

# Official Journal

## of the European Union

L 263



English edition

Legislation

Volume 56

5 October 2013

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Price: EUR 3

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<sup>(1)</sup> Text with EEA relevance

## II

(Non-legislative acts)

## INTERNATIONAL AGREEMENTS

## COUNCIL DECISION

of 30 September 2013

**on the position to be taken by the European Union within the Joint Committee set up by Article 11 of the Agreement between the European Union and the Republic of Moldova on protection of geographical indications of agricultural products and foodstuffs, as regards the adoption of the rules of procedure of the Joint Committee**

(2013/482/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Agreement between the European Union and the Republic of Moldova on protection of geographical indications of agricultural products and foodstuffs<sup>(1)</sup> ('the Agreement') entered into force on 1 April 2013.
- (2) Article 11 of the Agreement establishes a Joint Committee which is to, inter alia, ensure that the Agreement operates properly.
- (3) According to Article 11(2) of the Agreement, the Joint Committee determines its own rules of procedure.
- (4) The position of the Union within the Joint Committee, as regards the adoption of the rules of procedure of that Joint Committee, should be based on the attached draft Decision,

HAS ADOPTED THIS DECISION:

*Article 1*

The position to be adopted by the Union within the Joint Committee set up by Article 11 of the Agreement between the European Union and the Republic of Moldova on protection of geographical indications of agricultural products and foodstuffs, as regards the adoption of the rules of procedure of that Joint Committee, shall be based on the draft Decision of the Joint Committee, attached to this Decision.

Minor technical corrections to the draft Decision may be agreed to by the representatives of the Union in the Joint Committee without further decision of the Council.

*Article 2*

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

Done at Brussels, 30 September 2013.

*For the Council*  
*The President*  
L. LINKEVIČIUS

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<sup>(1)</sup> OJ L 10, 15.1.2013, p. 3.

DRAFT

**DECISION OF THE JOINT COMMITTEE**  
**of ...**  
**on the adoption of its Rules of Procedure**

THE JOINT COMMITTEE,

Having regard to the Agreement between the European Union and the Republic of Moldova on protection of geographical indications of agricultural products and foodstuffs, and in particular Article 11 thereof,

Whereas that Agreement entered into force on 1 April 2013,

HAS ADOPTED THIS DECISION:

*Article 1*

**Heads of Delegation**

1. The European Union and the Republic of Moldova ('the Parties'), shall each appoint a Head of Delegation who shall be the contact person for all matters relating to the Committee.
2. Each Head of Delegation may delegate all or any of the functions of Head of Delegation to a nominated deputy, in which case all references hereafter to the Head of Delegation apply equally to the nominated deputy.

*Article 2*

**Chair**

1. The office of Chair of the Committee shall be held alternately, for a period of one calendar year, by the Head of Delegation of each Party.
2. The Chair shall be responsible for the secretarial duties of the Committee.

*Article 3*

**Meetings**

1. The Chair shall fix the date and venue or, in the case of meetings by electronic means, the technical arrangements, of meetings in agreement with the other Head of Delegation. The Chair and the other Head of Delegation shall, in agreeing the time and place of the meeting, observe the requirement to hold a meeting within 90 days.
2. Where both Parties agree, Joint Committee meetings can be attended by experts that are able to supply requested specific information.
3. Unless otherwise jointly agreed, the meetings of the Committee shall not be public.

*Article 4*

**Correspondence**

1. All correspondence to or for the Committee shall be sent to the Chair of the Committee. The latter shall send a copy of

all correspondence relating to the Committee to the other Head of Delegation, to the Head of the Moldovan Mission in Brussels and to the Head of the Delegation of the EU in Chisinau.

2. Correspondence between the Chair and the other Head of Delegation may be by any written means, including electronic mail.

*Article 5*

**Agendas for the meetings**

1. The Chair shall draw up the draft agenda prior to a meeting. The draft agenda shall be sent to the other Head of Delegation no later than 20 working days before the start of the meeting. The draft agenda circulated by the Chair shall include any item covered by Article 11(3) of the Agreement, chosen by the Chair.
2. The Heads of Delegation may request additional items covered by Article 11(3) at least 10 working days before the start of the meeting, which the Chair must include on the draft agenda.
3. A final draft agenda shall be circulated to the other Head of Delegation by the Chair at least five working days before the start of the meeting.

4. The agenda shall be adopted by joint agreement by the Chair and the other Head of Delegation at the start of each meeting. An item other than those appearing on the draft agenda may be placed on the agenda if the Chair and other Head of Delegation so agree.

*Article 6*

**Adoption of instruments**

1. The decisions of the Committee within the meaning of Article 11(2) of the Agreement shall be addressed to the Parties and shall bear the signatures of the Chair and of the other Head of Delegation.
2. Either Party may decide to publish any decision adopted by the Committee.

*Article 7*

**Written procedure**

1. A decision of the Committee may be adopted by a written procedure where the Chair and the other Head of Delegation so agree.

2. The Head of Delegation proposing the use of the written procedure shall submit the draft decision to the other Head of Delegation. The other Head of Delegation shall reply, indicating whether he or she accepts or does not accept the draft, proposes any amendments, or requests further time for reflection. If the draft is adopted, it shall be finalised in accordance with Article 6(1).

*Article 8*

**Minutes**

1. The Chair shall draw up draft minutes of each meeting and submit them to the other Head of Delegation within 20 working days of the meeting. The draft minutes shall state the recommendations made and may also note any other conclusions reached. The other Head of Delegation shall agree to the draft, or submit proposed amendments. Once there is agreement on the draft minutes, two original copies shall be

signed by the Chair and by the other Head of Delegation. An original copy of the minutes shall be kept by the Chair and one by the other Head of Delegation.

2. In the event there is no agreement on the minutes before the subsequent meeting is convened, the minutes shall record the draft drawn up by the Chair to which shall be annexed the proposed amendments submitted by the other Head of Delegation.

*Article 9*

**Expenses**

Each Party shall bear the expenses it incurs in taking part in the meetings of the Committee.

*Article 10*

**Confidentiality**

The deliberations of the Committee shall be confidential.

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# REGULATIONS

## COUNCIL REGULATION (EU) No 953/2013

of 26 September 2013

### amending Annex I to Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 31 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) HS subheading 852851 in Annex I to Council Regulation (EEC) No 2658/87 <sup>(1)</sup> comprises monitors, other than cathode-ray tube (CRT) monitors, of a kind solely or principally used in an automatic data-processing system of heading 8471. Monitors other than those of a kind solely or principally used in an automatic data-processing system of heading 8471 are classified under HS subheading 852859.
- (2) In accordance with established case-law of the Court of Justice of the European Union <sup>(2)</sup>, the classification of monitors under either HS subheading 852851 or 852859 has to be based on an overall assessment of the objective characteristics and properties of each particular monitor.
- (3) Due to the convergence of digital technologies, it has become very difficult to determine, by reference to mere technical characteristics, whether or not a particular monitor is of a kind solely or principally used in an automatic data-processing system of heading 8471. In particular, ensuring the correct and uniform classification

of flat panel displays which can display, with an acceptable level of functionality, signals from both automatic data-processing systems and other sources, has become technically impossible.

- (4) In order to ensure a rational development of production and an expansion of consumption within the territory of the Union and to promote trade between Member States and third countries, it is in the interest of both Union consumers and Union industry to provide for a duty-free treatment for the above-mentioned monitors.
- (5) Annex I to Regulation (EEC) No 2658/87 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

1. Annex I to Regulation (EEC) No 2658/87 is amended as set out in the Annex to this Regulation.
2. The amendments to the CN subheadings provided for in this Regulation shall be applicable as TARIC subheadings until 31 December 2013.

#### *Article 2*

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

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

Done at Brussels, 26 September 2013.

*For the Council*  
*The President*  
E. GUSTAS

<sup>(1)</sup> Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

<sup>(2)</sup> Judgment of the Court of Justice of 19 February 2009 in Case C-376/07, *Staatssecretaris van Financiën v Kamino International Logistics BV*. ([2009] ECR I-1167).

## ANNEX

In Part Two, Section XVI, Chapter 85 of Annex I to Regulation (EEC) No 2658/87 the rows for CN codes 8528 59, 8528 59 10, 8528 59 40 and 8528 59 80 are replaced by the following:

8528 59	-- Other:		
	-- -- Flat Panel Displays able to display signals from automatic data-processing machines with an acceptable level of functionality:		
8528 59 20 <sup>(1)</sup>	-- -- -- Monochrome	14 <sup>(5)</sup>	p/st
	-- -- -- Colour:		
8528 59 31 <sup>(2)</sup>	-- -- -- -- With a screen of the liquid crystal display (LCD) technology	14 <sup>(5)</sup>	p/st
8528 59 39 <sup>(3)</sup>	-- -- -- -- Other	14 <sup>(5)</sup>	p/st
8528 59 70 <sup>(4)</sup>	-- -- Other	14	p/st

<sup>(1)</sup> TARIC code 8528 59 10 20

<sup>(2)</sup> TARIC code 8528 59 40 91

<sup>(3)</sup> TARIC code 8528 59 80 91

<sup>(4)</sup> TARIC codes 8528 59 10 90, 8528 59 40 99 and 8528 59 80 99

<sup>(5)</sup> Autonomous rate of duty: Free'

## COMMISSION IMPLEMENTING REGULATION (EU) No 954/2013

of 4 October 2013

correcting the Czech and Polish language versions of Regulation (EC) No 828/2009 laying down detailed rules of application for the marketing years 2009/2010 to 2014/2015 for the import and refining of sugar products of tariff heading 1701 under preferential agreements

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) <sup>(1)</sup>, and in particular Article 156 in conjunction with Article 4 thereof,

Having regard to Council Regulation (EC) No 1528/2007 of 20 December 2007 applying the arrangements for products originating in certain states which are part of the African, Caribbean and Pacific (ACP) Group of States provided for in agreements establishing, or leading to the establishment of, Economic Partnership Agreements <sup>(2)</sup>, and in particular Article 9(5) thereof,

Having regard to Regulation (EU) No 978/2012 of the European Parliament and of the Council of 25 October 2012 applying a scheme of generalised tariff preferences and repealing Council Regulation (EC) No 732/2008 <sup>(3)</sup>, and in particular Article 18(3) thereof,

Whereas:

- (1) There is an error in the Czech and Polish language versions of Commission Regulation (EC) No 828/2009 <sup>(4)</sup>, more precisely in Article 11(1) thereof.

- (2) There is another error in the Polish language version of that Regulation, more precisely in Part II of Annex I thereof.

- (3) These errors should be corrected with effect from the entry into force of Regulation (EC) No 828/2009. The obligation imposed by Article 11(1) of the Czech and Polish language versions of that Regulation on each holder of an import licence for sugar should be withdrawn retroactively because it should be limited only to its original holder.

- (4) Regulation (EC) No 828/2009 should therefore be corrected accordingly.

- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

*Article 1*

Concerns only the Czech and Polish language versions.

*Article 2*

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

It shall apply with effect from 14 September 2009.

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

Done at Brussels, 4 October 2013.

*For the Commission*

*The President*

José Manuel BARROSO

<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> OJ L 348, 31.12.2007, p. 1.

<sup>(3)</sup> OJ L 303, 31.10.2012, p. 1.

<sup>(4)</sup> Commission Regulation (EC) No 828/2009 of 10 September 2009 laying down detailed rules of application for the marketing years 2009/2010 to 2014/2015 for the import and refining of sugar products of tariff heading 1701 under preferential agreements (OJ L 240, 11.9.2009, p. 14).



## COMMISSION IMPLEMENTING REGULATION (EU) No 955/2013

of 4 October 2013

to approve propiconazole as an existing active substance for use in biocidal products for product-type 9

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 528/2012 of the European Parliament and of the Council of 22 May 2012 concerning the making available on the market and use of biocidal products<sup>(1)</sup>, and in particular the third subparagraph of Article 89(1) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1451/2007 of 4 December 2007 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<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 of the European Parliament and of the Council<sup>(3)</sup>. That list includes propiconazole.
- (2) Pursuant to Regulation (EC) No 1451/2007, propiconazole has been evaluated in accordance with Article 11(2) of Directive 98/8/EC for use in product-type 9, fibre, leather, rubber and polymerised materials preservatives, as defined in Annex V to that Directive, which corresponds to product-type 9 as defined in Annex V to Regulation (EU) No 528/2012.
- (3) Finland was designated as Rapporteur Member State and submitted the competent authority report, together with a recommendation, to the Commission on 11 February 2011 in accordance with Article 14(4) and (6) of Regulation (EC) No 1451/2007.
- (4) The competent authority report was reviewed by the Member States and the Commission. In accordance

with Article 15(4) of Regulation (EC) No 1451/2007, the findings of the review were incorporated, within the Standing Committee on Biocidal Products on 12 July 2013, in an assessment report.

- (5) It appears from the assessment report that biocidal products used for product-type 9 and containing propiconazole may be expected to satisfy the requirements laid down in Article 5 of Directive 98/8/EC.
- (6) It is therefore appropriate to approve propiconazole for use in biocidal products for product-type 9.
- (7) Since the evaluation did not address nanomaterials, the approval should not cover such materials pursuant to Article 4(4) of Regulation (EU) No 528/2012.
- (8) A reasonable period should be allowed to elapse before an active substance is approved, in order to permit Member States, interested parties, and the Commission where appropriate, to prepare themselves to meet the new requirements entailed.
- (9) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Biocidal Products,

HAS ADOPTED THIS REGULATION:

*Article 1*

Propiconazole shall be approved as an active substance for use in biocidal products for product-type 9, subject to the specifications and conditions set out in the Annex to this Regulation.

*Article 2*This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 4 October 2013.

For the Commission

The President

José Manuel BARROSO

<sup>(1)</sup> OJ L 167, 27.6.2012, p. 1.<sup>(2)</sup> OJ L 325, 11.12.2007, p. 3.<sup>(3)</sup> OJ L 123, 24.4.1998, p. 1.

## ANNEX

Common Name	IUPAC Name Identification Numbers	Minimum degree of purity of the active substance <sup>(1)</sup>	Date of approval	Expiry date of approval	Product type	Specific conditions <sup>(2)</sup>
Propiconazole	1-[[2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl]methyl]-1H-1,2,4-triazole EC No: 262-104-4 CAS No: 60207-90-1	930 g/kg	1 June 2015	31 May 2025	9	<p>The product assessment shall pay particular attention to the exposures, the risks and the efficacy linked to any uses covered by an application for authorisation, but not addressed in the Union level risk assessment of the active substance.</p> <p>Authorisations are subject to the following condition:</p> <p>For industrial or professional users, safe operational procedures and appropriate organizational measures shall be established. Where exposure cannot be reduced to an acceptable level by other means, products shall be used with appropriate personal protective equipment.</p> <p>Where a treated article has been treated with or intentionally incorporates propiconazole, and where necessary due to the possibility of skin contact as well as the release of propiconazole under normal conditions of use, the person responsible for placing the treated article on the market shall ensure that the label provides information on the risk of skin sensitisation, as well as the information referred to in the second subparagraph of Article 58(3) of Regulation (EU) No 528/2012.</p>

<sup>(1)</sup> The purity indicated in this column was the minimum degree of purity of the active substance used for the evaluation made in accordance with Article 8 of Regulation (EU) No 528/2012. The active substance in the product placed on the market can be of equal or different purity if it has been proven technically equivalent with the evaluated active substance.

<sup>(2)</sup> For the implementation of the common principles of Annex VI to Regulation (EU) No 528/2012, the content and conclusions of assessment reports are available on the Commission website: <http://ec.europa.eu/comm/environment/biocides/index.htm>

## COMMISSION IMPLEMENTING REGULATION (EU) No 956/2013

of 4 October 2013

## amending Implementing Regulation (EU) No 543/2011 as regards payment of the aid to producer organisations in the fruit and vegetables sector

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) <sup>(1)</sup>, and in particular Article 103h in conjunction with Article 4 thereof,

Whereas:

(1) Regulation (EC) No 1234/2007 and Commission Implementing Regulation (EU) No 543/2011 <sup>(2)</sup> provide for Union financial assistance to producer organisations for fruit and vegetables.

(2) The General Court by judgment of 30 May 2013 in joined cases T-454/10 and T-482/11 <sup>(3)</sup> annulled the second subparagraph of Article 52(2a) of Commission Regulation (EC) No 1580/2007 <sup>(4)</sup> and the equivalent Article 50(3) of Implementing Regulation (EU) No 543/2011 as regards the calculation of the value of marketed production of fruit and vegetables intended for processing. The General Court annulled also Article 60(7) of Implementing Regulation (EU) No 543/2011 on eligibility of actions under operational programmes, as regards investments and actions related to the transformation of fruit and vegetables into processed fruit and vegetables.

(3) The General Court's judgment maintained the effects of the provision on the calculation of the value of marketed production to the extent only that the relevant payments have already been executed until the date of delivery of the judgment. Consequently, Member States may have suspended or delayed payments pending either the adoption of new rules replacing the annulled ones or the suspensory effects of an appeal.

<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> 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 (OJ L 157, 15.6.2011, p. 1).

<sup>(3)</sup> *Associazione Nazionale degli Industriali delle Conserve Alimentari Vegetali (Anicav) (T-454/10) and Agrupación Española de Fabricantes de Conservas Vegetales (Agrupcon) and Others (T482/11) v European Commission* (not yet published in ECR).

<sup>(4)</sup> 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 (OJ L 350, 31.12.2007, p. 1).

(4) The Commission decided to bring an appeal against the decision of the General Court in the above mentioned cases. The appeal was filed with the Court of the European Union on the 12 August 2013. Pending the decision of the Court in the appeal, and unless otherwise provided by the Court the effects of the judgment of the General Court are suspended.

(5) Article 70 of Implementing Regulation (EU) No 543/2011 provides that the aid to producer organisations has to be paid by 15 October of the year following the year of implementation of the operational programme. If the aid is paid after this date, the reductions provided for in Article 9 of Commission Regulation (EC) No 883/2006 <sup>(5)</sup> should apply.

(6) It is therefore appropriate to extend the time limit for Member States to pay the Union financial assistance for the operational programmes concerned as regards implementing year 2012, to take into account that until the Commission launched its appeal, Member States may have suspended processing payment applications during this period.

(7) It is therefore appropriate to amend Implementing Regulation (EU) No 543/2011 accordingly.

(8) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

*Article 1*

In Article 70 of Implementing Regulation (EU) No 543/2011, the following paragraph is added:

'However, aid for programmes implemented in year 2012 regarding fruit and vegetables intended for processing may be paid no later than 31 December 2013.'

*Article 2*

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

<sup>(5)</sup> Commission Regulation (EC) No 883/2006 of 21 June 2006 laying down detailed rules for the application of Council Regulation (EC) No 1290/2005 as regards the keeping of account by the paying agencies, declarations of expenditure and revenue and the conditions for reimbursing expenditure under the EAGF and the EAFRD (OJ L 171, 23.6.2006, p. 1).

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

Done at Brussels, 4 October 2013.

*For the Commission*

*The President*

José Manuel BARROSO

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## COMMISSION IMPLEMENTING REGULATION (EU) No 957/2013

of 4 October 2013

**entering a name in the register of protected designations of origin and protected geographical indications [Bamberger Hörnla/Bamberger Hörnle/Bamberger Hörnchen (PGI)]**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs <sup>(1)</sup>, and in particular Article 52(2) thereof,

Whereas:

- (1) Regulation (EU) No 1151/2012 repealed and replaced Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs <sup>(2)</sup>.
- (2) Pursuant to Article 6(2) of Regulation (EC) No 510/2006, Germany's application to register the name 'Bamberger Hörnla'/'Bamberger Hörnle'/'Bamberger Hörnchen' was published in the *Official Journal of the European Union* <sup>(3)</sup>.
- (3) The Association 'Arche Noah', based in Schiltern in Austria, objected to the registration of that name. In accordance with Article 7(3) of Regulation (EC) No 510/2006 the Commission nevertheless considered that objection inadmissible, since it was sent directly to the Commission, which was in breach of the second subparagraph of Article 7(2) of that Regulation, which requires objections to be sent via the relevant national authorities.
- (4) The name 'Bamberger Hörnla'/'Bamberger Hörnle'/'Bamberger Hörnchen' should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

*Article 1*

The name contained in the Annex to this Regulation is hereby entered in the register.

*Article 2*This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 4 October 2013.

For the Commission  
The President  
José Manuel BARROSO

<sup>(1)</sup> OJ L 343, 14.12.2012, p. 1.<sup>(2)</sup> OJ L 93, 31.3.2006, p. 12.<sup>(3)</sup> OJ C 283, 19.9.2012, p. 18.

## ANNEX

Agricultural products intended for human consumption listed in Annex I to the Treaty:

**Class 1.6. Fruit, vegetables and cereals, fresh or processed**

GERMANY

Bamberger Hörnla/Bamberger Hörnle/Bamberger Hörnchen (PGI)

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**COMMISSION IMPLEMENTING REGULATION (EU) No 958/2013****of 4 October 2013****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) <sup>(1)</sup>,

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 <sup>(2)</sup>, 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, 4 October 2013.

*For the Commission,  
On behalf of the President,*

Jerzy PLEWA  
*Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> 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 <sup>(1)</sup>	Standard import value
0702 00 00	MK	55,8
	ZZ	55,8
0707 00 05	MK	40,0
	TR	111,1
	ZZ	75,6
0709 93 10	TR	128,2
	ZZ	128,2
0805 50 10	AR	114,4
	CL	90,0
	IL	107,9
	TR	85,7
	ZA	124,4
	ZZ	104,5
0806 10 10	BR	230,7
	MK	27,7
	TR	141,2
	ZZ	133,2
0808 10 80	AR	101,5
	BA	90,5
	BR	98,4
	CL	112,6
	NZ	136,7
	US	119,2
	ZA	134,6
	ZZ	113,4
0808 30 90	AR	201,1
	CL	199,9
	CN	86,3
	TR	131,0
	ZA	165,9
	ZZ	156,8

<sup>(1)</sup> 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

## COUNCIL DECISION

of 30 September 2013

### on the application of Regulation No 41 of the United Nations Economic Commission for Europe on uniform provisions concerning the approval of motor cycles with regard to noise

(Text with EEA relevance)

(2013/483/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 114 and 207 thereof, in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) By Council Decision 97/836/EC <sup>(1)</sup>, the Union acceded to the Agreement of the United Nations Economic Commission for Europe concerning the adoption of uniform technical prescriptions for wheeled vehicles, equipment and parts which can be fitted to and/or be used on wheeled vehicles and the conditions for reciprocal recognition of approvals granted on the basis of these prescriptions <sup>(2)</sup> ('Revised 1958 Agreement').
- (2) The harmonised requirements of Regulation No 41 of the Economic Commission for Europe of the United Nations (UN/ECE) — Uniform provisions concerning the approval of motor cycles with regard to noise <sup>(3)</sup> ('UNECE Regulation No 41') are intended to remove technical barriers to the trade in motor vehicles between the Contracting Parties to the Revised 1958 Agreement and to ensure that such vehicles offer a high level of safety and protection.
- (3) Directive 2002/24/EC of the European Parliament and of the Council <sup>(4)</sup> and Directive 97/24/EC of the European

Parliament and of the Council <sup>(5)</sup> and its implementing measures mandate the adoption of permissible sound levels, exhaust systems and testing procedures of two and three-wheel motor vehicles.

- (4) Annex III to Chapter 9 of Directive 97/24/EC contains requirements for the type-approval of L-category vehicles with regard to their permissible sound level and exhaust system. L-category vehicles is the family name of light vehicles such as powered cycles, two or three-wheel mopeds, motor cycles with and without sidecar, tricycles and quadricycles.
- (5) At the date of its accession to the Revised 1958 Agreement, the Union acceded to a limited number of UNECE Regulations listed in Annex II to Decision 97/836/EC; UNECE Regulation No 41 was not included in that list.
- (6) As provided for in Article 3(3) of Decision 97/836/EC, and pursuant to Article 1(7) of the Revised 1958 Agreement, the Union may decide to apply one, some or all of the UNECE Regulations to which it has not acceded at the time of its accession to the Revised 1958 Agreement.
- (7) It is now appropriate for the Union to apply UNECE Regulation No 41 in order to have common harmonised requirements at international level, which will facilitate international trade and which will replace the existing approval requirements set-out in Annex III to Chapter 9 of Directive 97/24/EC. This will enable European companies to follow one set of requirements recognised worldwide, in particular in the Contracting Parties to the Revised 1958 Agreement,

HAS ADOPTED THIS DECISION:

#### Article 1

The European Union shall apply Regulation No 41 of the United Nations Economic Commission for Europe on uniform provisions concerning the approval of motor cycles with regard to noise.

<sup>(1)</sup> Council Decision 97/836/EC of 27 November 1997 with a view to accession by the European Community to the Agreement of the United Nations Economic Commission for Europe concerning the adoption of uniform technical prescriptions for wheeled vehicles, equipment and parts which can be fitted to and/or be used on wheeled vehicles and the conditions for reciprocal recognition of approvals granted on the basis of these prescriptions ('Revised 1958 Agreement') (OJ L 346, 17.12.1997, p. 78).

<sup>(2)</sup> OJ L 346, 17.12.1997, p. 81.

<sup>(3)</sup> OJ L 317, 14.11.2012, p. 1.

<sup>(4)</sup> Directive 2002/24/EC of the European Parliament and of the Council of 18 March 2002 relating to the type-approval of two or three-wheel motor vehicles and repealing Council Directive 92/61/EEC (OJ L 124, 9.5.2002, p. 1).

<sup>(5)</sup> Directive 97/24/EC of the European Parliament and of the Council of 17 June 1997 on certain components and characteristics of two or three-wheel motor vehicles (OJ L 226, 18.8.1997, p. 1).

*Article 2*

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

*Article 3*

This Decision shall be notified by the Commission to the Secretary-General of the United Nations.

Done at Brussels, 30 September 2013.

*For the Council*  
*The President*  
L. LINKEVIČIUS

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**COUNCIL DECISION**  
**of 30 September 2013**  
**appointing a Spanish member of the Committee of the Regions**  
(2013/484/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 305 thereof,

Having regard to the proposal of the Spanish Government,

Whereas:

- (1) On 22 December 2009 and on 18 January 2010, the Council adopted Decisions 2009/1014/EU <sup>(1)</sup> and 2010/29/EU <sup>(2)</sup> appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2010 to 25 January 2015.
- (2) A member's seat on the Committee of the Regions has become vacant following the end of the term of office of Mr Antonio GRINÁN MARTÍNEZ,

HAS ADOPTED THIS DECISION:

*Article 1*

The following is hereby appointed as member to the Committee of the Regions for the remainder of the current term of office, which runs until 25 January 2015:

— Ms Susana DÍAZ PACHECO, *Presidenta de la Junta de Andalucía*.

*Article 2*

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

Done at Brussels, 30 September 2013.

*For the Council*  
*The President*  
L. LINKEVIČIUS

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<sup>(1)</sup> OJ L 348, 29.12.2009, p. 22.

<sup>(2)</sup> OJ L 12, 19.1.2010, p. 11.

# ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

## DECISION No 3/2013 OF THE ACP-EU COMMITTEE OF AMBASSADORS

of 30 July 2013

appointing the members of the Executive Board of the Centre for the Development of Enterprise  
(CDE)

(2013/485/EU)

THE ACP-EU COMMITTEE OF AMBASSADORS,

Enterprise, as amended by Decision No 1/2013 of the ACP-EC Committee of Ambassadors <sup>(5)</sup>, will expire on 6 September 2013;

Having regard to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 <sup>(1)</sup>, as first amended in Luxembourg on 25 June 2005 <sup>(2)</sup> and as amended for the second time in Ouagadougou on 22 June 2010 <sup>(3)</sup>, and in particular Article 2(6) of Annex III thereof,

- (3) It is necessary to ensure the stability and continuity of the CDE, bearing in mind that it is being managed by an *ad interim* director,

HAS DECIDED AS FOLLOWS:

### Article 1

Having regard to Decision No 8/2005 of the ACP-EC Committee of Ambassadors of 20 July 2005 on the Statutes and rules of procedure of the Centre for the Development of Enterprise (CDE) <sup>(4)</sup>, and in particular Article 9(1) thereof,

Without prejudice to any subsequent decisions that the Committee might have to take in accordance with its competences, the term of office of three EU members of the Executive Board of the Centre for the Development of Enterprise shall be extended for a period of six months and three new ACP members shall be appointed for a period of five years.

Whereas:

The composition of the CDE Executive Board is therefore as follows:

- (1) Article 9 of the Statutes and rules of procedure of the Centre for the Development of Enterprise (CDE), adopted by Decision No 8/2005 of the ACP-EC Committee of Ambassadors, provides that the Committee of Ambassadors shall appoint the members of the Executive Board, for a maximum period of five years;
- (2) The term of office of the current members of the Executive Board of the Centre for the Development of

- Mr Adebayo AKINDEINDE  
— Mr Giovannangelo MONTECCHI PALAZZI  
— Ms Vera VENCLIKOVA,

whose term of office is to expire on 6 March 2014, and of

— Mr John Atkins ARUHURI

— Ms Maria MACHAILO-ELLIS

— Mr Félix MOUKO,

whose term of office is to expire on 6 September 2018.

<sup>(1)</sup> OJ L 317, 15.12.2000, p. 3.

<sup>(2)</sup> Agreement amending the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 (OJ L 209, 11.8.2005, p. 27).

<sup>(3)</sup> Agreement amending for the second time the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000, as first amended in Luxembourg on 25 June 2005 (OJ L 287, 4.11.2010, p. 3).

<sup>(4)</sup> OJ L 66, 8.3.2006, p. 16.

<sup>(5)</sup> OJ L 84, 23.3.2013, p. 28.

*Article 2*

This Decision shall enter into force on 7 September 2013. It may be revised at any point in line with circumstances at the Centre.

Done at Brussels, 30 July 2013.

*For the ACP-EU Committee of Ambassadors*

*The Chairman*

S. O. OUTLULE

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