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### Legislation

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## I

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is obligatory)

## REGULATIONS

**COMMISSION REGULATION (EC) No 134/2008****of 15 February 2008****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 1580/2007 of 21 December 2007 laying down implementing rules of Council Regulations (EC) No 2200/96, (EC) No 2201/96 and (EC) No 1182/2007 in the fruit and vegetable sector <sup>(1)</sup>, and in particular Article 138(1) thereof,

Whereas:

- (1) Regulation (EC) No 1580/2007 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 138 of Regulation (EC) No 1580/2007 shall be fixed as indicated in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 16 February 2008.

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

Done at Brussels, 15 February 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> OJ L 350, 31.12.2007, p. 1.

## ANNEX

to Commission Regulation of 15 February 2008 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code <sup>(1)</sup>	Standard import value
0702 00 00	IL	53,3
	JO	74,3
	MA	51,3
	MK	36,8
	TN	129,8
	TR	84,9
	ZZ	71,7
0707 00 05	EG	267,4
	JO	190,5
	MA	177,2
	TR	192,3
	ZZ	206,9
0709 90 70	MA	49,0
	TR	135,4
	ZA	71,0
	ZZ	85,1
0709 90 80	EG	127,7
	ZZ	127,7
0805 10 20	EG	49,6
	IL	50,8
	MA	57,6
	TN	47,9
	TR	79,9
	ZZ	57,2
0805 20 10	IL	111,3
	MA	111,6
	ZZ	111,5
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	CN	42,0
	EG	78,1
	IL	80,1
	JM	114,0
	MA	99,7
	PK	79,8
	TR	82,9
	ZZ	82,4
	ZZ	82,4
0805 50 10	EG	61,4
	IL	120,2
	MA	86,9
	TR	117,9
	ZZ	96,6
0808 10 80	AR	83,0
	CA	87,7
	CN	85,9
	MK	41,9
	US	114,4
	ZZ	82,6
0808 20 50	AR	105,7
	CN	96,9
	US	123,3
	ZA	99,8
	ZZ	106,4

<sup>(1)</sup> Country nomenclature as fixed by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'other origin'.

**COMMISSION REGULATION (EC) No 135/2008**  
**of 15 February 2008**  
**fixing the import duties in the cereals sector applicable from 16 February 2008**

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 <sup>(1)</sup>,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 on rules of application (cereal sector import duties) for Council Regulation (EEC) No 1766/92 <sup>(2)</sup>, and in particular Article 2(1) thereof,

Whereas:

- (1) Article 10(2) of Regulation (EC) No 1784/2003 states that the import duty on products falling within CN codes 1001 10 00, 1001 90 91, ex 1001 90 99 (high quality common wheat), 1002, ex 1005 other than hybrid seed, and ex 1007 other than hybrids for sowing, 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) Article 10(3) of Regulation (EC) No 1784/2003 lays down that, for the purposes of calculating the import duty referred to in paragraph 2 of that Article, representative cif import prices are to be established on a regular basis for the products in question.

- (3) Under Article 2(2) of Regulation (EC) No 1249/96, the price to be used for the calculation of the import duty on products of CN codes 1001 10 00, 1001 90 91, ex 1001 90 99 (high quality common wheat), 1002 00, 1005 10 90, 1005 90 00 and 1007 00 90 is the daily cif representative import price determined as specified in Article 4 of that Regulation.
- (4) Import duties should be fixed for the period from 16 February 2008, and should apply until new import duties are fixed and enter into force.
- (5) However, in accordance with Council Regulation (EC) No 1/2008 of 20 December 2007 temporarily suspending customs duties on imports of certain cereals for the 2007/08 marketing year <sup>(3)</sup>, the application of certain duties set by this Regulation is suspended,

HAS ADOPTED THIS REGULATION:

*Article 1*

From 16 February 2008, 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 contained in Annex II.

*Article 2*

This Regulation shall enter into force on 16 February 2008.

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

Done at Brussels, 15 February 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 270, 21.10.2003, p. 78. Regulation as last amended by Regulation (EC) No 735/2007 (OJ L 169, 29.6.2007, p. 6). Regulation (EC) No 1784/2003 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 July 2008.

<sup>(2)</sup> OJ L 161, 29.6.1996, p. 125. Regulation as last amended by Regulation (EC) No 1816/2005 (OJ L 292, 8.11.2005, p. 5).

<sup>(3)</sup> OJ L 1, 4.1.2008, p. 1.

## ANNEX I

**Import duties on the products referred to in Article 10(2) of Regulation (EC) No 1784/2003 applicable from 16 February 2008**

CN code	Description	Import duties <sup>(1)</sup> (EUR/t)
1001 10 00	Durum wheat, high quality	0,00 (*)
	medium quality	0,00 (*)
	low quality	0,00 (*)
1001 90 91	Common wheat seed	0,00
ex 1001 90 99	High quality common wheat, other than for sowing	0,00 (*)
1002 00 00	Rye	0,00 (*)
1005 10 90	Maize seed other than hybrid	0,00
1005 90 00	Maize, other than seed <sup>(2)</sup>	0,00 (*)
1007 00 90	Grain sorghum other than hybrids for sowing	0,00 (*)

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

- 3 EUR/t, where the port of unloading is on the Mediterranean Sea, or
- 2 EUR/t, where the port of unloading is in Denmark, Estonia, Ireland, Latvia, Lithuania, Poland, Finland, Sweden, the United Kingdom or the Atlantic coast of the Iberian peninsula.

<sup>(2)</sup> The importer may benefit from a flatrate reduction of EUR 24 per tonne where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

(\*) In accordance with Regulation (EC) No 1/2008, application of this duty is suspended.

## ANNEX II

## Factors for calculating the duties laid down in Annex I

1.2.2008-14.2.2008

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

(EUR/t)

	Common wheat (*)	Maize	Durum wheat, high quality	Durum wheat, medium quality (**)	Durum wheat, low quality (***)	Barley
Exchange	Minneapolis	Chicago	—	—	—	—
Quotation	409,98	1 35,50	—	—	—	—
Fob price USA	—	—	550,11	540,11	520,11	183,97
Gulf of Mexico premium	34,56	14,08	—	—	—	—
Great Lakes premium	—	—	—	—	—	—

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

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

(\*\*\*) Discount of 30 EUR/t (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 costs: Gulf of Mexico–Rotterdam: 43,45 EUR/t

Freight costs: Great Lakes–Rotterdam: 36,75 EUR/t



**COMMISSION REGULATION (EC) No 136/2008****of 15 February 2008****on the issue of import licences for olive oil under the Tunisian tariff quota**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 2000/822/EC of 22 December 2000 on the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the Republic of Tunisia concerning reciprocal liberalisation measures and amendment of the Agricultural Protocols to the EC/Tunisia Association Agreement <sup>(1)</sup>,

Having regard to Commission Regulation (EC) No 1301/2006 of 31 August 2006 laying down common rules for the administration of import tariff quotas for agricultural products managed by a system of import licences <sup>(2)</sup>, and in particular Article 7(2) thereof,

Whereas:

(1) Article 3(1) and (2) of Protocol No 1 to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Tunisia, of the other part <sup>(3)</sup> opens a tariff quota, at a zero rate of duty, for imports of untreated olive oil falling within CN codes 1509 10 10 and 1509 10 90 wholly obtained in Tunisia and transported directly from Tunisia to the Community, up to the limit laid down for each year.

(2) Article 2(2) of Commission Regulation (EC) No 1918/2006 of 20 December 2006 opening and providing for the administration of tariff quota for olive oil originating in Tunisia <sup>(4)</sup> lays down monthly quantitative limits for issuing import certificates.

(3) Applications were submitted to the competent authorities in accordance with Article 3(1) of Regulation (EC) No 1918/2006 for import licences covering a total quantity exceeding the limit of 1 000 tonnes laid down for February.

(4) Under these circumstances, the Commission must set a coefficient allocation to allow the issue of licences in proportion to the quantity available,

HAS ADOPTED THIS REGULATION:

*Article 1*

Applications for import licences submitted on 11 and 12 February 2008 under Article 3(1) of Regulation (EC) No 1918/2006 shall be accepted for 41,049056 % of the quantity applied for. The limit of 1 000 tonnes laid down for February has been reached.

*Article 2*

This Regulation shall enter into force on 16 February 2008.

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

Done at Brussels, 15 February 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 336, 30.12.2000, p. 92.

<sup>(2)</sup> OJ L 238, 1.9.2006, p. 13. Regulation as amended by Regulation (EC) No 289/2007 (OJ L 78, 17.3.2007, p. 17).

<sup>(3)</sup> OJ L 97, 30.3.1998, p. 1.

<sup>(4)</sup> OJ L 365, 21.12.2006, p. 84.

**COMMISSION REGULATION (EC) No 137/2008****of 15 February 2008****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1109/2007 for the 2007/08 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 <sup>(1)</sup>,

Having regard 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 <sup>(2)</sup>, and in particular of the Article 36,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2007/08 marketing year are fixed by Commission Regulation (EC) No 1109/2007 <sup>(3)</sup>. These prices and duties have been last amended by Commission Regulation (EC) No 81/2008 <sup>(4)</sup>.

- (2) The data currently available to the Commission indicate that the said amounts should be changed in accordance with the rules and procedures laid down in Regulation (EC) No 951/2006,

HAS ADOPTED THIS REGULATION:

*Article 1*

The representative prices and additional duties on imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EC) No 1109/2007 for the 2007/08 marketing year are hereby amended as set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on 16 February 2008.

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

Done at Brussels, 15 February 2008.

*For the Commission*

Jean-Luc DEMARTY

*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 58, 28.2.2006, p. 1. Regulation as last amended by Regulation (EC) No 1260/2007 (OJ L 283, 27.10.2007, p. 1). Regulation (EC) No 318/2006 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 October 2008.

<sup>(2)</sup> OJ L 178, 1.7.2006, p. 24. Regulation as last amended by Regulation (EC) No 1568/2007 (OJ L 340, 22.12.2007, p. 62).

<sup>(3)</sup> OJ L 253, 28.9.2007, p. 5.

<sup>(4)</sup> OJ L 25, 30.1.2008, p. 6.

## ANNEX

**Amended representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 95 applicable from 16 February 2008**

(EUR)

CN code	Representative price per 100 kg of the product concerned	Additional duty per 100 kg of the product concerned
1701 11 10 <sup>(1)</sup>	24,41	4,09
1701 11 90 <sup>(1)</sup>	24,41	9,33
1701 12 10 <sup>(1)</sup>	24,41	3,90
1701 12 90 <sup>(1)</sup>	24,41	8,90
1701 91 00 <sup>(2)</sup>	24,93	12,96
1701 99 10 <sup>(2)</sup>	24,93	8,25
1701 99 90 <sup>(2)</sup>	24,93	8,25
1702 90 95 <sup>(3)</sup>	0,25	0,40

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

<sup>(2)</sup> Fixed for the standard quality defined in Annex LII to Regulation (EC) No 318/2006.

<sup>(3)</sup> Fixed per 1 % sucrose content.

## COMMISSION REGULATION (EC) No 138/2008

of 15 February 2008

## terminating the partial interim review of anti-dumping measures applicable to imports of okoumé plywood originating in the People's Republic of China

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community<sup>(1)</sup> (the basic Regulation), and in particular Article 9 thereof,

After consulting the Advisory Committee,

Whereas:

solely of sheets of wood, each ply not exceeding 6 mm thickness, with at least one outer ply of bintangor, red canarium, kedondong or certain other species, not coated by a permanent film of other material. These products should be included in the scope of the measures on the grounds that they share the same basic physical and chemical characteristics and end uses as the product covered by the existing measures. Both the product concerned and the new product types should therefore be considered as a single product.

### 3. Initiation

- (5) Having determined, after consulting the Advisory Committee, that sufficient evidence existed to justify the initiation of a partial interim review, the Commission announced by a notice published in the *Official Journal of the European Union*<sup>(3)</sup> the initiation of a partial interim review in accordance with Article 11(3) of the basic Regulation, limited in scope to the definition of the product concerned.

## A. PROCEDURE

### 1. Measures in force

- (1) By Regulation (EC) No 1942/2004<sup>(2)</sup>, the Council imposed a definitive anti-dumping duty on imports of okoumé plywood originating in the People's Republic of China. The duties in force range from 6,5 % to 23,5 % for four companies with individual duties and the residual duty is 66,7 %.

### 2. Request for review

- (2) On 3 April 2006 the Commission received a request pursuant to Article 11(3) of the basic Regulation to examine the scope of existing measures with a view to including new product types in the product definition.
- (3) The request was lodged by the European Federation of the Plywood Industry (FEIC) (the applicant) on behalf of Community producers of okoumé plywood.
- (4) The applicant alleged that new product types have appeared on the market such as plywood consisting

## B. WITHDRAWAL OF THE REQUEST AND TERMINATION OF THE PROCEEDING

- (6) By a letter dated 5 December 2007 to the Commission, the applicant withdrew its request for the partial interim review of the anti-dumping measures applicable to imports of okoumé plywood originating in the People's Republic of China.
- (7) According to Article 9(1) of the basic Regulation, a proceeding may be terminated where the request for a review is withdrawn, unless such termination would not be in the Community interest.
- (8) The Commission considered that the present proceeding should be terminated since the investigation had not brought to light any considerations showing that such termination would not be in the Community interest. Interested parties were informed accordingly and were given the opportunity to comment. However, no comments were received from any party. Consequently, there is no indication that the termination of the proceeding would not be in the Community interest.
- (9) The Commission therefore concludes that the review concerning imports of okoumé plywood originating in the People's Republic of China should be terminated without amending the anti-dumping measures in force,

<sup>(1)</sup> OJ L 56, 6.3.1996, p. 1. Regulation as last amended by Regulation (EC) No 2117/2005 (OJ L 340, 23.12.2005, p. 17).

<sup>(2)</sup> OJ L 336, 12.11.2004, p. 4.

<sup>(3)</sup> OJ C 291, 30.11.2006, p. 19.

HAS ADOPTED THIS REGULATION:

*Sole Article*

The partial interim review of the anti-dumping measures applicable to imports of okoumé plywood originating in the People's Republic of China is hereby terminated.

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

Done at Brussels, 15 February 2008.

*For the Commission*  
Peter MANDELSON  
*Member of the Commission*

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**COMMISSION REGULATION (EC) No 139/2008****of 15 February 2008****amending Annexes I, II, III, V and VII to Council Regulation (EEC) No 3030/93 on common rules for imports of certain textile products from third countries**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries<sup>(1)</sup>, and in particular Article 19 thereof,

Whereas:

- (1) The common rules for imports of textiles products from third countries should be updated to take account of a number of recent developments.
- (2) Vietnam became a full member of the World Trade Organisation on 11 January 2007.
- (3) The Council has approved by Decision 2007/861/EC<sup>(2)</sup> the signing and the provisional application of a bilateral agreement between the European Community and the Republic of Belarus on trade in textile products.

(4) Amendments to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff<sup>(3)</sup> also affect certain codes in Annex I to Regulation (EEC) No 3030/93.

(5) Regulation (EEC) No 3030/93 should therefore be amended accordingly.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee set up by Article 17 of Regulation (EEC) No 3030/93,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annexes I, II, III, V and VII to Regulation (EEC) No 3030/93 are amended as set out in the Annexes to this Regulation.

*Article 2*

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

It shall apply with effect from 1 January 2008.

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

Done at Brussels, 15 February 2008.

*For the Commission*

Peter MANDELSON

*Member of the Commission*

<sup>(1)</sup> OJ L 275, 8.11.1993, p. 1. Regulation as last amended by Commission Regulation (EC) No 1217/2007 (OJ L 275, 19.10.2007, p. 16).

<sup>(2)</sup> OJ L 337, 21.12.2007, p. 113.

<sup>(3)</sup> OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Commission Regulation (EC) No 1214/2007 (OJ L 286, 31.10.2007, p. 1).

## ANNEX I

Annex I to Regulation (EEC) No 3030/93 is replaced by the following:

## 'ANNEX I

**TEXTILE PRODUCTS REFERRED TO IN ARTICLE 1 <sup>(1)</sup>**

1. Without prejudice to the rules for the interpretation of the combined nomenclature, the wording of the description of goods is considered to be of indicative value only, since the products covered by each category are determined, within this Annex, by CN codes. Where there is an "ex" symbol in front of a CN code, the products covered in each category are determined by the scope of the CN code and by that of the corresponding description.
2. When the constitutive material of the products of categories 1 to 114 originating in China is not specifically mentioned, these products shall be taken to be made exclusively of wool of or fine animal hair, of cotton or of man-made fibres.
3. Garments which are not recognisable as being garments for men or boys or as being garments for women or girls are classified with the latter.
4. Where the expression "babies' garments" is used, this is meant to cover garments up to and including commercial size 86.

Category	Description CN-Code 2008	Table of equivalence	
		pieces/kg	g/piece
(1)	(2)	(3)	(4)
<b>GROUP I A</b>			
1	Cotton yarn, not put up for retail sale 5204 11 00, 5204 19 00, 5205 11 00, 5205 12 00, 5205 13 00, 5205 14 00, 5205 15 10, 5205 15 90, 5205 21 00, 5205 22 00, 5205 23 00, 5205 24 00, 5205 26 00, 5205 27 00, 5205 28 00, 5205 31 00, 5205 32 00, 5205 33 00, 5205 34 00, 5205 35 00, 5205 41 00, 5205 42 00, 5205 43 00, 5205 44 00, 5205 46 00, 5205 47 00, 5205 48 00, 5206 11 00, 5206 12 00, 5206 13 00, 5206 14 00, 5206 15 00, 5206 21 00, 5206 22 00, 5206 23 00, 5206 24 00, 5206 25 00, 5206 31 00, 5206 32 00, 5206 33 00, 5206 34 00, 5206 35 00, 5206 41 00, 5206 42 00, 5206 43 00, 5206 44 00, 5206 45 00, ex 5604 90 90		
2	Woven fabrics of cotton, other than gauze, terry fabrics, narrow woven fabrics, pile fabrics, chenille fabrics, tulle and other net fabrics 5208 11 10, 5208 11 90, 5208 12 16, 5208 12 19, 5208 12 96, 5208 12 99, 5208 13 00, 5208 19 00, 5208 21 10, 5208 21 90, 5208 22 16, 5208 22 19, 5208 22 96, 5208 22 99, 5208 23 00, 5208 29 00, 5208 31 00, 5208 32 16, 5208 32 19, 5208 32 96, 5208 32 99, 5208 33 00, 5208 39 00, 5208 41 00, 5208 42 00, 5208 43 00, 5208 49 00, 5208 51 00, 5208 52 10, 5208 52 90, 5208 59 10, 5208 59 90, 5209 11 00, 5209 12 00, 5209 19 00, 5209 21 00, 5209 22 00, 5209 29 00, 5209 31 00, 5209 32 00, 5209 39 00, 5209 41 00, 5209 42 00, 5209 43 00, 5209 49 00, 5209 51 00, 5209 52 00, 5209 59 00, 5210 11 00, 5210 19 00, 5210 21 00, 5210 29 00, 5210 31 00, 5210 32 00, 5210 39 00, 5210 41 00, 5210 49 00, 5210 51 00, 5210 59 00, 5211 11 00, 5211 12 00, 5211 19 00, 5211 20 00, 5211 31 00, 5211 32 00, 5211 39 00, 5211 41 00, 5211 42 00, 5211 43 00, 5211 49 10, 5211 49 90, 5211 51 00, 5211 52 00, 5211 59 00, 5212 11 10, 5212 11 90, 5212 12 10, 5212 12 90, 5212 13 10, 5212 13 90, 5212 14 10, 5212 14 90, 5212 15 10, 5212 15 90, 5212 21 10, 5212 21 90, 5212 22 10, 5212 22 90, 5212 23 10, 5212 23 90, 5212 24 10, 5212 24 90, 5212 25 10, 5212 25 90, ex 5811 00 00, ex 6308 00 00		
2 a)	Of which: Other than unbleached or bleached 5208 31 00, 5208 32 16, 5208 32 19, 5208 32 96, 5208 32 99, 5208 33 00, 5208 39 00, 5208 41 00, 5208 42 00, 5208 43 00, 5208 49 00, 5208 51 00, 5208 52 10, 5208 52 90, 5208 59 10, 5208 59 90, 5209 31 00, 5209 32 00, 5209 39 00, 5209 41 00, 5209 42 00, 5209 43 00, 5209 49 00, 5209 51 00, 5209 52 00, 5209 59 00, 5210 31 00, 5210 32 00, 5210 39 00, 5210 41 00, 5210 49 00, 5210 51 00, 5210 59 00, 5211 31 00, 5211 32 00, 5211 39 00, 5211 41 00, 5211 42 00, 5211 43 00, 5211 49 10, 5211 49 90, 5211 51 00, 5211 52 00, 5211 59 00, 5212 13 10, 5212 13 90, 5212 14 10, 5212 14 90, 5212 15 10, 5212 15 90, 5212 23 10, 5212 23 90, 5212 24 10, 5212 24 90, 5212 25 10, 5212 25 90, ex 5811 00 00, ex 6308 00 00		

<sup>(1)</sup> N.B.: Covers only categories 1 to 114, with the exception of Belarus, Russian Federation, Ukraine, Uzbekistan and Serbia, for which categories 1 to 161 are covered.

(1)	(2)	(3)	(4)
3	<p>Woven fabrics of synthetic fibres (discontinuous or waste) other than narrow woven fabrics, pile fabrics ( incl. terry fabrics) and chenille fabrics</p> <p>5512 11 00, 5512 19 10, 5512 19 90, 5512 21 00, 5512 29 10, 5512 29 90, 5512 91 00, 5512 99 10, 5512 99 90, 5513 11 20, 5513 11 90, 5513 12 00, 5513 13 00, 5513 19 00, 5513 21 10, 5513 21 30, 5513 21 90, 5513 23 10, 5513 23 90, 5513 29 00, 5513 31 00, 5513 39 00, 5513 41 00, 5513 49 00, 5514 11 00, 5514 12 00, 5514 19 10, 5514 19 90, 5514 21 00, 5514 22 00, 5514 23 00, 5514 29 00, 5514 30 10, 5514 30 30, 5514 30 50, 5514 30 90, 5514 41 00, 5514 42 00, 5514 43 00, 5514 49 00, 5515 11 10, 5515 11 30, 5515 11 90, 5515 12 10, 5515 12 30, 5515 12 90, 5515 13 11, 5515 13 19, 5515 13 91, 5515 13 99, 5515 19 10, 5515 19 30, 5515 19 90, 5515 21 10, 5515 21 30, 5515 21 90, 5515 22 11, 5515 22 19, 5515 22 91, 5515 22 99, 5515 29 00, 5515 91 10, 5515 91 30, 5515 91 90, 5515 99 20, 5515 99 40, 5515 99 80, ex 5803 00 90, ex 5905 00 70, ex 6308 00 00</p>		
3 a)	<p>Of which: Other than unbleached or bleached</p> <p>5512 19 10, 5512 19 90, 5512 29 10, 5512 29 90, 5512 99 10, 5512 99 90, 5513 21 10, 5513 21 30, 5513 21 90, 5513 23 10, 5513 23 90, 5513 29 00, 5513 31 00, 5513 39 00, 5513 41 00, 5513 49 00, 5514 21 00, 5514 22 00, 5514 23 00, 5514 29 00, 5514 30 10, 5514 30 30, 5514 30 50, 5514 30 90, 5514 41 00, 5514 42 00, 5514 43 00, 5514 49 00, 5515 11 30, 5515 11 90, 5515 12 30, 5515 12 90, 5515 13 19, 5515 13 99, 5515 19 30, 5515 19 90, 5515 21 30, 5515 21 90, 5515 22 19, 5515 22 99, ex 5515 29 00, 5515 91 30, 5515 91 90, 5515 99 20, 5515 99 40, 5515 99 80, ex 5803 00 90, ex 5905 00 70, ex 6308 00 00</p>		

## GROUP I B

4	<p>Shirts, T-shirts, lightweight fine knit roll, polo or turtlenecked jumpers and pullovers (other than of wool or fine animal hair), undervests and the like, knitted or crocheted</p> <p>6105 10 00, 6105 20 10, 6105 20 90, 6105 90 10, 6109 10 00, 6109 90 20, 6110 20 10, 6110 30 10</p>	6,48	154
5	<p>Jerseys, pullovers, slip-overs, waistcoats, twinsets, cardigans, bedjackets and jumpers (others than jackets and blazers), anoraks, windcheaters, waister jackets and the like, knitted or crocheted</p> <p>ex 6101 90 80, 6101 20 90, 6101 30 90, 6102 10 90, 6102 20 90, 6102 30 90, 6110 11 10, 6110 11 30, 6110 11 90, 6110 12 10, 6110 12 90, 6110 19 10, 6110 19 90, 6110 20 91, 6110 20 99, 6110 30 91, 6110 30 99</p>	4,53	221
6	<p>Men's or boys' woven breeches, shorts other than swimwear and trousers (incl. slacks); women's or girls' woven trousers and slacks, of wool, of cotton or of man-made fibres; lower parts of track suits with lining, others than category 16 or 29, of cotton or of man-made fibres</p> <p>6203 41 10, 6203 41 90, 6203 42 31, 6203 42 33, 6203 42 35, 6203 42 90, 6203 43 19, 6203 43 90, 6203 49 19, 6203 49 50, 6204 61 10, 6204 62 31, 6204 62 33, 6204 62 39, 6204 63 18, 6204 69 18, 6211 32 42, 6211 33 42, 6211 42 42, 6211 43 42</p>	1,76	568
7	<p>Women's or girls' blouses, shirts and shirt-blouses, whether or not knitted or crocheted, of wool, of cotton or man-made fibres</p> <p>6106 10 00, 6106 20 00, 6106 90 10, 6206 20 00, 6206 30 00, 6206 40 00</p>	5,55	180
8	<p>Men's or boys' shirts, other than knitted or crocheted, of wool, cotton or man-made fibres</p> <p>ex 6205 90 80, 6205 20 00, 6205 30 00</p>	4,60	217

## GROUP II A

9	<p>Terry towelling and similar woven terry fabrics of cotton; toilet linen and kitchen linen, other than knitted or crocheted, of terry towelling and woven terry fabrics, of cotton</p> <p>5802 11 00, 5802 19 00, ex 6302 60 00</p>		
20	<p>Bedlinen, other than knitted or crocheted</p> <p>6302 21 00, 6302 22 90, 6302 29 90, 6302 31 00, 6302 32 90, 6302 39 90</p>		



(1)	(2)	(3)	(4)
22	Yarn of staple or waste synthetic fibres, not put up for retail sale 5508 10 10, 5509 11 00, 5509 12 00, 5509 21 00, 5509 22 00, 5509 31 00, 5509 32 00, 5509 41 00, 5509 42 00, 5509 51 00, 5509 52 00, 5509 53 00, 5509 59 00, 5509 61 00, 5509 62 00, 5509 69 00, 5509 91 00, 5509 92 00, 5509 99 00		
22 a)	Of which acrylic ex 5508 10 10, 5509 31 00, 5509 32 00, 5509 61 00, 5509 62 00, 5509 69 00		
23	Yarn of staple or waste artificial fibres, not put up for retail sale 5508 20 10, 5510 11 00, 5510 12 00, 5510 20 00, 5510 30 00, 5510 90 00		
32	Woven pile fabrics and chenille fabrics (other than terry towelling or terry fabrics of cotton and narrow woven fabrics) and tufted textile surfaces, of wool, of cotton or of man-made textile fibres 5801 10 00, 5801 21 00, 5801 22 00, 5801 23 00, 5801 24 00, 5801 25 00, 5801 26 00, 5801 31 00, 5801 32 00, 5801 33 00, 5801 34 00, 5801 35 00, 5801 36 00, 5802 20 00, 5802 30 00		
32 a)	Of which: Cotton corduroy 5801 22 00		
39	Table linen, toilet linen and kitchen linen, other than knitted or crocheted, other than of terry towelling or a similar terry fabrics of cotton 6302 51 00, 6302 53 90, ex 6302 59 90, 6302 91 00, 6302 93 90, ex 6302 99 90		

## GROUP II B

12	Pantyhose and tights, stockings, understockings, socks, anklesocks, sockettes and the like, knitted or crocheted, other than for babies, including stockings for varicose veins, other than products of category 70 6115 10 10, ex 6115 10 90, 6115 22 00, 6115 29 00, 6115 30 11, 6115 30 90, 6115 94 00, 6115 95 00, 6115 96 10, 6115 96 99, 6115 99 00	24,3 pairs	41
13	Men's or boys' underpants and briefs, women's or girls' knickers and briefs, knitted or crocheted, of wool, of cotton or of man-made fibres 6107 11 00, 6107 12 00, 6107 19 00, 6108 21 00, 6108 22 00, 6108 29 00, ex 6212 10 10	17	59
14	Men's or boys' woven overcoats, raincoats and other coats, cloaks and capes, of wool, of cotton or of man-made textile fibres (other than parkas) (of category 21) 6201 11 00, ex 6201 12 10, ex 6201 12 90, ex 6201 13 10, ex 6201 13 90, 6210 20 00	0,72	1 389
15	Women's or girls' woven overcoats, raincoats and other coats, cloaks and capes; jackets and blazers, of wool, of cotton or of man-made textile fibres (other than parkas) (of category 21) 6202 11 00, ex 6202 12 10, ex 6202 12 90, ex 6202 13 10, ex 6202 13 90, 6204 31 00, 6204 32 90, 6204 33 90, 6204 39 19, 6210 30 00	0,84	1 190
16	Men's or boys' suits and ensembles, other than knitted or crocheted, of wool, of cotton or of man-made fibres, excluding ski suits; men's or boys' tracksuits with lining, with an outer shell of a single identical fabric, of cotton or of man-made fibres 6203 11 00, 6203 12 00, 6203 19 10, 6203 19 30, 6203 22 80, 6203 23 80, 6203 29 18, 6203 29 30, 6211 32 31, 6211 33 31	0,80	1 250
17	Men's or boys' jackets or blazers, other than knitted or crocheted, of wool, of cotton or of man-made fibres 6203 31 00, 6203 32 90, 6203 33 90, 6203 39 19	1,43	700

(1)	(2)	(3)	(4)
18	Men's or boys' singlets and other vests, underpants, briefs, nightshirts, pyjamas, bathrobes, dressing gowns and similar articles, other than knitted or crocheted 6207 11 00, 6207 19 00, 6207 21 00, 6207 22 00, 6207 29 00, 6207 91 00, 6207 99 10, 6207 99 90 Women's or girls' singlets and other vests, slips, petticoats, briefs, panties, nightdresses, pyjamas, négligees, bathrobes, dressing gowns and similar articles, other than knitted or crocheted 6208 11 00, 6208 19 00, 6208 21 00, 6208 22 00, 6208 29 00, 6208 91 00, 6208 92 00, 6208 99 00, ex 6212 10 10		
19	Handkerchiefs, other than knitted or crocheted 6213 20 00, ex 6213 90 00	59	17
21	Parkas; anoraks, windcheaters, waister jackets and the like, other than knitted or crocheted, of wool, of cotton or of man-made fibres; upper parts of tracksuits with lining, other than category 16 or 29, of cotton or of man-made fibres ex 6201 12 10, ex 6201 12 90, ex 6201 13 10, ex 6201 13 90, 6201 91 00, 6201 92 00, 6201 93 00, ex 6202 12 10, ex 6202 12 90, ex 6202 13 10, ex 6202 13 90, 6202 91 00, 6202 92 00, 6202 93 00, 6211 32 41, 6211 33 41, 6211 42 41, 6211 43 41	2,3	435
24	Men's or boys' nightshirts, pyjamas, bathrobes, dressing gowns and similar articles, knitted or crocheted 6107 21 00, 6107 22 00, 6107 29 00, 6107 91 00, 6107 99 00 Women's or girls' nightdresses, pyjamas, négligees, bathrobes, dressing gowns and similar articles, knitted or crocheted 6108 31 00, 6108 32 00, 6108 39 00, 6108 91 00, 6108 92 00, ex 6108 99 00	3,9	257
26	Women's or girls' dresses, of wool, of cotton or of man-made fibres 6104 41 00, 6104 42 00, 6104 43 00, 6104 44 00, 6204 41 00, 6204 42 00, 6204 43 00, 6204 44 00	3,1	323
27	Women's or girls' skirts, including divided skirts 6104 51 00, 6104 52 00, 6104 53 00, 6104 59 00, 6204 51 00, 6204 52 00, 6204 53 00, 6204 59 10	2,6	385
28	Trousers, bib and brace overalls, breeches and shorts (other than swimwear), knitted or crocheted, of wool, of cotton or of man-made fibres 6103 41 00, 6103 42 00, 6103 43 00, ex 6103 49 00, 6104 61 00, 6104 62 00, 6104 63 00, ex 6104 69 00	1,61	620
29	Women's or girls' suits and ensembles, other than knitted or crocheted, of wool, of cotton or of man-made fibres, excluding ski suits; women's or girls' track suits with lining, with an outer shell of an identical fabric, of cotton or of man-made fibres 6204 11 00, 6204 12 00, 6204 13 00, 6204 19 10, 6204 21 00, 6204 22 80, 6204 23 80, 6204 29 18, 6211 42 31, 6211 43 31	1,37	730
31	Brassières, woven, knitted or crocheted ex 6212 10 10, 6212 10 90	18,2	55
68	Babies' garments and clothing accessories, excluding babies' gloves, mittens and mitts of categories 10 and 87, and babies' stockings, socks and sockettes, other than knitted or crocheted, of category 88 6111 90 19, 6111 20 90, 6111 30 90, ex 6111 90 90, ex 6209 90 10, ex 6209 20 00, ex 6209 30 00, ex 6209 90 90		
73	Tracksuits of knitted or crocheted fabric, of wool, of cotton or of man-made textile fibres 6112 11 00, 6112 12 00, 6112 19 00	1,67	600

(1)	(2)	(3)	(4)
76	Men's or boys' industrial or occupational clothing, other than knitted or crocheted 6203 22 10, 6203 23 10, 6203 29 11, 6203 32 10, 6203 33 10, 6203 39 11, 6203 42 11, 6203 42 51, 6203 43 11, 6203 43 31, 6203 49 11, 6203 49 31, 6211 32 10, 6211 33 10 Women's or girls' aprons, smock overalls and other industrial or occupational clothing, other than knitted or crocheted 6204 22 10, 6204 23 10, 6204 29 11, 6204 32 10, 6204 33 10, 6204 39 11, 6204 62 11, 6204 62 51, 6204 63 11, 6204 63 31, 6204 69 11, 6204 69 31, 6211 42 10, 6211 43 10		
77	Ski suits, other than knitted or crocheted ex 6211 20 00		
78	Garments, other than knitted or crocheted, excluding garments of categories 6, 7, 8, 14, 15, 16, 17, 18, 21, 26, 27, 29, 68, 72, 76 and 77 6203 41 30, 6203 42 59, 6203 43 39, 6203 49 39, 6204 61 85, 6204 62 59, 6204 62 90, 6204 63 39, 6204 63 90, 6204 69 39, 6204 69 50, 6210 40 00, 6210 50 00, 6211 32 90, 6211 33 90, ex 6211 39 00, 6211 41 00, 6211 42 90, 6211 43 90		
83	Overcoats, jackets, blazers and other garments, including ski suits, knitted or crocheted, excluding garments of categories 4, 5, 7, 13, 24, 26, 27, 28, 68, 69, 72, 73, 74, 75 ex 6101 90 20, 6101 20 10, 6101 30 10, 6102 10 10, 6102 20 10, 6102 30 10, 6103 31 00, 6103 32 00, 6103 33 00, ex 6103 39 00, 6104 31 00, 6104 32 00, 6104 33 00, ex 6104 39 00, 6112 20 00, 6113 00 90, 6114 20 00, 6114 30 00, ex 6114 90 00		

## GROUP III A

33	Woven fabrics of synthetic filament yarn obtained from strip or the like of polyethylene or polypropylene, less than 3 m wide 5407 20 11 Sacks and bags, of a kind used for the packing of goods, not knitted or crocheted, obtained from strip or the like 6305 32 81, 6305 32 89, 6305 33 91, 6305 33 99		
34	Woven fabrics of synthetic filament yarn obtained from strip or the like of polyethylene or polypropylene, 3 m or more wide 5407 20 19		
35	Woven fabrics of synthetic fibres (continuous), other than those for tyres of category 114 5407 10 00, 5407 20 90, 5407 30 00, 5407 41 00, 5407 42 00, 5407 43 00, 5407 44 00, 5407 51 00, 5407 52 00, 5407 53 00, 5407 54 00, 5407 61 10, 5407 61 30, 5407 61 50, 5407 61 90, 5407 69 10, 5407 69 90, 5407 71 00, 5407 72 00, 5407 73 00, 5407 74 00, 5407 81 00, 5407 82 00, 5407 83 00, 5407 84 00, 5407 91 00, 5407 92 00, 5407 93 00, 5407 94 00, ex 5811 00 00, ex 5905 00 70		
35 a)	Of which: Other than unbleached or bleached ex 5407 10 00, ex 5407 20 90, ex 5407 30 00, 5407 42 00, 5407 43 00, 5407 44 00, 5407 52 00, 5407 53 00, 5407 54 00, 5407 61 30, 5407 61 50, 5407 61 90, 5407 69 90, 5407 72 00, 5407 73 00, 5407 74 00, 5407 82 00, 5407 83 00, 5407 84 00, 5407 92 00, 5407 93 00, 5407 94 00, ex 5811 00 00, ex 5905 00 70		
36	Woven fabrics of continuous artificial fibres, other than those for tyres of category 114 5408 10 00, 5408 21 00, 5408 22 10, 5408 22 90, 5408 23 10, 5408 23 90, 5408 24 00, 5408 31 00, 5408 32 00, 5408 33 00, 5408 34 00, ex 5811 00 00, ex 5905 00 70		
36 a)	Of which: Other than unbleached or bleached ex 5408 10 00, 5408 22 10, 5408 22 90, 5408 23 10, 5408 23 90, 5408 24 00, 5408 32 00, 5408 33 00, 5408 34 00, ex 5811 00 00, ex 5905 00 70		

(1)	(2)	(3)	(4)
37	Woven fabrics of artificial staple fibres 5516 11 00, 5516 12 00, 5516 13 00, 5516 14 00, 5516 21 00, 5516 22 00, 5516 23 10, 5516 23 90, 5516 24 00, 5516 31 00, 5516 32 00, 5516 33 00, 5516 34 00, 5516 41 00, 5516 42 00, 5516 43 00, 5516 44 00, 5516 91 00, 5516 92 00, 5516 93 00, 5516 94 00, ex 5803 00 90, ex 5905 00 70		
37 a)	Of which: Other than unbleached or bleached 5516 12 00, 5516 13 00, 5516 14 00, 5516 22 00, 5516 23 10, 5516 23 90, 5516 24 00, 5516 32 00, 5516 33 00, 5516 34 00, 5516 42 00, 5516 43 00, 5516 44 00, 5516 92 00, 5516 93 00, 5516 94 00, ex 5803 00 90, ex 5905 00 70		
38 A	Knitted or crocheted synthetic curtain fabric including net curtain fabric 6005 31 10, 6005 32 10, 6005 33 10, 6005 34 10, 6006 31 10, 6006 32 10, 6006 33 10, 6006 34 10		
38 B	Net curtains, other than knitted or crocheted ex 6303 91 00, ex 6303 92 90, ex 6303 99 90		
40	Woven curtains (including drapes, interior blinds, curtain and bed valances and other furnishing articles), other than knitted or crocheted, of wool, of cotton or of man-made fibres ex 6303 91 00, ex 6303 92 90, ex 6303 99 90, 6304 19 10, ex 6304 19 90, 6304 92 00, ex 6304 93 00, ex 6304 99 00		
41	Yarn of synthetic filament (continuous), not put up for retail sale, other than non-textured single yarn untwisted or with a twist of not more than 50 turns/m 5401 10 12, 5401 10 14, 5401 10 16, 5401 10 18, 5402 11 00, 5402 19 00, 5402 20 00, 5402 31 00, 5402 32 00, 5402 33 00, 5402 34 00, 5402 39 00, ex 5402 44 00, 5402 48 00, 5402 49 00, 5402 51 00, 5402 52 00, 5402 59 10, 5402 59 90, 5402 61 00, 5402 62 00, 5402 69 10, 5402 69 90, ex 5604 90 10, ex 5604 90 90		
42	Yarn of continuous man-made fibres, not put up for retail sale 5401 20 10 Yarn of artificial fibres; yarn of artificial filaments, not put up for retail sale, other than single yarn of viscose rayon untwisted or with a twist of not more than 250 turns/m and single non textured yarn of cellulose acetate 5403 10 00, 5403 31 00, ex 5403 32 00, ex 5403 33 00, 5403 39 00, 5403 41 00, 5403 42 00, 5403 49 00, ex 5604 90 10		
43	Yarn of man-made filament, yarn of artificial staple fibres, cotton yarn, put up for retail sale 5204 20 00, 5207 10 00, 5207 90 00, 5401 10 90, 5401 20 90, 5406 00 00, 5508 20 90, 5511 30 00		
46	Carded or combed sheep's or lambs' wool or other fine animal hair 5105 10 00, 5105 21 00, 5105 29 00, 5105 31 00, 5105 39 10, 5105 39 90		
47	Yarn of carded sheep's or lambs' wool (woollen yarn) or of carded fine animal hair, not put up for retail sale 5106 10 10, 5106 10 90, 5106 20 10, 5106 20 91, 5106 20 99, 5108 10 10, 5108 10 90		
48	Yarn of combed sheep's or lambs' wool (worsted yarn) or of combed fine animal hair, not put up for retail sale 5107 10 10, 5107 10 90, 5107 20 10, 5107 20 30, 5107 20 51, 5107 20 59, 5107 20 91, 5107 20 99, 5108 20 10, 5108 20 90		
49	Yarn of sheep's or lambs' wool or of combed fine animal hair, put up for retail sale 5109 10 10, 5109 10 90, 5109 90 10, 5109 90 90		
50	Woven fabrics of sheep's or lambs' wool or of fine animal hair 5111 11 00, 5111 19 10, 5111 19 90, 5111 20 00, 5111 30 10, 5111 30 30, 5111 30 90, 5111 90 10, 5111 90 91, 5111 90 93, 5111 90 99, 5112 11 00, 5112 19 10, 5112 19 90, 5112 20 00, 5112 30 10, 5112 30 30, 5112 30 90, 5112 90 10, 5112 90 91, 5112 90 93, 5112 90 99		

(1)	(2)	(3)	(4)
51	Cotton, carded or combed 5203 00 00		
53	Cotton gauze 5803 00 10		
54	Artificial staple fibres, including waste, carded, combed or otherwise processed for spinning 5507 00 00		
55	Synthetic staple fibres, including waste, carded, combed or otherwise processed for spinning 5506 10 00, 5506 20 00, 5506 30 00, 5506 90 10, 5506 90 90		
56	Yarn of synthetic staple fibres (including waste), put up for retail sale 5508 10 90, 5511 10 00, 5511 20 00		
58	Carpets, carportines and rugs, knotted (made up or not) 5701 10 10, 5701 10 90, 5701 90 10, 5701 90 90		
59	Carpets and other textile floor coverings, other than the carpets of category 58 5702 10 00, 5702 31 10, 5702 31 80, 5702 32 10, 5702 32 90, ex 5702 39 00, 5702 41 10, 5702 41 90, 5702 42 10, 5702 42 90, ex 5702 49 00, 5702 50 10, 5702 50 31, 5702 50 39, ex 5702 50 90, 5702 91 00, 5702 92 10, 5702 92 90, ex 5702 99 00, 5703 10 00, 5703 20 12, 5703 20 18, 5703 20 92, 5703 20 98, 5703 30 12, 5703 30 18, 5703 30 82, 5703 30 88, 5703 90 20, 5703 90 80, 5704 10 00, 5704 90 00, 5705 00 10, 5705 00 30, ex 5705 00 90		
60	Tapestries, handmade, of the type Gobelins, Flanders, Aubusson, Beauvais and the like, and needlework tapestries (e.g. petit point and cross stitch) made in panels and the like by hand 5805 00 00		
61	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft, assembled by means of an adhesive, other than labels and similar articles of category 62, Elastic fabrics and trimmings (not knitted or crocheted), made from textile materials assembled from rubber thread ex 5806 10 00, 5806 20 00, 5806 31 00, 5806 32 10, 5806 32 90, 5806 39 00, 5806 40 00		
62	Chenille yarn (incl. flock chenille yarn), gimped yarn (other than metallised yarn and gimped horsehair yarn) 5606 00 91, 5606 00 99  Tulle and other net fabrics but not including woven, knitted or crocheted fabrics, hand or mechanically-made lace, in the piece, in strips or in motifs 5804 10 11, 5804 10 19, 5804 10 90, 5804 21 10, 5804 21 90, 5804 29 10, 5804 29 90, 5804 30 00  Labels, badges and the like of textile materials, not embroidered, in the piece, in strips or cut to shape or size, woven 5807 10 10, 5807 10 90  Braids and ornamental trimmings in the piece; tassels, pompons and the like 5808 10 00, 5808 90 00  Embroidery, in the piece, in strips or in motifs 5810 10 10, 5810 10 90, 5810 91 10, 5810 91 90, 5810 92 10, 5810 92 90, 5810 99 10, 5810 99 90		

(1)	(2)	(3)	(4)
63	Knitted or crocheted fabric of synthetic fibres containing by weight 5 % or more elastomeric yarn and knitted or crocheted fabrics containing by weight 5 % or more of rubber thread 5906 91 00, ex 6002 40 00, 6002 90 00, ex 6004 10 00, 6004 90 00 Raschel lace and long-pile fabric of synthetic fibres ex 6001 10 00, 6003 30 10, 6005 31 50, 6005 32 50, 6005 33 50, 6005 34 50		
65	Knitted or crocheted fabric, other than those of categories 38 A and 63, of wool, of cotton or of man-made fibres 5606 00 10, ex 6001 10 00, 6001 21 00, 6001 22 00, ex 6001 29 00, 6001 91 00, 6001 92 00, ex 6001 99 00, ex 6002 40 00, 6003 10 00, 6003 20 00, 6003 30 90, 6003 40 00, ex 6004 10 00, 6005 90 10, 6005 21 00, 6005 22 00, 6005 23 00, 6005 24 00, 6005 31 90, 6005 32 90, 6005 33 90, 6005 34 90, 6005 41 00, 6005 42 00, 6005 43 00, 6005 44 00, 6006 10 00, 6006 21 00, 6006 22 00, 6006 23 00, 6006 24 00, 6006 31 90, 6006 32 90, 6006 33 90, 6006 34 90, 6006 41 00, 6006 42 00, 6006 43 00, 6006 44 00		
66	Travelling rugs and blankets, other than knitted or crocheted, of wool, of cotton or of man-made fibres 6301 10 00, 6301 20 90, 6301 30 90, ex 6301 40 90, ex 6301 90 90		

## GROUP III B

10	Gloves, mittens and mitts, knitted or crocheted 6111 90 11, 6111 20 10, 6111 30 10, ex 6111 90 90, 6116 10 20, 6116 10 80, 6116 91 00, 6116 92 00, 6116 93 00, 6116 99 00	17 pairs	59
67	Knitted or crocheted clothing accessories other than for babies; household linen of all kinds, knitted or crocheted; curtains (incl. drapes) and interior blinds, curtain or bed valances and other furnishing articles knitted or crocheted; knitted or crocheted blankets and travelling rugs, other knitted or crocheted articles including parts of garments or of clothing accessories 5807 90 90, 6113 00 10, 6117 10 00, 6117 80 10, 6117 80 80, 6117 90 00, 6301 20 10, 6301 30 10, 6301 40 10, 6301 90 10, 6302 10 00, 6302 40 00, ex 6302 60 00, 6303 12 00, 6303 19 00, 6304 11 00, 6304 91 00, ex 6305 20 00, 6305 32 11, ex 6305 32 90, 6305 33 10, ex 6305 39 00, ex 6305 90 00, 6307 10 10, 6307 90 10		
67 a)	Of which: Sacks and bags of a kind used for the packing of goods, made from polyethylene or polypropylene strip 6305 32 11, 6305 33 10		
69	Women's and girls' slips and petticoats, knitted or crocheted 6108 11 00, 6108 19 00	7,8	128
70	Pantyhose and tights of synthetic fibres, measuring per single yarn less than 67 decitex (6,7 tex) ex 6115 10 90, 6115 21 00, 6115 30 19 Women's full length hosiery of synthetic fibres ex 6115 10 90, 6115 96 91	30,4 pairs	33
72	Swimwear, of wool, of cotton or of man-made fibres 6112 31 10, 6112 31 90, 6112 39 10, 6112 39 90, 6112 41 10, 6112 41 90, 6112 49 10, 6112 49 90, 6211 11 00, 6211 12 00	9,7	103
74	Women's or girls' knitted or crocheted suits and ensembles, of wool, of cotton or of man-made fibres, excluding ski suits 6104 13 00, 6104 19 20, ex 6104 19 90, 6104 22 00, 6104 23 00, 6104 29 10, ex 6104 29 90	1,54	650

(1)	(2)	(3)	(4)
75	Men's or boys' knitted or crocheted suits and ensembles, of wool, of cotton or of man-made fibres, excluding ski suit 6103 10 10, 6103 10 90, 6103 22 00, 6103 23 00, 6103 29 00	0,80	1 250
84	Shawls, scarves, mufflers, mantillas, veils and the like other than knitted or crocheted, of wool, of cotton or of man-made fibres 6214 20 00, 6214 30 00, 6214 40 00, 6214 90 10		
85	Ties, bow ties and cravats other than knitted or crocheted, of wool, of cotton or of man-made fibres 6215 20 00, 6215 90 00	17,9	56
86	Corsets, corset-belts, suspender belts, braces, suspenders, garters and the like, and parts thereof, whether or not knitted or crocheted 6212 20 00, 6212 30 00, 6212 90 00	8,8	114
87	Gloves, mittens and mitts, not knitted or crocheted ex 6209 90 10, ex 6209 20 00, ex 6209 30 00, ex 6209 90 90, 6216 00 00		
88	Stockings, socks and sockettes, not knitted or crocheted; other clothing accessories, parts of garments or of clothing accessories other than for babies, other than knitted or crocheted ex 6209 90 10, ex 6209 20 00, ex 6209 30 00, ex 6209 90 90, 6217 10 00, 6217 90 00		
90	Twine, cordage, ropes and cables of synthetic fibres, plaited or not 5607 41 00, 5607 49 11, 5607 49 19, 5607 49 90, 5607 50 11, 5607 50 19, 5607 50 30, 5607 50 90		
91	Tents 6306 22 00, 6306 29 00		
93	Sacks and bags, of a kind used for the packing of goods, of woven fabrics, other than made from polyethylene or polypropylene strip ex 6305 20 00, ex 6305 32 90, ex 6305 39 00		
94	Wadding of textile materials and articles thereof; textile fibres, not exceeding 5 mm in length (flock), textile dust and mill neps 5601 10 10, 5601 10 90, 5601 21 10, 5601 21 90, 5601 22 10, 5601 22 91, 5601 22 99, 5601 29 00, 5601 30 00		
95	Felt and articles thereof, whether or not impregnated or coated, other than floor coverings 5602 10 19, 5602 10 31, 5602 10 39, 5602 10 90, 5602 21 00, ex 5602 29 00, 5602 90 00, ex 5807 90 10, ex 5905 00 70, 6210 10 10, 6307 90 91		
96	Non-woven fabrics and articles of such fabrics, whether or not impregnated, coated, covered or laminated 5603 11 10, 5603 11 90, 5603 12 10, 5603 12 90, 5603 13 10, 5603 13 90, 5603 14 10, 5603 14 90, 5603 91 10, 5603 91 90, 5603 92 10, 5603 92 90, 5603 93 10, 5603 93 90, 5603 94 10, 5603 94 90, ex 5807 90 10, ex 5905 00 70, 6210 10 90, ex 6301 40 90, ex 6301 90 90, 6302 22 10, 6302 32 10, 6302 53 10, 6302 93 10, 6303 92 10, 6303 99 10, ex 6304 19 90, ex 6304 93 00, ex 6304 99 00, ex 6305 32 90, ex 6305 39 00, 6307 10 30, ex 6307 90 99		
97	Nets and netting made of twine, cordage or rope and made up fishing nets of yarn, twine, cordage or rope 5608 11 11, 5608 11 19, 5608 11 91, 5608 11 99, 5608 19 11, 5608 19 19, 5608 19 30, 5608 19 90, 5608 90 00		

(1)	(2)	(3)	(4)
98	<p>Other articles made from yarn, twine, cordage, cables or rope , other than textile fabrics, articles made from such fabrics and articles of category 97</p> <p>5609 00 00, 5905 00 10</p>		
99	<p>Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar stiffened textile fabrics of a kind used for hat foundations</p> <p>5901 10 00, 5901 90 00</p> <p>Linoleum, whether or not cut to shape; floor coverings consisting of a coating or covering applied on a textile backing, whether or not cut to shape</p> <p>5904 10 00, 5904 90 00</p> <p>Rubberised textile fabric, not knitted or crocheted, excluding those for tyres</p> <p>5906 10 00, 5906 99 10, 5906 99 90</p> <p>Textile fabrics otherwise impregnated or coated; painted canvas being theatrical scenery, studio backcloths, other than of category 100</p> <p>5907 00 10, 5907 00 90</p>		
100	<p>Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials</p> <p>5903 10 10, 5903 10 90, 5903 20 10, 5903 20 90, 5903 90 10, 5903 90 91, 5903 90 99</p>		
101	<p>Twine, cordage, ropes and cables, plaited or not, other than of synthetic fibres</p> <p>ex 5607 90 90</p>		
109	<p>Tarpaulins, sails, awnings and sunblinds</p> <p>6306 12 00, 6306 19 00, 6306 30 00</p>		
110	<p>Woven pneumatic mattresses</p> <p>6306 40 00</p>		
111	<p>Camping goods, woven, other than pneumatic mattresses and tents</p> <p>6306 91 00, 6306 99 00</p>		
112	<p>Other made up textile articles, woven, excluding those of categories 113 and 114</p> <p>6307 20 00, ex 6307 90 99</p>		
113	<p>Floor cloth, dishcloth and dusters, other than knitted or crocheted</p> <p>6307 10 90</p>		
114	<p>Woven fabrics and articles for technical uses</p> <p>5902 10 10, 5902 10 90, 5902 20 10, 5902 20 90, 5902 90 10, 5902 90 90, 5908 00 00, 5909 00 10, 5909 00 90, 5910 00 00, 5911 10 00, ex 5911 20 00, 5911 31 11, 5911 31 19, 5911 31 90, 5911 32 10, 5911 32 90, 5911 40 00, 5911 90 10, 5911 90 90</p>		



(1)	(2)	(3)	(4)
<b>GROUP IV</b>			
115	Flax or ramie yarn 5306 10 10, 5306 10 30, 5306 10 50, 5306 10 90, 5306 20 10, 5306 20 90, 5308 90 12, 5308 90 19		
117	Woven fabrics of flax or of ramie 5309 11 10, 5309 11 90, 5309 19 00, 5309 21 10, 5309 21 90, 5309 29 00, 5311 00 10, ex 5803 00 90, 5905 00 30		
118	Table linen, toilet linen and kitchen linen of flax or ramie, other than knitted or crocheted 6302 29 10, 6302 39 20, 6302 59 10, ex 6302 59 90, 6302 99 10, ex 6302 99 90		
120	Curtains ( incl. drapes), interior blinds, curtain and bed valances and other furnishing articles, not knitted or crocheted, of flax or ramie ex 6303 99 90, 6304 19 30, ex 6304 99 00		
121	Twine, cordage, ropes and cables, plaited or not, of flax or ramie ex 5607 90 90		
122	Sacks and bags, of a kind used for the packing of goods, used, of flax, other than knitted or crocheted ex 6305 90 00		
123	Woven pile fabrics and chenille fabrics of flax or ramie, other than narrow woven fabrics 5801 90 10, ex 5801 90 90 Shawls, scarves, mufflers, mantillas, veils and the like, of flax or ramie, other than knitted or crocheted 6214 90 90		
<b>GROUP V</b>			
124	Synthetic staple fibres 5501 10 00, 5501 20 00, 5501 30 00, 5501 40 00, 5501 90 00, 5503 11 00, 5503 19 00, 5503 20 00, 5503 30 00, 5503 40 00, 5503 90 10, 5503 90 90, 5505 10 10, 5505 10 30, 5505 10 50, 5505 10 70, 5505 10 90		
125 A	Synthetic filament yarn (continuous) not put up for retail sale, other than yarn of category 41 ex 5402 44 00, 5402 45 00, 5402 46 00, 5402 47 00		
125 B	Monofilament, strip (artificial straw and the like) and imitation catgut of synthetic materials 5404 11 00, 5404 12 00, 5404 19 00, 5404 90 11, 5404 90 19, 5404 90 90, ex 5604 90 10, ex 5604 90 90		
126	Artificial staple fibres 5502 00 10, 5502 00 40, 5502 00 80, 5504 10 00, 5504 90 00, 5505 20 00		
127 A	Yarn of artificial filaments (continuous) not put up for retail sale, other than yarn of category 42 ex 5403 31 00, ex 5403 32 00, ex 5403 33 00		
127 B	Monofilament, strip (artificial straw and the like) and imitation catgut of artificial textile materials 5405 00 00, ex 5604 90 90		

(1)	(2)	(3)	(4)
128	Coarse animal hair, carded or combed 5105 40 00		
129	Yarn of coarse animal hair or of horsehair 5110 00 00		
130 A	Silk yarn other than yarn spun from silk waste 5004 00 10, 5004 00 90, 5006 00 10		
130 B	Silk yarn other than of category 130 A; silkworm gut 5005 00 10, 5005 00 90, 5006 00 90, ex 5604 90 90		
131	Yarn of other vegetable textile fibres 5308 90 90		
132	Paper yarn 5308 90 50		
133	Yarn of true hemp 5308 20 10, 5308 20 90		
134	Metallised yarn 5605 00 00		
135	Woven fabrics of coarse animal hair or of horse hair 5113 00 00		
136	Woven fabrics of silk or of silk waste 5007 10 00, 5007 20 11, 5007 20 19, 5007 20 21, 5007 20 31, 5007 20 39, 5007 20 41, 5007 20 51, 5007 20 59, 5007 20 61, 5007 20 69, 5007 20 71, 5007 90 10, 5007 90 30, 5007 90 50, 5007 90 90, 5803 00 30, ex 5905 00 90, ex 5911 20 00		
137	Woven pile fabric and chenille fabrics and narrow woven fabrics of silk, or of silk waste ex 5801 90 90, ex 5806 10 00		
138	Woven fabrics of paper yarn and other textile fibres other than of ramie 5311 00 90, ex 5905 00 90		
139	Woven fabrics of metal threads or of metallised yarn 5809 00 00		
140	Knitted or crocheted fabric of textile material other than wool or fine animal hair, cotton or man-made fibres ex 6001 10 00, ex 6001 29 00, ex 6001 99 00, 6003 90 00, 6005 90 90, 6006 90 00		
141	Travelling rugs and blankets of textile material other than wool or fine animal hair, cotton or man-made fibres ex 6301 90 90		

(1)	(2)	(3)	(4)
142	Carpets and other textile floor coverings of sisal, of other fibres of the agave family or the Manila hemp ex 5702 39 00, ex 5702 49 00, ex 5702 50 90, ex 5702 99 00, ex 5705 00 90		
144	Felt of coarse animal hair 5602 10 35, ex 5602 29 00		
145	Twine, cordage, ropes and cables plaited or not abaca (Manila hemp) or of true hemp ex 5607 90 20, ex 5607 90 90		
146 A	Binder or baler twine for agricultural machines, of sisal or other fibres of the agave family ex 5607 21 00		
146 B	Twine, cordage, ropes and cables of sisal or other fibres of the agave family, other than the products of category 146 A ex 5607 21 00, 5607 29 10, 5607 29 90		
146 C	Twine, cordage, ropes and cables, whether or not plaited or braided, of jute or of other textile bast fibres of heading No 5303 ex 5607 90 20		
147	Silk waste (incl. cocoons unsuitable for reeling), yarn waste and garnetted stock, other than not carded or combed ex 5003 00 00		
148 A	Yarn of jute or of other textile bast fibres of heading No 5303 5307 10 10, 5307 10 90, 5307 20 00		
148 B	Coir yarn 5308 10 00		
149	Woven fabrics of jute or of other textile bast fibres of a width of more than 150 cm 5310 10 90, ex 5310 90 00		
150	Woven fabrics of jute or of other textile bast fibres of a width of not more than 150 cm; Sacks and bags, of a kind used for the packing of goods, of jute or of other textile bast fibres, other than used 5310 10 10, ex 5310 90 00, 5905 00 50, 6305 10 90		
151 A	Floor coverings of coconut fibres (coir) 5702 20 00		
151 B	Carpets and other textile floor coverings, of jute or of other textile bast fibres, other than tufted or flocked ex 5702 39 00, ex 5702 49 00, ex 5702 50 90, ex 5702 99 00		
152	Needle loom felt of jute or of other textile bast fibres not impregnated or coated, other than floor coverings 5602 10 11		
153	Used sacks and bags, of a kind used for the packing of goods, of jute or of other textile bast fibres of heading No 5303 6305 10 10		

(1)	(2)	(3)	(4)
154	<p>Silkworm cocoons suitable for reeling 5001 00 00</p> <p>Raw silk (not thrown) 5002 00 00</p> <p>Silk waste (incl. cocoons unsuitable for reeling), yarn waste and garnetted stock, not carded or combed ex 5003 00 00</p> <p>Wool not carded or combed 5101 11 00, 5101 19 00, 5101 21 00, 5101 29 00, 5101 30 00</p> <p>Fine or coarse animal hair, not carded or combed 5102 11 00, 5102 19 10, 5102 19 30, 5102 19 40, 5102 19 90, 5102 20 00</p> <p>Waste of wool or of fine or coarse animal hair, including yarn waste but excluding garnetted stock 5103 10 10, 5103 10 90, 5103 20 10, 5103 20 91, 5103 20 99, 5103 30 00</p> <p>Garnetted stock of wool or of fine or coarse animal hair 5104 00 00</p> <p>Flax, raw or processed but not spun: flax tow and waste (including yarn waste and garnetted stock) 5301 10 00, 5301 21 00, 5301 29 00, 5301 30 10, 5301 30 90</p> <p>Ramie and other vegetable textile fibres, raw or processed but not spun: tow, noils and waste, other than coir and abaca 5305 00 00</p> <p>Cotton, not carded nor combed 5201 00 10, 5201 00 90</p> <p>Cotton waste (incl. yarn waste and garnetted stock) 5202 10 00, 5202 91 00, 5202 99 00</p> <p>True hemp (<i>cannabis sativa</i> L.), raw or processed but not spun: tow and waste of true hemp (including yarn waste and garnetted stock) 5302 10 00, 5302 90 00</p> <p>Abaca (<i>Manila hemp</i> or <i>Musa Textilis Nee</i>), raw or processed but not spun: tow and waste of abaca (including yarn waste and garnetted stock) 5305 00 00</p> <p>Jute or other textile bast fibres (excl. flax, true hemp and ramie), raw or processed but not spun: tow and waste of jute or other textile bast fibres (including yarn waste and garnetted stock) 5303 10 00, 5303 90 00</p> <p>Other vegetable textile fibres, raw or processed but not spun: tow and waste of such fibres (including yarn waste and garnetted stock) 5305 00 00</p>		
156	<p>Blouses and pullovers knitted or crocheted of silk or silk waste for women and girls 6106 90 30, ex 6110 90 90</p>		
157	<p>Garments, knitted or crocheted, other than those of categories 1 to 123 and 156 ex 6101 90 20, ex 6101 90 80, 6102 90 10, 6102 90 90, ex 6103 39 00, ex 6103 49 00, ex 6104 19 90, ex 6104 29 90, ex 6104 39 00, 6104 49 00, ex 6104 69 00, 6105 90 90, 6106 90 50, 6106 90 90, ex 6107 99 00, ex 6108 99 00, 6109 90 90, 6110 90 10, ex 6110 90 90, ex 6111 90 90, ex 6114 90 00</p>		

(1)	(2)	(3)	(4)
159	Dresses, blouses and shirt-blouses, not knitted or crocheted, of silk or silk waste 6204 49 10, 6206 10 00 Shawls, scarves, mufflers, mantillas, veils and the like, not knitted or crocheted, of silk or silk waste 6214 10 00 Ties, bow ties and cravats of silk or silk waste 6215 10 00		
160	Handkerchiefs of silk or silk waste ex 6213 90 00		
161	Garments, not knitted or crocheted, other than those of categories 1 to 123 and category 159 6201 19 00, 6201 99 00, 6202 19 00, 6202 99 00, 6203 19 90, 6203 29 90, 6203 39 90, 6203 49 90, 6204 19 90, 6204 29 90, 6204 39 90, 6204 49 90, 6204 59 90, 6204 69 90, 6205 90 10, ex 6205 90 80, 6206 90 10, 6206 90 90, ex 6211 20 00, ex 6211 39 00, 6211 49 00		

## ANNEX I A

Category	Description CN-Code 2008	Table of equivalence	
		pieces/kg	g/piece
(1)	(2)	(3)	(4)
163 <sup>(1)</sup>	Gauze and articles of gauze put up in forms or packings for retail sale 3005 90 31		

<sup>(1)</sup> Only applies to imports from China.

## ANNEX I B

1. This Annex covers textile raw materials (categories 128 and 154), textile products other than those of wool and fine animal hair, cotton and man-made fibres, as well as man-made fibres and filaments and yarns of categories 124, 125A, 125B, 126, 127A and 127B.
2. Without prejudice to the rules for the interpretation of the combined nomenclature, the wording of the description of goods is considered to be of indicative value only, since the products covered by each category are determined, within this Annex, by CN codes. Where there is an "ex" symbol in front of a CN code, the products covered in each category are determined by the scope of the CN code and by that of the corresponding description.
3. Garments which are not recognisable as being garments for men or boys or as being garments for women or girls are classified with the latter.
4. Where the expression "babies' garments" is used, this is meant to cover garments up to and including commercial size 86.

Category	Description CN-Code 2008	Table of equivalence	
		pieces/kg	g/piece
(1)	(2)	(3)	(4)
<b>GROUP I</b>			
ex 20	Bedlinen, other than knitted or crocheted ex 6302 29 90, ex 6302 39 90		
ex 32	Woven pile fabrics and chenille fabrics and tufted textile surfaces ex 5802 20 00, ex 5802 30 00		
ex 39	Table linen, toilet and kitchen linen, other than knitted or crocheted and other than those of category 118 ex 6302 59 90, ex 6302 99 90		
<b>GROUP II</b>			
ex 12	Pantyhose and tights, stockings, understockings, socks, ankle socks, sockettes and the like, knitted or crocheted, other than for babies ex 6115 10 90, ex 6115 29 00, ex 6115 30 90, ex 6115 99 00	24,3	41
ex 13	Men's or boys' underpants and briefs, women's or girls' knickers and briefs, knitted or crocheted ex 6107 19 00, ex 6108 29 00, ex 6212 10 10	17	59
ex 14	Men's or boys' woven overcoats, raincoats and other coats, cloaks and capes ex 6210 20 00	0,72	1 389
ex 15	Women's or girls' woven overcoats, raincoats and other coats, cloaks and capes, jackets and blazers, other than parkas ex 6210 30 00	0,84	1 190
ex 18	Men's or boys' singlets and other vests, underpants, briefs, nightshirts, pyjamas, bathrobes, dressing gowns and similar articles, other than knitted or crocheted ex 6207 19 00, ex 6207 29 00, ex 6207 99 90 Women's or girls' singlets and other vests, slips, petticoats, briefs, panties, nightdresses, pyjamas, négligés, bathrobes, dressing gowns and similar articles, other than knitted or crocheted ex 6208 19 00, ex 6208 29 00, ex 6208 99 00, ex 6212 10 10		
ex 19	Handkerchiefs, other than those of silk and silk waste ex 6213 90 00	59	17

(1)	(2)	(3)	(4)
ex 24	Men's or boys' nightshirts, pyjamas, bathrobes, dressing gowns and similar articles, knitted or crocheted ex 6107 29 00 Women's or girls' nightdresses, pyjamas, négligés, bathrobes, dressing gowns and similar articles, knitted or crocheted ex 6108 39 00	3,9	257
ex 27	Women's or girls' skirts, including divided skirts ex 6104 59 00	2,6	385
ex 28	Trousers, bib and brace overalls, breeches and shorts (other than swimwear), knitted or crocheted ex 6103 49 00, ex 6104 69 00	1,61	620
ex 31	Brassières, woven, knitted or crocheted ex 6212 10 10, ex 6212 10 90	18,2	55
ex 68	Babies' garments and clothing accessories, excluding babies' gloves, mittens and mitts of categories ex 10 and ex 87, and babies' stockings, socks and sockettes, other than knitted or crocheted, of category ex 88 ex 6209 90 90		
ex 73	Tracksuits of knitted or crocheted fabric ex 6112 19 00	1,67	600
ex 78	Woven garments of fabrics of heading No 5903, 5906 and 5907, excluding garments of categories ex 14 and ex 15 ex 6210 40 00, ex 6210 50 00		
ex 83	Garments of knitted or crocheted fabrics of heading No 5903 and 5907 and ski suits, knitted or crocheted ex 6112 20 00, ex 6113 00 90		

**GROUP III A**

ex 38 B	Net curtains, other than knitted or crocheted ex 6303 99 90		
ex 40	Woven curtains (including drapes, interior blinds, curtain and bed valances and other furnishing articles), other than knitted or crocheted ex 6303 99 90, ex 6304 19 90, ex 6304 99 00		
ex 58	Carpets, carportines and rugs, knotted (made up or not) ex 5701 90 10, ex 5701 90 90		
ex 59	Carpets and other textile floor coverings, other than the carpets of category ex 58, 142 and 151B ex 5702 10 00, ex 5702 50 90, ex 5702 99 00, ex 5703 90 20, ex 5703 90 80, ex 5704 10 00, ex 5704 90 00, ex 5705 00 90		
ex 60	Tapestries, handmade, of the type Gobelins, Flanders, Aubusson, Beauvais and the like, and needlework tapestries (e.g. petit point and cross stitch) made in panels and the like by hand ex 5805 00 00		

(1)	(2)	(3)	(4)
ex 61	Narrow woven fabrics, and narrow fabrics (bolduc) consisting of warp without weft, assembled by means of an adhesive, other than labels and similar articles of category ex 62 and of category 137, Elastic fabrics and trimmings (not knitted or crocheted), made from textile materials assembled from rubber thread ex 5806 10 00, ex 5806 20 00, ex 5806 39 00, ex 5806 40 00		
ex 62	Chenille yarn (incl. flock chenille yarn), gimped yarn (other than metallized yarn and gimped horsehair yarn) ex 5606 00 91, ex 5606 00 99 Tulle and other net fabrics but not including woven, knitted or crocheted fabrics, hand or mechanically-made lace, in the piece, in strips or in motifs ex 5804 10 11, ex 5804 10 19, ex 5804 10 90, ex 5804 29 10, ex 5804 29 90, ex 5804 30 00 Labels, badges and the like of textile materials, not embroidered, in the piece, in strips or cut to shape or size, woven ex 5807 10 10, ex 5807 10 90 Braids and ornamental trimmings in the piece; tassels, pompons and the like ex 5808 10 00, ex 5808 90 00 Embroidery, in the piece, in strips or in motifs ex 5810 10 10, ex 5810 10 90, ex 5810 99 10, ex 5810 99 90		
ex 63	Knitted or crocheted fabric of synthetic fibres containing by weight 5 % or more elastomeric yarn and knitted or crocheted fabrics containing by weight 5 % or more of rubber thread ex 5906 91 00, ex 6002 40 00, ex 6002 90 00, ex 6004 10 00, ex 6004 90 00		
ex 65	Knitted or crocheted fabric, other than those of category ex 63 ex 5606 00 10, ex 6002 40 00, ex 6004 10 00		
ex 66	Travelling rugs and blankets, other than knitted or crocheted ex 6301 10 00, ex 6301 90 90		
<b>GROUP III B</b>			
ex 10	Gloves, mittens and mitts, knitted or crocheted ex 6116 10 20, ex 6116 10 80, ex 6116 99 00	17 pairs	59
ex 67	Knitted or crocheted clothing accessories other than for babies; household linen of all kinds, knitted or crocheted; curtains (incl. drapes) and interior blinds, curtain or bed valances and other furnishing articles knitted or crocheted; knitted or crocheted blankets and travelling rugs, other knitted or crocheted articles including parts of garments or of clothing accessories ex 5807 90 90, ex 6113 00 10, ex 6117 10 00, ex 6117 80 10, ex 6117 80 80, ex 6117 90 00, ex 6301 90 10, ex 6302 10 00, ex 6302 40 00, ex 6303 19 00, ex 6304 11 00, ex 6304 91 00, ex 6307 10 10, ex 6307 90 10		
ex 69	Women's and girls' slips and petticoats, knitted or crocheted ex 6108 19 00	7,8	128
ex 72	Swimwear ex 6112 39 10, ex 6112 39 90, ex 6112 49 10, ex 6112 49 90, ex 6211 11 00, ex 6211 12 00	9,7	103
ex 75	Men's or boys' knitted or crocheted suits and ensembles ex 6103 10 10, ex 6103 10 90, ex 6103 29 00	0,80	1 250
ex 85	Ties, bow ties and cravats other than knitted or crocheted, other than those of category 159 ex 6215 90 00	17,9	56



(1)	(2)	(3)	(4)
ex 86	Corsets, corset-belts, suspender belts, braces, suspenders, garters and the like, and parts thereof, whether or not knitted or crocheted ex 6212 20 00, ex 6212 30 00, ex 6212 90 00	8,8	114
ex 87	Gloves, mittens and mitts, not knitted or crocheted ex 6209 90 90, ex 6216 00 00		
ex 88	Stockings, socks and sockettes, not knitted or crocheted; other clothing accessories, parts of garments or of clothing accessories, other than for babies, other than knitted or crocheted ex 6209 90 90, ex 6217 10 00, ex 6217 90 00		
ex 91	Tents ex 6306 29 00		
ex 94	Wadding of textile materials and articles thereof; textile fibres, not exceeding 5 mm in length (flock), textile dust and mill neps ex 5601 10 90, ex 5601 29 00, ex 5601 30 00		
ex 95	Felt and articles thereof, whether or not impregnated or coated, other than floor coverings ex 5602 10 19, ex 5602 10 39, ex 5602 10 90, ex 5602 29 00, ex 5602 90 00, ex 5807 90 10, ex 6210 10 10, ex 6307 90 91		
ex 97	Nets and netting made of twine, cordage or rope and made up fishing nets of yarn, twine, cordage or rope ex 5608 90 00		
ex 98	Other articles made from yarn, twine, cordage, cables or rope, other than textile fabrics, articles made from such fabrics and articles of category 97 ex 5609 00 00, ex 5905 00 10		
ex 99	Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar stiffened textile fabrics of a kind used for hat foundations ex 5901 10 00, ex 5901 90 00  Linoleum, whether or not cut to shape; floor coverings consisting of a coating or covering applied on a textile backing, whether or not cut to shape ex 5904 10 00, ex 5904 90 00  Rubberised textile fabric, not knitted or crocheted, excluding those for tyres ex 5906 10 00, ex 5906 99 10, ex 5906 99 90  Textile fabrics otherwise impregnated or coated; painted canvas being theatrical scenery, studio backcloths, other than of category ex 100 ex 5907 00 10, ex 5907 00 90		
ex 100	Textile fabrics impregnated, coated, covered or laminated with preparations of cellulose derivatives or of other artificial plastic materials ex 5903 10 10, ex 5903 10 90, ex 5903 20 10, ex 5903 20 90, ex 5903 90 10, ex 5903 90 91, ex 5903 90 99		
ex 109	Tarpaulins, sails, awnings and sunblinds ex 6306 19 00, ex 6306 30 00		
ex 110	Woven pneumatic mattresses ex 6306 40 00		

(1)	(2)	(3)	(4)
ex 111	Camping goods, woven, other than pneumatic mattresses and tents ex 6306 99 00		
ex 112	Other made up textiles articles, woven, excluding those of categories ex 113 and ex 114 ex 6307 20 00, ex 6307 90 99		
ex 113	Floor cloth, dishcloth and dusters, other than knitted or crocheted ex 6307 10 90		
ex 114	Woven fabrics and articles for technical uses, other than those of category 136 ex 5908 00 00, ex 5909 00 90, ex 5910 00 00, ex 5911 10 00, ex 5911 31 19, ex 5911 31 90, ex 5911 32 10, ex 5911 32 90, ex 5911 40 00, ex 5911 90 10, ex 5911 90 90		

**GROUP IV**

115	Flax or ramie yarn 5306 10 10, 5306 10 30, 5306 10 50, 5306 10 90, 5306 20 10, 5306 20 90, 5308 90 12, 5308 90 19		
117	Woven fabrics of flax or of ramie 5309 11 10, 5309 11 90, 5309 19 00, 5309 21 10, 5309 21 90, 5309 29 00, 5311 00 10, ex 5803 00 90, 5905 00 30		
118	Table linen, toilet linen and kitchen linen of flax or ramie, other knitted or crocheted 6302 29 10, 6302 39 20, 6302 59 10, ex 6302 59 90, 6302 99 10, ex 6302 99 90		
120	Curtains (incl. drapes), interior blinds, curtain and bed valances and other furnishing articles, not knitted or crocheted, of flax or ramie ex 6303 99 90, 6304 19 30, ex 6304 99 00		
121	Twine, cordage, ropes and cables, plaited or not, of flax or ramie ex 5607 90 90		
122	Sacks and bags, of a kind used for the packing of goods, used, of flax, other than knitted or crocheted ex 6305 90 00		
123	Woven pile fabrics and chenille fabrics of flax or ramie, other than narrow woven fabrics 5801 90 10, ex 5801 90 90 Shawls, scarves, mufflers, mantillas, veils and the like, of flax or ramie, other than knitted or crocheted 6214 90 90		

**GROUP V**

124	Synthetic staple fibres 5501 10 00, 5501 20 00, 5501 30 00, 5501 40 00, 5501 90 00, 5503 11 00, 5503 19 00, 5503 20 00, 5503 30 00, 5503 40 00, 5503 90 10, 5503 90 90, 5505 10 10, 5505 10 30, 5505 10 50, 5505 10 70, 5505 10 90		
125 A	Synthetic filament yarn (continuous) not put up for retail sale ex 5402 44 00, 5402 45 00, 5402 46 00, 5402 47 00		
125 B	Monofilament, strip (artificial straw and the like) and imitation catgut of synthetic materials 5404 11 00, 5404 12 00, 5404 19 00, 5404 90 11, 5404 90 19, 5404 90 90, ex 5604 90 10, ex 5604 90 90		

(1)	(2)	(3)	(4)
126	Artificial staple fibres 5502 00 10, 5502 00 40, 5502 00 80, 5504 10 00, 5504 90 00, 5505 20 00		
127 A	Yarn of artificial filaments (continuous) not put up for retail sale, single yarn or viscose rayon untwisted or with a twist of not more than 250 turns per metre and single non-textured yarn of cellulose acetate ex 5403 31 00, ex 5403 32 00, ex 5403 33 00		
127 B	Monofilament, strip (artificial straw and the like) and imitation catgut of artificial textile materials 5405 00 00, ex 5604 90 90		
128	Coarse animal hair, carded or combed 5105 40 00		
129	Yarn of coarse animal hair or of horsehair 5110 00 00		
130 A	Silk yarn other than yarn spun from silk waste 5004 00 10, 5004 00 90, 5006 00 10		
130 B	Silk yarn other than of category 130 A; silkworm gut 5005 00 10, 5005 00 90, 5006 00 90, ex 5604 90 90		
131	Yarn of other vegetable textile fibres 5308 90 90		
132	Paper yarn 5308 90 50		
133	Yarn of true hemp 5308 20 10, 5308 20 90		
134	Metallised yarn 5605 00 00		
135	Woven fabrics of coarse animal hair or of horse hair 5113 00 00		
136 A	Woven fabrics of silk or of silk waste other than unbleached, scoured or bleached 5007 20 19, ex 5007 20 31, ex 5007 20 39, ex 5007 20 41, 5007 20 59, 5007 20 61, 5007 20 69, 5007 20 71, 5007 90 30, 5007 90 50, 5007 90 90		
136 B	Woven fabrics of silk or of silk waste other than those of category 136A ex 5007 10 00, 5007 20 11, 5007 20 21, ex 5007 20 31, ex 5007 20 39, 5007 20 41, 5007 20 51, 5007 90 10, ex 5803 00 30, ex 5905 00 90, ex 5911 20 00		
137	Woven pile fabric and chenille fabrics and narrow woven fabrics of silk, or of silk waste ex 5801 90 90, ex 5806 10 00		
138	Woven fabrics of paper yarn and other textile fibres other than of ramie 5311 00 90, ex 5905 00 90		

(1)	(2)	(3)	(4)
139	Woven fabrics of metal threads or of metallised yarn 5809 00 00		
140	Knitted or crocheted fabric of textile material other than wool or fine animal hair, cotton or man-made fibres ex 6001 10 00, ex 6001 29 00, ex 6001 99 00, 6003 90 00, 6005 90 90, 6006 90 00		
141	Travelling rugs and blankets of textile material other than wool or fine animal hair, cotton or man-made fibres ex 6301 90 90		
142	Carpets and other textile floor coverings of sisal, of other fibres of the agave family or the Manila hemp ex 5702 39 00, ex 5702 49 00, ex 5702 50 90, ex 5702 99 00, ex 5705 00 90		
144	Felt of coarse animal hair 5602 10 35, ex 5602 29 00		
145	Twine, cordage, ropes and cables plaited or not abaca (Manila hemp) or of true hemp ex 5607 90 20, ex 5607 90 90		
146 A	Binder or baler twine for agricultural machines, of sisal or other fibres of the agave family ex 5607 21 00		
146 B	Twine, cordage, ropes and cables of sisal or other fibres of the agave family, other than the products of category 146 A ex 5607 21 00, 5607 29 10, 5607 29 90		
146 C	Twine, cordage, ropes and cables, whether or not plaited or braided, of jute or of other textile bast fibres of heading No 5303 ex 5607 90 20		
147	Silk waste (incl. cocoons unsuitable for reeling), yarn waste and garnetted stock, other than not carded or combed ex 5003 00 00		
148 A	Yarn of jute or of other textile bast fibres of heading No 5303 5307 10 10, 5307 10 90, 5307 20 00		
148 B	Coir yarn 5308 10 00		
149	Woven fabrics of jute or of other textile bast fibres of a width of more than 150 cm 5310 10 90, ex 5310 90 00		
150	Woven fabrics of jute or of other textile bast fibres of a width of not more than 150 cm; Sacks and bags, of a kind used for the packing of goods, of jute or of other textile bast fibres, other than used 5310 10 10, ex 5310 90 00, 5905 00 50, 6305 10 90		
151 A	Floor coverings of coconut fibres (coir) 5702 20 00		
151 B	Carpets and other textile floor coverings, of jute or of other textile bast fibres, other than tufted or flocked ex 5702 39 00, ex 5702 49 00, ex 5702 50 90, ex 5702 99 00		

(1)	(2)	(3)	(4)
152	Needle loom felt of jute or of other textile bast fibres not impregnated or coated, other than floor coverings 5602 10 11		
153	Used sacks and bags, of a kind used for the packing of goods, of jute or of other textile bast fibres of heading No 5303 6305 10 10		
154	Silkworm cocoons suitable for reeling 5001 00 00 Raw silk (not thrown) 5002 00 00 Silk waste (incl. cocoons unsuitable for reeling), yarn waste and garnetted stock, not carded or combed ex 5003 00 00 Wool not carded or combed 5101 11 00, 5101 19 00, 5101 21 00, 5101 29 00, 5101 30 00 Fine or coarse animal hair, not carded or combed 5102 11 00, 5102 19 10, 5102 19 30, 5102 19 40, 5102 19 90, 5102 20 00 Waste of wool or of fine or coarse animal hair, including yarn waste but excluding garnetted stock 5103 10 10, 5103 10 90, 5103 20 10, 5103 20 91, 5103 20 99, 5103 30 00 Garnetted stock of wool or of fine or coarse animal hair 5104 00 00 Flax, raw or processed but not spun: flax tow and waste (including yarn waste and garnetted stock) 5301 10 00, 5301 21 00, 5301 29 00, 5301 30 10, 5301 30 90 Ramie and other vegetable textile fibres, raw or processed but not spun: tow, noils and waste, other than coir and abaca 5305 00 00 Cotton, not carded nor combed 5201 00 10, 5201 00 90 Cotton waste (incl. yarn waste and garnetted stock) 5202 10 00, 5202 91 00, 5202 99 00 True hemp ( <i>cannabis sativa</i> ), raw or processed but not spun: tow and waste of true hemp (including yarn waste and garnetted stock) 5302 10 00, 5302 90 00 Abaca ( <i>Manila hemp</i> or <i>Musa Textilis Nee</i> ), raw or processed but not spun: tow and waste of abaca (including yarn waste and garnetted stock) 5305 00 00 Jute or other textile bast fibres (excl. flax, true hemp and ramie), raw or processed but not spun: tow and waste of jute or other textile bast fibres (including yarn waste and garnetted stock) 5303 10 00, 5303 90 00 Other vegetable textile fibres, raw or processed but not spun: tow and waste of such fibres (including yarn waste and garnetted stock) 5305 00 00		

(1)	(2)	(3)	(4)
156	Blouses and pullovers knitted or crocheted of silk or silk waste for women and girls 6106 90 30, ex 6110 90 90		
157	Garments, knitted or crocheted, excluding garments of categories ex 10, ex 12, ex 13, ex 24, ex 27, ex 28, ex 67, ex 69, ex 72, ex 73, ex 75, ex 83 and 156 ex 6101 90 20, ex 6101 90 80, 6102 90 10, 6102 90 90, ex 6103 39 00, ex 6103 49 00, ex 6104 19 90, ex 6104 29 90, ex 6104 39 00, 6104 49 00, ex 6104 69 00, 6105 90 90, 6106 90 50, 6106 90 90, ex 6107 99 00, ex 6108 99 00, 6109 90 90, 6110 90 10, ex 6110 90 90, ex 6111 90 90, ex 6114 90 00		
159	Dresses, blouses and shirt-blouses, not knitted or crocheted, of silk or silk waste 6204 49 10, 6206 10 00 Shawls, scarves, mufflers, mantillas, veils and the like, not knitted or crocheted, of silk or silk waste 6214 10 00 Ties, bow ties and cravats of silk or silk waste 6215 10 00		
160	Handkerchiefs of silk or silk waste ex 6213 90 00		
161	Garments, not knitted or crocheted, excluding garments of categories ex 14, ex 15, ex 18, ex 31, ex 68, ex 72, ex 78, ex 86, ex 87, ex 88 and 159 6201 19 00, 6201 99 00, 6202 19 00, 6202 99 00, 6203 19 90, 6203 29 90, 6203 39 90, 6203 49 90, 6204 19 90, 6204 29 90, 6204 39 90, 6204 49 90, 6204 59 90, 6204 69 90, 6205 90 10, ex 6205 90 80, 6206 90 10, 6206 90 90, ex 6211 20 00, ex 6211 39 00, 6211 49 00		

*ANNEX II*

Annex II is replaced by the following:

*'ANNEX II*

**EXPORTING COUNTRIES REFERRED TO IN ARTICLE 1**

Belarus

China

Russia

Serbia

Ukraine

Uzbekistan'

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## ANNEX III

Annex III is amended as follows:

Article 28(6) is replaced by the following:

‘6. This number shall be composed of the following elements:

— two letters identifying the exporting country as follows:

Belarus = BY

China = CN

Serbia = RS

Uzbekistan = UZ

— two letters identifying the intended Member State of destination, or group of such Member States, as follows:

AT = Austria

BG = Bulgaria

BL = Benelux

CY = Cyprus

CZ = Czech Republic

DE = Federal Republic of Germany

DK = Denmark

EE = Estonia

GR = Greece

ES = Spain

FI = Finland

FR = France

GB = United Kingdom

HU = Hungary

IE = Ireland

IT = Italy

LT = Lithuania

LV = Latvia

MT = Malta

PL = Poland

PT = Portugal



RO = Romania

SE = Sweden

SI = Slovenia

SK = Slovakia

- a one-digit number identifying the quota year or the year under which exports were recorded, in the case of products listed in table A of this Annex, corresponding to the last figure in the year in question, e.g. “8” for 2008 and “9” for 2009,
  - a two-digit number identifying the issuing office in the exporting country,
  - a five-digit number running consecutively from 00001 to 99999 allocated to the specific Member State of destination.’
-

## ANNEX IV

Annex V is replaced by the following:

## 'ANNEX V

**COMMUNITY QUANTITATIVE LIMITS**

(a) applicable for the year 2008

Belarus	Category	Unit	Quota
Group IA	1	tonnes	1 586
	2	tonnes	7 307
	3	tonnes	242
Group IB	4	1 000 pieces	1 839
	5	1 000 pieces	1 105
	6	1 000 pieces	1 705
	7	1 000 pieces	1 377
	8	1 000 pieces	1 160
Group IIA	9	tonnes	363
	20	tonnes	329
	22	tonnes	524
	23	tonnes	255
	39	tonnes	241
Group IIB	12	1 000 pairs	5 959
	13	1 000 pieces	2 651
	15	1 000 pieces	1 726
	16	1 000 pieces	186
	21	1 000 pieces	930
	24	1 000 pieces	844
	26/27	1 000 pieces	1 117
	29	1 000 pieces	468
	73	1 000 pieces	329
	83	tonnes	184
Group IIIA	33	tonnes	387
	36	tonnes	1 312
	37	tonnes	463
	50	tonnes	207
Group IIIB	67	tonnes	359
	74	1 000 pieces	377
	90	tonnes	208
Group IV	115	tonnes	322
	117	tonnes	2 543
	118	tonnes	471

(b) applicable for the years 2005, 2006 and 2007

(The complete description of the goods is shown in Annex I)			Agreed levels		
Third country	Category	Unit	11 June to 31 December 2005 <sup>(1)</sup>	2006	2007
CHINA	GROUP IA 2 (including 2a)	tonnes	20 212	61 948	70 636
		Group IB			
	4 <sup>(2)</sup>	1 000 pieces	161 255	540 204	595 624
	5	1 000 pieces	118 783	189 719	220 054
	6	1 000 pieces	124 194	338 923	388 528
	7	1 000 pieces	26 398	80 493	90 829
	Group IIA				
	20	tonnes	6 451	15 795	18 518
	39	tonnes	5 521	12 349	14 862
	Group IIB				
	26	1 000 pieces	8 096	27 001	29 736
	31	1 000 pieces	108 896	219 882	250 209
	Group IV				
	115	tonnes	2 096	4 740	5 347

<sup>(1)</sup> Imports into the Community of products which were shipped to the Community before 11 June 2005 but presented for free circulation on or after that date shall not be subject to quantitative limits. Import authorisations for such products shall be granted automatically and without quantitative limits by the competent authorities of the Member States, upon adequate proof, such as the bill of lading, and the presentation of a signed declaration by the importer, that the goods have been shipped to the Community before that date. By way of derogation of Article 2(2) of Regulation (EEC) No 3030/93, imports of goods shipped before 11 June 2005 shall also be released for free circulation upon the presentation of a surveillance document issued in accordance with Article 10a(2a) of Regulation (EEC) No 3030/93.

Import authorisations for goods shipped to the Community between 11 June 2005 and 12 July shall be granted automatically and cannot be denied on the grounds that there are no quantities available within the 2005 quantitative limits. However, the import of all products shipped from 11 June 2005 will be counted against the 2005 quantitative limits.

The granting of import authorisations will not require the presentation of the corresponding export licenses for goods shipped to the Community before China has put in place its export licensing system (20 July 2005).

Applications for import licences for the import, from the date of entry into force of this Regulation, of goods that have been shipped between 11 June 2005 and 19 July 2005 (inclusive) shall be presented to the competent authorities of a Member State no later than 20 September 2005.

Goods shipped before 12 July do not need to have been shipped directly to the Community to benefit from the exemption of quantitative limits, although the competent authorities of the Community may deny such benefits if they have reasons to suspect that they have been shipped to another destination before 12 July in order to circumvent this Regulation, in case such transactions do not respond to normal business practices or purely logistical reasons. By way of example, are considered as corresponding to a normal conduct of business goods shipped to distribution centres for the importing companies, or when the importer can present a contract or letter of credit preceding the date of shipment, or when the goods have been transhipped outside China onto another means of transport within a reasonably short period of time.

The increases to the agreed levels introduced by the Regulation are made available to enable the issuance of import licences for goods shipped to the Community between 13 and 19 July 2005, or for goods shipped to the Community after 20 July 2005 with a valid Chinese export licence, which are in excess of the agreed levels introduced by Commission Regulation (EC) No 1084/2005 (OJ L 177, 9.7.2005, p. 19) in Annex V to Regulation (EEC) No 3030/93.

Should any goods shipped to the Community between 13 and 19 July 2005 exceed these levels, the Commission may authorise the issuance of further import licences after informing the Textiles Committee, and after effecting the transfer of 2 072 924 kg of products of category 2 as provided for in Annex VIII.

<sup>(2)</sup> See Appendix A.

## Appendix A to Annex V

Category	Third Country	Remarks
4	China	<p>For the purpose of setting off exports against the agreed levels a conversion rate of five garments (other than babies' garments) of a maximum commercial size of 130 cm for three garments whose commercial size exceeds 130 cm may be applied for up to 5 % of the agreed levels.</p> <p>The export licence concerning these products must bear, in box 9, the words "The conversion rate for garments of a commercial size of not more than 130 cm must be applied"</p>

## ANNEX V

The table in Annex VII is to be replaced by the following:

TABLE  
COMMUNITY QUANTITATIVE LIMITS FOR GOODS RE-IMPORTED UNDER OUTWARD PROCESSING TRAFFIC

(a) applicable for the year 2008

Belarus	Category	Unit	As from 1 January 2008
Group IB	4	1 000 pieces	6 190
	5	1 000 pieces	8 628
	6	1 000 pieces	11 508
	7	1 000 pieces	8 638
	8	1 000 pieces	2 941
Group IIB	12	1 000 pairs	5 815
	13	1 000 pieces	911
	15	1 000 pieces	5 044
	16	1 000 pieces	1 027
	21	1 000 pieces	3 356
	24	1 000 pieces	864
	26/27	1 000 pieces	4 206
	29	1 000 pieces	1 705
	73	1 000 pieces	6 535
	83	Tonnes	868
Group IIIB	74	1 000 pieces	1 140

(b) applicable for the years 2005, 2006 and 2007

CHINA		Specific agreed levels			
		11 June to 31 December 2005 <sup>(1)</sup>	2006	2007	
	GROUP IB				
	4	1 000 pieces	208	408	450
	5	1 000 pieces	453	886	977
	6	1 000 pieces	1 642	3 216	3 589
	7	1 000 pieces	439	860	970
	GROUP IIB				
	26	1 000 pieces	791	1 550	1 707
	31	1 000 pieces	6 301	12 341	13 681

<sup>(1)</sup> The relevant textile products sent from the Community to the People's Republic of China for processing before 11 June 2005 and reimported into the Community after that date will, upon adequate proof such as the export declaration, benefit from these provisions.'

## DIRECTIVES

## COMMISSION DIRECTIVE 2008/14/EC

of 15 February 2008

**amending Council Directive 76/768/EEC, concerning cosmetic products, for the purpose of adapting Annex III thereto to technical progress**

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

which comply with the requirements laid down in this Directive, it is necessary to provide for appropriate transitional periods.

Having regard to the Treaty establishing the European Community,

- (5) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Cosmetic Products,

Having regard to Council Directive 76/768/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to cosmetic products <sup>(1)</sup>, and in particular Article 8(2) thereof,

HAS ADOPTED THIS DIRECTIVE:

Whereas:

*Article 1*

- (1) Directive 76/768/EEC prohibits the use in cosmetic products of substances classified as carcinogenic, mutagenic or toxic for reproduction (hereinafter CMR), of category 1, 2 and 3, under Annex I to Council Directive 67/548/EEC of 27 June 1967 on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances <sup>(2)</sup>. However, the use of substances classified in category 3 pursuant to Directive 67/548/EEC may be allowed subject to evaluation and approval by the Scientific Committee on Consumer Products (SCCP).

Part 1 of Annex III to Directive 76/768/EEC is amended in accordance with the Annex to this Directive.

*Article 2*

- (2) In so far as the SCCP considers that glyoxal, a substance classified as CMR of category 3 under Annex I to Directive 67/548/EEC represents a negligible risk when present up to 100 ppm in cosmetic products, Annex III to Directive 76/768/EEC needs to be amended accordingly.

Member States shall take all necessary measures to ensure that products which fail to comply with this Directive are not sold or disposed of to the final consumer after 16 February 2009.

*Article 3*

- (3) Directive 76/768/EEC should therefore be amended accordingly.
- (4) In order to ensure a smooth progression from the existing formulae of cosmetic products to formulae

1. Member States shall adopt and publish, by 16 August 2008 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 16 November 2008.

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

<sup>(1)</sup> OJ L 262, 27.9.1976, p. 169. Directive as last amended by Commission Directive 2007/67/EC (OJ L 305, 23.11.2007, p. 22).

<sup>(2)</sup> OJ 196, 16.8.1967, p. 1. Directive as last amended by Directive 2006/121/EC of the European Parliament and of the Council (OJ L 396, 30.12.2006, p. 850), as corrected by OJ L 136, 29.5.2007, p. 281.

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

*Article 4*

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

*Article 5*

This Directive is addressed to the Member States.

Done at Brussels, 15 February 2008.

*For the Commission*  
Günter VERHEUGEN  
*Vice-President*

## ANNEX

In Part 1 of Annex III to Directive 76/768/EEC the following entry for glyoxal is added:

Reference number	Substance	Restrictions			Conditions of use and warnings which must be printed on the label
		Field of application and/or use	Maximum authorised concentration in the finished cosmetic product	Other limitations and requirements	
a	b	c	d	e	f
'102	Glyoxal Glyoxal (INCI) CAS No 107-22-2 EINECS No 203-474-9		100 mg/kg'		

**COMMISSION DIRECTIVE 2008/15/EC**  
**of 15 February 2008**  
**amending Directive 98/8/EC of the European Parliament and of the Council to include clothianidin**  
**as an active substance in Annex I thereto**

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 98/8/EC of the European Parliament and of the Council of 16 February 1998 concerning the placing of biocidal products on the market<sup>(1)</sup>, and in particular the second subparagraph of Article 16(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 2032/2003 of 4 November 2003 on the second phase of the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market and amending Regulation (EC) No 1896/2000<sup>(2)</sup> establishes a list of active substances to be assessed, with a view to their possible inclusion in Annex I, IA or IB to Directive 98/8/EC. That list includes clothianidin.
- (2) Pursuant to Regulation (EC) No 2032/2003, clothianidin has been evaluated in accordance with Article 11(2) of Directive 98/8/EC for use in product type 8, wood preservatives, as defined in Annex V to Directive 98/8/EC.
- (3) Germany was designated as Rapporteur Member State and submitted the competent authority report, together with a recommendation, to the Commission on 15 December 2005 in accordance with Article 10(5) and (7) of Regulation (EC) No 2032/2003.
- (4) The competent authority report was reviewed by the Member States and the Commission. In accordance

with Article 11(4) of Regulation (EC) No 2032/2003, the findings of the review were incorporated, within the Standing Committee on Biocidal Products on 21 June 2007, in an assessment report.

- (5) The review of clothianidin did not reveal any open questions or concerns to be addressed by the Scientific Committee on Health and Environmental Risks.
- (6) It appears from the examinations made that biocidal products used as wood preservatives and containing clothianidin may be expected to satisfy the requirements laid down in Article 5 of Directive 98/8/EC. However, unacceptable risks were identified for uses of treated wood outdoors but not in ground or water contact. It is therefore appropriate to include clothianidin in Annex I to Directive 98/8/EC, in order to ensure that in all Member States authorisations for biocidal products used as wood preservatives and containing clothianidin can be granted, modified, or cancelled in accordance with Article 16(3) of Directive 98/8/EC. Authorisations for products to be used for the treatment of wood that will be used outdoors will require the submission of data in order to demonstrate that the products can be used without unacceptable risks to the environment.
- (7) In the light of the findings of the assessment report, it is appropriate to require that risk mitigation measures are applied at product authorisation level to products containing clothianidin and used as wood preservatives to ensure that risks be reduced to an acceptable level in accordance with Article 5 and Annex VI of Directive 98/8/EC. Special attention should be paid to measures aimed at protecting the soil, surface water and groundwater compartments since unacceptable risks in these compartments have been identified during the evaluation of the submitted dossier from certain uses.
- (8) Not all potential uses have been evaluated at the Community level. It is therefore appropriate that Member States assess those risks to the compartments and populations that have not been representatively addressed in the Community level risk assessment and, when granting product authorisations, ensure that appropriate measures are taken or specific conditions imposed in order to mitigate the identified risks to acceptable levels.

<sup>(1)</sup> OJ L 123, 24.4.1998, p. 1. Directive as last amended by Commission Directive 2007/70/EC (OJ L 312, 30.11.2007, p. 26).

<sup>(2)</sup> OJ L 307, 24.11.2003, p. 1. Regulation as last amended by Regulation (EC) No 1849/2006 (OJ L 355, 15.12.2006, p. 63).



- (9) It is important that the provisions of this Directive be applied simultaneously in all the Member States in order to ensure equal treatment of biocidal products on the market containing the active substance clothianidin and also to facilitate the proper operation of the biocidal products market in general.
- (10) A reasonable period should be allowed to elapse before an active substance is included in Annex I to Directive 98/8/EC in order to permit Member States and the interested parties to prepare themselves to meet the new requirements entailed and to ensure that applicants who have prepared dossiers can benefit fully from the 10-year period of data protection, which, in accordance with Article 12(1)(c)(ii) of Directive 98/8/EC, starts from the date of inclusion.
- (11) After inclusion, Member States should be allowed a reasonable period to implement Article 16(3) of Directive 98/8/EC, and in particular, to grant, modify or cancel authorisations of biocidal products in product type 8 containing clothianidin to ensure that they comply with Directive 98/8/EC.
- (12) Directive 98/8/EC should therefore be amended accordingly.
- (13) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Biocidal Products,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Annex I to Directive 98/8/EC is amended in accordance with the Annex to this Directive.

*Article 2*

**Transposition**

1. Member States shall adopt and publish, by 31 January 2009 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 1 February 2010.

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

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

*Article 3*

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

*Article 4*

This Directive is addressed to the Member States.

Done at Brussels, 15 February 2008.

*For the Commission*

Stavros DIMAS

*Member of the Commission*

## ANNEX

The following entry 'No 3' is inserted in Annex I to Directive 98/8/EC:

No	Common name	IUPAC name Identification numbers	Minimum purity of the active substance in the biocidal product as placed on the market	Date of inclusion	Deadline for compliance with Article 16(3) (except for products containing more than one active substance, for which the deadline to comply with Article 16(3) shall be the one set out in the last of the inclusion decisions relating to its active substances)	Expiry date of inclusion	Product type	Specific provisions (*)
'3	clothianidin	(E)-1-(2-Chloro-1,3-thiazol-5-ylmethyl)-3-methyl-2-nitroguanidine EC No: 433-460-1 CAS No: 210880-92-5	950 g/kg	1 February 2010	31 January 2012	31 January 2020	8	When assessing, in accordance with Article 5 and Annex VI, the application for authorisation of a product, Member States shall assess those use/exposure scenarios and/or populations that have not been representatively addressed in the Community level risk assessment and that may be exposed to the product. When granting product authorisation, Member States shall assess the risks and subsequently ensure that appropriate measures are taken or specific conditions imposed in order to mitigate the identified risks. Product authorisation can only be granted where the application demonstrates that risks can be reduced to acceptable levels.  Member States shall ensure that authorisations are subject to the following conditions:  In view of the risk identified for the soil, surface water and groundwater compartments, products cannot be authorised for the treatment of wood that will be used outdoors unless data is submitted to demonstrate that the product will meet the requirements of Article 5 and Annex VI, if necessary by the application of appropriate risk mitigation measures. In particular, labels and/or safety-data sheets of products authorised for industrial use indicate that freshly treated timber must be stored after treatment on impermeable hard standing to prevent direct losses to soil and that any losses must be collected for reuse or disposal:

(\*) For the implementation of the common principles of Annex VI, the content and conclusions of assessment reports are available on the Commission website: <http://ec.europa.eu/comm/environment/biocides/index.htm>

**COMMISSION DIRECTIVE 2008/16/EC**  
**of 15 February 2008**  
**amending Directive 98/8/EC of the European Parliament and of the Council to include etofenprox as**  
**an active substance in Annex I thereto**

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 98/8/EC of the European Parliament and of the Council of 16 February 1998 concerning the placing of biocidal products on the market <sup>(1)</sup>, and in particular the second subparagraph of Article 16(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 2032/2003 of 4 November 2003 on the second phase of the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market and amending Regulation (EC) No 1896/2000 <sup>(2)</sup> establishes a list of active substances to be assessed, with a view to their possible inclusion in Annex I, IA or IB to Directive 98/8/EC. That list includes etofenprox.
- (2) Pursuant to Regulation (EC) No 2032/2003, etofenprox has been evaluated in accordance with Article 11(2) of Directive 98/8/EC for use in product type 8, wood preservatives, as defined in Annex V to Directive 98/8/EC.
- (3) Austria was designated as Rapporteur Member State and submitted the competent authority report, together with a recommendation, to the Commission on 11 October 2005 in accordance with Article 10(5) and (7) of Regulation (EC) No 2032/2003.
- (4) The competent authority report was reviewed by the Member States and the Commission. In accordance with Article 11(4) of Regulation (EC) No 2032/2003, the findings of the review were incorporated, within the Standing Committee on Biocidal Products on 21 June 2006, in an assessment report.
- (5) The review of etofenprox did not reveal any open questions or concerns to be addressed by the Scientific Committee on Health and Environmental Risks.

(6) It appears from the examinations made that biocidal products used as wood preservatives and containing etofenprox may be expected to satisfy the requirements laid down in Article 5 of Directive 98/8/EC. However, acceptable risks to human health were only identified for seasonal and intermittent (up to three months per year) use. It is therefore appropriate to include etofenprox in Annex I to Directive 98/8/EC, in order to ensure that in all Member States authorisations for biocidal products used as wood preservatives and containing etofenprox can be granted, modified, or cancelled in accordance with Article 16(3) of Directive 98/8/EC. Authorisations for products to be used year-round will require the submission of dermal absorption data in order to demonstrate that the products can be used without unacceptable risks to human health.

(7) In the light of the findings of the assessment report, and in particular of the risk identified for workers, it is appropriate to require that products containing etofenprox and intended for industrial use as wood preservatives be used with appropriate protective equipment.

(8) Not all potential uses have been evaluated at the Community level. It is therefore appropriate that Member States pay particular attention to the risks to the compartments and populations that have not been representatively addressed in the Community level risk assessment and, when granting product authorisations, ensure that appropriate measures are taken or specific conditions imposed in order to mitigate the identified risks to acceptable levels.

(9) It is important that the provisions of this Directive be applied simultaneously in all the Member States in order to ensure equal treatment of biocidal products on the market containing the active substance etofenprox and also to facilitate the proper operation of the biocidal products market in general.

(10) A reasonable period should be allowed to elapse before an active substance is included in Annex I to Directive 98/8/EC in order to permit Member States and the interested parties to prepare themselves to meet the new requirements entailed and to ensure that applicants who have prepared dossiers can benefit fully from the 10-year period of data protection, which, in accordance with Article 12(1)(c)(ii) of Directive 98/8/EC, starts from the date of inclusion.

<sup>(1)</sup> OJ L 123, 24.4.1998, p. 1. Directive as last amended by Commission Directive 2007/70/EC (OJ L 312, 30.11.2007, p. 26).

<sup>(2)</sup> OJ L 307, 24.11.2003, p. 1. Regulation as last amended by Regulation (EC) No 1849/2006 (OJ L 355, 15.12.2006, p. 63).

- (11) After inclusion, Member States should be allowed a reasonable period to implement Article 16(3) of Directive 98/8/EC, and in particular, to grant, modify or cancel authorisations of biocidal products in product type 8 containing etofenprox to ensure that they comply with Directive 98/8/EC.
- (12) Directive 98/8/EC should therefore be amended accordingly.
- (13) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Biocidal Products,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Annex I to Directive 98/8/EC is amended in accordance with the Annex to this Directive.

*Article 2*

**Transposition**

1. Member States shall adopt and publish, by 31 January 2009 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 1 February 2010.

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

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

*Article 3*

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

*Article 4*

This Directive is addressed to the Member States.

Done at Brussels, 15 February 2008.

*For the Commission*

Stavros DIMAS

*Member of the Commission*

## ANNEX

The following entry 'No 5' is inserted in Annex I to Directive 98/8/EC:

No	Common name	IUPAC name Identification numbers	Minimum purity of the active substance in the biocidal product as placed on the market	Date of inclusion	Deadline for compliance with Article 16(3) (except for products containing more than one active substance, for which the deadline to comply with Article 16(3) shall be the one set out in the last of the inclusion decisions relating to its active substances)	Expiry date of inclusion	Product type	Specific provisions (*)
'5	etofenprox	3-phenoxybenzyl-2-(4-ethoxyphenyl)-2-methylpropylether EC No: 407-980-2 CAS No: 80844-07-1	970 g/kg	1 February 2010	31 January 2012	31 January 2020	8	<p>When assessing, in accordance with Article 5 and Annex VI, the application for authorisation of a product, Member States shall access those use and/or exposure scenarios and/or populations that have not been representatively addressed in the Community level risk assessment and that may be exposed to the product. When granting product authorisation, Member States shall assess the risks and subsequently ensure that appropriate measures are taken or specific conditions imposed in order to mitigate the identified risks. Product authorisation can only be granted where the application demonstrates that risks can be reduced to acceptable levels.</p> <p>Member States shall ensure that authorisations are subject to the following conditions:</p> <p>In view of the risk identified for workers, products cannot be used year round unless dermal absorption data is provided to demonstrate that there are no unacceptable risks from chronic exposure. In addition, products intended for industrial use must be used with appropriate personal protective equipment.'</p>

(\*) For the implementation of the common principles of Annex VI, the content and conclusions of assessment reports are available on the Commission website: <http://ec.europa.eu/comm/environment/biocides/index.htm>

## II

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is not obligatory)

## DECISIONS

## COUNCIL

## COUNCIL DECISION

of 12 February 2008

**on the principles, priorities and conditions contained in the Accession Partnership with Croatia and repealing Decision 2006/145/EC**

(2008/119/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 533/2004 of 22 March 2004 on the establishment of partnerships in the framework of the stabilisation and association process <sup>(1)</sup>, and in particular Article 2 thereof,

Having regard to the proposal from the Commission,

Whereas:

(1) The Thessaloniki European Council of 19 and 20 June 2003 endorsed the introduction of the Partnerships as a means to materialise the European perspective of the Western Balkan countries.

(2) Regulation (EC) No 533/2004 provides that the Council is to decide on the principles, priorities and conditions to be contained in the Partnerships, as well as any subsequent adjustments. It also states that the follow-up to the Accession Partnerships will be ensured through the mechanisms established under the stabilisation and association process, notably by the annual progress reports.

(3) Following the European Partnership of 2004, the Council adopted on 20 February 2006 the first Accession Partnership with Croatia <sup>(2)</sup>.

(4) On 3 October 2005 the Member States started negotiations with Croatia on its accession to the European Union. The progress of the negotiations will be guided by Croatia's progress in preparing for accession, which will be measured, *inter alia*, against the implementation of the Accession Partnership, as regularly revised.

(5) The Commission's Communication on Enlargement Strategy and Main Challenges 2006-2007 indicated that the Partnerships would be updated at the end of 2007.

(6) On 17 July 2006 the Council adopted Regulation (EC) No 1085/2006 establishing an instrument for Pre-Accession Assistance (IPA) <sup>(3)</sup>, which renews the framework for financial assistance to pre-accession countries.

(7) It is therefore appropriate to adopt a revised Accession Partnership which updates the current Partnership in order to identify renewed priorities for further work, on the basis of the findings of the 2007 Progress Report on Croatia's preparations for further integration with the European Union.

<sup>(1)</sup> OJ L 86, 24.3.2004, p. 1. Regulation as amended by Regulation (EC) No 269/2006 (OJ L 47, 17.2.2006, p. 7).

<sup>(2)</sup> Council Decision 2006/145/EC of 20 February 2006 on the principles, priorities and conditions contained in the Accession Partnership with Croatia (OJ L 55, 25.2.2006, p. 30).

<sup>(3)</sup> OJ L 210, 31.7.2006, p. 82.

(8) In order to prepare for membership, Croatia is expected to develop a plan with a timetable and specific measures to address the priorities of the Accession Partnership.

Council on the basis of annual reports presented by the Commission.

(9) Decision 2006/145/EC should be repealed,

*Article 3*

Decision 2006/145/EC shall be repealed.

HAS DECIDED AS FOLLOWS:

*Article 4*

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

*Article 1*

In accordance with Article 2 of Regulation (EC) No 533/2004, the principles, priorities and conditions contained in the Accession Partnership with Croatia are set out in the Annex hereto.

Done at Brussels, 12 February 2008.

*Article 2*

The implementation of the Accession Partnership shall be examined and monitored through the mechanisms established under the stabilisation and association process, and by the

*For the Council*

*The President*

A. BAJUK

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## ANNEX

**CROATIA 2007 ACCESSION PARTNERSHIP****1. INTRODUCTION**

The proposed revised Accession Partnership updates the first one, on the basis of the findings of the 2007 Commission's Progress Report on Croatia. It identifies new as well as remaining priorities for action. The new priorities are adapted to the country's specific needs and stage of preparation and will be updated as necessary. Croatia is expected to develop a plan including a timetable and specific measures intended to address the Accession Partnership priorities. The Accession Partnership also provides guidance for financial assistance to the country.

**2. PRINCIPLES**

The Stabilisation and Association Process remains the framework for the European course of the Western Balkan countries, all the way to their future accession. The main priorities identified for Croatia relate to its capacity to meet the criteria defined by the Copenhagen European Council of 1993 and the conditions set for the Stabilisation and Association Process, notably the conditions defined by the Council in its Conclusions of 29 April 1997 and of 21 and 22 June 1999, the final declaration of the Zagreb Summit of 24 November 2000 and the Thessaloniki Agenda, and the requirements of the negotiating framework adopted by the Council on 3 October 2005.

**3. PRIORITIES**

The priorities listed in this Accession Partnership have been selected on the basis that it is realistic to expect that Croatia can complete them or take them substantially forward over the next few years. The priorities concern both legislation and the implementation thereof.

In view of the need to set priorities, it is clear that there are other tasks for Croatia to complete which may become priorities in any future partnership, also taking into account future progress made by Croatia.

Among the priorities, the key priorities have been identified and grouped together at the beginning of the section below. The order of these key priorities does not imply a ranking of their importance.

**Key Priorities**

- Ensure proper implementation of all commitments undertaken in the Stabilisation and Association Agreement,
- update and implement the strategy and action plan for judicial reform,
- rapidly adopt and implement a strategic framework for public administration reform,
- update and accelerate implementation of the anti-corruption programme and related action plans and ensure more coordinated and proactive efforts to prevent, detect and effectively prosecute corruption, especially at high level,
- implement the Constitutional Law on National Minorities, with particular attention to its provisions guaranteeing proportional representation of minorities in employment. Tackle discrimination more widely in the public sector,
- complete the process of refugee return; definitively settle all cases of housing care for former occupancy/tenancy rights holders; complete reconstruction and repossession of property and reopen the possibility for convalidation claims,
- pursue efforts aimed at reconciliation among citizens in the region,



- enhance efforts to find definitive solutions to pending bilateral issues <sup>(1)</sup>, in particular border issues, with Slovenia, Serbia, Montenegro, and Bosnia and Herzegovina; and resolve the Ecological and Fisheries Protection Zone issue,
- maintain full cooperation with the International Criminal Tribunal for the former Yugoslavia and ensure integrity of domestic war crimes proceedings,
- improve the business environment and economic growth potential, in particular by reducing subsidies, restructuring large loss-making enterprises and increasing the efficiency of public spending.

### **Political Criteria**

#### **Democracy and the rule of law**

##### *Public administration*

- Fully implement public administration reform measures on administrative procedures and on recruitment, promotion, training and de-politicisation; improve human resource management in areas of public administration.

##### *Judicial system*

- Substantially reduce the case backlog in courts and ensure an acceptable length of judicial proceedings,
- rationalise the organisation of courts, including the introduction of modern information technology systems,
- establish an open, fair and transparent system of recruitment, evaluation, promotion and disciplinary measures in the judiciary and enhance professionalism through high-quality training supported by adequate financing of the Justice Academy, including in EU law,
- take measures to ensure proper and full execution of court rulings.

##### *Anti-corruption policy*

- Continue to develop and implement Codes of Conduct/ethics for officials and elected representatives as well as action plans to prevent corruption in the relevant law enforcement agencies (border police, police, customs, judiciary) and other public sector institutions and agencies; fully address public procurement related corruption. Establish specialist units for combating corruption within the appropriate services with an appropriate coordination mechanism between them and provide them with adequate training and resources,
- take steps to ensure that the legal framework for tackling corruption is uniformly implemented and enforced including through the use of adequate statistics. Ensure that the standards set by international instruments are met, by putting in place the appropriate legislative and administrative measures,
- take concrete actions to raise public awareness of corruption as a serious criminal offence,
- ensure full cooperation of State authorities with the Office for Prevention of Corruption and Organised crime.

##### *Human rights and the protection of minorities*

- Ensure access to justice and legal aid and make available the corresponding budgetary resources,
- promote respect for and protection of minorities in accordance with international law and best practice in EU Member States,

<sup>(1)</sup> Some Member States underlined in this context the importance of accelerating the process of restitution of property, in line with the relevant Croatian Constitutional Court rulings.

- encourage a spirit of tolerance vis-à-vis the Serb and Roma minorities and take measures to protect persons belonging to minorities who may be subject to threats or acts of discrimination, hostility or violence,
- continue to implement the strategy and action plan for the protection and integration of Roma and ensure availability of the necessary means, especially as regards employment, education and housing,
- adopt and implement a comprehensive anti-discrimination strategy.

*Regional issues and international obligations*

- Fully respect the 4 June 2004 agreement concerning the Ecological and Fisheries Protected Zone referred to in the June 2004 European Council conclusions and the Negotiating Framework and do not apply any aspect of the Zone to the EU Member States until a common agreement in the EU spirit is found,
- ensure the integrity of proceedings as regards war crimes, in particular by ensuring an end to ethnic bias against Serbs, including application of a uniform standard of criminal responsibility and improved security of witnesses and informants,
- secure adequate coordination and cooperation between all relevant authorities at central and local level on refugee return matters,
- make headway in settling with neighbours all issues arising from lost occupancy and tenancy rights,
- create the social and economic conditions to improve the climate for reintegration of returnees and the acceptance of returnees by receiving communities, including through regional development programmes in affected areas,
- contribute to strengthening regional cooperation, including by promoting the transition process from the Stability Pact to a more regionally-owned cooperation framework and the effective implementation of the Central European Free Trade Agreement (CEFTA),
- fully implement agreements with neighbouring countries, notably the fight against organised crime, border management and readmission, cross-border cooperation, and judicial and police cooperation, including on war crimes, and conclude such agreements where they are still outstanding.

**Economic criteria**

- Continue to implement prudent fiscal, monetary and financial sector policies with a view to sustaining macro-economic stability, including low inflation, exchange rate stability and a further reduction of general government's spending-to-GDP ratio as well of its deficit and debt ratio,
- continue institutional reforms in public finance with a view to enhancing fiscal transparency, and improving the efficiency and transparency of public debt management, and completing the planned change of budget reporting to ESA 95 principles,
- continue the implementation of comprehensive health care reforms to avoid the accumulation of new payment arrears in the health system and to improve the efficiency of health spending. Continue the reform of social security. Ensure the financial sustainability of the pension system's first pillar through adequate parametric reforms,
- continue to facilitate business entry by further reducing the time and procedures needed and the costs for establishing a business. Improve bankruptcy procedures to speed up market exit,

- improve the institutional framework for privatisation with a view to significantly advancing the privatisation of companies held under the State Privatisation Fund. Continue with the restructuring of loss-making state-owned enterprises and of the railway system to reduce the amount of subsidies to the enterprise sector as a share of GDP,
- improve incentive structures and flexibility in the labour market to increase participation and employment rates.

### **Ability to assume the obligations of membership**

#### *Chapter 1: Free movement of goods*

- Adopt and implement horizontal framework legislation to complete the necessary infrastructure, and ensure segregation of tasks between the various functions (regulation, standardisation, accreditation, metrology, conformity assessment and market surveillance),
- adopt and implement a comprehensive strategy for the transposition and implementation of EC legislation for relevant horizontal organisations (standardisation, accreditation, metrology and market surveillance) and in individual sectors, and enhance administrative capacity,
- adopt and implement an Action Plan for compliance with Articles 28-30 of the EC Treaty, including the introduction of mutual recognition clauses,
- continue adoption of European standards. Continue preparations towards meeting membership criteria for standardisation bodies,
- complete transposition of the new and old Approach directives, particularly with regard to pharmaceutical products.

#### *Chapter 2: Freedom of movement of workers*

- Abolish any discriminatory measures towards EU migrant workers and EU citizens,
- reinforce administrative structures for the coordination of social security schemes.

#### *Chapter 3: Right of establishment and freedom to provide services*

- Complete alignment of legislation with the *acquis* on the recognition of professional qualifications for EU citizens and amend existing legislation to repeal remaining requirements in respect of nationality, language, establishment or business permits for EU service providers, remove other administrative and technical barriers to the right of establishment and the freedom to provide services and ensure even handling of applications for business permits, including building permits.

#### *Chapter 4: Free movement of capital*

- Complete the establishment of an effective anti-money-laundering regime, in particular by ensuring that enforcement agencies are fully operational, adequately resourced and well coordinated with domestic and international counterparts,
- make further progress in the removal of remaining restrictions on capital movements; remove all restrictions on the purchase of real estate by EU citizens in line with the SAA and ensure that all applications for permission to purchase real estate submitted in the meantime by EU citizens are handled expeditiously.

#### *Chapter 5: Public procurement*

- Give an organisation for procurement the task of guaranteeing a coherent and transparent policy and steering its implementation, in all areas related to public procurement,

- adopt and implement a comprehensive strategy, with time schedules and milestones for legislative alignment and capacity building, in all areas of public procurement (public contracts, concessions, public-private partnerships) as well as for review procedures and bodies. Strengthen enforcement mechanisms of review bodies.

#### *Chapter 6: Company law*

- Align the Companies Act with the *acquis* and complete alignment with the directive on takeover bids,
- align accounting and auditing legislation with the *acquis*. Strengthen the relevant institutional framework.

#### *Chapter 7: Intellectual property law*

- Complete the alignment with the *acquis* concerning copyright and related rights and ensure the enforcement of intellectual property rights by strengthening the administrative capacity of the relevant bodies,
- provide a satisfactory track record of investigation, prosecution and judicial treatment of cases of piracy and counterfeiting.

#### *Chapter 8: Competition policy*

- Adopt a National Restructuring Programme for the steel sector that ensures the viability and respect for EU rules on State aids. Adopt individual restructuring plans for each of the shipyards in difficulties and incorporate such plans in a National Restructuring Programme, in line with EU rules on State aids,
- complete legislative alignment with EU State aid rules in the area of fiscal aid and align all other remaining aid schemes identified in the State aid inventory as being incompatible with EU rules. Adopt the regional aid map,
- adopt legislative measures allowing for effective anti-trust control, in particular as regards fine setting and judicial control.

#### *Chapter 9: Financial services*

- Complete the transposition of the *acquis* on banking licences, capital requirements, electronic money institutions, financial conglomerates, winding-up and reorganisation, bank accounts, branch accounts and deposit guarantee schemes,
- complete legislative alignment with regard to solvency margins, insurance supervision, reinsurance and insurance mediation, financial market infrastructure, investment and securities markets,
- establish an investor compensation scheme in line with the *acquis*. Demonstrate enforcement of prudential requirements by establishing a track record.

#### *Chapter 10: Information society and media*

- Complete the alignment with the *acquis* concerning electronic communications, commerce, signatures and media, information security and the Television without Frontiers Directive,
- ensure sufficient administrative capacity to enforce the *acquis*, in particular in the field of electronic communications and provide a track record of the enforcement of obligations on operators with significant market power and the rights of new entrants on the electronic communications market, including rights of way, co-location and facility sharing,

- complete the planned review of audiovisual media legislation on the basis of public consultation, to ensure regulatory independence and guard against undue political interference.

*Chapter 11: Agriculture and rural development*

- Strengthen the administrative structures and capacity needed to implement market and rural development policies, including collection and processing of agricultural data,
- establish a vineyard register in line with EU standards,
- continue preparations to establish effective and financially sound paying bodies for the management and control of agricultural funds, in line with EU requirements and international auditing standards.

*Chapter 12: Food safety, veterinary and phytosanitary policy*

- Substantially improve the alignment of legislation in the food safety, veterinary and phytosanitary domain and strengthen the necessary implementing structures including control and inspection services,
- ensure the setting up of compliant regimes in the food safety, veterinary and phytosanitary sectors, including a system for animal identification and registration of movements, treatment of animal by-products, upgrading of agri-food establishments, animal welfare and programmes of control of animal diseases, control of animals and animal products at border inspection posts, control of plant health, authorisation of plant protection products and control of their residues as well as quality of seeds and plant propagating material.

*Chapter 13: Fisheries*

- Strengthen administrative and, in particular, inspection structures for fisheries policy and improve the collection of catch and landing data,
- complete the computerised fishing vessel register and establish a satellite-based vessel monitoring system.

*Chapter 14: Transport policy*

- Complete alignment with the EU *acquis* and enhance administrative capacity in the area of road transport (including the implementation of the digital tachograph) aviation and maritime transport and in the area of inland waterway transport, in particular as regards the safety of navigation and River Information Services,
- adopt implementing legislation for rail transport, in particular interoperability provisions and independent allocation of capacity. Publish a finalised network statement,
- implement the first transitional phase of the European Common Aviation Area Agreement and ratify it.

*Chapter 15: Energy*

- Fulfil obligations arising from the Energy Community Treaty,
- strengthen administrative capacity and complete alignment with the EU *acquis* in the fields of security of supply, energy efficiency and renewable energy sources, the internal energy market (electricity and gas) and nuclear energy, as well as ensure a high level of nuclear safety and radiation protection.

*Chapter 16: Taxation*

- Accelerate alignment of tax legislation with the *acquis* with particular attention to including free zones in the territorial application of the VAT regime, abolishing the existing zero rates of VAT, eliminating the discriminatory taxation of cigarettes and further harmonising the system of excise duties,
- significantly strengthen the enforcement capacity of the tax and customs administrations, particularly regarding collection and control functions and developing the necessary IT systems; continue the work on building a functioning and adequately staffed excise duty service; simplify procedures and reinforce controls to effectively prosecute tax fraud,
- commit to the principles of the Code of Conduct for business taxation and ensure that new tax measures are in conformity with these principles.

*Chapter 17: Economic and monetary union*

- Align the legal framework in order to ensure full central bank independence, to ensure alignment as regards prohibition of privileged access of the public sector to financial institutions and to allow for the full integration of its central bank into the European System of Central Banks.

*Chapter 18: Statistics*

- Strengthen the administrative capacity of the Bureau of Statistics, reform its regional offices and improve coordination with other producers of official statistics,
- continue developing agricultural, macroeconomic and business statistics.

*Chapter 19: Social policy and employment*

- Further align with the *acquis* and strengthen the related administrative and enforcement structures, including the labour inspectorates, in association with social partners,
- implement effectively the Joint Inclusion Memorandum (JIM) and, once adopted, the Joint Assessment Paper on Employment Policy Priorities (JAP).

*Chapter 20: Enterprise and industrial policy*

- Implement a comprehensive industrial policy strategy, with particular emphasis on the restructuring of key loss-making sectors and individual companies, including steel and shipbuilding.

*Chapter 21: Trans-European Networks*

- Increase gas and electricity interconnections with neighbouring countries.

*Chapter 22: Regional policy and coordination of structural instruments*

- Adopt and begin implementing an action plan setting out clear objectives and a related timetable in order to meet regulatory and operational requirements deriving from Community cohesion policy, including strengthening capacity at central, regional and local level,
- ensure a clear distribution of responsibilities and strengthen the capacity of, and coordination between, designated implementing authorities/structures, including local authorities.

- adopt a Regional Development Act,
  
- reinforce capacity for programming, project preparation, monitoring, evaluation and financial management and control, particularly of line Ministries, to implement EU pre-accession programmes as a preparation for Community cohesion policy.

*Chapter 23: Judiciary and fundamental rights*

- Continue to implement the national law on personal data protection in line with the *acquis* and ensure an efficient monitoring and enforcement,
  
- see for other priorities the section on political criteria.

*Chapter 24: Justice, freedom and security*

- Complete the revision of key legislation to align with the Schengen *acquis* and extend investments at local level in terms of IT equipment and further training for the police,
  
- continue preparations to implement the Schengen *acquis* by increasing staffing levels and training for border guards, further investing in equipment including the extension of the National Border Management Information System and ensuring its compatibility with the second-generation Schengen Information System (SIS II). Improve administrative and enforcement capacity of the border police by enhancing inter-agency cooperation,
  
- continue alignment to EU visa policy, including the introduction of biometric identifiers in travel documents and preparations for the Visa Information system,
  
- introduce secondary legislation for implementation of the Asylum Act and Aliens Act,
  
- ensure compatibility of legislation with the *acquis* in judicial cooperation in civil and criminal matters and strengthen the capacity of the judiciary to apply the *acquis*.

*Chapter 25: Science and research*

- Ensure adequate capacity to take up EU-funded research projects,
  
- continue to take and implement actions to facilitate the integration into the European Research Area.

*Chapter 26: Education and culture*

- Ensuring adequate capacity to manage the Lifelong Learning and Youth in Action programmes,
  
- align with the *acquis* on non-discrimination between EU and Croatian nationals as regards access to education as well as the directive on the education of the children of migrant workers.

*Chapter 27: Environment*

- Continue work on transposition and implementation of the EU *acquis*, with particular emphasis on waste management, water quality, air quality, nature protection and integrated pollution prevention and control,
  
- adopt and implement, in a well coordinated manner, a comprehensive plan for putting in place the necessary administrative capacity and required financial resources to implement the environment *acquis*,

- increase investments in environmental infrastructure, with particular emphasis on waste water collection and treatment, drinking water supply and waste management,
- start implementing the Kyoto Protocol,
- ensure integration of environmental protection requirements into the definition and implementation of other sectoral policies and promote sustainable development.

*Chapter 28: Consumer and health protection*

- Further align with the consumer and health *acquis*, including in the areas of tissues and cells and tobacco, and ensure adequate administrative structures and enforcement capacity,
- in the area of mental health, develop community-based services as an alternative to institutionalisation, and ensure allocation of sufficient financial resources for mental health care.

*Chapter 29: Customs union*

- Continue to adopt legislation in the limited remaining areas requiring further alignment, in particular on the non-preferential rules of origin and the application of fees,
- apply customs rules in a consistent and homogeneous manner across customs offices, notably in the areas of declaration processing, origin, simplified procedures, counterfeiting, selectivity of controls; ensure the application of modern and consistent risk analysis procedures in all offices,
- on the basis of a comprehensive and coherent strategy, make sufficient progress in developing all IT interconnectivity systems.

*Chapter 30: External relations*

- Prepare for the alignment of all relevant international agreements with third countries and strengthen administrative and control capacities for the common commercial policy.

*Chapter 31: Foreign, security and defence policy*

- Strengthen implementation and enforcement of arms control and further improve capacity for full implementation of the Common Foreign Security Policy and European Security and Defence Policy.

*Chapter 32: Financial control*

- Adopt and implement public internal financial control legislation and inherent policies supported by adequate implementation capacity,
- safeguard the functional and financial independence of the State Audit Institution by means of amended constitutional provisions or national legislation having equivalent effect, adoption and implementation of necessary accompanying legislation,
- align the Criminal Code with the *acquis* on protection of the EU's financial interests as well as with the convention on the protection of financial interests and its protocols,



- set up an effective and efficient coordination service to guarantee fulfilment of the obligations arising from Article 280(3) of the EC Treaty and application of the *acquis* concerning on-the-spot checks and inspections carried out by the Commission, in particular the obligation of assistance to Commission inspectors,
- take legislative and administrative measures to comply with the *acquis* on the protection of the euro against counterfeiting.

*Chapter 33: Financial and budgetary provisions*

- Increase administrative capacity and prepare procedural rules to ensure, from accession, the correct calculation, forecasting, collection, payment, control and reporting to the EU on own resources.

#### 4. PROGRAMMING

Community assistance will be provided through the instrument for pre-accession (IPA) and, for programmes adopted before 2007, Council Regulation (EC) No 2666/2000 of 5 December 2000 on assistance for Albania, Bosnia and Herzegovina, Croatia, the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia <sup>(1)</sup> (CARDS regulation). Accordingly, this Decision will have no financial implications. The financing agreements serve as legal basis for the implementation of the concrete programmes.

Croatia can also have access to funding from multi-country and horizontal programmes.

#### 5. CONDITIONALITY

Assistance to the Western Balkan countries is conditional on further progress on satisfying the Copenhagen criteria and on meeting the requirements of the Stabilisation and Association Agreement and specific priorities of this Accession Partnership. Failure to respect these conditions could lead the Council to take appropriate measures on the basis of Article 21 of Council Regulation (EC) No 1085/2006 or, in the case of pre-2007 programmes, on the basis of Article 5 of Regulation (EC) No 2666/2000. The assistance is also subject to the conditions defined by the Council in its conclusions of 29 April 1997, in particular as regards the recipients' undertaking to carry out democratic, economic and institutional reforms. Specific conditions are also included in individual annual programmes. The financing decisions will be followed by a financing agreement signed with Croatia.

#### 6. MONITORING

The implementation of the Accession Partnership shall be examined in the framework of the Stabilisation and Association Process, including through the annual Reports presented by the Commission, in the context of the political and economic dialogues, as well as on the basis of information provided to the accession conference.

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<sup>(1)</sup> OJ L 306, 7.12.2000, p. 1. Regulation as last amended by Regulation (EC) No 2112/2005 (OJ L 344, 27.12.2005, p. 23).

# COMMISSION

## COMMISSION DECISION

of 7 February 2008

**amending Annex D to Council Directive 88/407/EEC and Commission Decision 2004/639/EC laying down the importation conditions of semen of domestic animals of the bovine species**

(notified under document number C(2008) 409)

(Text with EEA relevance)

(2008/120/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

of semen of domestic animals of the bovine species should be supplemented.

Having regard to the Treaty establishing the European Community,

(4) In addition, the model veterinary certificates for intra-Community trade in and imports into the Community of semen of domestic animals of the bovine species dispatched from approved semen storage centres should be introduced in order to ensure the full traceability of that semen in intra-Community trade.

Having regard to Council Directive 88/407/EEC of 14 June 1988 laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the bovine species<sup>(1)</sup>, and in particular Article 8(1), the first subparagraph of Article 10(2), Article 11(2) and the second paragraph of Article 17 thereof,

(5) It is appropriate for the certificates to be presented in accordance with the standardised layout of veterinary certificates as set out in Commission Decision 2004/292/EC of 30 March 2004 on the introduction of the Traces system and amending Decision 92/486/EEC<sup>(4)</sup> and to align certain animal health requirements.

Whereas:

(1) Directive 88/407/EEC laid down the animal health requirements governing trade in and imports into the Community of semen of domestic animals of bovine species and established the model veterinary certificates for intra-Community trade of that commodity.

(6) The models of certificates for intra-Community trade in semen of domestic animals of the bovine species laid down in Annex D to Directive 88/407/EEC should also be amended to take into account the standardised layout of veterinary certificates.

(2) Directive 2003/43/EC<sup>(2)</sup> amended Directive 88/407/EEC by introducing, inter alia, semen storage centres and conditions for the official approval and the official supervision of those centres.

(7) Directive 88/407/EEC and Decision 2004/639/EC should therefore be amended accordingly.

(3) Commission Decision 2004/639/EC of 6 September 2004 laying down the importation conditions of semen of domestic animals of the bovine species<sup>(3)</sup> sets out the model veterinary certificates for imports into the Community of semen of domestic animals of the bovine species. That Decision should be adapted in line with Directive 88/407/EEC and the list of third countries from which Member States authorise imports

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

HAS ADOPTED THIS DECISION:

### Article 1

Annex D to Directive 88/407/EEC is replaced by the text in Annex I to this Decision.

<sup>(1)</sup> OJ L 194, 22.7.1988, p. 10. Directive as last amended by Commission Decision 2006/16/EC (OJ L 11, 17.1.2006, p. 21).

<sup>(2)</sup> OJ L 143, 11.6.2003, p. 23.

<sup>(3)</sup> OJ L 292, 15.9.2004, p. 21. Decision as last amended by Regulation (EC) No 1792/2006 (OJ L 362, 20.12.2006, p. 1).

<sup>(4)</sup> OJ L 94, 31.3.2004, p. 63. Decision as last amended by Decision 2005/515/EC (OJ L 187, 19.7.2005, p. 29).

*Article 2*

Decision 2004/639/EC is amended as follows:

1. in Article 1, the following paragraph is added:

‘5. Without prejudice to paragraph 4, Member States shall authorise the importation of semen referred to in paragraphs 1 and 2 of domestic animals of the bovine species dispatched from approved semen storage centres, conforming to the conditions laid down in the model veterinary certificate in Annex II, Part 3 and accompanied by such a certificate duly completed.’

2. Annexes I and II are replaced by the text in Annex II to this Decision.

*Article 3*

This Decision shall apply from 1 March 2008.

*Article 4*

This Decision is addressed to the Member States.

Done at Brussels, 7 February 2008.

*For the Commission*  
Markos KYPRIANOU  
*Member of the Commission*

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## ANNEX I

## 'ANNEX D

## MODELS OF CERTIFICATES FOR INTRA-COMMUNITY TRADE

## ANNEX D1

Model of certificate applicable to intra-Community trade in semen collected in accordance with Council Directive 88/407/EEC, as amended by Directive 2003/43/EC, dispatched from an approved semen collection centre

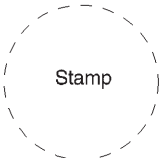
## EUROPEAN COMMUNITY

## Intra-Community trade certificate

Part I: Details of consignment presented	I.1. Consignor Name Address Postal code		I.2. Certificate reference number		I.2.a. Local reference number			
			I.3. Central Competent Authority					
			I.4. Local Competent Authority					
	I.5. Consignee Name Address Postal code		I.6. No(s) of related original certificates No(s) of accompanying documents					
			I.7.					
	I.8. Country of origin	ISO code	I.9. Region of origin	Code	I.10. Country of destination	ISO code	I.11. Region of destination	Code
	I.12. Place of origin  Semen centre <input type="checkbox"/>  Name Address Postal code  Approval number		I.13. Place of destination  Semen centre <input type="checkbox"/>  Name Address Postal code  Holding <input type="checkbox"/>  Approval number					
	I.14. Place of loading Postal code		I.15. Date of departure					
	I.16. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/>		I.17.					
	I.18. Description of commodity				I.19. Commodity code (CN code) <b>05 11 10</b>		I.20. Number/quantity	
I.21. Temperature of products Ambient <input type="checkbox"/> Chilled <input type="checkbox"/> Frozen <input type="checkbox"/>				I.22. Number of packages				
I.23. Identification of container/seal number				I.24. Type of packaging				
I.25. Commodities certified for: Artificial reproduction <input type="checkbox"/>								
I.26. Transit through third country <input type="checkbox"/>		ISO code		I.27. Transit through Member States <input type="checkbox"/>		ISO code		
Third country		Code		Member State		ISO code		
Exit point		BIP unit No		Member State		ISO code		
Entry point				Member State		ISO code		
I.28. Export <input type="checkbox"/>		ISO code		I.29.				
Third country		Code						
Exit point								
I.30.								
I.31. Identification of the commodities								
Species (Scientific name)		Identification mark		Quantity				

## EUROPEAN COMMUNITY

## Bovine semen

		II.a. Certificate reference number	II.b. Local reference number
<b>Part II: Certification</b>	<b>II.1. Animal health attestation</b>		
	I, the undersigned official veterinarian, hereby certify that:		
	<b>II.1.1. The semen described above:</b>		
	(a) was collected, processed and stored under conditions which comply with the standards laid down in Directive 88/407/EEC;		
	(b) was sent to the place of loading in a sealed container under conditions which comply with Directive 88/407/EEC and bearing the number detailed in Part I.23;		
	<b>II.1.2. The semen described above was collected from bulls, which:</b>		
	( <sup>1</sup> ) <i>either</i> [have not been vaccinated against foot-and-mouth disease within 12 months prior to collection;]		
	( <sup>1</sup> ) <i>or</i> [have been vaccinated against foot-and-mouth disease less than 12 months and more than 30 days prior to the collection, and 5 % of doses of semen of each collection, with a minimum of five straws, have been submitted to a virus isolation test for foot-and-mouth disease, carried out with negative results in the laboratory (.....) ( <sup>2</sup> ) situated in or designated by the Member State of destination;]		
	<b>II.1.3. The semen described above was stored in approved conditions for a minimum period of 30 days immediately following collection (<sup>3</sup>).</b>		
	<b>Notes</b>		
<b>Part I</b>			
— Box I.12: place of origin shall correspond to the semen collection centre (as defined in Article 2(b) first indent of Directive 88/407/EEC) of semen origin.			
— Box I.13: place of destination shall correspond to the semen collection or storage centre (as defined in Article 2(b) of Directive 88/407/EEC), or to the holding of semen destination.			
— Box I.23: identification of container and seal number shall be indicated.			
— Box I.31: identification mark shall correspond to the identification of the donor animals and the date of collection.			
<b>Part II</b>			
( <sup>1</sup> ) Delete as appropriate.			
( <sup>2</sup> ) Name of the laboratory.			
( <sup>3</sup> ) May be deleted for fresh semen.			
— The colour of the stamp and signature must be different from that of the other particulars in the certificate.			
Official veterinarian or official inspector			
Name (in capital letters):	Qualification and title:		
Local Veterinary Unit:	No of the related LVU:		
Date:	Signature:		
			

## ANNEX D2

**Model of certificate applicable from 1 January 2006 to intra-Community trade in stocks of semen collected, processed and/or stored before 31 December 2004 in conformity with the provisions of Council Directive 88/407/EEC, applying until 1 July 2003 and traded after that date in accordance with Article 2(2) of Directive 2003/43/EC, dispatched from an approved semen collection centre**

## EUROPEAN COMMUNITY

## Intra-Community trade certificate

Part I: Details of consignment presented	I.1. Consignor Name Address Postal code		I.2. Certificate reference number		I.2.a. Local reference number			
			I.3. Central Competent Authority					
			I.4. Local Competent Authority					
	I.5. Consignee Name Address Postal code		I.6. No(s) of related original certificates No(s) of accompanying documents					
			I.7.					
	I.8. Country of origin	ISO code	I.9. Region of origin	Code	I.10. Country of destination	ISO code	I.11. Region of destination	Code
	I.12. Place of origin  Semen centre <input type="checkbox"/>  Name Address Postal code  Approval number		I.13. Place of destination  Semen centre <input type="checkbox"/>  Name Address Postal code  Holding <input type="checkbox"/>  Approval number					
	I.14. Place of loading Postal code		I.15. Date of departure					
	I.16. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/>		I.17.					
	I.18. Description of commodity				I.19. Commodity code (CN code) <b>05 11 10</b>		I.20. Number/quantity	
I.21. Temperature of products Ambient <input type="checkbox"/> Chilled <input type="checkbox"/> Frozen <input type="checkbox"/>				I.22. Number of packages				
I.23. Identification of container/seal number				I.24. Type of packaging				
I.25. Commodities certified for: Artificial reproduction <input type="checkbox"/>								
I.26. Transit through third country <input type="checkbox"/>		ISO code		I.27. Transit through Member States <input type="checkbox"/>		ISO code		
Third country		Code		Member State		ISO code		
Exit point		BIP unit No		Member State		ISO code		
Entry point				Member State		ISO code		
I.28. Export <input type="checkbox"/>		ISO code		I.29.				
Third country		Code						
Exit point								
I.30.								
I.31. Identification of the commodities								
Species (Scientific name)		Identification mark		Quantity				

## EUROPEAN COMMUNITY

## Bovine semen

Part II: Certification	II.a. Certificate reference number	II.b. Local reference number
	<p>II.1. <b>Animal health attestation</b></p> <p>I, the undersigned official veterinarian, hereby certify that:</p> <p>II.1.1. The semen described above was collected before the date of 31 December 2004 on a semen collection centre which:</p> <p>(a) was approved under conditions laid down in Chapter I of Annex A to Directive 88/407/EEC;</p> <p>(b) was operated and supervised under conditions laid down in Chapter II of Annex A to Directive 88/407/EEC;</p> <p>II.1.2. At the time the semen described above was collected, all bovine animals at the semen collection centre:</p> <p>(a) came from herds and/or were born to dams which satisfy the conditions of points 1 (b) and (c) in Chapter I of Annex B to Directive 88/407/EEC;</p> <p>(b) have, within the 30 days preceding the quarantine isolation period, undergone, with negative results:</p> <ul style="list-style-type: none"> <li>— the tests referred to in points 1(d) (i), (ii) and (iii) of Chapter I of Annex B to Directive 88/407/EEC, and</li> <li>— a serum neutralisation test or ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis, and</li> <li>— a virus isolation test (fluorescent antibody test or immunoperoxidase test) for bovine viral diarrhoea, which in the case of an animal less than six months of age has been deferred until that age was reached;</li> </ul> <p>(c) have satisfied the quarantine isolation period of 30 days and have been subjected with the required negative results to the following health tests:</p> <ul style="list-style-type: none"> <li>— a serological test for brucellosis carried out in accordance with the procedure described in Annex C to Directive 64/432/EEC;</li> <li>— either an immunofluorescent antibody test or a culture test for <i>Campylobacter fetus</i> infection on a sample of preputial material or artificial vagina washings, or, in the case of a female animal, a vaginal mucus agglutination test;</li> <li>— a microscopic examination and culture test for <i>Trichomonas foetus</i> on a sample of preputial material or artificial vagina washings, or in case of a female animal a vaginal mucus agglutination test;</li> </ul> <p>(d) have undergone, at least once a year, with negative results, the routine tests referred to in points 1(a), (b) and (c) in Chapter II of Annex B to Directive 88/407/EEC;</p> <p>II.1.3. At the time the semen described above was collected,</p> <p>(a) all female bovine animals in the centre have undergone, at least once a year, a vaginal mucus agglutination test for <i>Campylobacter fetus</i> infection with negative results, and</p> <p>(b) all bulls used for semen production have undergone with negative result either an immunofluorescent antibody test or a culture test for <i>Campylobacter fetus</i> infection on a sample of preputial material or artificial vagina washings carried out within 12 months prior to collection;</p> <p>II.1.4. The semen described above was collected from bulls standing in a semen collection centre in which:</p> <p>(<sup>1</sup>) <i>either</i> [all bovine animals have not been vaccinated against infectious bovine rhinotracheitis and have undergone at least once a year with negative result a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis;]</p> <p>(<sup>1</sup>) <i>or</i> [bovine animals not vaccinated against infectious bovine rhinotracheitis have undergone, at least once a year, with negative result a serum neutralisation test or ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis, and testing for infectious bovine rhinotracheitis is not carried out on bulls which have received a first vaccination against infectious bovine rhinotracheitis at the insemination centre after they have been tested with negative result in a serum neutralisation test or ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvovaginitis and which since the first vaccination have been regularly re-vaccinated with an interval of not more than six months;]</p>	

## EUROPEAN COMMUNITY

## Bovine semen

II.1.5. The semen described above was collected from bulls which:

II.1.5.1.

(<sup>1</sup>) *either* [have not been vaccinated against foot-and-mouth disease within 12 months prior to collection;]

(<sup>1</sup>) *or* [have been vaccinated against foot-and-mouth disease less than 12 months and more than 30 days prior to collection, and 5 % of doses of the semen from each collection, with a minimum of five straws, have been submitted to a virus isolation test for foot-and-mouth disease, carried out with negative results in the laboratory (.....) (<sup>2</sup>), situated in or designated by the Member State of destination;]

II.1.5.2.

(<sup>1</sup>) *either* [have not been vaccinated against infectious bovine rhinotracheitis,]

(<sup>1</sup>) *or* [have been vaccinated against infectious bovine rhinotracheitis in accordance with point II.1.4,]

II.1.6. The semen described above was stored in approved conditions for a minimum period of 30 days immediately following collection (<sup>3</sup>).

II.1.7. The semen described above was sent to the place of loading in a sealed container and bearing the number detailed in Part I.23.

#### Notes

##### Part I

- Box I.12: place of origin shall correspond to the semen collection centre (as defined in Article 2(b) first indent of Directive 88/407/EEC) of semen origin.
- Box I.13: place of destination shall correspond to the semen collection or storage centre (as defined in Article 2(b) of Directive 88/407/EEC), or to the holding of semen destination.
- Box I.23: identification of container and seal number shall be indicated.
- Box I.31: identification mark shall correspond to the identification of the donor animals, the breed of the donor animals, the date of collection which must be earlier than 31 December 2004.

##### Part II

(<sup>1</sup>) Delete as appropriate.

(<sup>2</sup>) Name of the laboratory.

(<sup>3</sup>) May be deleted for fresh semen.

— The colour of the stamp and signature must be different from that of the other particulars in the certificate.

Official veterinarian or official inspector

Name (in capital letters):

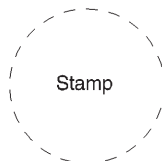
Local Veterinary Unit:

Date:

Qualification and title:

No of the related LVU:

Signature:





## ANNEX D3

Model of certificate applicable to intra-Community trade in semen dispatched from an approved semen storage centre or an approved semen collection centre:

- either collected in accordance with Council Directive 88/407/EEC as amended by Directive 2003/43/EC;
- or collected, processed and/or stored before 31 December 2004 in conformity with the provisions of Council Directive 88/407/EEC, applying until 1 July 2003 and traded after that date in accordance with Article 2(2) of Directive 2003/43/EC.

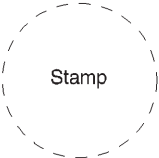
## EUROPEAN COMMUNITY

## Intra-Community trade certificate

Part I: Details of consignment presented	I.1. Consignor Name Address Postal code		I.2. Certificate reference number		I.2.a. Local reference number			
			I.3. Central Competent Authority					
			I.4. Local Competent Authority					
	I.5. Consignee Name Address Postal code		I.6. No(s) of related original certificates No(s) of accompanying documents					
			I.7.					
	I.8. Country of origin	ISO code	I.9. Region of origin	Code	I.10. Country of destination	ISO code	I.11. Region of destination	Code
	I.12. Place of origin  Semen centre <input type="checkbox"/>  Name Address Postal code  Approval number		I.13. Place of destination  Semen centre <input type="checkbox"/>  Name Address Postal code  Approval number  Holding <input type="checkbox"/>					
	I.14. Place of loading Postal code		I.15. Date of departure					
	I.16. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/>		I.17.					
	I.18. Description of commodity				I.19. Commodity code (CN code) <b>05 11 10</b>		I.20. Number/quantity	
I.21. Temperature of products Ambient <input type="checkbox"/> Chilled <input type="checkbox"/> Frozen <input type="checkbox"/>				I.22. Number of packages				
I.23. Identification of container/seal number				I.24. Type of packaging				
I.25. Commodities certified for: Artificial reproduction <input type="checkbox"/>								
I.26. Transit through third country <input type="checkbox"/>		ISO code		I.27. Transit through Member States <input type="checkbox"/>		ISO code		
Third country		Code		Member State		ISO code		
Exit point		BIP unit No		Member State		ISO code		
Entry point				Member State		ISO code		
I.28. Export <input type="checkbox"/>		ISO code		I.29.				
Third country		Code						
Exit point								
I.30.								
I.31. Identification of the commodities								
Species (Scientific name)		Identification mark		Quantity				

## EUROPEAN COMMUNITY

## Bovine semen

		II.a. Certificate reference number	II.b. Local reference number
Part II: Certification	<b>II.1. Animal health attestation</b>		
	I, the undersigned official veterinarian, hereby certify that:		
	the semen described above:		
	II.1.1. has been collected, processed and stored for a minimum period of 30 days immediately following collection in an approved semen collection centre <sup>(2)</sup> in		
	( <sup>1</sup> ) <i>either</i> [a Member State, operated and supervised in accordance with Chapter I(1) and Chapter II(1) of Annex A to Directive 88/407/EEC;]		
	( <sup>1</sup> ) <i>and/or</i> [a third country listed in Annex I to Decision 2004/639/EC, operated and supervised in accordance with Chapter I(1) and Chapter II(1) of Annex A to Directive 88/407/EEC, and has been imported to the Community under the conditions of Directive 88/407/EEC;]		
	II.1.2.		
	( <sup>1</sup> ) <i>either</i> [was stored in an approved semen storage centre <sup>(2)</sup> mentioned in Part I.12, operated and supervised in accordance with Chapter I(2) and Chapter II(2) of Annex A to Directive 88/407/EEC;]		
	( <sup>1</sup> ) <i>and/or</i> [was stored in an approved semen collection centre <sup>(2)</sup> mentioned in Part I.12, operated and supervised in accordance with Chapter I(1) and Chapter II(1) of Annex A to Directive 88/407/EEC;]		
	II.1.3. was sent to the place of loading in a sealed container under conditions which comply with Directive 88/407/EEC and bearing the number detailed in Part I.23.		
<b>Notes</b>			
<b>Part I</b>			
— Box I.6: should correspond to the serial number of the individual official document(s) or health certificate(s) [either INTRA or CVED] that accompanied the semen described above from the approved semen collection centre of its origin to the described above semen storage centre. The original of those documents or those certificates or the officially endorsed copies thereof must be attached to this certificate.			
— Box I.12: place of origin shall correspond to the semen collection or storage centre (as defined in Article 2(b) of Directive 88/407/EEC) of semen origin.			
— Box I.13: place of destination shall correspond to the semen collection or storage centre (as defined in Article 2(b) of Directive 88/407/EEC), or to the holding of semen destination.			
— Box I.23: identification of container and seal number shall be indicated.			
— Box I.31: identification mark shall correspond to the identification of the donor animals, the breed of the donor animals, the date of collection.			
<b>Part II</b>			
( <sup>1</sup> ) Delete as appropriate			
( <sup>2</sup> ) Only centres listed in accordance with Article 5(2) and 9(1) of Directive 88/407/EEC. <a href="http://circa.europa.eu/irc/sanco/vets/info/data/semen/semen.html">http://circa.europa.eu/irc/sanco/vets/info/data/semen/semen.html</a>			
— The colour of the stamp and signature must be different from that of the other particulars in the certificate.			
Official veterinarian or official inspector			
Name (in capital letters):		Qualification and title:	
Local Veterinary Unit:		No of the related LVU:	
Date:		Signature:'	
			

## ANNEX II

## 'ANNEX I

**List of third countries from which Member States authorise imports of semen of domestic animals of the bovine species**

ISO code	Country	Description of territory (if appropriate)	Additional guarantees
AU	Australia		The additional guarantees set out in points II.5.4.1.2 and II.5.4.2.2 of the certificate in Part 1 of Annex II are compulsory.
CA	Canada	Territory as described in Part 1 of Annex I to Council Decision 79/542/EEC <sup>(1)</sup> .	The additional guarantee set out in point II.5.4.1.2 of the certificate in Part 1 of Annex II is compulsory.
CH	Switzerland		
HR	Croatia		
NZ	New Zealand		
US	United States		The additional guarantee set out in point II.5.4.1.2 of the certificate in Part 1 of Annex II is compulsory.

<sup>(1)</sup> OJ L 146, 14.6.1979, p. 15. Annex as last amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

## ANNEX II

**Model veterinary certificates for imports and transits of semen of domestic animals of the bovine species (for import, collected in accordance with Council Directive 88/407/EEC as amended by Directive 2003/43/EC)**

## PART 1

**Model certificate applicable to imports and transits of semen collected in accordance with Council Directive 88/407/EEC as amended by Directive 2003/43/EC dispatched from an approved semen collection centre**

## COUNTRY

## Veterinary certificate to EU

Part I: Details of dispatched consignment	I.1. Consignor Name Address Tel.		I.2. Certificate reference number		I.2.a.			
			I.3. Central Competent Authority					
			I.4. Local Competent Authority					
	I.5. Consignee Name Address Postal code Tel.		I.6. Person responsible for the load in EU Name Address Postal code Tel.					
	I.7. Country of origin	ISO code	I.8. Region of origin	Code	I.9. Country of destination	ISO code	I.10. Region of destination	Code
	I.11. Place of origin Name Address Name Address Name Address		Approval number		I.12. Place of destination Name Address  Postal code			
	I.13. Place of loading		I.14. Date of departure					
	I.15. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/> Identification: Documentary references:				I.16. Entry BIP in EU		I.17.	
	I.18. Description of commodity				I.19. Commodity code (HS code) <b>05 11 10</b>			
							I.20. Quantity	
	I.21.						I.22. Number of packages	
	I.23. Identification of container/Seal number				I.24.			
	I.25. Commodities certified for: Artificial reproduction <input type="checkbox"/>							
I.26. For transit through EU to third Country <input type="checkbox"/> Third country			ISO code			I.27. For import or admission into EU <input type="checkbox"/>		
I.28. Identification of the commodities								
Species (Scientific name)		Identification mark		Quantity				

## COUNTRY

## Bovine semen

Part II: Certification		II.a. Certificate reference number	
	<p><b>II. Health information</b></p> <p>I, the undersigned official veterinarian, hereby certify that:</p> <p>II.1. .... (name of exporting country) <sup>(2)</sup></p> <p>was free from rinderpest and foot-and-mouth disease during the 12 months immediately prior to collection of the semen for export and until its date of dispatch and no vaccination against these diseases has taken place during the same period.</p> <p>II.2. The centre at which the semen to be exported was collected:</p> <p>II.2.1. meets the conditions laid down in Chapter I(1) of Annex A to Council Directive 88/407/EEC;</p> <p>II.2.2. is operated and supervised in accordance with the conditions laid down in Chapter II(1) of Annex A to Council Directive 88/407/EEC.</p> <p>II.3. The centre at which the semen to be exported was collected was free from rabies, tuberculosis, brucellosis, anthrax and contagious bovine pleuropneumonia during 30 days prior to the date of collection of the semen to be exported and the 30 days after collection (in the case of fresh semen until the day of dispatch).</p> <p>II.4. The bovine animals standing at the semen collection centre:</p> <p>II.4.1. come from herds and/or were born to dams which satisfy the conditions of paragraph 1(b) and (c) of Chapter I of Annex B to Directive 88/407/EEC;</p> <p>II.4.2. underwent the tests required in accordance with paragraph 1(d) of Chapter I of Annex B to Directive 88/407/EEC in the 28 days preceding the quarantine isolation period;</p> <p>II.4.3. have satisfied the quarantine isolation period and testing requirements laid down in paragraph 1(e) of Chapter I of Annex B to Directive 88/407/EEC;</p> <p>II.4.4. have undergone, at least once a year, the routine tests referred to in Chapter II of Annex B to Directive 88/407/EEC.</p> <p>II.5. The semen to be exported was obtained from donor bulls which:</p> <p>II.5.1. satisfy the conditions laid down in Annex C of Directive 88/407/EEC;</p> <p>II.5.2. have remained</p> <p>(<sup>1</sup>) either [in the exporting country for at least the last six months prior to collection of the semen to be exported;]</p> <p>(<sup>1</sup>) or [in the exporting country for at least 30 days prior to the collection of the semen since entry and they were imported from ..... (<sup>2</sup>) during the period of less than six months prior to the collection of the semen and satisfied the animal health conditions applying to donors of the semen which is intended for export to the Community;]</p> <p>II.5.3. fulfil the import conditions for bovine semen laid down in the Bluetongue Chapter of the Terrestrial Animal Health Code of the OIE, depending on the status of the country or zone of residence;</p> <p>II.5.4. were resident in the exporting country,</p> <p>II.5.4.1.</p> <p>(<sup>1</sup>) either [II.5.4.1.1. which according to official findings is free from epizootic haemorrhagic disease (EHD);]</p> <p>(<sup>1</sup>) or [II.5.4.1.2. in which according to official findings the following serotypes of epizootic haemorrhagic disease (EHD) exist: ..... and were tested negative on two occasions not more than 12 months apart to an agar-gel immuno-diffusion test (<sup>3</sup>) and to a virus neutralisation test for all above-listed serotypes of EHD, carried out in approved laboratory on samples of blood taken prior to and not less than 21 days following collection of the semen;]</p>		

## COUNTRY

## Bovine semen

II.5.4.2.

(<sup>1</sup>) *either* [5.4.2.1. which according to official findings is free from Akabane disease and Aino disease;]

(<sup>1</sup>) *or* [5.4.2.2. and were tested negative on two occasions not more than 12 months apart to a serum neutralisation test for Akabane virus and Aino virus carried out in approved laboratory on samples of blood taken prior to and not less than 21 days following collection of the semen;]

II.6. The semen to be exported was collected after the date on which the centre was approved by the competent national authorities of the exporting country;

II.7. The semen to be exported was processed, stored and transported under conditions which satisfy the terms of Directive 88/407/EEC.

**Notes****Part I:**

- Box reference I.6: Person responsible for the load in EU: this box is to be filled in only if it is a certificate for transit commodity.
- Box reference I.12: Place of destination: this box is to be filled in only if it is a certificate for transit commodity.
- Box reference I.23: identification of container and seal number shall be indicated.
- Box reference I.26 and I.27: fill in according to whether it is a transit or an import certificate.
- Box reference I.28: identification mark shall correspond to the identification of the donor animals and the date of collection.

**Part II:**

- (<sup>1</sup>) Delete as necessary.
- (<sup>2</sup>) Countries listed in Annex I to Decision 2004/639/EC.
- (<sup>3</sup>) Standards for EHD virus diagnostic tests are described in the Bluetongue Chapter of the Manual of Diagnostic Tests and Vaccines for Terrestrial Animals.
- The signature and the stamp must be in a different colour to that of the printing.

Official veterinarian

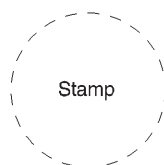
Name (in capital letters):

Date:

Place:

Qualification and title:

Signature:



## PART 2

Model certificate applicable from 1 January 2005 to imports and transits of stocks of semen collected, processed and stored before 31 December 2004 in conformity with the provisions of Council Directive 88/407/EEC applying until 1 July 2003, and imported after 31 December 2004 in accordance with Article 2(2) of Directive 2003/43/EC, dispatched from an approved semen collection centre

## COUNTRY

## Veterinary certificate to EU

Part I: Details of dispatched consignment	I.1. Consignor Name Address Tel.		I.2. Certificate reference number		I.2.a.			
			I.3. Central Competent Authority					
			I.4. Local Competent Authority					
	I.5. Consignee Name Address Postal code Tel.		I.6. Person responsible for the load in EU Name Address Postal code Tel.					
	I.7. Country of origin	ISO code	I.8. Region of origin	Code	I.9. Country of destination	ISO code	I.10. Region of destination	Code
	I.11. Place of origin Name Address Name Address Name Address		Approval number		I.12. Place of destination Name Address  Postal code			
	I.13. Place of loading		I.14. Date of departure					
	I.15. Means of transport Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/> Road vehicle <input type="checkbox"/> Other <input type="checkbox"/>		I.16. Entry BIP in EU					
	Identification: Documentary references:		I.17.					
	I.18. Description of commodity				I.19. Commodity code (HS code) <b>05 11 10</b>			
				I.20. Quantity				
I.21.				I.22. Number of packages				
I.23. Identification of container/Seal number				I.24.				
I.25. Commodities certified for: Artificial reproduction <input type="checkbox"/>								
I.26. For transit through EU to third Country <input type="checkbox"/> Third country			I.27. For import or admission into EU <input type="checkbox"/> ISO code					
I.28. Identification of the commodities								
Species (Scientific name)		Identification mark		Quantity				

## COUNTRY

## Bovine semen

COUNTRY		Bovine semen
		II.a. Certificate reference number
Part II: Certification	<b>II. Health information</b>	
	I, the undersigned official veterinarian, hereby certify that:	
	II.1.	..... (name of exporting country) <sup>(2)</sup>
	has been free from rinderpest and foot-and-mouth disease during the 12 months immediately prior to collection of the semen for export and until its date of dispatch and no vaccination against these diseases has taken place during the same period.	
	II.2.	The semen described above was collected before 31 December 2004 at the semen collection centre which:
	II.2.1.	meets the conditions laid down in Chapter I of Annex A to Directive 88/407/EEC;
	II.2.2.	is operated and supervised in accordance with the conditions laid down in Chapter II of Annex A to Directive 88/407/EEC.
	II.3.	The centre at which the semen to be exported was collected was free from rabies, tuberculosis, brucellosis, anthrax and contagious bovine pleuropneumonia during the period commencing 30 days prior to the date of collection of the semen to be exported and the 30 days after collection.
	II.4.	At the time semen described above was collected, all bovine animals standing at the semen collection centre:
	II.4.1.	came from herds and/or were born to dams which satisfy the conditions of paragraph 1(b) and (c) of Chapter I of Annex B to Directive 88/407/EEC;
	II.4.2.	had tested negative, within the 30 days preceding the quarantine isolation period, to: <ul style="list-style-type: none"> <li>— the tests referred to in points 1(d)(i), (ii) and (iii) of Chapter I of Annex B to Directive 88/407/EEC, and</li> <li>— a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvo-vaginitis, and</li> <li>— a virus isolation test (fluorescent antibody test or immunoperoxidase test) for bovine viral diarrhoea, deferred until the animal reached the age of six months in the case of younger animals;</li> </ul>
	II.4.3.	had undergone the 30-day quarantine isolation period and had tested negative to the following health tests: <ul style="list-style-type: none"> <li>— a serological test for brucellosis carried out in accordance with the procedure described in Annex C to Directive 64/432/EEC;</li> <li>— either an immunofluorescent antibody test or a culture test for <i>Campylobacter fetus</i> infection on a sample of preputial material or artificial vagina washings, or, in the case of a female animal, a vaginal mucus agglutination test;</li> <li>— a microscopic examination and culture test for <i>Trichomonas foetus</i> on a sample of preputial material or artificial vagina washings, or in the case of a female animal a vaginal mucus agglutination test;</li> </ul>
	II.4.4.	had tested negative, at least once a year, to the routine tests referred to in points 1(a), (b) and (c) of Chapter II of Annex B to Directive 88/407/EEC.
	II.5.	At the time the semen described above was collected,
	II.5.1.	all female bovine animals in the centre had tested negative at least once a year to a vaginal mucus agglutination test for <i>Campylobacter fetus</i> infection, and
II.5.2.	all bulls used for semen production had tested negative either to an immunofluorescent antibody test or to a culture test for <i>Campylobacter fetus</i> infection on a sample of preputial material or artificial vagina washings carried out in 12 months prior to collection.	
II.6.	The semen to be exported was obtained from donor bulls which	
II.6.1.	satisfy the conditions laid down in Annex C of Directive 88/407/EEC;	



## COUNTRY

## Bovine semen

II.6.2.

(<sup>1</sup>) *either* [were resident in the exporting country during the six months immediately prior to collection of the semen for export;]

(<sup>1</sup>) *or* [were imported from ..... (<sup>2</sup>) after spending less than six months in the exporting country and at the time of import satisfied the animal health conditions applying to donors of the semen which is intended for export to the Community;]

II.6.3. stand in a semen collection centre at which:

(<sup>1</sup>) *either* [all bovine animals were not vaccinated against infectious bovine rhinotracheitis and tested negative at least once a year to a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvo-vaginitis;]

(<sup>1</sup>) *or* [bovine animals not vaccinated against infectious bovine rhinotracheitis tested negative, at least once a year, to a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvo-vaginitis, at which testing for infectious bovine rhinotracheitis was not carried out on bulls which had received their first vaccination against infectious bovine rhinotracheitis at the insemination centre after they had tested negative to a serum neutralisation test or an ELISA test for infectious bovine rhinotracheitis/infectious pustular vulvo-vaginitis and which had been regularly re-vaccinated at intervals of not more than six months since the first vaccination;]

II.6.4.

(<sup>1</sup>) *either* [have not been vaccinated against infectious bovine rhinotracheitis,]

(<sup>1</sup>) *or* [have been vaccinated against infectious bovine rhinotracheitis in accordance with point II.6.3,]

II.6.5. fulfil the import conditions for bovine semen laid down in the Bluetongue Chapter of the Terrestrial Animal Health Code of the OIE, depending on the status of the country or zone of residence;\*\*\*\*

II.6.6. were resident in the country of export in which the following serotypes of epizootic haemorrhagic disease (EHD) exist: .....: and tested negative on two occasions not more than 12 months apart to an agar-gel immuno-diffusion test (<sup>3</sup>) and to a virus neutralisation test for all above-listed serotypes of EHD, carried out in approved laboratory on samples of blood taken prior to and not less than 21 days following collection of the semen;\*\*\*

II.6.7. were resident in the country of export in which the following serotypes of epizootic haemorrhagic disease (EHD) exist: .....: and tested negative, prior to entry and at six-monthly intervals, to an agar-gel immuno-diffusion test (<sup>3</sup>) and a virus neutralisation test for all above-listed serotypes of EHD, carried out in approved laboratory;\*\*

II.6.8. tested negative on two occasions not more than 12 months apart to a serum neutralisation test for Akabane virus carried out in approved laboratory on samples of blood taken prior to and not less than 21 days following collection of the semen.\*

II.7. The semen to be exported was collected after the date on which the centre was approved by the competent national authorities of the exporting country.

II.8. The semen to be exported was processed, stored and transported under conditions which satisfy the terms of Directive 88/407/EEC prior to its amendment by Directive 2003/43/EC.

#### Notes

##### Part I:

— Box reference I.6: Person responsible for the load in EU: this box is to be filled in only if it is a certificate for transit commodity.

— Box reference I.12: Place of destination: this box is to be filled in only if it is a certificate for transit commodity.

— Box reference I.23: identification of container and seal number shall be indicated.

— Box reference I.26 and I.27: fill in according to whether it is a transit or an import certificate.

— Box reference I.28: identification mark shall correspond to the identification of the donor animals and the date of collection that must be prior to 31 December 2004.

## COUNTRY

## Bovine semen

**Part II:**

- (<sup>1</sup>) Delete as necessary.
- (<sup>2</sup>) Countries listed in Annex I to Decision 2004/639/EC.
- (<sup>3</sup>) Standards for EHD virus diagnostic tests are described in the Bluetongue Chapter of the Manual of Diagnostic Tests and Vaccines for Terrestrial Animals.
- \*\*\*\* To be used only by Australia, Canada and the USA.
- \*\*\* To be used only by Australia and the USA.
- \*\* To be used only by Canada.
- \* To be used only by Australia.
- The signature and the stamp must be in a different colour to that of the printing.

Official veterinarian

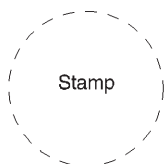
Name (in capital letters):

Date:

Place:

Qualification and title:

Signature:



## PART 3

Model certificate applicable to imports and transits of semen dispatched from an approved semen storage centre or an approved semen collection centre:

- either collected and processed in accordance with the conditions of Council Directive 88/407/EEC as amended by Directive 2003/43/EC;
- or collected, processed and stored before 31 December 2004 in conformity with the provisions of Council Directive 88/407/EEC applying until 1 July 2003, and imported after 31 December 2004 in accordance with Article 2(2) of Directive 2003/43/EC.

## COUNTRY

## Veterinary certificate to EU

Part I: Details of dispatched consignment	I.1. Consignor		I.2. Certificate reference number		I.2.a.			
	Name		I.3. Central Competent Authority					
	Address							
	Tel.							
	I.5. Consignee		I.6. Person responsible for the consignment in EU					
	Name		Name					
	Address		Address					
	Postal code		Postal code					
	Tel.		Tel.					
	I.7. Country of origin	ISO code	I.8. Region of origin	Code	I.9. Country of destination	ISO code	I.10. Region of destination	Code
	I.11. Place of origin			I.12. Place of destination				
	Name		Approval number		Name		Address	
	Address		Approval number		Address			
	Name		Approval number		Postal code			
Address		Approval number						
Name		Approval number						
Address								
I.13. Place of loading				I.14. Date of departure				
I.15. Means of transport				I.16. Entry BIP in EU				
Aeroplane <input type="checkbox"/> Ship <input type="checkbox"/> Railway wagon <input type="checkbox"/>				I.17. No(s) of related original certificates				
Road vehicle <input type="checkbox"/> Other <input type="checkbox"/>								
Identification:								
Documentary references:								
I.18. Description of commodity				I.19. Commodity code (HS code)				
				05 11 10				
						I.20. Quantity		
I.21.				I.22. Number of packages				
I.23. Identification of container/Seal number				I.24.				
I.25. Commodities certified for:								
Artificial reproduction <input type="checkbox"/>								
I.26. For transit through EU to third Country <input type="checkbox"/>				I.27. For import or admission into EU <input type="checkbox"/>				
Third country				ISO code				
I.28. Identification of the commodities								
Species (Scientific name)		Identification mark			Quantity			

COUNTRY

Bovine semen

		II.a. Certificate reference number
Part II: Certification	<b>II. Health information</b>	
	I, the undersigned official veterinarian of ....., hereby certify that: (name of exporting country) <sup>(2)</sup>	
	II.1. The centre at which the semen to be exported to the Community was stored:	
	<sup>(1)</sup> either [II.1.1 meets the conditions laid down in Chapter I(1) of Annex A to Directive 88/407/EEC;	
	and II.1.2 is operated and supervised in accordance with the conditions laid down in Chapter II(1) of Annex A to Council Directive 88/407/EEC.]	
	<sup>(1)</sup> or [II.1.1 meets the conditions laid down in Chapter I(2) of Annex A to Directive 88/407/EEC;	
	and II.1.2 is operated and supervised in accordance with the conditions laid down in Chapter II(2) of Annex A to Council Directive 88/407/EEC.]	
	II.2. The semen to be exported to the Community:	
	II.2.1. has been collected, processed and stored for a minimum period of 30 days immediately following collection in an approved semen collection centre <sup>(3)</sup> operated and supervised in accordance with Chapter I(1) and Chapter II(1) of Annex A to Directive 88/407/EEC, and	
	<sup>(1)</sup> either [located in the exporting country;]	
<sup>(1)</sup> and/or [located in ..... <sup>(2)</sup> ,		
and has been imported to the exporting country under conditions at least as strict as for imports of semen of bovine species into the Community in accordance with Directive 88/407/EEC.]		
II.2.2. was stored under conditions which satisfy the terms of Directive 88/407/EEC;		
II.2.3. was sent to the place of loading in a sealed container under conditions which comply with Directive 88/407/EEC and bearing the number detailed in Part I.23.		
<b>Notes</b>		
<b>Part I:</b>		
— Box reference I.6: Person responsible for the load in EU: this box is to be filled in only if it is a certificate for transit commodity.		
— Box reference I.12: Place of destination: this box is to be filled in only if it is a certificate for transit commodity.		
— Box reference I.17: should correspond to the serial number of the individual official document(s) or health certificate(s) that accompanied the semen described above from the approved semen collection centre of its origin to the described above semen storage centre. The original(s) of those document(s) or those certificate(s) or the officially endorsed copies of thereof must be attached to this certificate.		
— Box reference I.23: identification of container and seal number shall be indicated.		
— Box reference I.26 and I.27: fill in according to whether it is a transit or an import certificate.		
— Box reference I.28: identification mark shall correspond to the identification of the donor animals and the date of collection.		

**COUNTRY****Bovine semen****Part II:**

- (<sup>1</sup>) Delete as necessary.
- (<sup>2</sup>) Countries listed in Annex I to Decision 2004/639/EC and the Member States.
- (<sup>3</sup>) Only centres listed in accordance with Article 5(2) and 9(1) of Directive 88/407/EEC  
<http://circa.europa.eu/irc/sanco/vets/info/data/semen/semen.html>
- The signature and the stamp must be in a different colour to that of the printing.

Official veterinarian

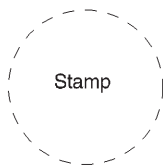
Name (in capital letters):

Date:

Place:

Qualification and title:

Signature:



# EUROPEAN CENTRAL BANK

## DECISION OF THE EUROPEAN CENTRAL BANK

of 17 December 2007

amending Decision ECB/2006/17 on the annual accounts of the European Central Bank

(ECB/2007/21)

(2008/121/EC)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

HAS DECIDED AS FOLLOWS:

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular Article 26.2 thereof,

*Article 1*

### **Amendments**

Decision ECB/2006/17 is amended as follows:

Whereas:

1. the following Article 10a is inserted:

(1) Decision ECB/2006/17 of 10 November 2006 on the annual accounts of the European Central Bank <sup>(1)</sup> (ECB) does not contain specific rules on the capitalisation of costs related to the acquisition of intangible assets. It is desirable for reasons of clarity to insert a rule specifying the current practice.

*'Article 10a*

### **Synthetic instruments**

The accounting treatment of synthetic instruments shall be in accordance with Article 9a of Guideline ECB/2006/16.;

(2) Article 14(2) of Guideline ECB/2007/2 of 26 April 2007 on a Trans-European Automated Real-time Gross settlement Express Transfer system (TARGET2) <sup>(2)</sup> provides that the TARGET2 system will replace the current TARGET system. The national central banks (NCBs) of Member States that have adopted the euro (hereinafter the participating Member States) will migrate to TARGET2 in accordance with the schedule specified in Article 13 of Guideline ECB/2007/2. Furthermore, certain NCBs of Member States that have not adopted the euro will connect to TARGET2 on the basis of a separate agreement with the ECB and the NCBs of participating Member States. It is therefore necessary to amend references to 'TARGET' in Decision ECB/2006/17,

2. Annex I to Decision ECB/2006/17 is amended in accordance with the Annex to this Decision.

*Article 2*

### **Final provision**

This Decision shall enter into force on 1 January 2008.

Done at Frankfurt am Main, 17 December 2007.

*The President of the ECB*

Jean-Claude TRICHET

<sup>(1)</sup> OJ L 348, 11.12.2006, p. 38.

<sup>(2)</sup> OJ L 237, 8.9.2007, p. 1.

## ANNEX

Annex I to Decision ECB/2006/17 is amended as follows:

1. in the table headed 'Assets', in relation to balance sheet item 11.2 (Tangible and intangible fixed assets), the following sentence is added at the end of the column headed 'Valuation principle':

'The cost of intangible assets includes the price for the acquisition of the intangible asset. Other direct or indirect costs are to be expensed.';

2. the word 'TARGET' is replaced by the words 'TARGET/TARGET2' in the following provisions:

- (a) in the table headed 'Assets', in relation to balance sheet item 9.3; and

- (b) in the table headed 'Liabilities', in relation to balance sheet items 6 and 10.2.

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## GUIDELINES

## EUROPEAN CENTRAL BANK

## GUIDELINE OF THE EUROPEAN CENTRAL BANK

of 17 December 2007

**amending Guideline ECB/2006/16 on the legal framework for accounting and financial reporting in the European System of Central Banks****(ECB/2007/20)**

(2008/122/EC)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular Articles 12.1, 14.3 and 26.4 thereof,

Having regard to the contribution of the General Council of the European Central Bank (ECB) pursuant to the second and third indents of Article 47.2 of the Statute,

Whereas:

- (1) Guideline ECB/2006/16 of 10 November 2006 on the legal framework for accounting and financial reporting in the European System of Central Banks <sup>(1)</sup> does not contain specific rules on the accounting of synthetic instruments, which are increasingly used in the financial markets. The development of generic accounting rules for synthetic instruments is appropriate since it provides clear rules that can accommodate the full range of such instruments and provide a clear framework for the Eurosystem external auditors.
- (2) Article 14(2) of Guideline ECB/2007/2 of 26 April 2007 on a Trans-European Automated Real-time Gross settlement Express Transfer system (TARGET2) <sup>(2)</sup> provides that the TARGET2 system will replace the current TARGET system. The national central banks (NCBs) of Member States that have adopted the euro (hereinafter the participating Member States) will migrate to TARGET2 in accordance with the schedule specified in Article 13 of Guideline ECB/2007/2. Furthermore, certain NCBs of Member States that have not adopted the euro will connect to TARGET2 on the

basis of a separate agreement with the ECB and the NCBs of participating Member States. It is therefore necessary to amend references to 'TARGET' and related concepts in Guideline ECB/2006/16,

HAS ADOPTED THIS GUIDELINE:

*Article 1***Amendments**

Guideline ECB/2006/16 is amended as follows:

1. the following Article 9a is inserted:

*'Article 9a***Synthetic instruments**

1. Instruments combined to form a synthetic instrument shall be recognised and treated separately from other instruments, in accordance with the general provisions, valuation rules, income recognition and instrument-specific requirements set out in this Guideline.

2. In derogation from Articles 3(b), 7(3), 11(1) and 13(2), the following alternative treatment may be applied to the valuation of synthetic instruments:

- (a) unrealised gains and losses of the instruments combined to form a synthetic instrument are netted at the year-end. In such case, net unrealised gains shall be recorded in a revaluation account. Net unrealised losses shall be taken to the profit and loss account if they exceed previous net revaluation gains registered in the corresponding revaluation account;

<sup>(1)</sup> OJ L 348, 11.12.2006, p. 1.

<sup>(2)</sup> OJ L 237, 8.9.2007, p. 1.



- (b) securities held as part of a synthetic instrument shall not form part of the overall holding on these securities but shall be part of a separate holding;
- (c) unrealised losses taken to the profit and loss account at the year-end and the corresponding unrealised gains shall be separately amortised in subsequent years.
3. If one of the instruments combined expires, is sold, terminated or exercised, the reporting entity shall discontinue prospectively the alternative treatment specified in paragraph 2 and any unamortised valuation gains credited in the profit and loss account in previous years shall be immediately reversed.
4. The alternative treatment specified in paragraph 2 may only be applied if the following conditions are met:
- (a) the individual instruments are managed and their performance is evaluated as one combined instrument, based on either a risk management or investment strategy;
- (b) on initial recognition, the individual instruments are structured and designated as a synthetic instrument;
- (c) the application of the alternative treatment eliminates or significantly reduces a valuation inconsistency (valuation mismatch) that would arise from applying general rules set out in this Guideline at an individual instrument level; and
- (d) availability of formal documentation allowing the fulfilment of the conditions set up in the preceding paragraphs a, b and c to be verified.;
2. the word 'TARGET' is replaced by the words 'TARGET/TARGET2' in Article 10(1)(a) and the following parts of Annex IV:
- (a) in the table headed 'Assets', in relation to balance sheet item 9.5; and
- (b) in the table headed 'Liabilities', in relation to balance sheet items 6 and 10.4;
3. Annex II to Guideline ECB/2006/16 is amended in accordance with the Annex to this Guideline.

*Article 2*

**Entry into force**

This Guideline shall enter into force on 1 January 2008.

*Article 3*

**Addressees**

This Guideline applies to all Eurosystem central banks.

Done at Frankfurt am Main, 17 December 2007.

*For the Governing Council of the ECB*

*The President of the ECB*

Jean-Claude TRICHET

## ANNEX

Annex II to Guideline ECB/2006/16 is amended as follows:

1. the definition of 'interlinking' is deleted;
2. the following definition is added after 'strike price':

*'Synthetic instrument'*: a financial instrument created artificially by combining two or more instruments with the aim of replicating the cash flow and valuation patterns of another instrument. This is normally done via a financial intermediary.;

3. the definition of 'TARGET' is replaced by the following:

*TARGET*: the Trans-European Automated Real-time Gross settlement Express Transfer system, pursuant to Guideline ECB/2005/16 of 30 December 2005 on a Trans-European Automated Real-time Gross settlement Express Transfer system (TARGET) (\*).;

(\*) OJ L 18, 23.1.2006, p. 1. Guideline as amended by Guideline ECB/2006/11 (OJ L 221, 12.8.2006, p. 17).'

4. the following definition is added after the definition of 'TARGET':

*TARGET2*: the Trans-European Automated Real-time Gross settlement Express Transfer system, pursuant to Guideline ECB/2007/2 of 26 April 2007 on a Trans-European Automated Real-time Gross settlement Express Transfer system (TARGET2) (\*).

(\*) OJ L 237, 8.9.2007, p. 1.'

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## III

*(Acts adopted under the EU Treaty)*

## ACTS ADOPTED UNDER TITLE V OF THE EU TREATY

## COUNCIL JOINT ACTION 2008/123/CFSP

of 4 February 2008

**appointing a European Union Special Representative in Kosovo**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union and, in particular Articles 14, 18(5) and 23(2) thereof,

Whereas:

- (1) On 10 June 1999 the United Nations Security Council adopted Resolution 1244.
- (2) On 15 September 2006, the Council adopted Joint Action 2006/623/CFSP<sup>(1)</sup> on the establishment of a team to contribute to the preparations of the establishment of a possible International Civilian Office in Kosovo, including a European Union Special Representative component (ICO/EUSR Preparation Team).
- (3) On 13/14 December 2007, the European Council underlined that the EU stands ready to play a leading role in strengthening stability in the region and in implementing a settlement defining Kosovo's future status. It stated the EU's readiness to assist Kosovo in the path towards sustainable stability, including by an ESDP mission and a contribution to an International Civilian Office as part of the international presences.
- (4) In parallel with this Joint Action, the Council will adopt a Joint Action on the European Union Rule of Law Mission in Kosovo (EULEX KOSOVO).
- (5) The Stabilisation and Association Process is the strategic framework for the EU's policy towards the Western Balkan region, and its instruments apply to Kosovo,

including a European partnership, political and technical dialogue under the SAP Tracking Mechanism, and related Community assistance programmes.

- (6) The EUSR's mandate should be implemented in coordination with the Commission in order to ensure consistency with other relevant activities falling within Community competence.
- (7) The Council foresees that the powers and authorities of the EUSR and the powers and authorities of an International Civilian Representative shall be vested in the same person.
- (8) The EUSR will implement his mandate in the context of a situation which may deteriorate and could harm the objectives of the Common Foreign and Security Policy as set out in Article 11 of the Treaty,

HAS ADOPTED THIS JOINT ACTION:

*Article 1***Appointment**

Mr Pieter Feith is hereby appointed as European Union Special Representative (EUSR) in Kosovo for the period from the date of adoption of the Joint Action to 28 February 2009.

*Article 2***Policy objectives**

The mandate of the EUSR shall be based on the policy objectives of the EU in Kosovo. These include to play a leading role in strengthening stability in the region and in implementing a settlement defining Kosovo's future status, with the aim of a stable, viable, peaceful, democratic and multi-ethnic Kosovo, contributing to regional cooperation and stability, on the basis of good neighbourly relations; a Kosovo that is committed to the rule of law and to the protection of minorities, and of cultural and religious heritage.

<sup>(1)</sup> OJ L 253, 16.9.2006, p. 29. Joint Action as last amended and extended by Joint Action 2007/744/CFSP (OJ L 301, 20.11.2007, p. 27).

*Article 3***Mandate**

In order to achieve the policy objectives of the EU in Kosovo, the mandate of the EUSR shall be to:

- (a) offer the EU's advice and support in the political process;
- (b) promote overall EU political coordination in Kosovo;
- (c) provide local political guidance to the Head of the European Union Rule of Law Mission in Kosovo (EULEX KOSOVO), including on the political aspects of issues relating to executive responsibilities;
- (d) ensure consistency and coherence of EU action towards the public. The EUSR spokesperson shall be the main EU point of contact for Kosovo media on Common Foreign and Security Policy/European Security and Defence Policy (CFSP/ESDP) issues. All press and public information activities will be conducted in close and continued coordination with the SG/HR spokesperson/Council Secretariat Press Office;
- (e) until the expiry of Council Joint Action 2006/623/CFSP of 15 September 2006 on the establishment of a EU team to contribute to the preparations of the establishment of a possible international civilian mission in Kosovo, including a European Union Special Representative component (ICM/EUSR Preparation Team), give political guidance and operational direction to the Head of the Preparation Team established thereby, preparing for the EU contribution to an International Civilian Office;
- (f) contribute to the development and consolidation of respect for human rights and fundamental freedoms in Kosovo, including with regard to women and children, in accordance with EU human rights policy and EU guidelines on Human Rights.

*Article 4***Implementation of the mandate**

1. The EUSR shall be responsible for the implementation of the mandate acting under the authority and operational direction of the Secretary General/High Representative (SG/HR).
2. The Political and Security Committee (PSC) shall maintain a privileged link with the EUSR and shall be the primary point of contact with the Council. The PSC shall provide the EUSR with strategic guidance and political direction within the framework of the mandate.

3. Until the expiry of Joint Action 2006/623/CFSP, the EUSR shall be supported by the Preparation Team established thereby.

*Article 5***Financing**

1. The financial reference amount intended to cover the expenditure related to the mandate of the EUSR in the period from the date of adoption of this Joint Action to 28 February 2009 shall be EUR 380 000.
2. The expenditure financed by the amount stipulated in paragraph 1 shall be eligible as from the date of adoption of this Joint Action. The expenditure shall be managed in accordance with the procedures and rules applicable to the general budget of the European Communities with the exception that any pre-financing shall not remain the property of the Community. Nationals of the countries of the Western Balkans region shall be allowed to tender for contracts.
3. The management of the expenditure shall be subject to a contract between the EUSR and the Commission. The EUSR shall be accountable to the Commission for all expenditure.

*Article 6***Constitution and composition of the team**

1. An EU dedicated staff shall be assigned to assist the EUSR to implement his mandate and contribute to the coherence, visibility and effectiveness of the overall EU action in Kosovo. Within the limits of his mandate and the corresponding financial means made available, the EUSR shall be responsible for constituting his team in consultation with the Presidency, assisted by the SG/HR, and in full association with the Commission. The team shall include expertise on specific policy issues as required by the mandate. The EUSR shall inform the SG/HR, the Presidency and the Commission of the composition of his team.
2. Member States and Institutions of the European Union may propose the secondment of staff to work with the EUSR. The salary of personnel who are seconded by a Member State or an institution of the European Union to the EUSR shall be covered by the Member State or the institution of the European Union concerned, respectively. Experts seconded by Member States to the General Secretariat of the Council may also be posted to the EUSR. International contracted staff shall have the nationality of an EU Member State.

3. All seconded personnel shall remain under the administrative authority of the sending Member State or EU institution and shall carry out their duties and act in the interest of the mission of the EUSR.

#### Article 7

##### **Privileges and immunities of the EUSR and his staff**

The privileges, immunities and further guarantees necessary for the completion and smooth functioning of the mission of the EUSR and the members of his staff shall be agreed as appropriate. Member States and the Commission shall grant all necessary support to such effect.

#### Article 8

##### **Security of classified information**

1. The EUSR and the members of his team shall respect security principles and minimum standards established by Council Decision 2001/264/EC of 19 March 2001 adopting the Council's Security Regulations <sup>(1)</sup>, in particular when managing EU classified information.

2. The SG/HR shall be authorised to release to NATO/KFOR EU classified information and documents up to the level 'CONFIDENTIEL UE' generated for the purposes of the action, in accordance with the Council's security regulations.

3. The SG/HR shall be authorised to release to the UN and the OSCE, in accordance with the operational needs of the EUSR, EU classified information and documents up to the level 'RESTREINT UE' which are generated for the purposes of the action, in accordance with the Council's security regulations. Local arrangements shall be drawn up for this purpose.

4. The SG/HR shall be authorised to release to third parties associated with this Joint Action EU non-classified documents related to the deliberations of the Council with regard to the action covered by the obligation of professional secrecy pursuant to Article 6(1) of the Council's Rules of Procedure <sup>(2)</sup>.

#### Article 9

##### **Access to information and logistical support**

1. Member States, the Commission and the Council Secretariat shall ensure that the EUSR is given access to any relevant information.

<sup>(1)</sup> OJ L 101, 11.4.2001, p. 1. Decision as last amended by Decision 2007/438/EC (OJ L 164, 26.6.2007, p. 24).

<sup>(2)</sup> Decision 2006/683/EC, Euratom of 15 September 2006 adopting the Council's Rules of Procedure (OJ L 285, 16.10.2006, p. 47). Decision as last amended by Decision 2007/881/EC (OJ L 346, 29.12.2007, p. 17).

2. The Presidency, the Commission and/or Member States, as appropriate, shall provide logistical support in the region.

#### Article 10

##### **Security**

In accordance with the EU's policy on the security of personnel deployed outside the EU in an operational capacity under Title V of the Treaty, the EUSR shall take all reasonably practicable measures, in conformity with his mandate and the security situation in his geographical area of responsibility, for the security of all personnel under his direct authority, notably by:

- (a) establishing a mission-specific security plan based on guidance from the General Secretariat of the Council, including mission-specific physical, organisational and procedural security measures, governing management of the secure movement of personnel to, and within, the mission area, as well as the management of security incidents and including a mission contingency and evacuation plan;
- (b) ensuring that all personnel deployed outside the EU are covered by high risk insurance as required by the conditions in the mission area;
- (c) ensuring that all members of his team to be deployed outside the EU, including locally contracted personnel, have received appropriate security training before or upon arriving in the mission area, based on the risk ratings assigned to the mission area by the General Secretariat of the Council;
- (d) ensuring that all agreed recommendations made following regular security assessments are implemented and providing the SG/HR, the Council and the Commission with written reports on their implementation and on other security issues within the framework of the mid-term and mandate implementation reports.

#### Article 11

##### **Reporting**

The EUSR shall regularly provide the SG/HR and the PSC with oral and written reports. The EUSR shall also report as necessary to working groups. Regular written reports shall be circulated through the COREU network. Upon recommendation of the SG/HR or the PSC, the EUSR may provide General Affairs and External Relations Council with reports.

*Article 12***Coordination**

1. The EUSR shall promote overall EU political coordination. He shall help ensure that all EU instruments in the field are engaged coherently to attain the EU's policy objectives. The activities of the EUSR shall be coordinated with those of the Presidency and the Commission, as well as those of other EUSRs active in the region as appropriate. The EUSR shall provide regular briefings to Member States' missions and Commission's delegations.

2. In the field, close liaison shall be maintained with Presidency, Commission and Member States' Heads of Mission who shall make best efforts to assist the EUSR in the implementation of the mandate. The EUSR shall provide local political guidance to the Head of the European Union Rule of Law Mission in Kosovo (EULEX KOSOVO), including on the political aspects of issues relating to executive responsibilities. The EUSR and the Civilian Operation Commander will consult each other as required.

3. The EUSR shall also liaise with relevant local bodies and other international and regional actors in the field.

4. The EUSR, with other EU actors present in the field, shall ensure the dissemination and sharing of information among EU actors in theatre with a view to achieving a high degree of common situation awareness and assessment.

*Article 13***Review**

The implementation of this Joint Action and its consistency with other contributions from the European Union to the region shall be kept under regular review. The EUSR shall present the SG/HR, the Council and the Commission with a progress report before the end of June 2008 and a comprehensive mandate implementation report by mid-November 2008. These reports shall form a basis for evaluation of this Joint Action in the relevant working groups and by the PSC. In the context of overall priorities for deployment, the SG/HR shall make recommendations to the PSC concerning the Council's decision on renewal, amendment or termination of the mandate.

*Article 14***Entry into force**

This Joint Action shall enter into force on the day of its adoption.

*Article 15***Publication**

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

Done at Brussels, 4 February 2008.

*For the Council*  
*The President*  
D. RUPEL

**COUNCIL JOINT ACTION 2008/124/CFSP**

**of 4 February 2008**

**on the European Union Rule of Law Mission in Kosovo, EULEX KOSOVO**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 14 and the third paragraph of Article 25 thereof,

Whereas:

- (1) On 10 June 1999, the United Nations Security Council adopted Resolution 1244 (hereinafter Resolution 1244), and within this framework, the United Nations Security Council:
- ‘Decides that the international civil and security presences are established for an initial period of 12 months, to continue thereafter unless the Security Council decides otherwise’ (Paragraph 19),
  - ‘Authorises the Secretary-General, with the assistance of relevant international organisations, to establish an international civil presence in Kosovo ...’ and ‘Decides that the main responsibilities of the international civil presence will include ... (f) in a final stage, overseeing the transfer of authority from Kosovo’s provisional institutions to institutions established under a political settlement ... (i) maintaining civil law and order, including establishing local police forces and meanwhile through the deployment of international police personnel to serve in Kosovo’ (Paragraphs 10 and 11),
  - ‘Welcomes the work in hand in the European Union and other international organisations to develop a comprehensive approach to the economic development and stabilisation of the region affected by the Kosovo crisis, including the implementation of a Stability Pact for South Eastern Europe with broad international participation in order to further the promotion of democracy, economic prosperity, stability and regional cooperation’ (Paragraph 17).
- (2) The Kosovo organs, institutions and authorities referred to in this Joint Action are the institutions (hereinafter the Kosovo institutions) created on the basis of Resolution 1244. They include, *inter alia*, the Kosovo Police Service, the judiciary and the associated Ministries of the Interior and of Justice.
- (3) There is a need to prevent, on humanitarian grounds, possible outbreaks of violence, acts of persecution and intimidation in Kosovo, taking account, as appropriate, of the responsibility towards populations as referred to in Resolution 1674 by the United Nations Security Council on 28 April 2006.
- (4) On 10 April 2006, the Council adopted Joint Action 2006/304/CFSP on the establishment of an EU Planning Team (EUPT Kosovo) regarding a possible EU crisis management operation in Kosovo in the field of rule of law and possible other areas in Kosovo <sup>(1)</sup>.
- (5) On 11 December 2006, the Council approved the Crisis Management Concept for a possible EU crisis management operation in the field of rule of law and possible other areas in Kosovo.
- (6) Joint Action 2006/304/CFSP lays down that the Head of EUPT Kosovo is, in particular, to act under the direction of the Head of the EU crisis management operation in Kosovo once the latter has been appointed.
- (7) The Brussels European Council of 14 December 2007 underlined the readiness of the EU to play a leading role in strengthening stability in the region in line with its European perspective and in implementing a settlement defining Kosovo’s future status. It stated the EU’s readiness to assist Kosovo in the path towards sustainable stability, including by means of a European Security and Defence Policy (ESDP) mission and a contribution to an international civilian office as part of the international presences. The General Affairs and External Relations Council was invited to determine the modalities for the mission and when to launch it. The Secretary-General/High Representative (SG/HR) was requested to prepare the mission in discussion with the responsible authorities in Kosovo and the United Nations. In this regard, the United Nations Secretary-General has stated that the United Nations, with the support of the relevant international organisations, is committed to assisting Kosovo in the path towards sustainable stability. The United Nations Secretary-General also noted the readiness of the EU to play an enhanced role in Kosovo, as reflected in the conclusions of the Brussels European Council on 14 December.

<sup>(1)</sup> OJ L 112, 26.4.2006, p. 19.

- (8) In parallel with this Joint Action, the Council is adopting a Joint Action appointing an EU Special Representative for Kosovo.
- (9) In accordance with the guidelines of the Nice European Council of 7-9 December 2000, this Joint Action should determine the role of the SG/HR in accordance with Articles 18 and 26 of the Treaty.
- (10) Article 14(1) of the Treaty calls for the indication of financing for the whole period of implementation of the Joint Action. The indication of amounts to be financed by the general budget of the European Union illustrates the will of the political authority and is subject to the availability of commitment appropriations during the respective budget year.
- (11) Considering the scale and nature of the mission established by this Joint Action, specific provisions are required concerning staff recruitment and procurement.
- (12) The command and control structure of the mission should be without prejudice to the contractual responsibilities of the Head of the mission towards the Commission for implementing the mission's budget.
- (13) The watch-keeping capability established within the Council Secretariat should be activated for this mission.
- (14) The European Union Rule of Law Mission in Kosovo will be conducted in a situation which may deteriorate and could harm the objectives of the Common Foreign and Security Policy as set out in Article 11 of the Treaty,

HAS ADOPTED THIS JOINT ACTION:

#### Article 1

##### The mission

1. The EU hereby establishes an European Union Rule of Law Mission in Kosovo, EULEX KOSOVO (hereinafter EULEX KOSOVO).
2. EULEX KOSOVO shall operate in accordance with the Mission Statement set out in Article 2 and shall carry out the tasks as set out in Article 3.

#### Article 2

##### Mission Statement

EULEX KOSOVO shall assist the Kosovo institutions, judicial authorities and law enforcement agencies in their progress towards sustainability and accountability and in further developing and strengthening an independent multi-ethnic justice system and multi-ethnic police and customs service, ensuring that these institutions are free from political interference and adhering to internationally recognised standards and European best practices.

EULEX KOSOVO, in full cooperation with the European Commission Assistance Programmes, shall fulfil its mandate through monitoring, mentoring and advising, while retaining certain executive responsibilities.

#### Article 3

##### Tasks

In order to fulfil the Mission Statement set out in Article 2, EULEX KOSOVO shall:

- (a) monitor, mentor and advise the competent Kosovo institutions on all areas related to the wider rule of law (including a customs service), whilst retaining certain executive responsibilities;
- (b) ensure the maintenance and promotion of the rule of law, public order and security including, as necessary, in consultation with the relevant international civilian authorities in Kosovo, through reversing or annulling operational decisions taken by the competent Kosovo authorities;
- (c) help to ensure that all Kosovo rule of law services, including a customs service, are free from political interference;
- (d) ensure that cases of war crimes, terrorism, organised crime, corruption, inter-ethnic crimes, financial/economic crimes and other serious crimes are properly investigated, prosecuted, adjudicated and enforced, according to the applicable law, including, where appropriate, by international investigators, prosecutors and judges jointly with Kosovo investigators, prosecutors and judges or independently, and by measures including, as appropriate, the creation of cooperation and coordination structures between police and prosecution authorities;
- (e) contribute to strengthening cooperation and coordination throughout the whole judicial process, particularly in the area of organised crime;
- (f) contribute to the fight against corruption, fraud and financial crime;
- (g) contribute to the implementation of the Kosovo Anti-Corruption Strategy and Anti-Corruption Action Plan;
- (h) assume other responsibilities, independently or in support of the competent Kosovo authorities, to ensure the maintenance and promotion of the rule of law, public order and security, in consultation with the relevant Council agencies; and
- (i) ensure that all its activities respect international standards concerning human rights and gender mainstreaming.



*Article 4***Planning and preparation phase**

1. During the planning and preparation phase of the mission, EUPT Kosovo shall act as the main planning and preparation element for EULEX KOSOVO.

The Head of EUPT Kosovo shall act under the authority of the Head of EULEX KOSOVO (hereinafter the Head of Mission).

2. The risk assessment carried out as part of the planning process shall be updated regularly.

3. EUPT Kosovo shall be responsible for recruiting and deploying staff and procuring equipment, services and premises intended for EULEX KOSOVO, financed from the EUPT Kosovo budget.

4. EUPT Kosovo shall be responsible for drawing up the Operation Plan (OPLAN) and developing technical instruments necessary to execute the mandate of EULEX KOSOVO. The OPLAN shall take into account the risk assessment and shall include a security plan. The Council shall approve the OPLAN.

*Article 5***Launching and transition period**

1. The decision to launch EULEX KOSOVO shall be taken by the Council upon approval of the OPLAN. The operational phase of EULEX KOSOVO shall start upon transfer of authority from the United Nations Mission in Kosovo, UNMIK.

2. During the transition period, the Head of Mission may direct EUPT Kosovo to undertake the necessary activities in order for EULEX KOSOVO to be fully operational on the day of transfer of authority.

*Article 6***Structure of EULEX KOSOVO**

1. EULEX KOSOVO shall be a unified ESDP mission across Kosovo.

2. EULEX KOSOVO shall establish:

(a) its main Headquarters in Pristina;

(b) regional and local offices across Kosovo;

(c) a Brussels support element; and

(d) liaison offices, as required.

3. Subject to detailed arrangements in the OPLAN, EULEX KOSOVO shall be structured as follows:

(a) the Head of Mission and staff as defined in the OPLAN;

(b) a police component, co-located where appropriate with the Kosovo Police Service, including at the border crossing points;

(c) a justice component, co-located where appropriate with the relevant Ministries, the Kosovo judiciary, the Kosovo Property Agency, the Kosovo Correctional Service; and

(d) a customs component, co-located where appropriate with the Kosovo Customs Service.

4. Specialised police may be hosted in camps designed to cater for their operational needs.

*Article 7***Civilian Operation Commander**

1. The Civilian Planning and Conduct Capability (CPCC) Director shall be the Civilian Operation Commander for EULEX KOSOVO.

2. The Civilian Operation Commander, under the political control and strategic direction of the Political and Security Committee (PSC) and the overall authority of the SG/HR, shall exercise command and control of EULEX KOSOVO at the strategic level.

3. The Civilian Operation Commander shall ensure proper and effective implementation of the Council's decisions as well as the PSC's decisions, including by issuing instructions at strategic level as required to the Head of Mission and providing him with advice and technical support.

4. All seconded staff shall remain under the full command of the national authorities of the seconding State or EU institution concerned. National authorities shall transfer Operational Control (OPCON) of their personnel, teams and units to the Civilian Operation Commander.

5. The Civilian Operation Commander shall have overall responsibility for ensuring that the EU's duty of care is properly discharged.

6. The Civilian Operation Commander and the European Union Special Representative (EUSR) shall consult each other as required.

*Article 8***Head of Mission**

1. The Head of Mission shall assume responsibility and exercise command and control of EULEX KOSOVO at theatre level.

2. The Head of Mission shall exercise command and control over personnel, teams and units from contributing States as assigned by the Civilian Operation Commander together with administrative and logistic responsibility including over assets, resources and information placed at the disposal of EULEX KOSOVO. The exercise of such command and control shall be without prejudice to the principle of the independence of the judiciary and the autonomy of prosecution when considering the discharge of judicial duties of EULEX KOSOVO judges and prosecutors.

3. The Head of Mission shall issue instructions to all EULEX KOSOVO staff, including in this case the support element in Brussels, for the effective conduct of EULEX KOSOVO in theatre, assuming its coordination and day-to-day management, and following the instructions at strategic level of the Civilian Operation Commander.

4. Until the expiry of Joint Action 2006/304/CFSP, the Head of Mission shall be supported by EUPT Kosovo established thereby.

5. The Head of Mission shall be responsible for the implementation of the EULEX KOSOVO's budget. For this purpose, the Head of Mission shall sign a contract with the Commission.

6. The Head of Mission shall be responsible for disciplinary control over the staff. For seconded staff, disciplinary action shall be exercised by the national or EU authority concerned.

7. The Head of Mission shall represent EULEX KOSOVO in the operations area and shall ensure appropriate visibility of EULEX KOSOVO.

8. The Head of Mission shall coordinate, as appropriate, with other EU actors on the ground. The Head of Mission shall, without prejudice to the chain of command, receive local political guidance from the EUSR, including with regard to the political aspects of issues related to executive responsibilities.

9. The Head of Mission shall ensure that EULEX KOSOVO works closely and coordinates with the competent Kosovo authorities and with relevant international actors, as appropriate, including NATO/KFOR, UNMIK, OSCE, third States involved in the rule of law in Kosovo and an International Civilian Office.

10. Under the direct responsibility of the Head of Mission, internal legal and financial control functions shall be performed by personnel independent of the staff responsible for the administration of EULEX KOSOVO.

*Article 9***Staff**

1. The numbers and competence of the EULEX KOSOVO staff shall be consistent with its Mission Statement set out in Article 2, the tasks set out in Article 3 and the structure of EULEX KOSOVO set out in Article 6.

2. EULEX KOSOVO shall consist primarily of staff seconded by Member States or EU institutions. Each Member State or EU institution shall bear the costs related to any of the staff seconded by it, including travel expenses to and from the place of deployment, salaries, medical coverage and allowances other than daily allowances and applicable risks and hardship allowances.

3. EULEX KOSOVO may also recruit, as required, international staff and local staff on a contractual basis.

4. Third States may also, as appropriate, second staff to EULEX KOSOVO. Each seconding third State shall bear the costs related to any of the staff seconded by it, including travel expenses to and from the place of deployment, salaries, medical coverage and allowances. Exceptionally, in duly justified cases, where no qualified applications from Member States are available, nationals from participating third States may be recruited on a contractual basis, as appropriate.

5. All staff shall abide by the mission-specific minimum security operating standards and the mission security plan supporting the EU field security policy. As regards the protection of EU classified information with which they are entrusted in the course of their duties, they shall respect the security principles and minimum standards established by Decision 2001/264/EC <sup>(1)</sup>.

*Article 10***Status of EULEX KOSOVO and of its staff**

1. The status of EULEX KOSOVO and its staff, including the privileges, immunities and further guarantees necessary for the completion and smooth functioning of EULEX KOSOVO, shall be agreed as appropriate.

2. The State or EU institution having seconded a member of staff shall be responsible for answering any claims linked to the secondment, from or concerning the member of staff. The State or EU institution in question shall be responsible for bringing any action against the seconded person.

<sup>(1)</sup> OJ L 101, 11.4.2001, p. 1. Decision as last amended by Decision 2007/438/EC (OJ L 164, 26.6.2007, p. 24).

3. The conditions of employment and the rights and obligations of international and local civilian staff shall be laid down in the contracts between the Head of Mission and the members of staff.

#### Article 11

##### Chain of command

1. EULEX KOSOVO shall have a unified chain of command, as a crisis management operation.
2. Under the responsibility of the Council, the PSC shall exercise political control and strategic direction of EULEX KOSOVO.
3. As also laid down in Article 7, the Civilian Operation Commander, under the political control and strategic direction of the PSC and the overall authority of the SG/HR, shall be the commander of EULEX KOSOVO at strategic level and, as such, shall issue the Head of Mission with instructions and provide him with advice and technical support.
4. The Civilian Operation Commander shall report to the Council through the SG/HR.
5. The Head of Mission shall exercise command and control of EULEX KOSOVO at theatre level and shall be directly responsible to the Civilian Operation Commander.

#### Article 12

##### Political control and strategic direction

1. The PSC shall exercise, under the responsibility of the Council, political control and strategic direction of EULEX KOSOVO.
2. The Council hereby authorises the PSC to take the relevant decisions for this purpose, in accordance with the third paragraph of Article 25 of the Treaty. This authorisation shall include the powers to amend the OPLAN and the chain of command. It shall also include powers to take subsequent decisions regarding the appointment of the Head of Mission. The Council, on the recommendation of the SG/HR, shall decide on the objectives and termination of EULEX KOSOVO.
3. The PSC shall report to the Council at regular intervals.
4. The PSC shall receive, on a regular basis and as required, reports by the Civilian Operation Commander and the Head of Mission on issues within their areas of responsibility. Planning for specific areas may be reviewed by the PSC on a regular basis.

#### Article 13

##### Participation of third States

1. Without prejudice to the decision-making autonomy of the EU and its single institutional framework, third States may be invited to contribute to EULEX KOSOVO provided that they bear the cost of the staff seconded by them, including salaries, allowances and travel expenses to and from the theatre of operation, and to contribute to the running costs of EULEX KOSOVO, as appropriate.
2. Third States making contributions to EULEX KOSOVO shall have the same rights and obligations in terms of day-to-day management of EULEX KOSOVO as Member States taking part in it.
3. The Council hereby authorises the PSC to take the relevant decisions on acceptance or otherwise of the proposed contributions and to establish a Committee of Contributors.
4. Detailed arrangements regarding the participation of third States shall be laid down in an agreement to be concluded in accordance with Article 24 of the Treaty. The SG/HR, assisting the Presidency, may negotiate such arrangements on its behalf. Where the EU and a third State conclude an agreement establishing a framework for the participation of such third State in the EU crisis management operations, the provisions of such agreement shall apply in the context of EULEX KOSOVO.

#### Article 14

##### Security

1. The Civilian Operation Commander shall direct the Head of Mission's planning of security measures and ensure their proper and effective implementation for EULEX KOSOVO in accordance with Articles 7 and 11 and in coordination with the Security Office of the General Secretariat of the Council.
2. The Head of Mission shall be responsible for the security of the operation and for ensuring compliance with minimum security requirements applicable to the operation, in line with the policy of the EU on the security of personnel deployed outside the EU in an operational capacity under Title V of the Treaty and its supporting instruments.
3. The Head of Mission shall be assisted by a Senior Mission Security Officer (SMSO), who will report to the Head of Mission and also maintain a close functional relationship with the Security Office mentioned in paragraph 1.
4. The Head of Mission shall appoint Area Security Officers in the regional and local EULEX KOSOVO locations, who, under the authority of the SMSO shall be responsible for the day-to-day management of all security aspects of the respective EULEX KOSOVO elements.

5. EULEX KOSOVO staff shall undergo mandatory security training before or upon taking up their duties, in accordance with the OPLAN. They also receive regular in-theatre refresher training organised by the SMSO and the Area Security Officers.

6. The Head of Mission shall ensure that the numbers of EULEX KOSOVO staff present and of authorised visitors never exceed EULEX KOSOVO's capabilities to ensure their safety and security or to manage their evacuation in an emergency situation.

7. The Head of Mission shall ensure the protection of EU classified information in accordance with Decision 2001/264/EC.

#### Article 15

##### Watch-keeping

The watch-keeping capability shall be activated for EULEX KOSOVO.

#### Article 16

##### Financial arrangements

1. The financial reference amount intended to cover the expenditure related to a period of 16 months starting from the approval of the OPLAN shall be EUR 205 000 000.

2. All expenditure shall be managed in accordance with the Community rules and procedures applicable to the general budget of the EU, with the exception that any pre-financing shall not remain the property of the Community.

3. Subject to the Commission's approval, the Head of Mission may conclude technical arrangements with EU Member States, participating third States and other international actors deployed in Kosovo regarding the provision of equipment, services and premises to EULEX KOSOVO. Nationals of the countries of the Western Balkans region or of contributing third States shall be allowed to tender for contracts. The position of contract holder of contracts or under arrangements concluded by EUPT Kosovo for EULEX KOSOVO during the planning and preparation phase shall be transferred to EULEX KOSOVO, as appropriate. Assets owned by EUPT Kosovo shall be transferred to EULEX KOSOVO.

4. The Head of Mission shall report fully to, and be supervised by, the Commission on the activities undertaken in the framework of his contract.

5. The financial arrangements shall respect the operational requirements of EULEX KOSOVO, including compatibility of equipment and interoperability of its teams, and shall take into consideration the deployment of staff in regional offices.

6. Expenditure shall be eligible as from the date of approval of the OPLAN.

#### Article 17

##### Coordination with Community actions

1. The Council and the Commission shall, each in accordance with its respective powers, ensure consistency between the implementation of this Joint Action and external activities of the Community in accordance with Article 3 of the Treaty. The Council and the Commission shall cooperate to this end.

2. The necessary coordination arrangements shall be put in place in the EULEX KOSOVO area, as appropriate, as well as in Brussels.

#### Article 18

##### Release of classified information

1. The SG/HR shall be authorised to release to the United Nations, NATO/KFOR and to other third parties, associated with this Joint Action, EU classified information and documents generated for the purposes of EULEX KOSOVO up to the level of the relevant classification respectively for each of them, in accordance with Decision 2001/264/EC. Local technical arrangements shall be drawn up to facilitate this.

2. In the event of a specific and immediate operational need, the SG/HR shall also be authorised to release to the competent local authorities EU classified information and documents up to the level 'RESTREINT UE' generated for the purposes of EULEX KOSOVO, in accordance with Decision 2001/264/EC. In all other cases, such information and documents shall be released to the competent local authorities in accordance with the procedures appropriate to those authorities' level of cooperation with the EU.

3. The SG/HR shall be authorised to release to the United Nations, NATO/KFOR, to other third parties associated with this Joint Action and to the relevant local authorities, EU non-classified documents related to the deliberations of the Council with regard to EULEX KOSOVO covered by the obligation of professional secrecy pursuant to Article 6(1) of the Council's Rules of Procedure <sup>(1)</sup>.

<sup>(1)</sup> Decision 2006/683/EC, Euratom of 15 September 2006 adopting the Council's Rules of Procedure (OJ L 285, 16.10.2006, p. 47). Decision as amended by Decision 2007/881/EC (OJ L 346, 29.12.2007, p. 17).

*Article 19***Review**

The Council shall evaluate, not later than six months after the start of the operational phase, whether EULEX KOSOVO should be extended.

*Article 20***Entry into force and duration**

This Joint Action shall enter into force on the date of its adoption.

It shall expire 28 months from the date of approval of the OPLAN. The budget for the last 12 months before expiry shall be decided upon separately by the Council.

*Article 21***Publication**

1. This Joint Action shall be published in the *Official Journal of the European Union*.

2. The decisions of the PSC pursuant to Article 12(1) regarding the appointment of the Head of Mission shall also be published in the *Official Journal of the European Union*.

Done at Brussels, 4 February 2008.

*For the Council*

*The President*

D. RUPEL

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**POLITICAL AND SECURITY COMMITTEE DECISION EULEX/1/2008****of 7 February 2008****concerning the appointment of the Head of Mission of the European Union Rule of Law Mission in Kosovo, EULEX KOSOVO**

(2008/125/CFSP)

THE POLITICAL AND SECURITY COMMITTEE,

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

Having regard to Council Joint Action 2008/124/CFSP<sup>(1)</sup> of 4 February 2008 on the European Union Rule of Law Mission in Kosovo, EULEX KOSOVO, and in particular Article 12(2) thereof,

Whereas:

- (1) On 4 May 2007, the Political and Security Committee (PSC) agreed in principle to the proposal by the Secretary-General/High Representative to appoint Mr Yves de Kermabon as Head of the European Union Rule of Law Mission in Kosovo, and noted that the formal appointment would take place after the adoption of the Council Joint Action establishing the mission.
- (2) On 4 February 2008 the Council adopted Joint Action 2008/124/CFSP.
- (3) Pursuant to Article 12(2) of Joint Action 2008/124/CFSP, the PSC is authorised, in accordance with Article 25 of

the Treaty, to take the relevant decisions for the purpose of exercising political control and strategic direction of EULEX KOSOVO, including the decision to appoint a Head of Mission,

HAS DECIDED AS FOLLOWS:

*Article 1*

Mr Yves de Kermabon is hereby appointed Head of Mission of the European Union Rule of Law Mission in Kosovo, EULEX KOSOVO.

*Article 2*

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

It shall apply until the expiry of Council Joint Action 2008/124/CFSP.

Done at Brussels, 7 February 2008.

*For the Political and Security Committee**The President*

M. IPA VIC

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<sup>(1)</sup> See page 92 of this Official Journal.