reimbursed to the successful tenderer. For Member States which do not have sea ports, pursuant to Article 7(2a) of that Regulation the successful exporting tenderer may be reimbursed the lowest transport costs between the place of storage and the actual place of exit, up to a certain ceiling. This provision should be applied for the Member States concerned and the conditions for its application should be laid down.

(8) With a view to the sound management of the system, provision should also be made for the electronic transmission of the information required by the Commission.

(9) 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

1. Subject to this Regulation, the intervention agencies of the Member States shown in Annex I shall issue standing invitations to tender in accordance with Regulation (EEC) No 2131/93 for the export of each type of cereal held by them. The maximum quantities of the different cereals covered by these invitations to tender are shown in Annex I.

⁽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 191, 31.7.1993, p. 76. Regulation as last amended by Regulation (EC) No 749/2005 (OJ L 126, 19.5.2005, p. 10).

⁽³⁾ OJ L 301, 17.10.1992, p. 17. Regulation as last amended by Regulation (EC) No 770/96 (OJ L 104, 27.4.1996, p. 13).

2. For common wheat and rye, each invitation to tender shall cover a maximum quantity for export to third countries with the exception of Albania, Bosnia and Herzegovina, Bulgaria, Croatia, the former Yugoslav Republic of Macedonia, Liechtenstein, Montenegro, Romania, Serbia ⁽¹⁾ and Switzerland.

For barley, each invitation to tender shall cover a maximum quantity for export to third countries with the exception of Albania, Bosnia and Herzegovina, Bulgaria, Canada, Croatia, the former Yugoslav Republic of Macedonia, Liechtenstein, Mexico, Montenegro, Romania, Serbia ⁽¹⁾, Switzerland and the United States of America.

Article 2

1. No export refund or tax or monthly increase shall be granted on exports carried out under this Regulation.

2. Article 8(2) of Regulation (EEC) No 2131/93 shall not apply.

3. Notwithstanding the third paragraph of Article 16 of Regulation (EEC) No 2131/93, the price to be paid for the export shall be that quoted in the tender, without monthly increase.

4. For the Czech Republic, Luxembourg, Hungary, Austria and Slovakia, the lowest transport costs between the place of storage and the actual place of exit situated outside their territory shall be reimbursed to the successful tenderer, in accordance with Article 7(2a) of Regulation (EEC) No 2131/93, up to the ceiling set in the invitation to tender.

Article 3

1. Export licences shall be valid from their date of issue within the meaning of Article 9 of Regulation (EEC) No 2131/93 until the end of the fourth month thereafter.

2. Tenders submitted in response to each invitation to tender opened under this Regulation need not be accompanied by export licence applications submitted under Article 49 of Commission Regulation (EC) No 1291/2000 ⁽²⁾.

⁽¹⁾ Including Kosovo, as defined in UN Security Council Resolution 1244 of 10 June 1999.

⁽²⁾ OJ L 152, 24.6.2000, p. 1.

Article 4

1. Notwithstanding Article 7(1) of Regulation (EEC) No 2131/93, the time-limit for submission of tenders under the first partial invitation to tender shall be 09.00 (Brussels time) on 6 July 2006.

The closing dates for the submission of tenders for subsequent partial invitations to tender shall be each Thursday at 09.00 (Brussels time), with the exception of 3 August 2006, 17 August 2006, 24 August 2006, 2 November 2006, 28 December 2006, 5 April 2007 and 17 May 2007, i.e. weeks when no invitation to tender shall be made.

The last partial invitation to tender shall expire at 09.00 (Brussels time) on 28 June 2007.

2. Tenders must be lodged with the intervention agencies concerned at the addresses shown in Annex I.

Article 5

The intervention agency concerned, the storer and the successful tenderer shall, at the request of the latter and by common agreement, either before or at the time of removal from storage as the tenderer chooses, take reference samples for counter-analysis at the rate of at least one sample for every 500 tonnes and shall analyse the samples. Each intervention agency may be represented by a proxy, provided this is not the storer.

Reference samples for counter-analysis shall be taken and analysed within seven working days of the date of the successful tenderer's request or within three working days if the samples are taken on removal from storage.

In the event of a dispute over the results of analyses, the results shall be forwarded electronically to the Commission.

Article 6

1. The successful tenderer must accept the lot as established if the final result of the sample analyses indicates a quality:

(a) higher than that specified in the notice of invitation to tender;

(b) higher than the minimum characteristics laid down for intervention but below the quality described in the notice of invitation to tender, providing that the differences do not exceed the following limits:

- one kilogram per hectolitre as regards specific weight, which must not, however, be less than 75 kg/hl for common wheat, 64 kg/hl for barley and 68 kg/hl for rye,
- one percentage point as regards moisture content,
- half a percentage point as regards the impurities referred to in points B.2 and B.4 of Annex I to Commission Regulation (EC) No 824/2000 ⁽¹⁾,
- half a percentage point as regards the impurities referred to in point B.5 of Annex I to Regulation (EC) No 824/2000, the percentages admissible for noxious grains and ergot remaining unchanged, however.

2. If the final result of the analyses carried out on the samples indicates a quality higher than the minimum characteristics laid down for intervention but below the quality described in the notice of invitation to tender and the difference exceeds the limits set out in paragraph 1(b), the successful tenderer may:

- (a) accept the lot as established, or
- (b) refuse to take over the lot concerned.

In the case of (b), the successful tenderer shall be discharged of all obligations relating to the lot in question and the securities shall be released provided the Commission and the intervention agency concerned are immediately notified using the form in Annex II.

3. Where the final result of sample analyses indicates a quality below the minimum characteristics laid down for intervention, the successful tenderer may not remove the lot in question. The successful tenderer shall be discharged of all obligations relating to the lot in question and the securities shall be released provided the Commission and the intervention agency concerned are immediately notified using the form set out in Annex II.

Article 7

Should the cases mentioned in point (b) of the first subparagraph of Article 6(2) and in Article 6(3) arise, the successful tenderer may ask the intervention agency to supply an alternative lot of cereals of the requisite quality, at no extra cost. In that case, the security shall not be released. The lot must be replaced within three days of the date of the successful

tenderer's request. The successful tenderer shall immediately inform the Commission thereof electronically, using the form set out in Annex II.

If, as a result of successive replacements, the successful tenderer has not received a replacement lot of the quality laid down within one month of the date of the first request for a replacement, the successful tenderer shall be discharged of all obligations and the securities shall be released, provided the Commission and the intervention agency concerned have been immediately informed electronically using the form set out in Annex II.

Article 8

1. If the cereals are removed before the results of the analyses provided for in Article 5 are known, all risks shall be borne by the successful tenderer from the time the lot is removed, without prejudice to any means of redress the tenderer might have against the storer.

2. The costs of taking the samples and conducting the analyses provided for in Article 5, with the exception of those referred to in Article 6(3), shall be borne by the European Agricultural Guidance and Guarantee Fund (EAGGF) for up to one analysis per 500 tonnes, with the exception of the cost of inter-bin transfers. The costs of inter-bin transfers and any additional analyses requested by a successful tenderer shall be borne by that tenderer.

Article 9

Notwithstanding Article 12 of Regulation (EEC) No 3002/92, the documents relating to the sale of cereals carried out under this Regulation, and in particular the export licence, the removal order referred to in Article 3(1)(b) of Regulation (EEC) No 3002/92, the export declaration and, where applicable, the T5 copy shall carry:

- (a) for common wheat, one of the entries set out in Annex III(A) to this Regulation;
- (b) for barley, one of the entries set out in Annex III(B) to this Regulation;
- (c) for rye, one of the entries set out in Annex III(C) to this Regulation.

Article 10

1. The security lodged under Article 13(4) of Regulation (EEC) No 2131/93 shall be released once the export licences have been issued to the successful tenderers.

⁽¹⁾ OJ L 100, 20.4.2000, p. 31.

2. Notwithstanding Article 17(1) of Regulation (EEC) No 2131/93, the obligation to export shall be covered by a security equal to the difference between the intervention price applying on the day of the award and the price awarded, but not less than EUR 25 per tonne. Half of this security shall be lodged when the export licence is issued and the balance shall be lodged before the cereals are removed from the place of storage.

Article 11

The intervention agencies concerned shall communicate to the Commission tenders submitted within two hours of the expiry of the deadline for the submission of tenders laid down in Article 4(1). If no tenders are submitted, the Member State concerned shall communicate this to the Commission within the same time-limits. If the Member State does not send a communication to the Commission within the given deadline, the Commission shall consider that no tender has been submitted in the Member State concerned.

The communications referred to in the first subparagraph shall be sent electronically, in accordance with the model in Annex IV. A separate form for each type of cereal shall be sent to the

Commission for each invitation to tender. The tenderers shall not be identified.

Article 12

1. In accordance with the procedure referred to in Article 25(2) of Regulation (EC) No 1784/2003 the Commission shall fix, for each cereal concerned and by Member State, the minimum selling price, or decide to take no action in respect of the tenders received, in accordance with Article 10 of Regulation (EEC) No 2131/93.

2. If the fixing of a minimum price, in accordance with paragraph 1, would lead to an overrun on the maximum quantity available to a Member State, an award coefficient may be fixed at the same time for the quantities offered at the minimum price in order to comply with the maximum quantity available to that Member State.

Article 13

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, 30 June 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

ANNEX I

LIST OF INVITATIONS TO TENDER

| Member State | Quantities made available for sale on external markets (tonnes) | | | Intervention Agency Name, address and contact details |
|-----------------|---|---------|---------|---|
| | Common wheat | Barley | Rye | |
| Belgique/België | 0 | 0 | — | Bureau d'intervention et de restitution belge Rue de Trèves 82 B-1040 Bruxelles Tel. (32-2) 287 24 78 Fax (32-2) 287 25 24 E-mail: webmaster@birb.be |
| Česká republika | 50 000 | 150 000 | — | Státní zemědělský intervenční fond Odbor Rostlinných Komodit Ve Smečkách 33 CZ-110 00, Praha 1 Tel. (420) 222 871 667 – 222 871 403 Fax (420) 296 806 404 E-mail: dagmar.hejrovaska@szif.cz |
| Danmark | 0 | 0 | — | Direktoratet for FødevarerErhverv Nyropsgade 30 DK-1780 København Tel. (45) 33 95 88 07 Fax (45) 33 95 80 34 E-mail: mij@dfve.dk and pah@dfve.dk |
| Deutschland | 0 | 0 | 300 000 | Bundesanstalt für Landwirtschaft und Ernährung Deichmanns Aue 29 D-53179 Bonn Tel. (49-228) 6845 — 3704 Fax 1 (49-228) 6845 — 3985 Fax 2 (49-228) 6845 — 3276 E-mail: pflanzlErzeugnisse@ble.de |
| Eesti | 0 | 30 000 | — | Põllumajanduse Registrate ja Informatsiooni Amet Narva mnt. 3, 51009 Tartu Tel. (372) 7371 200 Fax (372) 7371 201 E-mail: pria@pria.ee |
| Elláda | — | — | — | Payment and Control Agency for Guidance and Guarantee Community Aids (O.P.E.K.E.P.E) 241, Archaron str., GR-104 46 Athens Tel. (30-210) 212 47 87 & 47 54 Fax (30-210) 212 47 91 E-mail: ax17u073@minagric.gr |
| España | — | — | — | S. Gral. Intervención de Mercados (FEGA) C/Almagro 33 — 28010 Madrid — España Tel. (34-91) 3474765 Fax (34-91) 3474838 E-mail: sgintervencion@fega.mapa.es |
| France | 0 | 0 | — | Office national interprofessionnel des grandes cultures (ONIGC) 21, avenue Bosquet F-75326 Paris Cedex 07 Tel. (33) 144 18 22 29 et 23 37 Fax (33) 144 18 20 08 — 144 18 20 80 E-mail: m.meizels@onigc.fr et f.abebasis@onigc.fr |

| Member State | Quantities made available for sale on external markets (tonnes) | | | Intervention Agency Name, address and contact details |
|---------------|--|--------|-----|---|
| | Common wheat | Barley | Rye | |
| Ireland | — | 0 | — | Intervention Operations, OFI, Subsidies & Storage Division, Department of Agriculture & Food Johnstown Castle Estate, County Wexford Tel. 353 53 63400 Fax 353 53 42843 |
| Italia | — | — | — | Agenzia per le Erogazioni in Agricoltura — AGEA Via Torino, 45, 00184 Roma Tel. (39) 0649499755 Fax (39) 0649499761 E-mail: d.spampinato@agea.gov.it |
| Kypros/Kibris | — | — | — | |
| Latvija | 0 | 0 | — | Lauku atbalsta dienests Republikas laukums 2, Rīga, LV – 1981 Tel. (371) 702 7893 Fax (371) 702 7892 E-mail: lad@lad.gov.lv |
| Lietuva | 0 | 50 000 | — | The Lithuanian Agricultural and Food Products Market regulation Agency L. Stuokos-Guceviciaus Str. 9-12, Vilnius, Lithuania Tel. (370-5) 268 5049 Fax (370-5) 268 5061 E-mail: info@litfood.lt |
| Luxembourg | — | — | — | Office des licences 21, rue Philippe II Boîte postale 113 L-2011 Luxembourg Tel. (352) 478 23 70 Fax (352) 46 61 38 Telex: 2 537 AGRIM LU |
| Magyarország | 500 000 | 80 000 | — | Mezőgazdasági és Vidékfejlesztési Hivatal Soroksári út. 22-24 H-1095 Budapest Tel. (36) 1 219 45 76 Fax (36) 1 219 89 05 E-mail: erteakesites@mvh.gov.hu |
| Malta | — | — | — | |
| Nederland | — | — | — | Dienst Regelingen Roermond Postbus 965, NL-6040 AZ Roermond Tel. (31) 475 355 486 Fax (31) 475 318 939 E-mail: p.a.c.m.van.de.lindeloo@minlnv.nl |
| Österreich | 0 | 0 | — | AMA (Agrarmarkt Austria) Dresdnerstraße 70 A-1200 Wien Tel. (43-1) 33151 258 (43-1) 33151 328 Fax (43-1) 33151 4624 (43-1) 33151 4469 E-mail: referat10@ama.gv.at |

| Member State | Quantities made available for sale on external markets (tonnes) | | | Intervention Agency Name, address and contact details |
|----------------|--|---------|-----|--|
| | Common wheat | Barley | Rye | |
| Polska | 400 000 | 100 000 | — | Agencja Rynku Rolnego Biuro Produktów Roślinnych Nowy Świat 6/12 PL-00-400 Warszawa Tel. (48) 22 661 78 10 Fax (48) 22 661 78 26 E-mail: cereals-intervention@arr.gov.pl |
| Portugal | — | — | — | Instituto Nacional de Intervenção e Garantia Agrícola (INGA) R. Castilho, n.º 45-51 1269-163 Lisboa Tel. (351) 21 751 85 00 (351) 21 384 60 00 Fax (351) 21 384 61 70 E-mail: inga@inga.min-agricultura.pt edalberto.santana@inga.min- agricultura.pt |
| Slovenija | — | — | — | Agencija Republike Slovenije za kmetijske trge in razvoj podeželja Dunajska 160, 1000 Ljubjana Tel. (386) 1 580 76 52 Fax (386) 1 478 92 00 E-mail: aktrp@gov.si |
| Slovensko | 30 000 | 0 | — | Pôdohospodárska platobná agentúra Oddelenie obilnín a škrobu Dobrovičova 12 SK-815 26 Bratislava Tel. (421-2) 58 24 3271 Fax (421-2) 57 41 2665 E-mail: jvargova@apa.sk |
| Suomi/Finland | 0 | 200 000 | — | Maa- ja metsätalousministeriö (MMM) Interventioyksikkö – Intervention Unit Malminkatu 16, Helsinki PL 30 FIN-00023 Valtioneuvosto Tel. (358-9) 16001 Fax (358-9) 1605 2772 (358-9) 1605 2778 E-mail: intervention.unit@mmm.fi |
| Sverige | 0 | 0 | — | Statens Jordbruksverk SE-55182 Jönköping Tel. (46) 36 15 50 00 Fax (46) 36 19 05 46 E-mail: jordbruksverket@sjv.se |
| United Kingdom | — | 0 | — | Rural Payments Agency Lancaster House Hampshire Court Newcastle upon Tyne NE4 7YH Tel. (44) 191 226 5882 Fax (44) 191 226 5824 E-mail: cerealsintervention@rpa.gov.uk |

—: no intervention stock of this cereal in this Member State.

ANNEX II

Communication to the Commission of refusal and possible replacement of lots under standing invitations to tender for the export of cereals held by the intervention agencies of the Member States

Model (*)

(Articles 6 and 7 of Commission Regulation (EC) No 990/2006)

'TYPE OF CEREAL: CN code (**)'

Name of successful tenderer:

— Date of award:

— Date of refusal of the lot by the successful tenderer:

| Member State | Lot No | Quantity in tonnes | Address of the silo | Reason for refusal to take over |
|--------------|--------|--------------------|---------------------|--|
| | | | | — specific weight (kg/hl) — % of sprouted grains — % of miscellaneous impurities (<i>Schwarzbesatz</i>) — % of matter other than basic cereals of unimpaired quality — other |

(*) To be sent to DG AGRI (Unit D.2).

(**) 1001 90 for common wheat, 1003 00 for barley and 1002 00 00 for rye.

ANNEX III

Part A

Entries referred to in Article 9 for common wheat

- *in Spanish:* Trigo blando de intervención sin aplicación de restitución ni gravamen, Reglamento (CE) n.º 990/2006
- *in Czech:* Intervenční pšenice obecná nepodléhá vývozní náhradě ani clu, nařízení (ES) č. 990/2006
- *in Danish:* Blød hvede fra intervention uden restitutionsydelse eller -afgift, forordning (EF) nr. 990/2006
- *in German:* Weichweizen aus Interventionsbeständen ohne Anwendung von Ausfuhrerstattungen oder Ausfuhrabgaben, Verordnung (EG) Nr. 990/2006
- *in Estonian:* Pehme nisu sekkumisvarudest, mille puhul ei rakendata toetust või maksu, määrus (EÜ) nr 990/2006
- *in Greek:* Μαλακός σίτος παρέμβασης χωρίς εφαρμογή επιστροφής ή φόρου, κανονισμός (ΕΚ) αριθ. 990/2006
- *in English:* Intervention common wheat without application of refund or tax, Regulation (EC) No 990/2006
- *in French:* Blé tendre d'intervention ne donnant pas lieu à restitution ni taxe, règlement (CE) n.º 990/2006
- *in Italian:* Frumento tenero d'intervento senza applicazione di restituzione né di tassa, regolamento (CE) n. 990/2006
- *in Latvian:* Intervences parastie kvieši bez kompensācijas vai nodokļa piemērošanas, Regula (EK) Nr. 990/2006
- *in Lithuanian:* Intervenciniai paprastieji kviečiai, kompensacija ar mokesčiai netaikytini, Reglamentas (EB) Nr. 990/2006
- *in Hungarian:* Intervenciós búza, visszatérítés, illetve adó nem alkalmazandó, 990/2006/EK rendelet
- *in Dutch:* Zachte tarwe uit interventie, zonder toepassing van restitutie of belasting, Verordening (EG) nr. 990/2006
- *in Polish:* Pszenica zwyczajna interwencyjna niedająca podstawy do zastosowania refundacji lub podatku, rozporządzenie (WE) nr 990/2006
- *in Portuguese:* Trigo mole de intervenção sem aplicação de uma restituição ou imposição, Regulamento (CE) n.º 990/2006
- *in Slovak:* Intervenčná pšenica obyčajná nepodlieha vývozným náhradám ani clu, nariadenie (ES) č. 990/2006
- *in Slovene:* Intervencija navadne pšenice brez zahtevkov za nadomestila ali carine, Uredba (ES) št. 990/2006
- *in Finnish:* Interventiovehnä, johon ei sovelleta vientitukea eikä vientimaksua, asetus (EY) N:o 990/2006
- *in Swedish:* Interventionsvete, utan tillämpning av bidrag eller avgift, förordning (EG) nr 990/2006

Part B**Entries referred to in Article 9 for barley**

- *in Spanish:* Cebada de intervención sin aplicación de restitución ni gravamen, Reglamento (CE) n° 990/2006
- *in Czech:* Intervenční ječmen nepodléhá vývozní náhradě ani clu, nařízení (ES) č. 990/2006
- *in Danish:* Byg fra intervention uden restitutionsydelse eller -afgift, forordning (EF) nr. 990/2006
- *in German:* Interventionsgerste ohne Anwendung von Ausfuhrerstattungen oder Ausfuhrabgaben, Verordnung (EG) Nr. 990/2006
- *in Estonian:* Sekkumisoder, mille puhul ei rakendata toetust või maksu, määrus (EÜ) nr 990/2006
- *in Greek:* Κριθή παρέμβασης χωρίς εφαρμογή επιστροφής ή φόρου, κανονισμός (ΕΚ) αριθ. 990/2006
- *in English:* Intervention barley without application of refund or tax, Regulation (EC) No 990/2006
- *in French:* Orge d'intervention ne donnant pas lieu à restitution ni taxe, règlement (CE) n° 990/2006
- *in Italian:* Orzo d'intervento senza applicazione di restituzione né di tassa, regolamento (CE) n. 990/2006
- *in Latvian:* Intervences mieži bez kompensācijas vai nodokļa piemērošanas, Regula (EK) Nr. 990/2006
- *in Lithuanian:* Intervenciniai miežiai, kompensacija ar mokesčiai netaikytini, Reglamentas (EB) Nr. 990/2006
- *in Hungarian:* Intervenció árpa, visszatérítés illetve adó nem alkalmazandó, 990/2006/EK rendelet
- *in Dutch:* Gerst uit interventie, zonder toepassing van restitutie of belasting, Verordening (EG) nr. 990/2006
- *in Polish:* Jęczmien interwencyjny niedający podstawy do zastosowania refundacji lub podatku, rozporządzenie (WE) nr 990/2006
- *in Portuguese:* Cevada de intervenção sem aplicação de uma restituição ou imposição, Regulamento (CE) n.º 990/2006
- *in Slovak:* Intervenčný jačmeň, nepodlieha vývozným náhradám ani clu, nariadenie (ES) č. 990/2006
- *in Slovene:* Intervencija ječmena brez zahtevkov za nadomestila ali carine, Uredba (ES) št. 990/2006
- *in Finnish:* Interventio-ohra, johon ei sovelleta vientitukea eikä vientimaksua, asetus (EY) N:o 990/2006
- *in Swedish:* Interventionskorn, utan tillämpning av bidrag eller avgift, förordning (EG) nr 990/2006

Part C**Entries referred to in Article 9 for rye**

- *in Spanish:* Centeno de intervención sin aplicación de restitución ni gravamen, Reglamento (CE) n° 990/2006
 - *in Czech:* Intervenční žito nepodléhá vývozní náhradě ani clu, nařízení (ES) č. 990/2006
 - *in Danish:* Rug fra intervention uden restitutionsydelse eller -avgift, forordning (EF) nr. 990/2006
 - *in German:* Interventionsroggen ohne Anwendung von Ausfuhrerstattungen oder Ausfuhrabgaben, Verordnung (EG) Nr. 990/2006
 - *in Estonian:* Sekkumisrukis, mille puhul ei rakendata toetust või maksu, määrus (EÜ) nr 990/2006
 - *in Greek:* Σικάλη παρέμβασης χωρίς εφαρμογή επιστροφής ή φόρου, κανονισμός (ΕΚ) αριθ. 990/2006
 - *in English:* Intervention rye without application of refund or tax, Regulation (EC) No 990/2006
 - *in French:* Seigle d'intervention ne donnant pas lieu à restitution ni taxe, règlement (CE) n° 990/2006
 - *in Italian:* Segala d'intervento senza applicazione di restituzione né di tassa, regolamento (CE) n. 990/2006
 - *in Latvian:* Intervences rudzi bez kompensācijas vai nodokļa piemērošanas, Regula (EK) Nr. 990/2006
 - *in Lithuanian:* Intervenciniai rugiai, kompensacija ar mokesčiai netaikytini, Reglamentas (EB) Nr. 990/2006
 - *in Hungarian:* Intervenció s rozs, visszatérítés illetve adó nem alkalmazandó, 990/2006/EK rendelet
 - *in Dutch:* Rogge uit interventie, zonder toepassing van restitutie of belasting, Verordening (EG) nr. 990/2006
 - *in Polish:* Żyto interwencyjne niedające podstawy do zastosowania refundacji lub podatku, rozporządzenie (WE) nr 990/2006
 - *in Portuguese:* Centeio de intervenção sem aplicação de uma restituição ou imposição, Regulamento (CE) n.º 990/2006
 - *in Slovak:* Intervenčná raž, nepodlieha vývozným náhradám ani clu, nariadenie (ES) č. 990/2006
 - *in Slovene:* Intervencija rži brez zahtevkov za nadomestila ali carine, Uredba (ES) št. 990/2006
 - *in Finnish:* Interventioruis, johon ei sovelleta vientitukea eikä vientimaksua, asetus (EY) N:o 990/2006
 - *in Swedish:* Interventionsråg, utan tillämpning av bidrag eller avgift, förordning (EG) nr 990/2006
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ANNEX IV

Communication to the Commission of tenders received under the standing invitation to tender for the export of cereals from intervention stocks

Model (*)

(Article 11 of Regulation (EC) No 990/2006)

'TYPE OF CEREAL: CN code (**)'

'MEMBER STATE (***)'

| 1 | 2 | 3 | 4 | 5 | 6 |
|-----------------------------|--------|-----------------------|---------------------------------------|--|--|
| Serial numbers of tenderers | Lot No | Eligible quantity (t) | Price quoted EUR/tonne ⁽¹⁾ | Increases (+) Reductions (-) (EUR/tonne) (p.m.) | Commercial costs ⁽²⁾ (EUR/tonne) |
| 1 | | | | | |
| 2 | | | | | |
| 3 | | | | | |
| etc. | | | | | |

⁽¹⁾ This price includes the increases and reductions relating to the lot covered by the tender.

⁽²⁾ The commercial costs corresponding to insurance and services provision borne after the exit of the intervention stock up to the FOB stage at the port of export, with the exception of transport costs. The notified costs shall be established on the basis of the average real costs recorded by the intervention agency in the six months preceding the opening of the tendering period and shall be expressed in euro per tonne.

Indicate the total quantities offered (including rejected offers made for the same lot): [...] tonnes.

(*) To be sent to DG AGRI (Unit D.2).

(**) 1001 90 for common wheat, 1003 00 for barley and 1002 00 00 for rye.

(***) Indicate the Member State concerned.

COMMISSION REGULATION (EC) No 991/2006

of 30 June 2006

amending Regulation (EC) No 1870/2005 opening and providing for the administration of tariff quotas and introducing a system of import licences and certificates of origin for garlic imported from third countries

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

Regulation (EC) No 1870/2005 is amended as follows:

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 Articles 31(2) and 34(1) thereof,

1. in Article 2(5), point (c) is replaced by the following:

Whereas:

'(c) for traditional importers who do not fall within (a) or (b), the maximum quantity of garlic imported during one of the first three completed import periods during which they have obtained import licences pursuant to Regulation (EC) No 565/2002 or this Regulation.');

(1) The Agreement in the form of an Exchange of Letters between the European Community and the People's Republic of China pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 ⁽²⁾, approved by Council Decision 2006/398/EC ⁽³⁾, provides, for China, for an increasing by 20 500 tons of the tariff quota of garlic falling within CN code 0703 20 00.

2. Article 3 is amended as follows:

(2) That increase should be reflected in Annex I to Commission Regulation (EC) No 1870/2005 ⁽⁴⁾.

(a) paragraph 1 is replaced by the following:

(3) Experience has shown that certain provisions of Regulation (EC) No 1870/2005 concerning the reference quantity, definitions of importers, import licence applications and information supplied by the Commission should be improved for the sake of clarity.

'1. "Traditional importers" means importers, whether natural or legal persons, individuals or groups of operators set up in accordance with national law, who a Member State considers to have:

(4) Regulation (EC) No 1870/2005 should therefore be amended accordingly.

(a) obtained import licences pursuant to Regulation (EC) No 565/2002 or this Regulation in each of the previous three completed import periods;

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

(b) imported garlic into the Community in at least two of the previous three completed import periods;

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

⁽²⁾ OJ L 154, 8.6.2006, p. 24.

⁽³⁾ OJ L 154, 8.6.2006, p. 22.

⁽⁴⁾ OJ L 300, 17.11.2005, p. 19.

(c) imported into the Community at least 50 tonnes of fruit and vegetables as referred to in Article 1(2) of Regulation (EC) No 2200/96 during the last completed import period preceding their application.;

(b) in paragraph 3(a), point (i) is replaced by the following:

'(i) they have imported garlic from countries of origin other than the new Member States or the Community as constituted at 30 April 2004 in at least two of the previous three completed import periods;'

3. in Article 7, paragraph 2 is replaced by the following:

'2. The total quantity covered by "A" licence applications submitted by a new importer in any quarter may not exceed 10 % of the total quantity referred to in Annex I for that quarter and that origin. Applications not complying with this rule shall be rejected by the competent authorities.'

4. in Article 8(2), the third subparagraph is replaced by the following:

'Where, during the previous completed import period, new importers have obtained import licences pursuant to this Regulation or Regulation (EC) No 565/2002, they shall produce proof that at least 90 % of the quantity allocated to them has actually been released for free circulation.'

5. Article 17 is amended as follows:

(a) the second subparagraph is deleted;

(b) the third subparagraph is replaced by the following:

'The Commission shall keep the Member States regularly informed, in due time and in an appropriate manner, of the amounts of quotas used and of information received under Articles 12 and 16(2).';

6. Annex I is replaced by the text in the Annex to this Regulation.

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, 30 June 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

ANNEX

'ANNEX I

For the 2006/2007 import period

| Origin | Order number | Quota (tonnes) | | | | |
|------------------------|--------------|--------------------------------|--|--|-------------------------------|--------|
| | | First Quarter (June-August) | Second Quarter (September- November) | Third Quarter (December- February) | Fourth Quarter (March-May) | Total |
| <i>Argentina</i> | | | | | | |
| Traditional importers | 09.4104 | — | — | 9 590 | 3 813 | 19 147 |
| New importers | 09.4099 | — | — | 4 110 | 1 634 | |
| Total | | | | 13 700 | 5 447 | |
| <i>China</i> | | | | | | |
| Traditional importers | 09.4105 | 2 520 | 2 520 | 9 275 | 9 275 | 33 700 |
| New importers | 09.4100 | 1 080 | 1 080 | 3 975 | 3 975 | |
| Total | | 3 600 | 3 600 | 13 250 | 13 250 | |
| <i>Other countries</i> | | | | | | |
| Traditional importers | 09.4106 | 941 | 1 960 | 929 | 386 | 6 023 |
| New importers | 09.4102 | 403 | 840 | 398 | 166 | |
| Total | | 1 344 | 2 800 | 1 327 | 552 | |
| Total | — | 4 944 | 6 400 | 28 277 | 19 249 | 58 870 |

For the subsequent import periods

| Origin | Order number | Quota (tonnes) | | | | |
|------------------------|--------------|--------------------------------|--|--|-------------------------------|---------|
| | | First Quarter (June-August) | Second Quarter (September- November) | Third Quarter (December- February) | Fourth Quarter (March-May) | Total |
| <i>Argentina</i> | | | | | | |
| Traditional importers | 09.4104 | — | — | 9 590 | 3 813 | 19 147 |
| New importers | 09.4099 | — | — | 4 110 | 1 634 | |
| Total | | | | 13 700 | 5 447 | |
| <i>China</i> | | | | | | |
| Traditional importers | 09.4105 | 6 108 | 6 108 | 5 688 | 5 688 | 33 700 |
| New importers | 09.4100 | 2 617 | 2 617 | 2 437 | 2 437 | |
| Total | | 8 725 | 8 725 | 8 125 | 8 125 | |
| <i>Other countries</i> | | | | | | |
| Traditional importers | 09.4106 | 941 | 1 960 | 929 | 386 | 6 023 |
| New importers | 09.4102 | 403 | 840 | 398 | 166 | |
| Total | | 1 344 | 2 800 | 1 327 | 552 | |
| Total | — | 10 069 | 11 525 | 23 152 | 14 124 | 58 870' |

COMMISSION REGULATION (EC) No 992/2006
of 30 June 2006
fixing the corrective amount applicable to the refund on cereals

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 15(2) thereof,

Whereas:

- (1) Article 14(2) of Regulation (EC) No 1784/2003 provides that the export refund applicable to cereals on the day on which an application for an export licence is made must be applied on request to exports to be effected during the period of validity of the export licence. In this case, a corrective amount may be applied to the refund.
- (2) Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the cereals and the measures to be taken in the event of disturbance on the market for cereals ⁽²⁾, allows for the fixing of a corrective amount for the products listed in Article 1(a), (b) and (c) of Regulation (EC) No 1784/2003. That corrective amount must be calculated taking account of the factors referred to in Article 1 of Regulation (EC) No 1501/95.

- (3) The world market situation or the specific requirements of certain markets may make it necessary to vary the corrective amount according to destination.
- (4) The corrective amount must be fixed at the same time as the refund and according to the same procedure; it may be altered in the period between fixings.
- (5) It follows from applying the provisions set out above that the corrective amount must be as set out in the Annex hereto.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 1(a), (b) and (c) of Regulation (EC) No 1784/2003 which is applicable to export refunds fixed in advance except for malt shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽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 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

ANNEX

to the Commission Regulation of 30 June 2006 fixing the corrective amount applicable to the refund on cereals

(EUR/t)

| Product code | Destination | Current 7 | 1st period 8 | 2nd period 9 | 3rd period 10 | 4th period 11 | 5th period 12 | 6th period 1 |
|-----------------|-------------|--------------|-----------------|-----------------|------------------|------------------|------------------|-----------------|
| 1001 10 00 9200 | — | — | — | — | — | — | — | — |
| 1001 10 00 9400 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1001 90 91 9000 | — | — | — | — | — | — | — | — |
| 1001 90 99 9000 | C01 | 0 | 0 | 0 | 0 | -0,46 | — | — |
| 1002 00 00 9000 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1003 00 10 9000 | — | — | — | — | — | — | — | — |
| 1003 00 90 9000 | C02 | 0 | 0 | 0 | 0 | -0,46 | — | — |
| 1004 00 00 9200 | — | — | — | — | — | — | — | — |
| 1004 00 00 9400 | C03 | 0 | 0 | 0 | 0 | -0,46 | — | — |
| 1005 10 90 9000 | — | — | — | — | — | — | — | — |
| 1005 90 00 9000 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1007 00 90 9000 | — | — | — | — | — | — | — | — |
| 1008 20 00 9000 | — | — | — | — | — | — | — | — |
| 1101 00 11 9000 | — | — | — | — | — | — | — | — |
| 1101 00 15 9100 | C01 | 0 | 0 | 0 | 0 | -0,63 | — | — |
| 1101 00 15 9130 | C01 | 0 | 0 | 0 | 0 | -0,59 | — | — |
| 1101 00 15 9150 | C01 | 0 | 0 | 0 | 0 | -0,54 | — | — |
| 1101 00 15 9170 | C01 | 0 | 0 | 0 | 0 | -0,50 | — | — |
| 1101 00 15 9180 | C01 | 0 | 0 | 0 | 0 | -0,47 | — | — |
| 1101 00 15 9190 | — | — | — | — | — | — | — | — |
| 1101 00 90 9000 | — | — | — | — | — | — | — | — |
| 1102 10 00 9500 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1102 10 00 9700 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1102 10 00 9900 | — | — | — | — | — | — | — | — |
| 1103 11 10 9200 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1103 11 10 9400 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1103 11 10 9900 | — | — | — | — | — | — | — | — |
| 1103 11 90 9200 | A00 | 0 | 0 | 0 | 0 | 0 | — | — |
| 1103 11 90 9800 | — | — | — | — | — | — | — | — |

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 Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

C01: All third countries with the exception of Albania, Bulgaria, Romania, Croatia, Bosnia and Herzegovina, Montenegro, Serbia, the former Yugoslav Republic of Macedonia, Lichtenstein and Switzerland.

C02: Algeria, Saudi Arabia, Bahrain, Egypt, United Arab Emirates, Iran, Iraq, Israel, Jordan, Kuwait, Lebanon, Lybia, Morocco, Mauritania, Oman, Qatar, Syria, Tunisia and Yemen.

C03: All third countries with the exception of Bulgaria, Norway, Romania, Switzerland and Lichtenstein.

COMMISSION REGULATION (EC) No 993/2006
of 30 June 2006
fixing the export refunds on malt

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 13(3) thereof,

Whereas:

- (1) Article 13 of Regulation (EC) No 1784/2003 provides that the difference between quotations or prices on the world market for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund.
- (2) The refunds must be fixed taking into account the factors referred to in Article 1 of Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽²⁾.
- (3) The refund applicable in the case of malts must be calculated with amount taken of the quantity of cereals required to manufacture the products in question. The said quantities are laid down in Regulation (EC) No 1501/95.
- (4) The world market situation or the specific requirements of certain markets may make it necessary to vary the refund for certain products according to destination.
- (5) The refund must be fixed once a month. It may be altered in the intervening period.
- (6) It follows from applying these rules to the present situation on markets in cereals, and in particular to quotations or prices for these products within the Community and on the world market, that the refunds should be as set out in the Annex hereto.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on malt listed in Article 1(c) of Regulation (EC) No 1784/2003 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽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 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

ANNEX

to the Commission Regulation of 30 June 2006 fixing the export refunds on malt

| Product code | Destination | Unit of measurement | Amount of refunds |
|-----------------|-------------|---------------------|-------------------|
| 1107 10 19 9000 | A00 | EUR/t | 0,00 |
| 1107 10 99 9000 | A00 | EUR/t | 0,00 |
| 1107 20 00 9000 | A00 | EUR/t | 0,00 |

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 2081/2003 (OJ L 313, 28.11.2003, p. 11).

COMMISSION REGULATION (EC) No 994/2006
of 30 June 2006
fixing the corrective amount applicable to the refund on malt

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 organization of the market in cereals ⁽¹⁾, and in particular Article 15(2),

Whereas:

- (1) Article 14(2) of Regulation (EC) No 1784/2003 provides that the export refund applicable to cereals on the day on which application for an export licence is made must be applied on request to exports to be effected during the period of validity of the export licence. In this case, a corrective amount may be applied to the refund.
- (2) Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules under Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals ⁽²⁾ allows for the fixing of a corrective amount for the malt referred

to in Article 1(1)(c) of Regulation (EC) No 1784/2003. That corrective amount must be calculated taking account of the factors referred to in Article 1 of Regulation (EC) No 1501/95.

- (3) It follows from applying the provisions set out above that the corrective amount must be as set out in the Annex hereto.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The corrective amount referred to in Article 15(3) of Regulation (EC) No 1784/2003 which is applicable to export refunds fixed in advance in respect of malt shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽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 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

ANNEX

to the Commission Regulation of 30 June 2006 fixing the corrective amount applicable to the refund on malt*(EUR/t)*

| Product code | Destination | Current 7 | 1st period 8 | 2nd period 9 | 3rd period 10 | 4th period 11 | 5th period 12 |
|-----------------|-------------|--------------|-----------------|-----------------|------------------|------------------|------------------|
| 1107 10 11 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 10 19 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 10 91 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 10 99 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 20 00 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |

(EUR/t)

| Product code | Destination | 6th period 1 | 7th period 2 | 8th period 3 | 9th period 4 | 10th period 5 | 11th period 6 |
|-----------------|-------------|-----------------|-----------------|-----------------|-----------------|------------------|------------------|
| 1107 10 11 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 10 19 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 10 91 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 10 99 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1107 20 00 9000 | A00 | 0 | 0 | 0 | 0 | 0 | 0 |

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 2081/2003 (OJ L 313, 28.11.2003, p. 11).

COMMISSION REGULATION (EC) No 995/2006
of 30 June 2006
fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid

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 13(3) thereof,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice ⁽²⁾ and in particular Article 14(3) thereof,

Whereas:

- (1) Article 2 of Council Regulation (EEC) No 2681/74 of 21 October 1974 on Community financing of expenditure incurred in respect of the supply of agricultural products as food aid ⁽³⁾ lays down that the portion of the expenditure corresponding to the export refunds on the products in question fixed under Community rules is to be charged to the European Agricultural Guidance and Guarantee Fund, Guarantee Section.
- (2) In order to make it easier to draw up and manage the budget for Community food aid actions and to enable the Member States to know the extent of Community participation in the financing of national food aid actions, the level of the refunds granted for these actions should be determined.
- (3) The general and implementing rules provided for in Article 13 of Regulation (EC) No 1784/2003 and in Article 13 of Regulation (EC) No 1785/2003 on export refunds are applicable *mutatis mutandis* to the abovementioned operations.
- (4) The specific criteria to be used for calculating the export refund on rice are set out in Article 14 of Regulation (EC) No 1785/2003.
- (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

For Community and national food aid operations under international agreements or other supplementary programmes, and other Community free supply measures, the refunds applicable to cereals and rice sector products shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽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 270, 21.10.2003, p. 96. Regulation as last amended by Commission Regulation (EC) No 797/2006 (OJ L 144, 31.5.2006, p. 1).

⁽³⁾ OJ L 288, 25.10.1974, p. 1.

ANNEX

to the Commission Regulation of 30 June 2006 fixing the refunds applicable to cereal and rice sector products supplied as Community and national food aid

(EUR/t)

| Product code | Refund |
|-----------------|--------|
| 1001 10 00 9400 | 0,00 |
| 1001 90 99 9000 | 0,00 |
| 1002 00 00 9000 | 0,00 |
| 1003 00 90 9000 | 0,00 |
| 1005 90 00 9000 | 0,00 |
| 1006 30 92 9100 | 0,00 |
| 1006 30 92 9900 | 0,00 |
| 1006 30 94 9100 | 0,00 |
| 1006 30 94 9900 | 0,00 |
| 1006 30 96 9100 | 0,00 |
| 1006 30 96 9900 | 0,00 |
| 1006 30 98 9100 | 0,00 |
| 1006 30 98 9900 | 0,00 |
| 1006 30 65 9900 | 0,00 |
| 1007 00 90 9000 | 0,00 |
| 1101 00 15 9100 | 0,00 |
| 1101 00 15 9130 | 0,00 |
| 1102 10 00 9500 | 0,00 |
| 1102 20 10 9200 | 54,64 |
| 1102 20 10 9400 | 46,84 |
| 1103 11 10 9200 | 0,00 |
| 1103 13 10 9100 | 70,25 |
| 1104 12 90 9100 | 0,00 |

NB: The product codes are defined in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), amended.

COMMISSION REGULATION (EC) No 996/2006
of 29 June 2006
amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical
nomenclature and on the Common Customs Tariff

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 stabilise the markets and to ensure a fair standard of living for the agricultural community within the sugar sector, a fundamental review of the common organisation of the market in the sugar sector took place.
- (2) In the light of these developments Council Regulation (EC) No 1260/2001 ⁽²⁾ on the common organisation of the markets in the sugar sector, was repealed and replaced by Council Regulation (EC) No 318/2006 ⁽³⁾.

(3) Regulation (EC) No 318/2006 makes it necessary to revise additional note 2 to Chapter 17 of the Combined Nomenclature set out in Annex I to Regulation (EEC) No 2658/87.

(4) Regulation (EEC) No 2658/87 should be amended accordingly.

(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

Annex I to Regulation (EEC) No 2658/87 shall be amended as set out in the Annex.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 29 June 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 838/2006 (OJ L 154, 8.6.2006, p. 1).

⁽²⁾ OJ L 178, 30.6.2004, p. 1.

⁽³⁾ OJ L 58, 28.2.2006, p. 1.

ANNEX

In Chapter 17 of Annex I to Regulation (EEC) No 2658/87, Additional Note 2 is amended as follows:

2. The duty applicable to raw sugar of subheadings 1701 11 10 and 1701 12 10 whose yield established according to Annex I, point III, of Council Regulation (EC) No 318/2006 differs from 92 % is fixed in the following manner:

the relevant rate is multiplied by a correcting coefficient obtained by dividing the percentage yield established according to the above provisions by 92.'

COMMISSION REGULATION (EC) No 997/2006**of 30 June 2006****fixing the rates of refunds applicable to certain products from the sugar sector 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 (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in the sugar sector⁽¹⁾, and in particular Article 33(2)(a) and (4) thereof,

Whereas:

- (1) Article 32(1) and (2) of Regulation (EC) No 318/2006 provides that the differences between the prices in international trade for the products listed in Article 1(1)(b), (c), (d) and (g) of that Regulation and prices within the Community may be covered by an export refund where these products are exported in the form of goods listed in Annex VII 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, 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 VII to Regulation (EC) No 318/2006.
- (3) In accordance with the first 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 each month.

- (4) Article 32(4) of Regulation (EC) No 318/2006 lays down that the export refund for a product contained in goods may not exceed the refund applicable to that product when exported without further processing.
- (5) The refunds fixed under this Regulation may be fixed in advance as the market situation over the next few months cannot be established at the moment.
- (6) The commitments entered into with regard to refunds which may be granted for the export of agricultural products contained in goods not covered by Annex I to the Treaty may be jeopardised by the fixing in advance of high refund rates. It is therefore necessary to take precautionary measures in such situations without, however, preventing the conclusion of long-term contracts. The fixing of a specific refund rate for the advance fixing of refunds is a measure which enables these various objectives to be met.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

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) and in point (1) of Article 2 of Regulation (EC) No 318/2006, and exported in the form of goods listed in Annex VII to Regulation (EC) No 318/2006, shall be fixed as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission
Günter VERHEUGEN
Vice-President

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

⁽²⁾ OJ L 172, 5.7.2005, p. 24. Regulation as last amended by Regulation (EC) No 544/2006 (OJ L 94, 1.4.2006, p. 24).

ANNEX

Rates of refunds applicable from 1 July 2006 to certain products from the sugar sector exported in the form of goods not covered by Annex I to the Treaty ⁽¹⁾

| CN code | Description | Rate of refund in EUR/100 kg | |
|------------|-------------|--------------------------------------|-------|
| | | In case of advance fixing of refunds | Other |
| 1701 99 10 | White sugar | 24,88 | 24,88 |

⁽¹⁾ The rates set out in this Annex are not applicable to exports to Bulgaria, with effect from 1 October 2004, to Romania with effect from 1 December 2005, and 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 to the Swiss Confederation or to the Principality of Liechtenstein with effect from 1 February 2005.

COMMISSION REGULATION (EC) No 998/2006**of 30 June 2006****fixing the minimum selling prices for butter for the 12th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10 thereof,

Whereas:

- (1) In accordance with Commission Regulation (EC) No 1898/2005 of 9 November 2005 laying down detailed rules for implementing Council Regulation (EC) No 1255/99 as regards measures for the disposal of cream, butter and concentrated butter on the Community market ⁽²⁾, the intervention agencies may sell by standing invitation to tender certain quantities of butter from intervention stocks that they hold and may grant aid for cream, butter and concentrated butter. Article 25 of that Regulation lays down that in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed for butter and maximum aid shall be fixed for cream, butter and concentrated butter. It is further laid down

that the price or aid may vary according to the intended use of the butter, its fat content and the incorporation procedure. The amount of the processing security as referred to in Article 28 of Regulation (EC) No 1898/2005 should be fixed accordingly.

- (2) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

For the 12th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005 the minimum selling prices for butter from intervention stocks and the amount of the processing security, as referred to in Articles 25 and 28 of that Regulation respectively, are fixed as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 308, 25.11.2005, p. 1. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

ANNEX

Minimum selling prices for butter and processing security for the 12th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005

(EUR/100 kg)

| Formula | | | A | | B | |
|-------------------------|------------------|--------------|--------------|-----------------|--------------|-----------------|
| Incorporation procedure | | | With tracers | Without tracers | With tracers | Without tracers |
| Minimum selling price | Butter ≥ 82 % | Unaltered | — | 210 | — | — |
| | | Concentrated | — | — | — | — |
| Processing security | | Unaltered | — | 79 | — | — |
| | | Concentrated | — | — | — | — |

COMMISSION REGULATION (EC) No 999/2006**of 30 June 2006****fixing the maximum aid for cream, butter and concentrated butter for the 12th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10 thereof,

Whereas:

- (1) In accordance with Commission Regulation (EC) No 1898/2005 of 9 November 2005 laying down detailed rules for implementing Council Regulation (EC) No 1255/99 as regards measures for the disposal of cream, butter and concentrated butter on the Community market ⁽²⁾, the intervention agencies may sell by standing invitation to tender certain quantities of butter of intervention stocks that they hold and may grant aid for cream, butter and concentrated butter. Article 25 of that Regulation lays down that in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed for butter and maximum aid shall be fixed for cream, butter and concentrated butter. It is further laid down

that the price or aid may vary according to the intended use of the butter, its fat content and the incorporation procedure. The amount of the processing security as referred to in Article 28 of Regulation (EC) No 1898/2005 should be fixed accordingly.

- (2) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the 12th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005 the amount of the maximum aid for cream, butter and concentrated butter and the amount the processing security, as referred to in Articles 25 and 28 of that Regulation respectively, are fixed as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 308, 25.11.2005, p. 1. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

ANNEX

Maximum aid for cream, butter and concentrated butter and processing security for the 12th individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005*(EUR/100 kg)*

| Formula | | A | | B | |
|-------------------------|---------------------|--------------|-----------------|--------------|-----------------|
| | | With tracers | Without tracers | With tracers | Without tracers |
| Incorporation procedure | | | | | |
| Maximum aid | Butter \geq 82 % | 18,5 | 15 | — | — |
| | Butter $<$ 82 % | — | — | — | — |
| | Concentrated butter | — | — | 21 | 17,5 |
| | Cream | — | — | — | 6,3 |
| Processing security | Butter | 20 | — | — | — |
| | Concentrated butter | — | — | 23 | — |
| | Cream | — | — | — | — |

COMMISSION REGULATION (EC) No 1000/2006**of 30 June 2006****fixing the maximum buying-in price for butter for the 2nd individual invitation to tender under the standing invitation to tender opened by Regulation (EC) No 796/2006**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10 thereof,

Whereas:

(1) Pursuant to Article 16(2) of Commission Regulation (EC) No 2771/1999 of 16 December 1999 laying down detailed rules for the application of Council Regulation (EC) No 1255/1999 as regards intervention on the market in butter and cream ⁽²⁾, a notice of invitation to tender was published in the *Official Journal of the European Union* for the purpose of the buying-in of butter by standing invitation to tender, as opened by Commission Regulation (EC) No 796/2006 ⁽³⁾.

(2) In the light of the tenders received in response to individual invitations to tender, a maximum buying-in price is to be fixed or a decision is to be taken to make no

award, in accordance with Article 17a of Regulation (EC) No 2771/1999.

(3) In the light of the tenders received for the first individual invitation to tender, a maximum buying-in price should be fixed.

(4) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the 2nd individual invitation to tender under the standing invitation to tender opened by Regulation (EC) No 796/2006, in respect of which the time limit for the submission of tenders expired on 27 June 2006, the maximum buying-in price for butter is fixed at 238,00 EUR/100 kg.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 333, 24.12.1999, p. 11. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

⁽³⁾ OJ L 142, 30.5.2006, p. 4.

COMMISSION REGULATION (EC) No 1001/2006**of 30 June 2006****fixing the maximum aid for concentrated butter for the 12th individual invitation to tender opened under the standing invitation to tender provided for in Regulation (EC) No 1898/2005**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10 thereof,

Whereas:

- (1) In accordance with Article 47 of Commission Regulation (EC) No 1898/2005 of 9 November 2005 laying down detailed rules for implementing Council Regulation (EC) No 1255/99 as regards measures for the disposal of cream, butter and concentrated butter on the Community market ⁽²⁾, the intervention agencies are opening a standing invitation to tender for the granting of aid for concentrated butter. Article 54 of that Regulation provides that in the light of the tenders received in response to each special invitation to tender, a maximum amount of aid is to be fixed for concentrated butter with a minimum fat content of 96 %.
- (2) An end-use security provided for in Article 53(4) of Regulation (EC) No 1898/2005 is to be lodged to

ensure the taking over of the concentrated butter by the retail trade.

- (3) In the light of the tenders received, the maximum aid should be fixed at the appropriate level and the end-use security should be determined accordingly.
- (4) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

For the 12th individual tender under the standing invitation to tender opened in accordance with Regulation (EC) No 1898/2005 the maximum amount of the aid for concentrated butter with a minimum fat content of 96 %, as referred to in Article 47(1) of that Regulation, is fixed at 19,8 EUR/100 kg,

The end-use security provided for in Article 53(4) of Regulation (EC) No 1898/2005 is fixed at 36 EUR/100 kg.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 308, 25.11.2005, p. 1. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

COMMISSION REGULATION (EC) No 1002/2006**of 30 June 2006****fixing the representative prices and additional import duties for certain products in the sugar sector in the 2006/2007 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the markets in the sugar sector ⁽¹⁾, and in particular Article 27(2) thereof,

Whereas:

- (1) Pursuant to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, the cif import prices for raw sugar and white sugar. Those prices are fixed for the standard qualities defined in Annex I(II) and III to Regulation (EC) No 318/2006.
- (2) For the purpose of fixing the representative prices, account must be taken of all the information provided for in Article 23 of Regulation (EC) No 951/2006, except in the cases provided for in Article 24 of that Regulation.
- (3) For the purpose of adjusting prices not relating to the standard quality, the price increases or reductions referred to in Article 26(1)(a) of Regulation (EC) No 915/2006 must be applied to the offers taken into consideration in

the case of white sugar. In the case of raw sugar, the corrective factors provided for in point (b) of that paragraph must be applied.

- (4) Where there is a difference between the trigger price for the product concerned and the representative price, additional import duties should be fixed under the terms laid down in Article 39 of Regulation (EC) No 951/2006.
- (5) The representative prices and additional import duties for the products concerned should be fixed in accordance with the second paragraph of Article 36 of Regulation (EC) No 951/2006.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and the additional duties applying to imports of the products referred to in Article 36 of Regulation (EC) No 951/2006 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

ANNEX

Representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99 applicable from 1 July 2006

(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⁾ | 31,49 | 1,84 |
| 1701 11 90 ⁽¹⁾ | 31,49 | 5,79 |
| 1701 12 10 ⁽¹⁾ | 31,49 | 1,70 |
| 1701 12 90 ⁽¹⁾ | 31,49 | 5,36 |
| 1701 91 00 ⁽²⁾ | 36,99 | 6,74 |
| 1701 99 10 ⁽²⁾ | 36,99 | 3,24 |
| 1701 99 90 ⁽²⁾ | 36,99 | 3,24 |
| 1702 90 99 ⁽³⁾ | 0,37 | 0,30 |

⁽¹⁾ Fixed for the standard quality defined in Annex I.III to Council Regulation (EC) No 318/2006 (OJ L 58, 28.2.2006, p. 1).

⁽²⁾ Fixed for the standard quality defined in Annex I.II to Regulation (EC) No 318/2006.

⁽³⁾ Fixed per 1 % sucrose content.

COMMISSION REGULATION (EC) No 1003/2006**of 30 June 2006****fixing the representative prices and the additional import duties for molasses in the sugar sector applicable from 1 July 2006**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in sugar ⁽¹⁾, and in particular Article 27(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, stipulates that the cif import price for molasses is to be considered the representative price. That price is fixed for the standard quality defined in Article 27 of Regulation (EC) No 951/2006.
- (2) For the purpose of fixing the representative prices, account must be taken of all the information provided for in Article 29 of Regulation (EC) No 951/2006, except in the cases provided for in Article 30 of that Regulation and those prices should be fixed, where appropriate, in accordance with the method provided for in Article 33 of Regulation (EC) No 951/2006.
- (3) Prices not referring to the standard quality should be adjusted upwards or downwards, according to the

quality of the molasses offered, in accordance with Article 32 of Regulation (EC) No 951/2006.

- (4) Where there is a difference between the trigger price for the product concerned and the representative price, additional import duties should be fixed under the terms laid down in Article 39 of Regulation (EC) No 951/2006. Should the import duties be suspended pursuant to Article 40 of Regulation (EC) No 951/2006, specific amounts for these duties should be fixed.
- (5) The representative prices and additional import duties for the products concerned should be fixed in accordance with Article 34 of Regulation (EC) No 951/2006.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and the additional duties applying to imports of the products referred to in Article 34 of Regulation (EC) No 951/2006 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

ANNEX

Representative prices and additional duties for imports of molasses in the sugar sector applicable from 1 July 2006

(EUR)

| CN code | Amount of the representative price in 100 kg net of the product in question | Amount of the additional duty in 100 kg net of the product in question | Amount of the duty to be applied to imports in 100 kg net of the product in question because of suspension as referred to in Article 40 of Regulation (EC) No 951/2006 ⁽¹⁾ |
|---------------------------|---|--|---|
| 1703 10 00 ⁽²⁾ | 10,74 | — | 0 |
| 1703 90 00 ⁽²⁾ | 11,34 | — | 0 |

⁽¹⁾ This amount replaces, in accordance with Article 40 of Regulation (EC) No 951/2006, the rate of the Common Customs Tariff duty fixed for these products.

⁽²⁾ For the standard quality as defined in Article 27 of Regulation (EC) No 951/2006.

COMMISSION REGULATION (EC) No 1004/2006**of 30 June 2006****fixing the export refunds on white and raw sugar exported without further processing**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in the sugar sector⁽¹⁾, and in particular the second subparagraph of Article 33(2) thereof,

Whereas:

- (1) Article 32 of Regulation (EC) No 318/2006 provides that the difference between prices on the world market for the products listed in Article 1(1)(b) 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 sugar market, export refunds should therefore be fixed in accordance with the rules and certain criteria provided for in Articles 32 and 33 of Regulation (EC) No 318/2006.
- (3) The first subparagraph of Article 33(2) of Regulation (EC) No 318/2006 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 318/2006.

(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 those 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 Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

Export refunds as provided for in Article 32 of Regulation (EC) No 318/2006 shall be granted on the products and for the amounts set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

ANNEX

Export refunds on white and raw sugar exported without further processing applicable from 1 July 2006 ^(a)

| Product code | Destination | Unit of measurement | Amount of refund |
|-----------------|-------------|---|----------------------|
| 1701 11 90 9100 | S00 | EUR/100 kg | 22,88 ⁽¹⁾ |
| 1701 11 90 9910 | S00 | EUR/100 kg | 22,88 ⁽¹⁾ |
| 1701 12 90 9100 | S00 | EUR/100 kg | 22,88 ⁽¹⁾ |
| 1701 12 90 9910 | S00 | EUR/100 kg | 22,88 ⁽¹⁾ |
| 1701 91 00 9000 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 |
| 1701 99 10 9100 | S00 | EUR/100 kg | 24,88 |
| 1701 99 10 9910 | S00 | EUR/100 kg | 24,88 |
| 1701 99 10 9950 | S00 | EUR/100 kg | 24,88 |
| 1701 99 90 9100 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 |

NB: The destinations are defined as follows:

S00: all destinations except Albania, Croatia, Bosnia and Herzegovina, Bulgaria, Romania, Serbia, Montenegro, Kosovo, the former Yugoslav Republic of Macedonia.

^(a) The amounts set out in this Annex are not applicable with effect from 1 February 2005 pursuant to Council Decision 2005/45/EC of 22 December 2004 concerning the conclusion and application of the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 as regards the provisions applicable to processed agricultural products (OJ L 23, 26.1.2005, p. 17).

⁽¹⁾ This amount is applicable to raw sugar with a yield of 92 %. Where the yield for exported raw sugar differs from 92 % the refund amount applicable shall be multiplied, for each exporting operation concerned, by a conversion factor obtained by dividing by 92 the yield of the raw sugar exported, calculated in accordance with paragraph 3 of Point III of the Annex I of Regulation (EC) 318/2006.

COMMISSION REGULATION (EC) No 1005/2006**of 30 June 2006****fixing the export refunds on syrups and certain other sugar products exported without further processing**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the market in the sugar sector ⁽¹⁾, and in particular the second subparagraph of Article 33(2) thereof,

Whereas:

- (1) Article 32 of Regulation (EC) No 318/2006 provides that the difference between prices on the world market for the products listed in Article 1(1)(c), (d) and (g) 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 sugar market, export refunds should therefore be fixed in accordance with the rules and certain criteria provided for in Articles 32 and 33 of Regulation (EC) No 318/2006.
- (3) The first subparagraph of Article 33(2) of Regulation (EC) No 318/2006 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 Commission Regulation

(EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾.

- (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 those 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 Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

1. Export refunds as provided for in Article 32 of Regulation (EC) No 318/2006 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. To be eligible for a refund under paragraph 1 products must meet the relevant requirements laid down in Articles 3 and 4 of Regulation (EC) No 951/2006.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

⁽²⁾ OJ L 174, 1.7.2006, p. 24.

ANNEX

Export refunds on syrups and certain other sugar products exported without further processing applicable from 1 July 2006 ⁽⁶⁾

| Product code | Destination | Unit of measurement | Amount of refund |
|-----------------|-------------|---|-----------------------|
| 1702 40 10 9100 | S00 | EUR/100 kg dry matter | 24,88 ⁽¹⁾ |
| 1702 60 10 9000 | S00 | EUR/100 kg dry matter | 24,88 ⁽¹⁾ |
| 1702 60 95 9000 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 ⁽¹⁾ |
| 1702 90 30 9000 | S00 | EUR/100 kg dry matter | 24,88 ⁽¹⁾ |
| 1702 90 60 9000 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 |
| 1702 90 71 9000 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 |
| 1702 90 99 9900 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 ⁽¹⁾ |
| 2106 90 30 9000 | S00 | EUR/100 kg dry matter | 24,88 |
| 2106 90 59 9000 | S00 | EUR/1 % sucrose × 100 kg of net product | 0,2488 |

NB: The destinations are defined as follows:

S00: all destinations except Albania, Croatia, Bosnia and Herzegovina, Bulgaria, Romania, Serbia, Montenegro, Kosovo and the former Yugoslav Republic of Macedonia.

⁽⁶⁾ The amounts set out in this Annex are not applicable with effect from 1 February 2005 pursuant to Council Decision 2005/45/EC of 22 December 2004 concerning the conclusion and application of the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 as regards the provisions applicable to processed agricultural products (OJ L 23, 26.1.2005, p. 17).

⁽¹⁾ The basic amount is not applicable to the product defined under point 2 of the Annex to Commission Regulation (EEC) No 3513/92 (OJ L 355, 5.12.1992, p. 12).

COMMISSION REGULATION (EC) No 1006/2006**of 30 June 2006****fixing, for the period 1 July 2005 to 31 March 2006, the aid for unginned cotton for the 2005/06 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of Greece, and in particular Protocol 4 on cotton ⁽¹⁾ thereof,

Having regard to Council Regulation (EC) No 1051/2001 of 22 May 2001 on production aid for cotton ⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

(1) Article 4(1) of Commission Regulation (EC) No 1591/2001 of 2 August 2001 laying down detailed rules for applying the cotton aid scheme ⁽³⁾ provides that the amount of aid for unginned cotton applicable for each period for which a world market price for that product has been determined is to be fixed no later than 30 June of the marketing year concerned.

(2) In accordance with Article 7 of Regulation (EC) No 1051/2001, Commission Regulation (EC) No 871/2006 ⁽⁴⁾ fixes actual production of unginned cotton and the resulting reduction in the guide price for the 2005/06 marketing year.

(3) In accordance with Article 4(1) of Regulation (EC) No 1051/2001, the world market price for unginned cotton was fixed periodically during the 2005/06 marketing year.

(4) The amount of aid applicable for each period for which a world market price for unginned cotton has been determined should accordingly be fixed for the 2005/06 marketing year,

HAS ADOPTED THIS REGULATION:

Article 1

For the period 1 July 2005 to 31 March 2006, the amounts of the aid for unginned cotton corresponding to the world market prices established in the Regulations listed in the Annex hereto are fixed in that Annex from the date of entry into force of the Regulations concerned.

Article 2

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

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

Director-General for Agriculture and
Rural Development

⁽¹⁾ Protocol as last amended by Council Regulation (EC) No 1050/2001 (OJ L 148, 1.6.2001, p. 1).

⁽²⁾ OJ L 148, 1.6.2001, p. 3.

⁽³⁾ OJ L 210, 3.8.2001, p. 10. Regulation as amended by Regulation (EC) No 1486/2002 (OJ L 223, 20.8.2002, p. 3).

⁽⁴⁾ OJ L 164, 16.6.2006, p. 3.

ANNEX

AID FOR UNGINNED COTTON

(EUR/100 kg)

| Commission Regulation fixing the world market price for unginne cotton No | Aid amount | | |
|--|------------|--------|----------|
| | Greece | Spain | Portugal |
| 1019/2005 ⁽¹⁾ | 61,205 | 61,737 | 84,485 |
| 1070/2005 ⁽²⁾ | 59,036 | 59,568 | 82,316 |
| 1076/2005 ⁽³⁾ | 60,451 | 60,983 | 83,731 |
| 1088/2005 ⁽⁴⁾ | 60,497 | 61,029 | 83,777 |
| 1109/2005 ⁽⁵⁾ | 61,985 | 62,517 | 85,265 |
| 1181/2005 ⁽⁶⁾ | 62,144 | 62,676 | 85,424 |
| 1258/2005 ⁽⁷⁾ | 62,170 | 62,702 | 85,450 |
| 1312/2005 ⁽⁸⁾ | 62,786 | 63,318 | 86,066 |
| 1368/2005 ⁽⁹⁾ | 63,404 | 63,936 | 86,684 |
| 1433/2005 ⁽¹⁰⁾ | 63,129 | 63,661 | 86,409 |
| 1475/2005 ⁽¹¹⁾ | 62,814 | 63,346 | 86,094 |
| 1528/2005 ⁽¹²⁾ | 62,275 | 62,807 | 85,555 |
| 1618/2005 ⁽¹³⁾ | 61,353 | 61,885 | 84,633 |
| 1658/2005 ⁽¹⁴⁾ | 61,535 | 62,067 | 84,815 |
| 1693/2005 ⁽¹⁵⁾ | 59,010 | 59,542 | 82,290 |
| 1705/2005 ⁽¹⁶⁾ | 60,581 | 61,113 | 83,861 |
| 1732/2005 ⁽¹⁷⁾ | 60,806 | 61,338 | 84,086 |
| 1800/2005 ⁽¹⁸⁾ | 61,511 | 62,043 | 84,791 |
| 1830/2005 ⁽¹⁹⁾ | 61,044 | 61,576 | 84,324 |
| 1897/2005 ⁽²⁰⁾ | 60,918 | 61,450 | 84,198 |
| 1960/2005 ⁽²¹⁾ | 61,473 | 62,005 | 84,753 |
| 2020/2005 ⁽²²⁾ | 61,343 | 61,875 | 84,623 |
| 2102/2005 ⁽²³⁾ | 61,463 | 61,995 | 84,743 |
| 2162/2005 ⁽²⁴⁾ | 60,969 | 61,501 | 84,249 |
| 30/2006 ⁽²⁵⁾ | 60,873 | 61,405 | 84,153 |
| 106/2006 ⁽²⁶⁾ | 60,675 | 61,207 | 83,955 |
| 176/2006 ⁽²⁷⁾ | 60,673 | 61,205 | 83,953 |
| 202/2006 ⁽²⁸⁾ | 58,663 | 59,195 | 81,943 |
| 245/2006 ⁽²⁹⁾ | 58,572 | 59,104 | 81,852 |
| 304/2006 ⁽³⁰⁾ | 58,165 | 58,697 | 81,445 |

(EUR/100 kg)

| Commission Regulation fixing the world market price for unginned cotton No | Aid amount | | |
|--|------------|--------|----------|
| | Greece | Spain | Portugal |
| 360/2006 ⁽³¹⁾ | 58,872 | 59,404 | 82,152 |
| 376/2006 ⁽³²⁾ | 60,396 | 60,928 | 83,676 |
| 421/2006 ⁽³³⁾ | 60,674 | 61,206 | 83,954 |
| 459/2006 ⁽³⁴⁾ | 61,123 | 61,655 | 84,403 |

⁽¹⁾ OJ L 170, 1.7.2005, p. 51.⁽²⁾ OJ L 174, 7.7.2005, p. 71.⁽³⁾ OJ L 175, 8.7.2005, p. 15.⁽⁴⁾ OJ L 177, 9.7.2005, p. 34.⁽⁵⁾ OJ L 183, 14.7.2005, p. 78.⁽⁶⁾ OJ L 189, 21.7.2005, p. 34.⁽⁷⁾ OJ L 200, 30.7.2005, p. 72.⁽⁸⁾ OJ L 208, 11.8.2005, p. 18.⁽⁹⁾ OJ L 216, 20.8.2005, p. 10.⁽¹⁰⁾ OJ L 226, 1.9.2005, p. 9.⁽¹¹⁾ OJ L 234, 10.9.2005, p. 7.⁽¹²⁾ OJ L 245, 21.9.2005, p. 17.⁽¹³⁾ OJ L 256, 1.10.2005, p. 31.⁽¹⁴⁾ OJ L 266, 11.10.2005, p. 56.⁽¹⁵⁾ OJ L 271, 15.10.2005, p. 38.⁽¹⁶⁾ OJ L 273, 19.10.2005, p. 16.⁽¹⁷⁾ OJ L 276, 21.10.2005, p. 33.⁽¹⁸⁾ OJ L 288, 29.10.2005, p. 50.⁽¹⁹⁾ OJ L 295, 11.11.2005, p. 8.⁽²⁰⁾ OJ L 302, 19.11.2005, p. 34.⁽²¹⁾ OJ L 315, 1.12.2005, p. 6.⁽²²⁾ OJ L 324, 10.12.2005, p. 25.⁽²³⁾ OJ L 335, 21.12.2005, p. 38.⁽²⁴⁾ OJ L 342, 24.12.2005, p. 69.⁽²⁵⁾ OJ L 6, 11.1.2006, p. 29.⁽²⁶⁾ OJ L 17, 21.1.2006, p. 13.⁽²⁷⁾ OJ L 27, 1.2.2006, p. 16.⁽²⁸⁾ OJ L 32, 4.2.2006, p. 43.⁽²⁹⁾ OJ L 40, 11.2.2006, p. 12.⁽³⁰⁾ OJ L 49, 21.2.2006, p. 6.⁽³¹⁾ OJ L 59, 1.3.2006, p. 42.⁽³²⁾ OJ L 62, 3.3.2006, p. 21.⁽³³⁾ OJ L 72, 11.3.2006, p. 14.⁽³⁴⁾ OJ L 82, 21.3.2006, p. 7.

COMMISSION REGULATION (EC) No 1007/2006
of 30 June 2006
determining the world market price for unginne

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Protocol 4 on cotton, annexed to the Act of Accession of Greece, as last amended by Council Regulation (EC) No 1050/2001 ⁽¹⁾,

Having regard to Council Regulation (EC) No 1051/2001 of 22 May 2001 on production aid for cotton ⁽²⁾, and in particular Article 4 thereof,

Whereas:

- (1) In accordance with Article 4 of Regulation (EC) No 1051/2001, a world market price for unginne cotton is to be determined periodically from the price for ginne cotton recorded on the world market and by reference to the historical relationship between the price recorded for ginne cotton and that calculated for unginne cotton. That historical relationship has been established in Article 2(2) of Commission Regulation (EC) No 1591/2001 of 2 August 2001 laying down detailed rules for applying the cotton aid scheme ⁽³⁾. Where the world market price cannot be determined in this way, it is to be based on the most recent price determined.
- (2) In accordance with Article 5 of Regulation (EC) No 1051/2001, the world market price for unginne

cotton is to be determined in respect of a product of specific characteristics and by reference to the most favourable offers and quotations on the world market among those considered representative of the real market trend. To that end, an average is to be calculated of offers and quotations recorded on one or more European exchanges for a product delivered cif to a port in the Community and coming from the various supplier countries considered the most representative in terms of international trade. However, there is provision for adjusting the criteria for determining the world market price for ginne cotton to reflect differences justified by the quality of the product delivered and the offers and quotations concerned. Those adjustments are specified in Article 3(2) of Regulation (EC) No 1591/2001.

- (3) The application of the above criteria gives the world market price for unginne cotton determined hereinafter,

HAS ADOPTED THIS REGULATION:

Article 1

The world price for unginne cotton as referred to in Article 4 of Regulation (EC) No 1051/2001 is hereby determined as equalling 21,259 EUR/100 kg.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 148, 1.6.2001, p. 1.

⁽²⁾ OJ L 148, 1.6.2001, p. 3.

⁽³⁾ OJ L 210, 3.8.2001, p. 10. Regulation as amended by Regulation (EC) No 1486/2002 (OJ L 223, 20.8.2002, p. 3).

COMMISSION REGULATION (EC) No 1008/2006
of 30 June 2006
fixing the import duties in the cereals sector applicable from 1 July 2006

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⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector ⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) Article 10 of Regulation (EC) No 1784/2003 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation. However, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by 55 %, minus the cif import price applicable to the consignment in question. However, that duty may not exceed the rate of duty in the Common Customs Tariff.
- (2) Pursuant to Article 10(3) of Regulation (EC) No 1784/2003, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market.

- (3) Regulation (EC) No 1249/96 lays down detailed rules for the application of Regulation (EC) No 1784/2003 as regards import duties in the cereals sector.
- (4) The import duties are applicable until new duties are fixed and enter into force.
- (5) In order to allow the import duty system to function normally, the representative market rates recorded during a reference period should be used for calculating the duties.
- (6) Application of Regulation (EC) No 1249/96 results in import duties being fixed as set out in Annex I to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the cereals sector referred to in Article 10(2) of Regulation (EC) No 1784/2003 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Article 2

This Regulation shall enter into force on 1 July 2006.

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

Done at Brussels, 30 June 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽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 161, 29.6.1996, p. 125. Regulation as last amended by Regulation (EC) No 1110/2003 (OJ L 158, 27.6.2003, p. 12).

ANNEX I

**Import duties for the products covered by Article 10(2) of Regulation (EC) No 1784/2003 applicable from
1 July 2006**

| CN code | Description | Import duty ⁽¹⁾ (EUR/tonne) |
|---------------|---|---|
| 1001 10 00 | Durum wheat high quality | 0,00 |
| | medium quality | 0,00 |
| | low quality | 14,21 |
| 1001 90 91 | Common wheat seed | 0,00 |
| ex 1001 90 99 | Common high quality wheat other than for sowing | 0,00 |
| 1002 00 00 | Rye | 47,63 |
| 1005 10 90 | Maize seed other than hybrid | 56,38 |
| 1005 90 00 | Maize other than seed ⁽²⁾ | 56,38 |
| 1007 00 90 | Grain sorghum other than hybrids for sowing | 46,63 |

⁽¹⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3/t, where the port of unloading is on the Mediterranean Sea, or

— EUR 2/t, where the port of unloading is in Ireland, the United Kingdom, Denmark, Estonia, Latvia, Lithuania, Poland, Finland, Sweden or the Atlantic coasts of the Iberian peninsula.

⁽²⁾ The importer may benefit from a flat-rate reduction of EUR 24/t, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(16.6.2006-29.6.2006)

1. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

| Exchange quotations | Minneapolis | Chicago | Minneapolis | Minneapolis | Minneapolis | Minneapolis |
|---------------------------------------|--------------|---------|-------------|--------------------|------------------|-------------|
| Product (% proteins at 12 % humidity) | HRS2 | YC3 | HAD2 | Medium quality (*) | Low quality (**) | US barley 2 |
| Quotation (EUR/t) | 149,09 (***) | 71,68 | 153,25 | 143,25 | 123,25 | 89,83 |
| Gulf premium (EUR/t) | — | 14,42 | — | | | — |
| Great Lakes premium (EUR/t) | 26,67 | — | — | | | — |

(*) A discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(**) A discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(***) Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Freight/cost: Gulf of Mexico–Rotterdam: 19,55 EUR/t; Great Lakes–Rotterdam: 24,56 EUR/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96: 0,00 EUR/t (HRW2)
0,00 EUR/t (SRW2).

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 27 June 2006

amending Decision 2003/631/EC adopting measures concerning Liberia under Article 96 of the ACP-EC Partnership Agreement in a case of special urgency

(2006/450/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular the second subparagraph of Article 300(2) thereof,

Having regard to the ACP-EC Partnership Agreement signed in Cotonou on 23 June 2000 ⁽¹⁾, (hereinafter referred to as the ACP-EC Agreement),

Having regard to the internal agreement between the representatives of the governments of the Member States, meeting within the Council, on measures to be taken and procedures to be followed for the implementation of the ACP-EC Partnership Agreement ⁽²⁾, and in particular, Article 3 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) Council Decision 2002/274/EC of 25 March 2002 concluding consultations with Liberia under Articles 96 and 97 of the ACP-EC Partnership Agreement ⁽³⁾ provides for the adoption of appropriate measures within the meaning of Articles 96(2)(c) and 97(3) of the ACP-EC Partnership Agreement.

(2) Council Decision 2003/631/EC of 25 August 2003 adopting measures concerning Liberia under Article 96

of the ACP-EC Partnership Agreement in a case of special urgency ⁽⁴⁾ provides for the adoption of further appropriate measures within the meaning of Article 96(2)(b)(c) of the ACP-EC Partnership Agreement.

(3) Council Decision 2005/16/EC ⁽⁵⁾, which amends Decision 2003/631/EC, extends the validity of these measures to 30 June 2006.

(4) The measures undertaken by the Liberian government in a very difficult budgetary situation attest to its determination to make headway in line with the principles of good governance, respect for human rights and the rule of law.

(5) It is therefore convenient to lift the appropriate measures concerned, adopted under Article 96 of the ACP-EC Partnership Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The appropriate measures adopted under Article 96 of the ACP-EC Partnership Agreement are hereby lifted.

Article 2

An intensive political dialogue shall continue on the basis of Article 8 of the ACP-EC Partnership Agreement. The content of this political dialogue is set out in the annexed letter to the President of Liberia.

⁽¹⁾ OJ L 317, 15.12.2000, p. 3. Agreement as amended by the Agreement signed in Luxembourg on 25 June 2005 (OJ L 287, 28.10.2005, p. 4).

⁽²⁾ OJ L 317, 15.12.2000, p. 376.

⁽³⁾ OJ L 96, 13.4.2002, p. 23.

⁽⁴⁾ OJ L 220, 3.9.2003, p. 3.

⁽⁵⁾ OJ L 8, 12.1.2005, p. 12.

Article 3

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

Article 4

This Decision shall be published in the *Official Journal of the European Union*.

Done at Luxembourg, 27 June 2006.

For the Council
The President
J. PRÖLL

ANNEX

LETTER TO THE PRESIDENT OF LIBERIA

Brussels, ...

HE Ms Ellen Johnson-Sirleaf

President of Liberia

Madam,

By letter No SGS4/15736 of 23 December 2004, the European Union notified the government of Liberia of its intention to extend to 30 June 2006 the validity of the appropriate measures adopted by the Council on 25 August 2003. That letter stipulated that the measures would be cancelled once a democratically elected and accountable president and government had been installed.

The European Union is pleased to see that the new government elected in October and November 2005 appears determined to introduce democratic change and reform the working of the public sector. The European Union is particularly pleased that:

- the parliamentary and presidential elections of October and November 2005 were free, transparent and fair,
- freedom of expression and press freedom are respected,
- the government is backing, and actively taking part in, the implementation of the Governance and Economic Management Assistance Programme (GEMAP).

A number of difficulties are nevertheless delaying performance of the government's commitments in the area of human rights and the rule of law, as follows:

- the Commission on Human Rights is in the process of being reorganised following the appointment of new commissioners by the government,
- few prosecutions have been brought against members of the security forces guilty of serious human rights violations,
- the new security forces are not yet fully operational,
- the overhaul of the justice system is still under way,
- the Truth and Reconciliation Commission should be operational in June 2006, but the budget allocated to it is not sufficient to enable it to perform all its tasks.

Further progress is therefore needed in the area of human rights and the rule of law.

In view of the above, the European Union believes that the Liberian government is showing the right attitude and a satisfactory determination to improve the situation in the country. The European Union would like to encourage the Liberian government to continue down this road.

It is therefore convenient to lift the appropriate measures adopted under Article 96 of the ACP-EC Partnership Agreement.

An enhanced, structured political dialogue based on Article 8 of the ACP-EC Partnership Agreement will be conducted in order to continue strengthening respect for human rights, democracy, the rule of law and good governance. The political dialogue will concern:

- follow-up of action against corruption and implementation of the GEMAP,

- the progress made by the Commission on Human Rights and the Truth and Reconciliation Commission,
- the reforms of the justice and security sectors,
- ensuring active follow-up of the results of external audits of parastatal agencies and government financial institutions,
- the prosecution of those involved in violations of human rights.

At their first meeting in the framework of the enhanced Article 8 political dialogue, the parties will establish the commitments to be given by the Liberian government.

Yours faithfully,

For the Commission

For the Council

COUNCIL DECISION
of 27 June 2006
appointing the Chairman of the Military Committee of the European Union
(2006/451/EC)

THE COUNCIL OF THE EUROPEAN UNION,

HEREBY DECIDED AS FOLLOWS:

Having regard to the Treaty on European Union, and in particular Article 28(1) thereof,

Article 1

Having regard to the Treaty establishing the European Community, and in particular Article 207 thereof,

General Henri BENTÉGEAT is appointed Chairman of the Military Committee of the European Union for a period of three years as from 6 November 2006.

Recalling Council Decision 2001/79/CFSP of 22 January 2001 setting up the Military Committee of the European Union ⁽¹⁾,

Article 2

Whereas:

This Decision shall be published in the *Official Journal of the European Union*.

(1) Pursuant to Article 3 of Decision 2001/79/CFSP, the Chairman of the Military Committee is to be appointed by the Council on the recommendation of the Committee meeting at the level of the Chiefs of Defence.

Done at Luxembourg, 27 June 2006.

(2) At its meeting on 11 May 2006, the Committee meeting at the level of the Chiefs of Defence recommended that General Henri BENTÉGEAT be appointed Chairman of the Military Committee of the European Union,

For the Council
The President
J. PRÖLL

⁽¹⁾ OJ L 27, 30.1.2001, p. 4.