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II

(Non-legislative acts)

INTERNATIONAL AGREEMENTS

COUNCIL DECISION

of 20 December 2011

repealing Council Decision 2011/491/EU on the signing, on behalf of the European Union, and the provisional application of the Protocol between the European Union and the Kingdom of Morocco setting out the fishing opportunities and financial compensation provided for in the Fisheries Partnership Agreement between the European Community and the Kingdom of Morocco

(2012/15/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2), in conjunction with Article 218(5), thereof,

Having regard to the proposal from the European Commission ⁽¹⁾,

Whereas:

- (1) The Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Kingdom of Morocco (hereinafter referred to as 'the Protocol') has been under provisional application since 28 February 2011, pursuant to Council Decision 2011/491/EU ⁽²⁾.
- (2) In reply to the Council's request of 15 July 2011, pursuant to Article 218(6)(a) of the Treaty on the Functioning of the European Union, the European Parliament voted on 14 December 2011 not to give its consent that the Council conclude the Protocol.
- (3) It is therefore necessary to repeal Council Decision 2011/491/EU and to notify the Kingdom of Morocco about the termination of the Protocol's provisional application, in accordance with Article 25(2) of the Vienna Convention on the Law of Treaties,

HAS ADOPTED THIS DECISION:

Article 1

Council Decision 2011/491/EU on the signing, on behalf of the European Union, and the provisional application of the Protocol

between the European Union and the Kingdom of Morocco setting out the fishing opportunities and financial compensation provided for in the Fisheries Partnership Agreement between the European Community and the Kingdom of Morocco is hereby repealed.

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to notify the Kingdom of Morocco, in accordance with Article 25(2) of the Vienna Convention on the Law of Treaties, that the European Union no longer intends to become a party to the Protocol. That notification shall be made in the form of a letter.

The text of the letter is annexed to this Decision.

Article 3

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

Article 4

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

Done at Brussels, 20 December 2011.

For the Council

The President

M. DOWGIELEWICZ

⁽¹⁾ ST 18774/11 PECHE 411 — COM(2011) 939 final.

⁽²⁾ OJ L 202, 5.8.2011, p. 1.

ANNEX

Letter from the European Union

Sir/Madam,

Referring to the Protocol between the European Union and the Kingdom of Morocco setting out the fishing opportunities and financial compensation provided for in the Fisheries Partnership Agreement between the European Community and the Kingdom of Morocco, which was initialled on 25 February 2011, on its provisional application, as agreed in Article 12 of the Protocol and enacted through the signing of the Protocol by both Parties on 13 July 2011:

The European Union hereby notifies the Kingdom of Morocco that, in accordance with Article 25(2) of the Vienna Convention on the Law of Treaties, it no longer intends to become a party to the abovementioned Protocol.

Please accept, Sir/Madam, the assurance my highest consideration.

On behalf of the European Union

K. OSTRZYNIIEWSKA

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 11/2012

of 9 January 2012

establishing the standard import values for determining the entry price of certain fruit and vegetables

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 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 Annex XVI, Part A thereto.

- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in the Annex 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*.

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

Done at Brussels, 9 January 2012.

For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

Standard import values for determining the entry price of certain fruit and vegetables

<i>(EUR/100 kg)</i>		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MA	60,0
	TN	101,1
	TR	86,6
	ZZ	82,6
0707 00 05	EG	182,1
	TR	155,0
	ZZ	168,6
0709 91 00	EG	208,4
	ZZ	208,4
0709 93 10	MA	57,7
	TR	102,6
	ZZ	80,2
0805 10 20	CL	33,0
	MA	62,6
	TR	61,8
	ZZ	52,5
0805 20 10	MA	74,1
	ZZ	74,1
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	IL	74,4
	MA	62,0
	TR	89,1
	ZZ	75,2
0805 50 10	AR	53,1
	MA	126,4
	TR	47,0
	ZZ	75,5
0808 10 80	CA	125,9
	US	94,3
	ZA	128,3
	ZZ	116,2
0808 30 90	CN	107,0
	US	112,3
	ZZ	109,7

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

DECISIONS

DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

of 21 December 2011

on mobilisation of the European Globalisation Adjustment Fund, in accordance with point 28 of the Interinstitutional Agreement of 17 May 2006 between the European Parliament, the Council and the Commission on budgetary discipline and sound financial management (application EGF/2009/019 FR/Renault from France)

(2012/16/EU)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to the Interinstitutional Agreement of 17 May 2006 between the European Parliament, the Council and the Commission on budgetary discipline and sound financial management ⁽¹⁾, and in particular point 28 thereof,

Having regard to Regulation (EC) No 1927/2006 of the European Parliament and of the Council of 20 December 2006 establishing the European Globalisation Adjustment Fund ⁽²⁾, and in particular Article 12(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The European Globalisation Adjustment Fund (EGF) was established to provide additional support for workers made redundant as a result of major structural changes in world trade patterns due to globalisation and to assist them with their reintegration into the labour market.
- (2) The scope of the EGF was broadened for applications submitted from 1 May 2009 to include support for workers made redundant as a direct result of the global financial and economic crisis.
- (3) The Interinstitutional Agreement of 17 May 2006 allows the mobilisation of the EGF within the annual ceiling of EUR 500 million.
- (4) France submitted an application on 9 October 2009 to mobilise the EGF in respect of redundancies in the

enterprise Renault s.a.s. and seven of its suppliers and supplemented it by additional information up to 25 January 2011. This application complies with the requirements for determining the financial contributions as laid down in Article 10 of Regulation (EC) No 1927/2006. The Commission, therefore, proposes to mobilise an amount of EUR 24 493 525.

- (5) The EGF should, therefore, be mobilised in order to provide a financial contribution for the application submitted by France,

HAVE ADOPTED THIS DECISION:

Article 1

For the general budget of the European Union for the financial year 2011, the European Globalisation Adjustment Fund shall be mobilised to provide the sum of EUR 24 493 525 in commitment and payment appropriations.

Article 2

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

Done at Brussels, 21 December 2011.

For the European Parliament

The President

J. BUZEK

For the Council

The President

M. KOROLEC

⁽¹⁾ OJ C 139, 14.6.2006, p. 1.

⁽²⁾ OJ L 406, 30.12.2006, p. 1.

COUNCIL DECISION**of 14 December 2011****establishing the position to be taken by the European Union within the relevant instances of the World Trade Organization on the accession of the Russian Federation to the WTO**

(2012/17/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 91, 100(2) and 207, in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) In June 1993 the Government of the Russian Federation applied for accession to the Marrakesh Agreement establishing the World Trade Organization (WTO), pursuant to Article XII of that Agreement.
- (2) A Working Party on the accession of the Russian Federation was established on 16 June 1993 in order to reach agreement on terms of accession acceptable to the Russian Federation and all WTO Members.
- (3) The Commission, on behalf of the Union, has negotiated a comprehensive series of market opening and other regulatory commitments on the part of the Russian Federation which satisfy the Union's requests, are consistent with its objectives and in line with the development level of the Russian Federation.
- (4) These commitments are now embodied in the Protocol of Accession of the Russian Federation to the WTO.
- (5) Accession to the WTO is expected to make a positive and lasting contribution to the process of economic reform and sustainable development in the Russian Federation.

(6) The Protocol of Accession should therefore be approved.

(7) Article XII of the Agreement establishing the WTO provides that the terms of accession are to be agreed between the acceding Member and the WTO, and that the WTO Ministerial Conference approves the terms of accession on the WTO side. Paragraph 2 of Article IV of the Agreement establishing the WTO provides that in the intervals between meetings of the Ministerial Conference, its functions shall be conducted by the General Council.

(8) Accordingly, it is necessary to establish the position to be taken by the Union within the relevant instances of the WTO, be it the Ministerial Conference or the General Council, on the accession of the Russian Federation to the WTO,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken by the European Union within the relevant instances of the World Trade Organization on the accession of the Russian Federation to the WTO is to approve the accession.

Article 2

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

Done at Geneva, on 14 December 2011.

For the Council
The President
M. NOGAJ

COUNCIL DECISION**of 14 December 2011****establishing the position to be taken by the European Union within the Ministerial Conference of the World Trade Organization on the accession of Samoa to the WTO**

(2012/18/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91, Article 100(2) and Article 207, in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) On 15 April 1998 the Government of Samoa applied for accession to the Marrakesh Agreement establishing the World Trade Organization (WTO), pursuant to Article XII of that Agreement.
- (2) A Working Party on the accession of Samoa was established on 15 July 1998 in order to reach agreement on terms of accession acceptable to Samoa and all WTO Members.
- (3) The Commission, on behalf of the Union, has negotiated a comprehensive series of market opening commitments on the part of Samoa which satisfy the Union's requests and are in line with the development level of Samoa.
- (4) These commitments are now embodied in the Protocol of Accession of Samoa to the WTO.
- (5) Accession to the WTO is expected to make a positive and lasting contribution to the process of economic reform and sustainable development in Samoa.

(6) The Protocol of Accession should therefore be approved.

(7) Article XII of the Agreement establishing the WTO provides that the terms of accession are to be agreed between the acceding Member and the WTO, and that the WTO Ministerial Conference approves the terms of accession on the WTO side.

(8) Accordingly, it is necessary to establish the position to be taken by the Union within the WTO Ministerial Conference on the accession of Samoa to the WTO,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken by the European Union within the Ministerial Conference of the World Trade Organization on the accession of Samoa to the WTO is to approve the accession.

Article 2

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

Done at Geneva, on 14 December 2011.

For the Council
The President
M. NOGAJ

COUNCIL DECISION**of 16 December 2011****on the approval, on behalf of the European Union, of the Declaration on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana**

(2012/19/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(3), in conjunction with point (b) of Article 218(6) thereof,

Having regard to the proposal from the European Commission,

After consulting the European Parliament,

Whereas:

- (1) Subject to their compliance with the applicable legally binding Union acts on the conservation and management of fishery resources, fishing vessels flying the flag of the Bolivarian Republic of Venezuela (hereinafter 'Venezuela') have operated in EU waters in the exclusive economic zone off the coast of French Guiana for many decades.
- (2) The processing industry based in French Guiana depends on the landings from those fishing vessels and therefore the continuity of those operations should be ensured.
- (3) In order to ensure such continuity it is necessary that the Union make a declaration addressed to Venezuela confirming its readiness to issue fishing authorisations to a limited number of fishing vessels flying the flag of Venezuela on the condition that they comply with the applicable legally binding Union acts,

HAS ADOPTED THIS DECISION:

Article 1

The Declaration addressed to the Bolivarian Republic of Venezuela on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana (hereinafter 'the Declaration') is hereby approved on behalf of the European Union.

The text of the Declaration is attached to this Decision.

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to notify the Declaration to the Bolivarian Republic of Venezuela.

Article 3

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

Done at Brussels, 16 December 2011.

For the Council

The President

M. SAWICKI

Declaration addressed to the Bolivarian Republic of Venezuela on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana

1. The European Union shall issue fishing authorisations to a limited number of fishing vessels flying the flag of the Bolivarian Republic of Venezuela to fish in the part of the exclusive economic zone off the coast of French Guiana that lies more than 12 nautical miles from the base lines, subject to the conditions set out in this Declaration.
2. In accordance with Article 22 of Council Regulation (EC) No 1006/2008 of 29 September 2008 concerning authorisations for fishing activities of Community fishing vessels outside Community waters and the access of third country vessels to Community waters ⁽¹⁾, the authorised fishing vessels flying the flag of the Bolivarian Republic of Venezuela shall, when fishing in the zone referred to in paragraph 1, comply with the provisions of the European Union common fisheries policy concerning the conservation and control measures and other European Union provisions governing fishing activities in that zone.
3. More particularly, authorised fishing vessels flying the flag of the Bolivarian Republic of Venezuela shall comply with any relevant European Union rules or regulations specifying, inter alia, the fish stocks that may be targeted, the maximum number of authorised fishing vessels and the proportion of catches to be landed into ports in French Guiana.
4. Without prejudice to the withdrawal of authorisations granted to individual fishing vessels flying the flag of the Bolivarian Republic of Venezuela on grounds of their failure to comply with any relevant European Union rules or regulations, the European Union may at any time withdraw, by way of unilateral declaration, the specific undertaking expressed in this Declaration to grant fishing opportunities.

⁽¹⁾ OJ L 286, 29.10.2008, p. 33.

COMMISSION DECISION

of 6 January 2012

laying down the rules and procedures related to experts in national accounting assisting the Commission in accordance with Council Regulation (EC) No 479/2009 on the application of the Protocol on the excessive deficit procedure annexed to the Treaty establishing the European Community

(notified under document C(2011) 9973)

(2012/20/EU)

THE EUROPEAN COMMISSION,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty on the Functioning of the European Union,

Article 1

Having regard to Council Regulation (EC) No 479/2009 of 25 May 2009 on the application of the Protocol on the excessive deficit procedure annexed to the Treaty establishing the European Community ⁽¹⁾, and in particular Article 12(1) thereof,

The rules and procedures for selection of experts in national accounting to assist the Commission (Eurostat) in visits to the Member States under Article 12(1) of Regulation (EC) No 479/2009, their working arrangements and the sharing of the costs of such visits between the Commission and the experts' national authority responsible for excessive deficit procedure reporting are set out in the Annex to this Decision.

Whereas:

Article 2

(1) Regulation (EC) No 479/2009 requires the Commission (Eurostat) to assess the quality of data to be used for the excessive deficit procedure (EDP), including in the form of methodological visits. For the purpose of carrying out such visits, the Commission (Eurostat) could be assisted by experts in national accounting.

This Decision shall apply to the assistance referred to in Article 12(1) of Regulation (EC) No 479/2009, provided as from 1 January 2012.

Article 3

(2) It is necessary to lay down the rules and procedures for selection of the experts, taking into account an appropriate distribution of experts across Member States and an appropriate rotation of experts between Member States, their working arrangements and the financial details,

This Decision is addressed to the Member States.

Done at Brussels, 6 January 2012.

For the Commission
Algirdas ŠEMETA
Member of the Commission

⁽¹⁾ OJ L 145, 10.6.2009, p. 1.

ANNEX

1. List of experts in national accounting

The Commission (Eurostat) shall maintain the list of experts in national accounting on the basis of proposals sent to it by the national authorities responsible for excessive deficit procedure (EDP) reporting. The list shall be updated on a regular basis.

2. Definition of experts in national accounting

Experts in national accounting shall be specialised in EDP reporting and statistics. They shall support the Commission EDP experts carrying out visits to a Member State. In this capacity, the experts in national accounting shall provide independent expertise and shall not represent the points of view of their Member State.

3. Selection of experts

The Commission (Eurostat) shall select, for the exceptional visits where it is deemed appropriate, one or more national experts to accompany its own experts on the visit. The experts shall be selected from the list in such a manner that the same expert shall not be chosen to carry out a visit more than three times every three years.

4. Reimbursement of costs to the national authority responsible for EDP reporting

The amount to be paid to reimburse travel expenses, the daily accommodation allowance and the daily flat-rate allowance shall be calculated in accordance with the Commission Decision of 5 December 2007 on the rules on the reimbursement of expenses incurred by people from outside the Commission invited to attend meetings in an expert capacity⁽¹⁾.

5. Confidentiality

Prior to the visit, the accompanying expert shall be required to sign a confidentiality statement concerning the content, timing and practical organisation of the visit.

⁽¹⁾ C(2007) 5858.

CORRIGENDA**Corrigendum to Council Implementing Decision 2011/698/CFSP of 20 October 2011 implementing Decision 2011/486/CFSP concerning restrictive measures directed against certain individuals, groups, undertakings and entities in view of the situation in Afghanistan**

(Official Journal of the European Union L 276 of 21 October 2011)

On page 48, Annex, point (1):

for: 'Date of birth: (a) 1962, (b) 1961, (c) between 1968 and 1970.'

read: 'Date of birth: (a) 1966, (b) 1961, (c) between 1968 and 1970.'

Corrigendum to Council Implementing Regulation (EU) No 1049/2011 of 20 October 2011 implementing Article 11(1) of Regulation (EU) No 753/2011 concerning restrictive measures directed against certain individuals, groups, undertakings and entities in view of the situation in Afghanistan

(Official Journal of the European Union L 276 of 21 October 2011)

On page 3, Annex, point (1):

for: 'Date of birth: (a) 1962, (b) 1961, (c) between 1968 and 1970.'

read: 'Date of birth: (a) 1966, (b) 1961, (c) between 1968 and 1970.'

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