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I

(Legislative acts)

DECISIONS

DECISION (EU) 2015/2240 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

of 25 November 2015

establishing a programme on interoperability solutions and common frameworks for European public administrations, businesses and citizens (ISA² programme) as a means for modernising the public sector

(Text with EEA relevance)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 172 thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

Having regard to the opinion of the European Economic and Social Committee ⁽¹⁾,

Having regard to the opinion of the Committee of the Regions ⁽²⁾,

Acting in accordance with the ordinary legislative procedure ⁽³⁾,

Whereas:

- (1) In a series of Ministerial Declarations (in Manchester on 24 November 2005, Lisbon on 19 September 2007, Malmö on 18 November 2009 and Granada on 19 April 2010), ministers invited the Commission to facilitate cooperation among Member States by implementing cross-border and cross-sector interoperability solutions that will enable more efficient and secure public services. Moreover, Member States recognised that better public services need to be delivered with fewer resources, and that the potential of e-government can be boosted by promoting a culture of collaboration and improving the conditions for interoperability in European public administrations.
- (2) In its Communication of 19 May 2010 entitled 'A Digital Agenda for Europe' (DAE), one of the flagship initiatives of its Europe 2020 Strategy, the Commission stressed that interoperability is essential for the purpose of maximising the social and economic potential of information and communication technology (ICT) and that, consequently, the digital agenda can be effective only if interoperability is ensured.

⁽¹⁾ OJ C 12, 15.1.2015, p. 99.

⁽²⁾ OJ C 140, 28.4.2015, p. 47.

⁽³⁾ Position of the European Parliament of 11 November 2015 (not yet published in the Official Journal) and decision of the Council of 23 November 2015.

- (3) In its Communication of 16 December 2010 entitled 'Towards interoperability for European public services', the Commission introduced the European Interoperability Strategy (EIS) and the European Interoperability Framework (EIF).
- (4) Interoperability facilitates successful implementation of policies and offers great potential to avoid cross-border electronic barriers, further securing the emergence of new, or the consolidation of developing, common public services at Union level. The policies described in the following recitals, in particular, rely on interoperability for their effective and efficient implementation.
- (5) In the area of the internal market, Directive 2006/123/EC of the European Parliament and of the Council ⁽¹⁾ requires Member States to offer service providers the possibility of completing electronically and across borders all procedures and formalities needed to provide a service outside their Member State of establishment.
- (6) In the area of company law, Directive 2012/17/EU of the European Parliament and of the Council ⁽²⁾ requires the interoperability of Member States' central, commercial and companies registers via a central platform. The interconnection of company registers will ensure cross-border exchange of information between registers and will facilitate Union-level access by businesses and citizens to data on companies, thus improving legal certainty in the business environment in the Union.
- (7) In the area of environment, Directive 2007/2/EC of the European Parliament and of the Council ⁽³⁾ requires the adoption of common implementing rules laying down technical interoperability arrangements. In particular, that Directive requires national infrastructures to be adapted to ensure that spatial data sets and services are interoperable and accessible across borders within the Union.
- (8) In the area of justice and home affairs, enhanced interoperability among European databases is the basis of the Visa Information System ⁽⁴⁾, the Schengen Information System II ⁽⁵⁾, the European dactyloscopy system ⁽⁶⁾ and the European e-Justice Portal ⁽⁷⁾. Furthermore, on 24 September 2012, the Council adopted conclusions calling for the introduction of the European Legislation Identifier and highlighting the need for interoperable searching and exchange of legal information published in national official journals and legal gazettes, through the use of unique identifiers and structured metadata. Collaboration between the European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice and the programme established in this Decision could generate synergies that would be beneficial to achieving their respective goals.
- (9) Interoperability within local, national and European public administrations facilitates the achievement of the goals set out by the European Parliament in its resolution of 29 March 2012 on the EU Citizenship Report 2010: Dismantling the obstacles to EU citizens' rights.
- (10) Interoperability has been a key factor in the success of customs, taxation and excise duties, in operating trans-European ICT systems across the Member States, and in supporting interoperable business services funded by the Fiscalis 2013 and the Customs 2013 programmes. Those programmes are implemented and operated by the Commission and national administrations. Assets created under the Fiscalis 2013 and the Customs 2013 programmes are available for sharing and re-use in other policy areas. In addition, the Member States and the

⁽¹⁾ Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market (OJ L 376, 27.12.2006, p. 36).

⁽²⁾ Directive 2012/17/EU of the European Parliament and of the Council of 13 June 2012 amending Council Directive 89/666/EEC and Directives 2005/56/EC and 2009/101/EC of the European Parliament and of the Council as regards the interconnection of central, commercial and companies registers (OJ L 156, 16.6.2012, p. 1).

⁽³⁾ Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

⁽⁴⁾ Regulation (EC) No 767/2008 of the European Parliament and of the Council of 9 July 2008 concerning the Visa Information System (VIS) and the exchange of data between Member States on short-stay visas (VIS Regulation) (OJ L 218, 13.8.2008, p. 60).

⁽⁵⁾ Regulation (EC) No 1987/2006 of the European Parliament and of the Council of 20 December 2006 on the establishment, operation and use of the second-generation Schengen Information System (SIS II) (OJ L 381, 28.12.2006, p. 4).

⁽⁶⁾ Council Regulation (EC) No 2725/2000 of 11 December 2000 concerning the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of the Dublin Convention (OJ L 316, 15.12.2000, p. 1).

⁽⁷⁾ <https://e-justice.europa.eu>

Commission were invited, in the Council conclusions of 26 May 2014 on the governance reform of the EU customs union, to develop a strategy of commonly managed and operated IT systems in all customs-related areas.

- (11) In the area of health, Directive 2011/24/EU of the European Parliament and of the Council ⁽¹⁾ provides rules for facilitating access to safe, high-quality cross-border healthcare. Specifically, that Directive established the eHealth network to address the interoperability challenge between electronic health systems. The eHealth network can adopt guidelines on the minimum data set to be exchanged across borders in the case of unplanned and emergency care and on ePrescription services across borders.
- (12) In the area of European funds, Article 122 of Regulation (EU) No 1303/2013 of the European Parliament and of the Council ⁽²⁾ requires all exchanges of information between beneficiaries and managing authorities, certifying authorities, audit authorities and intermediate bodies to be carried out by means of electronic data-exchange systems. Those systems are to facilitate interoperability with national and Union frameworks and allow beneficiaries to submit all requisite information only once.
- (13) In the area of public sector information, Directive 2013/37/EU of the European Parliament and of the Council ⁽³⁾ stresses that public sector bodies should, where possible and appropriate, make documents available through open and machine-readable formats, together with their metadata, at the best level of precision and granularity, in a format that ensures interoperability, re-use and accessibility.
- (14) In the area of electronic identification, Regulation (EU) No 910/2014 of the European Parliament and of the Council ⁽⁴⁾ establishes an interoperability framework for the purposes of the interoperability of national electronic identification schemes.
- (15) In the area of ICT standardisation, Regulation (EU) No 1025/2012 of the European Parliament and of the Council ⁽⁵⁾ refers to interoperability as an essential outcome of standardisation.
- (16) In the area of research and innovation, Regulation (EU) No 1291/2013 of the European Parliament and of the Council ⁽⁶⁾, which establishes Horizon 2020, clearly mentions that interoperable solutions and standards in ICT are key enablers for the partnering of industries at Union level. Collaboration around common, open technology platforms with spill-over and leverage effects will allow a wide range of stakeholders to benefit from new developments and create further innovations.
- (17) In public procurement, Directives 2014/23/EU ⁽⁷⁾, 2014/24/EU ⁽⁸⁾ and 2014/25/EU ⁽⁹⁾ of the European Parliament and of the Council require Member States to implement electronic procurement. They provide that the

⁽¹⁾ Directive 2011/24/EU of the European Parliament and of the Council of 9 March 2011 on the application of patients' rights in cross-border healthcare (OJ L 88, 4.4.2011, p. 45).

⁽²⁾ Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).

⁽³⁾ Directive 2013/37/EU of the European Parliament and of the Council of 26 June 2013 amending Directive 2003/98/EC on the re-use of public sector information (OJ L 175, 27.6.2013, p. 1).

⁽⁴⁾ Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73).

⁽⁵⁾ Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12).

⁽⁶⁾ Regulation (EU) No 1291/2013 of the European Parliament and of the Council of 11 December 2013 establishing Horizon 2020 — the Framework Programme for Research and Innovation (2014-2020) and repealing Decision No 1982/2006/EC (OJ L 347, 20.12.2013, p. 104).

⁽⁷⁾ Directive 2014/23/EU of the European Parliament and of the Council of 26 February 2014 on the award of concession contracts (OJ L 94, 28.3.2014, p. 1).

⁽⁸⁾ Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement and repealing Directive 2004/18/EC (OJ L 94, 28.3.2014, p. 65).

⁽⁹⁾ Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors and repealing Directive 2004/17/EC (OJ L 94, 28.3.2014, p. 243).

tools and devices to be used for communicating by electronic means, as well as their technical characteristics, must be interoperable with the ICT products in general use. Moreover, Directive 2014/55/EU of the European Parliament and of the Council ⁽¹⁾ provides for the development of a European standard on electronic invoicing in public procurement to ensure interoperability between electronic invoicing systems across the Union.

- (18) It is therefore important that policy relating to interoperability and its possible uses should be coordinated at Union level in the manner that is the most effective, and the most responsive to end-users, possible. In order to eliminate fragmentation in the interoperability landscape in the Union, a common understanding of interoperability in the Union and a holistic approach to interoperability solutions should be promoted.
- (19) Interoperability is also a fundamental element of the Connecting Europe Facility (CEF) established by Regulation (EU) No 1316/2013 of the European Parliament and of the Council ⁽²⁾ in the area of broadband infrastructure and services. Regulation (EU) No 283/2014 of the European Parliament and of the Council ⁽³⁾ on guidelines for trans-European networks in the area of telecommunications infrastructure explicitly mentions that one set of the operational priorities for the CEF is the interoperability, connectivity, sustainable deployment, operation and upgrading of trans-European digital service infrastructures and their coordination at Union level. In particular, Regulation (EU) No 283/2014 provides for so-called building blocks, such as e-identification, e-delivery and automated translation, to facilitate cross-border interoperability.
- (20) On a political level, the Council has repeatedly called for even greater interoperability in Europe and for continued efforts to modernise European public administrations. On 24 and 25 October 2013, the European Council adopted conclusions stressing that the modernisation of public administrations should continue through the swift implementation of services such as e-government, e-health, e-invoicing and e-procurement, which rely on interoperability. The commitment of Member States is essential to ensure the rapid deployment of an interoperable e-society in the Union and the involvement of public administrations in encouraging the use of online procedures. Additionally, in order to establish a more effective, simplified and user-friendly e-administration, some adaptation in the European public administrations, with support from Member States, may be necessary. Efficient online public services are crucial to fostering the confidence of businesses and citizens in digital services.
- (21) A single sector interoperability perspective is associated with the risk that the adoption of different or incompatible solutions at national or sectoral levels will give rise to new electronic barriers that impede the proper functioning of the internal market and the associated freedoms of movement, and undermine the openness and competitiveness of markets and the delivery of services of general interest to businesses and citizens. In order to mitigate that risk, Member States and the Union should step up joint efforts to avoid market fragmentation. They should ensure cross-border or cross-sector interoperability in the implementation of legislation, while reducing administrative burdens and costs and improving efficiency, and they should promote commonly agreed ICT solutions while ensuring appropriate governance.
- (22) In the establishment, improvement or operation of common solutions all initiatives should, where appropriate, build on, or be accompanied by, the sharing of experience and solutions and the exchange and promotion of best practices, technological neutrality and adaptability, while principles of security, privacy and protection of personal data should always be applied. In that context, compliance with the EIF, open specifications and standards should be promoted.
- (23) Several successive programmes have sought to ensure the coherent development and implementation of global and sectoral interoperability strategies, legal frameworks, guidelines, services and tools to address requirements under Union-wide policies, such as: (i) the programme for the interchange of data between administrations

⁽¹⁾ Directive 2014/55/EU of the European Parliament and of the Council of 16 April 2014 on electronic invoicing in public procurement (OJ L 133, 6.5.2014, p. 1).

⁽²⁾ Regulation (EU) No 1316/2013 of the European Parliament and of the Council of 11 December 2013 establishing the Connecting Europe Facility, amending Regulation (EU) No 913/2010 and repealing Regulations (EC) No 680/2007 and (EC) No 67/2010 (OJ L 348, 20.12.2013, p. 129).

⁽³⁾ Regulation (EU) No 283/2014 of the European Parliament and of the Council of 11 March 2014 on guidelines for trans-European networks in the area of telecommunications infrastructure and repealing Decision No 1336/97/EC (OJ L 86, 21.3.2014, p. 14).

(1999-2004) (the 'IDA programme'), established by Decisions No 1719/1999/EC ⁽¹⁾ and No 1720/1999/EC ⁽²⁾ of the European Parliament and of the Council; (ii) the programme for interoperable delivery of pan-European eGovernment services to public administrations, businesses and citizens (2005-2009) (the 'IDABC programme'), established by Decision 2004/387/EC of the European Parliament and of the Council ⁽³⁾; and (iii) the programme on interoperability solutions for European public administrations (2010-2015) (the 'ISA programme'), established by Decision No 922/2009/EC of the European Parliament and of the Council ⁽⁴⁾. The programme established in this Decision should be based on the experience acquired during the course of those programmes.

- (24) Activities under the IDA, the IDABC and the ISA programmes have made important contributions to ensuring interoperability in the electronic exchange of information between European public administrations. In its Resolution of 20 April 2012 on a competitive digital single market — eGovernment as a spearhead, the European Parliament recognised the contribution of the ISA programme and its overarching role in defining, promoting and supporting the implementation of interoperability solutions and frameworks for European public administrations, achieving synergies, promoting the re-use of solutions and translating their interoperability requirements into specifications and standards for digital services.
- (25) Decision No 922/2009/EC expires on 31 December 2015. A new Union programme on interoperability solutions and common frameworks for European public administrations, businesses and citizens (the 'ISA² programme') is therefore needed to develop, maintain and promote a holistic approach to interoperability in order to eliminate fragmentation in the interoperability landscape and avoid electronic barriers in the Union; to facilitate efficient and effective electronic cross-border or cross-sector interaction between European public administrations on the one hand, and between European public administrations and businesses and citizens on the other; to identify, create and operate interoperability solutions supporting the implementation of Union policies and activities; and to facilitate the re-use of interoperability solutions by European public administrations.
- (26) In addition to European public administrations, businesses and citizens are also end-users of interoperability solutions because they use electronic public services provided by public administrations. The principle of user-centricity applies, in particular, to the end-users of interoperability solutions. Business should be understood to include, in particular, small and medium-sized enterprises (SMEs) and microenterprises, given their valuable contribution to the Union economy.
- (27) Common frameworks and solutions established or operated under the ISA² programme should, as far as possible, form an interoperability landscape to facilitate interaction between European public administrations, businesses and citizens, and to ensure, facilitate and enable cross-border or cross-sector interoperability.
- (28) It should be possible to implement actions under the ISA² programme using an 'iterative methodology'.
- (29) As an increasing number of public services become 'digital by default', it is important to maximise the efficiency of public spending on ICT solutions. Such efficiency should be facilitated by ensuring that the provision of such services is planned at an early stage and, where possible, by sharing and reusing solutions in order to maximise the value of public spending. The ISA² programme should make a contribution to that goal.
- (30) Interoperability and, consequently, the solutions established and operated under the ISA² programme are instrumental to exploiting the potential of e-government and e-democracy to the full, by enabling the implementation of 'one-stop shops' and the provision of end-to-end and transparent public services leading to fewer administrative burdens and lower costs.

⁽¹⁾ Decision No 1719/1999/EC of the European Parliament and of the Council of 12 July 1999 on a series of guidelines, including the identification of projects of common interest, for trans-European networks for the electronic interchange of data between administrations (IDA) (OJ L 203, 3.8.1999, p. 1).

⁽²⁾ Decision No 1720/1999/EC of the European Parliament and the Council of 12 July 1999 adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic interchange of data between administrations (IDA) (OJ L 203, 3.8.1999, p. 9).

⁽³⁾ Decision 2004/387/EC of the European Parliament and of the Council of 21 April 2004 on interoperable delivery of pan-European eGovernment services to public administrations, businesses and citizens (IDABC) (OJ L 144, 30.4.2004, p. 62).

⁽⁴⁾ Decision No 922/2009/EC of the European Parliament and of the Council of 16 September 2009 on interoperability solutions for European public administrations (ISA) (OJ L 260, 3.10.2009, p. 20).

- (31) As end-users, businesses and citizens should also benefit from common, re-usable and interoperable front-office services resulting from better integration of processes and exchange of data through the back offices of European public administrations.
- (32) In its activities, the Union should observe the principle of equal treatment. Citizens of the Union should have the right to equal treatment from the Union's institutions, bodies, offices and agencies. The Union should take into account requirements linked to the fight against social exclusion. In that regard, accessibility for all should be incorporated into the development of strategies relating to the interoperability of public services across the Union, taking into consideration the most disadvantaged citizens and the most sparsely populated areas in order to combat the digital divide and exclusion, as called for by the European Parliament in its resolution of 20 April 2012 on a competitive digital single market — eGovernment as a spearhead. The implementation of electronic public services by European public administrations requires an inclusive (e-inclusion) approach that, where necessary, will provide technical support and training in order to reduce disparities in the use of ICT solutions and will incorporate multi-channel delivery, including the maintenance of traditional means of access when appropriate.
- (33) Interoperability solutions under the ISA² programme should be developed having regard to the right of end-users to access and distribute information and content, use and provide applications and services, and use terminal equipment of their choice, irrespective of the end-user's or provider's location or of the location, origin or destination of the information, content, application or service, via their internet access service provided for in Regulation (EU) 2015/2120 of the European Parliament and of the Council ⁽¹⁾.
- (34) The ISA² programme should be an instrument for the modernisation of European public administrations. Modernising European public administrations and increasing their interoperability is an important contribution to the completion of the digital single market to enable citizens to benefit fully from interoperable e-services, from e-government to e-health, prioritising the removal of obstacles such as unconnected e-services. Lack of interoperability often undermines the implementation of digital end-to-end services and the development of one-stop shops for businesses and citizens.
- (35) Interoperability is directly connected with, and dependent on the use of, open specifications and standards. The ISA² programme should promote and, where appropriate, support the partial or full standardisation of existing interoperability solutions. Such standardisation should be achieved in cooperation with other standardisation activities at Union level, European standardisation organisations and other international standardisation organisations.
- (36) By ensuring interoperability, European public administrations will remain open and flexible enough to evolve and be capable of incorporating new challenges and new areas. Interoperability is a condition for avoiding technological lock-in, enabling technical developments and fostering innovation. By developing interoperable solutions and common frameworks, the ISA² programme should contribute to interoperability between European public administrations, respecting technological neutrality, in order to avoid lock-in and enable increased competition and innovation, which will boost the global competitiveness of the Union.
- (37) The modernisation of European public administrations is one of the key priorities for successful implementation of the Europe 2020 Strategy and the Digital Single Market (DSM). In that context, the Annual Growth Surveys published by the Commission in 2011, 2012 and 2013 show that the quality of European public administrations has a direct impact on the economic environment and is therefore crucial to stimulating productivity, competitiveness, economic cooperation, growth and employment. This is clearly reflected in the country-specific recommendations, which call for specific action aimed at European public administration reform.
- (38) Regulation (EU) No 1303/2013 includes a thematic objective of 'enhancing institutional capacity of public authorities and stakeholders and an efficient public administration'. In that context, the ISA² programme should tie in with other initiatives contributing to the modernisation of European public administrations, in particular in relation to work on interoperability and seek synergies with them.

⁽¹⁾ Regulation (EU) 2015/2120 of the European Parliament and of the Council of 25 November 2015 laying down measures concerning open internet access and amending Directive 2002/22/EC on universal service and users' rights relating to electronic communications networks and services and Regulation (EU) No 531/2012 on roaming on public mobile communications networks within the Union (OJ L 310, 26.11.2015, p. 1).

- (39) Interoperability of European public administrations concerns all levels of administration: Union, national, regional and local. It is therefore important to ensure the widest possible participation in the ISA² programme and that solutions take into account their respective needs, as well as those of businesses and citizens, where relevant.
- (40) National, regional and local administrations can be supported in their endeavours through specific instruments under the European Structural and Investment Funds, in particular the part concerning the institutional capacity building which includes training of the European public administrations staff where appropriate. Close cooperation under the ISA² programme should maximise the benefits expected from such instruments by ensuring that funded projects are aligned with the Union-wide interoperability frameworks and specifications such as the EIF.
- (41) This Decision lays down a financial envelope for the entire duration of the ISA² programme, which is to constitute the prime reference amount, within the meaning of Point (17) of the Interinstitutional Agreement of 2 December 2013 between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management ⁽¹⁾, for the European Parliament and the Council during the annual budgetary procedure.
- (42) Consideration should be given to the possibility of using pre-accession funds to facilitate candidate countries' participation in the ISA² programme and the adoption and further implementation in those countries of solutions provided thereunder.
- (43) The ISA² programme should contribute to the implementation of any follow-on initiatives in the context of Europe 2020 and the DAE. In order to avoid any duplication of effort, the ISA² programme should take account of other Union programmes and initiatives in the field of ICT solutions, services and infrastructures, in particular the CEF, Horizon 2020 and the European eGovernment Action Plan 2011-2015 established in the Commission's Communication of 15 December 2010. The Commission should coordinate those actions when implementing the ISA² programme and when planning future initiatives which would affect interoperability. For the purpose of rationalisation, the scheduling of the ISA² programme committee meetings should, as far as possible, take into account the meetings scheduled in relation to other relevant Union initiatives and programmes.
- (44) The principles and provisions laid down in Union law concerning the protection of individuals with regard to the processing of personal data and on the free movement of such data, in particular Directive 95/46/EC of the European Parliament and of the Council ⁽²⁾, Directive 2002/58/EC of the European Parliament and of the Council ⁽³⁾ and Regulation (EC) No 45/2001 of the European Parliament and of the Council ⁽⁴⁾, should apply to solutions operated under the ISA² programme that entail the processing of personal data. Accordingly, those solutions should implement appropriate technical and organisational measures to ensure compliance with data protection requirements in Union law. In particular, by default, personal data should be processed only if they are adequate, relevant and not excessive in relation to the purpose for which they are collected. When developing and establishing interoperability solutions, due consideration should be given to the impact on the protection of personal data.
- (45) When evaluating the ISA² programme, the Commission should pay particular attention to whether the solutions created and implemented have a positive or a negative impact on modernising the public sector and facilitating the needs of businesses and citizens, for example by reducing their administrative burden and costs and by enhancing the overall interconnection between European public administrations on the one hand, and between European public administrations and businesses and citizens on the other.
- (46) Procuring external services for the purposes of the ISA² programme where required is subject to Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council ⁽⁵⁾ and to Directives 2014/23/EU, 2014/24/EU and 2014/25/EU.

⁽¹⁾ OJ C 373, 20.12.2013, p. 1.

⁽²⁾ Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281, 23.11.1995, p. 31).

⁽³⁾ Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) (OJ L 201, 31.7.2002, p. 37).

⁽⁴⁾ Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (OJ L 8, 12.1.2001, p. 1).

⁽⁵⁾ Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 (OJ L 298, 26.10.2012, p. 1).

- (47) In order to ensure uniform conditions for the implementation of this Decision, implementing powers should be conferred on the Commission to adopt a rolling work programme. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council ⁽¹⁾.
- (48) The Commission should adopt immediately applicable implementing acts where, in duly justified cases relating to the established rolling work programme, such as a risk of interruption in the delivery of services, imperative grounds of urgency so require.
- (49) The objectives of this Decision are to develop, maintain and promote a holistic approach to interoperability; to facilitate efficient and effective electronic cross-border or cross-sector interaction between European public administrations on the one hand, and between European public administrations and businesses and citizens on the other; to identify, create and operate interoperability solutions supporting the implementation of Union policies and activities; and to facilitate the re-use of interoperability solutions by European public administrations. Since those objectives cannot be sufficiently achieved by the Member States acting alone because the coordination function at Union level would be difficult and costly to set up at the level of the Member States by Member States themselves but can rather, by reason of their scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Decision does not go beyond what is necessary in order to achieve those objectives,

HAVE ADOPTED THIS DECISION:

Article 1

Subject matter and objectives

1. This Decision establishes, for 2016-2020, a programme on interoperability solutions and common frameworks for European public administrations, businesses and citizens ('the ISA² programme').

The objectives of the ISA² programme shall be to:

- (a) develop, maintain and promote a holistic approach to interoperability in the Union in order to eliminate fragmentation in the interoperability landscape in the Union;
- (b) facilitate efficient and effective electronic cross-border or cross-sector interaction between European public administrations on the one hand, and between European public administrations and businesses and citizens on the other, and to contribute to the development of a more effective, simplified and user-friendly e-administration at the national, regional and local levels of public administration;
- (c) identify, create and operate interoperability solutions supporting the implementation of Union policies and activities;
- (d) facilitate the re-use of interoperability solutions by European public administrations.

The ISA² programme shall take into account social, economic and other aspects of interoperability, as well as the specific situation of SMEs and microenterprises, in order to improve interaction between European public administrations on the one hand, and between European public administrations and businesses and citizens on the other.

2. The ISA² programme shall ensure a common understanding of interoperability through the EIF and its implementation in Member States' administrations. The Commission, through the ISA² programme, shall monitor the implementation of the EIF.

3. The ISA² programme succeeds, and shall consolidate, promote and expand, the activities of the ISA programme.

⁽¹⁾ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

*Article 2***Definitions**

For the purposes of this Decision, the following definitions shall apply:

- (1) 'interoperability' means the ability of disparate and diverse organisations to interact towards mutually beneficial and agreed common goals, involving the sharing of information and knowledge between the organisations, through the business processes they support, by means of the exchange of data between their respective ICT systems;
- (2) 'interoperability framework' means an agreed approach to interoperability for organisations that wish to work together towards the joint delivery of public services, which, within its scope of applicability, specifies a set of common elements such as vocabulary, concepts, principles, policies, guidelines, recommendations, standards, specifications and practices;
- (3) 'common frameworks' means reference architectures, specifications, concepts, principles, policies, recommendations, standards, methodologies, guidelines, semantic assets and similar approaches and documents, taken individually or together in a set;
- (4) 'common services' means the organisational and technical capacity to deliver a single outcome to European public administrations, including operational systems, applications and digital infrastructures of a generic nature which meet common user requirements across policy or geographical areas, along with their supporting operational governance;
- (5) 'generic tools' means systems, reference platforms, shared and collaborative platforms, and generic components which meet common user requirements across policy or geographical areas;
- (6) 'interoperability solutions' means common services and generic tools facilitating cooperation between disparate and diverse organisations, either autonomously funded and developed under the ISA² programme or developed in cooperation with other Union initiatives, based on identified requirements of European public administrations;
- (7) 'actions' means projects, solutions already in an operational phase and accompanying measures;
- (8) 'project' means a time-limited sequence of well-defined tasks addressing identified user needs through a phased approach;
- (9) 'suspended actions' means the actions of the ISA² programme for which financing is suspended for a certain period of time, but the objective of which is still valid, and which remain subject to monitoring and evaluation of the ISA² programme;
- (10) 'accompanying measures' means:
 - (a) strategic measures;
 - (b) information, communication of the benefits of the ISA² programme, and awareness-raising measures, aimed at European public administrations and, where appropriate, at businesses and citizens;
 - (c) measures in support of the management of the ISA² programme;
 - (d) measures in relation to the sharing of experience and the exchange and promotion of best practices;
 - (e) measures to promote the re-use of existing interoperability solutions;
 - (f) measures aimed at community-building and capability-raising; and
 - (g) measures aimed at establishing synergies with initiatives relevant to interoperability in other areas of Union policy;
- (11) 'supporting instruments for public administrations' means the interoperability tools, frameworks, guidelines and specifications that support European public administrations when designing, implementing and operating interoperability solutions;
- (12) 'European public administrations' means public administrations at Union, national, regional and local levels;

- (13) 'end-users' means European public administrations, businesses, including SMEs and microenterprises, and citizens;
- (14) 'key interoperability enablers' means interoperability solutions that are necessary to enable the efficient and effective delivery of public services across administrations;
- (15) 'European Interoperability Reference Architecture' or 'EIRA' means a generic structure, comprising principles and guidelines applying to the implementation of interoperability solutions in the Union;
- (16) 'European Interoperability Cartography' or 'EIC' means a repository of interoperability solutions for European public administrations provided by Union institutions and Member States, presented in a common format and complying with specific re-usability and interoperability criteria that can be represented on the EIRA.

Article 3

Activities

The ISA² programme shall support and promote:

- (a) the assessment, improvement, operation and re-use of existing cross-border or cross-sector interoperability solutions and common frameworks;
- (b) the development, establishment, bringing to maturity, operation and re-use of new cross-border or cross-sector interoperability solutions and common frameworks;
- (c) the assessment of the ICT implications of proposed or adopted Union law;
- (d) the identification of legislation gaps, at Union and national level, that hamper cross-border or cross-sector interoperability between European public administrations;
- (e) the development of mechanisms that measure and quantify the benefits of interoperability solutions including methodologies for assessing cost-savings;
- (f) the mapping and analysis of the overall interoperability landscape in the Union through the establishment, maintenance and improvement of the EIRA and the EIC as instruments to facilitate the re-use of existing interoperability solutions and to identify the areas where such solutions are still lacking;
- (g) the maintenance, updating, promotion and monitoring of the implementation of the EIS, the EIF and the EIRA;
- (h) the assessment, updating and promotion of existing common specifications and standards and the development, establishment and promotion of new common specifications and open specifications and standards through the Union's standardisation platforms and in cooperation with European or international standardisation organisations as appropriate;
- (i) the maintenance and publication of a platform allowing access to, and collaboration with regard to, best practices, functioning as a means of raising awareness and disseminating available solutions, including security and safety frameworks, and helping to avoid duplication of efforts while encouraging the re-usability of solutions and standards;
- (j) the bringing of new interoperability services and tools to maturity, and maintaining and operating existing interoperability services and tools on an interim basis;
- (k) the identification and promotion of best practices, to develop guidelines to coordinate interoperability initiatives and to animate and support communities working on issues relevant to the area of electronic cross-border or cross-sector interaction between end-users.

By 8 September 2016, the Commission shall develop a communication strategy, aiming to enhance information and increase awareness with regard to the ISA² programme and its benefits, targeting businesses, including SMEs, and citizens, and employing user-friendly means on the ISA² programme's website.

*Article 4***General principles**

Actions launched or continued under the ISA² programme shall:

- (a) be based on utility and driven by identified needs and programme objectives;
- (b) comply with the following principles:
 - subsidiarity and proportionality,
 - user-centricity,
 - inclusion and accessibility,
 - delivery of public services in such a way as to prevent digital divide,
 - security, respect for privacy and data protection,
 - multilingualism,
 - administrative simplification and modernisation,
 - transparency,
 - preservation of information,
 - openness,
 - re-usability and avoidance of duplication,
 - technological neutrality, solutions which, insofar as possible, are future-proof, and adaptability,
 - effectiveness and efficiency;
- (c) be flexible, extensible and applicable to other business or policy areas; and
- (d) demonstrate financial, organisational and technical sustainability.

*Article 5***Actions**

1. The Commission shall, in cooperation with the Member States and in accordance with Article 8, implement the actions specified in the rolling work programme established pursuant to Article 9.
2. Actions in the form of projects shall, where appropriate, consist of the following phases:
 - initiation,
 - planning,
 - execution,
 - closing and final evaluation,
 - monitoring and control.

The phases of specific projects shall be defined and specified at the time when the action is included in the rolling work programme. The Commission shall monitor the evolution of projects.

3. The implementation of the ISA² programme shall be supported by accompanying measures.

*Article 6***Eligibility criteria**

All actions to be financed under the ISA² programme shall comply with all of the following eligibility criteria:

- (a) the objectives of the ISA² programme laid down in Article 1(1);
- (b) one or more of the activities of the ISA² programme laid down in Article 3;
- (c) the general principles of the ISA² programme laid down in Article 4;
- (d) the financing conditions laid down in Article 11.

*Article 7***Prioritisation**

1. Subject to paragraph 2, all actions that meet the eligibility criteria shall be prioritised in accordance with the following prioritisation criteria:

- (a) the contribution of the action to the interoperability landscape, measured by the importance and necessity of the action to complete the interoperability landscape across the Union;
- (b) the scope of the action, measured by its horizontal impact, once completed, across the sectors concerned;
- (c) the geographical reach of the action, measured by the number of Member States and of European public administrations involved;
- (d) the urgency of the action, measured by its potential impact, taking into account the lack of other funding sources;
- (e) the re-usability of the action, measured by the extent to which its results can be re-used;
- (f) the re-use by the action of existing common frameworks and elements of interoperability solutions;
- (g) the link of the action with Union initiatives to be measured by the collaboration and contribution level of the action to Union initiatives such as the DSM.

2. The prioritisation criteria referred to in paragraph 1 shall be of equal value. Eligible actions fulfilling more criteria than other eligible actions shall be given higher priority to be included in the rolling work programme.

*Article 8***Implementation rules**

1. In the implementation of the ISA² programme, due consideration shall be given to the EIS and to the EIF.
2. In order to ensure interoperability between national and Union information systems, interoperability solutions shall be specified with reference to existing and new European standards or publicly available or open specifications for information exchange and service integration.
3. The establishment or improvement of interoperability solutions shall, where appropriate, build on, or be accompanied by, the exchange of views, sharing of experience and the exchange and promotion of best practices. To that end, the Commission shall bring together relevant stakeholders and organise conferences, workshops and other meetings on issues addressed by the ISA² programme.
4. In the implementation of interoperability solutions under the ISA² programme due consideration shall, where appropriate, be given to the EIRA.

5. Interoperability solutions and updates thereof shall, where appropriate, be included in the EIC and be made available for re-use by European public administrations.
6. The Commission shall, at all times, encourage and enable Member States to join an action or a project at any stage.
7. In order to avoid duplication, interoperability solutions financed under the ISA² programme shall, where appropriate, reference results achieved by relevant Union or Member State initiatives, and shall re-use existing interoperability solutions.
8. In order to maximise synergies and ensure complementary and combined efforts, actions shall, where appropriate, be coordinated with other relevant Union initiatives.
9. Interoperability solutions established or improved under the ISA² programme shall build on the sharing of experience and the exchange and promotion of best practices. The ISA² programme shall promote community building activities around frameworks and solutions of common interest, involving relevant stakeholders including non-profit organisations and universities.

Article 9

Rolling work programme

1. For the purposes of implementing actions, the Commission shall, by 8 June 2016, adopt implementing acts establishing a rolling work programme for the entire period of application of this Decision. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2). The Commission shall adopt implementing acts amending that rolling work programme at least once a year.

The rolling work programme shall identify, prioritise, document, select, design, implement, operate and evaluate actions, promote their results and, subject to Article 11(5), suspend or terminate their financing.

2. The inclusion of actions in the rolling work programme shall be subject to their compliance with Articles 6 and 7.
3. A project launched and developed under the ISA programme or under another Union initiative may be included in the rolling work programme in any of its phases.

Article 10

Budgetary provisions

1. Funds shall be released where a project or a solution in its operational phase is included in the rolling work programme or after successful completion of a project phase as defined in the rolling work programme and any amendments thereto.
2. Amendments to the rolling work programme concerning budgetary allocations of more than EUR 400 000 per action shall be adopted in accordance with the examination procedure referred to in Article 12(2).
3. Actions under the ISA² programme may require the procurement of external services, which shall be subject to Union procurement rules as laid down in Regulation (EU, Euratom) No 966/2012.

Article 11

Financing of actions

1. The development, establishment and improvement of common frameworks and generic tools shall be funded by the ISA² programme. The use of such frameworks and tools shall be financed by the European public administrations.

2. The development, establishment, bringing to maturity and improvement of common services shall be funded by the ISA² programme. A centralised operation of such services at Union level may be also funded by the ISA² programme, in cases where such an operation is serving Union interests and is duly justified in the rolling work programme. In all other cases, use of those services shall be financed by other means.
3. Interoperability solutions that are taken over by the ISA² programme to bring them to maturity or to maintain them on an interim basis shall be funded by the ISA² programme until they are taken over by other programmes or initiatives.
4. Accompanying measures shall be funded by the ISA² programme.
5. The funding of an action may be suspended or terminated in accordance with the results of monitoring and control under Article 5 and based on an assessment of whether the action continues to meet the identified needs, and of the effectiveness and efficiency of the action.

Article 12

Committee procedure

1. The Commission shall be assisted by the Committee on Interoperability Solutions for European Public Administrations, Businesses and Citizens (the ISA² Committee). That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.
2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.
3. On duly justified imperative grounds of urgency, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 8 of Regulation (EU) No 182/2011. Those acts shall remain in force for a period not exceeding 6 months.

Article 13

Monitoring and evaluation

1. The Commission shall regularly monitor the implementation and impact of the ISA² programme for the purpose of assessing whether its actions continue to meet the identified needs. The Commission shall also explore synergies with complementary Union programmes.
2. The Commission shall report annually to the ISA² Committee, the responsible committee or committees of the European Parliament, the Council and the Committee of Regions on the implementation and results of the ISA² programme.

The Commission shall monitor regularly the implementation and re-use of interoperability solutions across the Union, as part of the rolling work programme established pursuant to Article 9(1).

3. The Commission shall carry out an interim evaluation of the ISA² programme by 30 September 2019 and a final evaluation by 31 December 2021 and shall communicate the results of those evaluations to the European Parliament and to the Council by the same dates. In that context, the responsible committee or committees of the European Parliament may invite the Commission to present the results of the evaluations and to answer questions raised by their members.
4. The evaluations referred to in paragraph 3 shall examine, inter alia, the relevance, effectiveness, efficiency, utility, including, where relevant, business and citizen satisfaction, and the sustainability and coherence of ISA² programme actions. The final evaluation shall, in addition, examine the extent to which the ISA² programme has achieved its objectives such as the re-use of interoperability solutions across the Union, paying particular attention to the needs expressed by the European public administrations.

5. The evaluations shall assess the performance of the ISA² programme against the achievement of the objectives laid out in Article 1(1) and compliance with the principles set out in point (b) of Article 4. The achievement of the objectives shall be measured in particular in terms of the number of key interoperability enablers and through the number of supporting instruments for public administrations delivered to and used by European public administrations. Indicators for measuring the result and impact of the ISA² programme shall be defined in the rolling work programme.

6. The evaluations shall examine the benefits of the actions to the Union for the advancement of common policies, identify potential overlaps and examine coherence with areas for improvement and verify synergies with other Union initiatives, in particular with the CEF.

The evaluations shall assess the relevance of the ISA² programme's actions to local and regional authorities to improve interoperability in public administration and the effectiveness of delivery of public service.

7. The evaluations shall contain, where applicable, information regarding:

(a) the quantifiable and qualifiable benefits that the interoperability solutions deliver by linking ICT with the needs of end-users;

(b) the quantifiable and qualifiable impact of the interoperable ICT-based solutions.

8. Completed or suspended actions shall remain subject to the overall programme evaluation. They shall be monitored regarding their position in the interoperability landscape in Europe and evaluated in terms of user uptake, utilisation and re-usability.

Article 14

International cooperation

1. The ISA² programme shall be open to participation by other countries of the European Economic Area and by the candidate countries within the framework of their respective agreements with the Union.

2. Cooperation with other third countries and with international organisations or bodies shall be encouraged, in particular within the framework of the Euro-Mediterranean and Eastern Partnerships and with neighbouring countries, in particular those of the Western Balkans and Black Sea regions. Related costs shall not be covered by the ISA² programme.

3. Where appropriate, the ISA² programme shall promote re-use of its solutions by third countries.

Article 15

Non-Union initiatives

Without prejudice to other Union policies, interoperability solutions established or operated under the ISA² programme may be used by non-Union initiatives, for non-commercial purposes, provided that no extra costs are incurred for the general budget of the Union and the main Union objective of the interoperable solution is not compromised.

Article 16

Data protection

Processing of personal data through solutions operated under the ISA² programme shall comply with the principles and provisions set out in Directives 95/46/EC and 2002/58/EC, and in Regulation (EC) No 45/2001.

*Article 17***Financial provisions**

1. The financial envelope for the implementation of the ISA² programme for the period of its application shall be EUR 130 928 000.
2. The annual appropriations shall be authorised by the European Parliament and the Council within the limits of the multiannual financial framework.
3. The financial allocation for the ISA² programme may also cover expenses pertaining to preparatory, monitoring, checking, audit and evaluation activities which are required on a regular basis for the management of the programme and the achievement of its objectives.

*Article 18***Entry into force**

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

It shall apply from 1 January 2016 to 31 December 2020.

Notwithstanding the second paragraph of this Article, Article 13 shall apply from 1 January 2016 to 31 December 2021.

Done at Strasbourg, 25 November 2015.

For the European Parliament
The President
M. SCHULZ

For the Council
The President
N. SCHMIT

II

(Non-legislative acts)

REGULATIONS

COMMISSION REGULATION (EU) 2015/2241

of 1 December 2015

**establishing a prohibition of fishing for mackerel in VIIIc, IX and X; Union waters of CECAF 34.1.1
by vessels flying the flag of Portugal**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) 2015/104 ⁽²⁾ lays down quotas for 2015.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2015.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

Article 1

Quota exhaustion

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2015 shall be deemed to be exhausted from the date set out in that Annex.

Article 2

Prohibitions

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2015/104 of 19 January 2015 fixing for 2015 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union vessels, in certain non-Union waters, amending Regulation (EU) No 43/2014 and repealing Regulation (EU) No 779/2014 (OJ L 22, 28.1.2015, p. 1).

*Article 3***Entry into force**

This Regulation shall enter into force on the 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, 1 December 2015.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General for Maritime Affairs and Fisheries*

ANNEX

No	59/TQ104
Member State	Portugal
Stock	MAC/8C3411
Species	Mackerel (<i>scomber scombrus</i>)
Zone	VIIIc, IX and X; Union waters of CECAF 34.1.1
Closing date	11.10.2015

COMMISSION REGULATION (EU) 2015/2242**of 1 December 2015****establishing a prohibition of fishing for greater forkbeard in Union and international waters of V, VI and VII by vessels flying the flag of Spain**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 1367/2014 ⁽²⁾ lays down quotas for 2015.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2015.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2015 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

*Article 3***Entry into force**

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

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) No 1367/2014 of 15 December 2014 fixing for 2015 and 2016 the fishing opportunities for Union fishing vessels for certain deep-sea fish stocks (OJ L 366, 20.12.2014, p. 1).

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

Done at Brussels, 1 December 2015.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General for Maritime Affairs and Fisheries*

ANNEX

No	61/DSS
Member State	Spain
Stock	GFB/567-
Species	Greater forkbeard (<i>Phycis blennoides</i>)
Zone	Union and international waters of V, VI and VII
Closing date	14.10.2015

COMMISSION REGULATION (EU) 2015/2243**of 1 December 2015****establishing a prohibition of fishing for skates and rays in Union waters of VIa, VIb, VIIa-c and VIII-k by vessels flying the flag of Belgium**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy ⁽¹⁾, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) 2015/104 ⁽²⁾ lays down quotas for 2015.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2015.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2015 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

*Article 3***Entry into force**

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

⁽¹⁾ OJ L 343, 22.12.2009, p. 1.

⁽²⁾ Council Regulation (EU) 2015/104 of 19 January 2015 fixing for 2015 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union vessels, in certain non-Union waters, amending Regulation (EU) No 43/2014 and repealing Regulation (EU) No 779/2014 (OJ L 22, 28.1.2015, p. 1).

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

Done at Brussels, 1 December 2015.

*For the Commission,
On behalf of the President,
João AGUIAR MACHADO
Director-General for Maritime Affairs and Fisheries*

ANNEX

No	62/TQ104
Member State	Belgium
Stock	SRX/67AKXD
Species	Skates and rays (<i>Rajiformes</i>)
Zone	Union waters of VIa, VIb, VIIa-c and VIIe-k
Closing date	17.10.2015

COMMISSION IMPLEMENTING REGULATION (EU) 2015/2244**of 3 December 2015****amending Implementing Regulation (EU) No 543/2011 as regards the trigger levels for additional duties on certain fruit and vegetables**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾, and in particular Article 183(b) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) No 543/2011 ⁽²⁾ provides for the surveillance of the imports of the products listed in Annex XVIII thereto. That surveillance is to be carried out in accordance with the rules laid down in Article 308d of Commission Regulation (EEC) No 2454/93 ⁽³⁾.
- (2) For the purposes of Article 5(4) of the Agreement on Agriculture ⁽⁴⁾ concluded during the Uruguay Round of multilateral trade negotiations and in the light of the latest data available for 2012, 2013 and 2014, the trigger levels for additional duties on certain fruit and vegetables should be amended with effect from 1 November 2015.
- (3) Implementing Regulation (EU) No 543/2011 should therefore be amended accordingly. For reasons of readability, Annex XVIII to that Regulation should be replaced in its entirety.
- (4) Given the need to ensure that this measure applies as soon as possible after the updated data have been made available, this Regulation should enter into force on the day of its publication,

HAS ADOPTED THIS REGULATION:

Article 1

Annex XVIII to Implementing Regulation (EU) No 543/2011 is replaced by the text set out 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, 3 December 2015.

*For the Commission**The President*

Jean-Claude JUNCKER

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.⁽²⁾ 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).⁽³⁾ Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ L 253, 11.10.1993, p. 1).⁽⁴⁾ OJ L 336, 23.12.1994, p. 22.

ANNEX

‘ANNEX XVIII

ADDITIONAL IMPORT DUTIES: TITLE IV, CHAPTER I, SECTION 2

Without prejudice to the rules governing the interpretation of the Combined Nomenclature, the description of the products is deemed to be indicative only. The scope of the additional duties for the purposes of this Annex is determined by the scope of the CN codes as they stand at the time of the adoption of this Regulation.

Order number	CN code	Description	Period of application	Trigger level (tonnes)
78.0015	0702 00 00	Tomatoes	From 1 October 2015 to 31 May 2016	451 045
78.0020			From 1 June 2016 to 30 September 2016	29 768
78.0065	0707 00 05	Cucumbers	From 1 May 2016 to 31 October 2016	16 093
78.0075			From 1 November 2015 to 30 April 2016	13 271
78.0085	0709 91 00	Artichokes	From 1 November 2015 to 30 June 2016	16 157
78.0100	0709 93 10	Courgettes	From 1 January 2015 to 31 December 2015	263 359
			From 1 January 2016 to 31 December 2016	258 846
78.0110	0805 10 20	Oranges	From 1 December 2015 to 31 May 2016	713 508
78.0120	0805 20 10	Clementines	From 1 November 2015 to end of February 2016	267 618
78.0130	0805 20 30 0805 20 50 0805 20 70 0805 20 90	Mandarins (including tangerines and satsumas); wilkings and similar citrus hybrids	From 1 November 2015 to end of February 2016	105 541
78.0155	0805 50 10	Lemons	From 1 June 2015 to 31 December 2015	302 950
			From 1 June 2016 to 31 December 2016	293 087
78.0160			From 1 January 2016 to 31 May 2016	65 269
78.0170	0806 10 10	Table grapes	From 21 July 2015 to 20 November 2015	68 450
78.0175	0808 10 80	Apples	From 1 January 2016 to 31 August 2016	667 666
78.0180			From 1 September 2015 to 31 December 2015	464 902
			From 1 September 2016 to 31 December 2016	54 155

Order number	CN code	Description	Period of application	Trigger level (tonnes)
78.0220	0808 30 90	Pears	From 1 January 2016 to 30 April 2016	170 513
78.0235			From 1 July 2015 to 31 December 2015 From 1 July 2016 to 31 December 2016	235 468 118 018
78.0250	0809 10 00	Apricots	From 1 June 2016 to 31 July 2016	5 422
78.0265	0809 29 00	Cherries, other than sour	From 21 May 2016 to 10 August 2016	29 831
78.0270	0809 30	Peaches, including nectarines	From 11 June 2016 to 30 September 2016	4 701
78.0280	0809 40 05	Plums	From 11 June 2016 to 30 September 2016	17 825'

COMMISSION IMPLEMENTING REGULATION (EU) 2015/2245**of 3 December 2015****amending for the 239th time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al Qaida network**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 881/2002 of 27 May 2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al-Qaida network, ⁽¹⁾ and in particular Article 7(1)(a), Article 7a(1) and Article 7a(5) thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 881/2002 lists the persons, groups and entities covered by the freezing of funds and economic resources under that Regulation.
- (2) On 14 October 2015, the Sanctions Committee of the United Nations Security Council (UNSC) decided to amend one entry on the list of persons, groups and entities to whom the freezing of funds and economic resources should apply. On 26 October, 12 November and 25 November 2015, the UNSC decided to delete a total of four entries to that list. Moreover, on 30 November 2015, the UNSC approved the addition of one entry on the said list. Annex I to Regulation (EC) No 881/2002 should therefore be updated accordingly.
- (3) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 881/2002 is amended in accordance with the Annex to this Regulation.

*Article 2*This Regulation shall enter into force on the 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, 3 December 2015.

*For the Commission,
On behalf of the President,
Head of the Service for Foreign Policy Instruments*

⁽¹⁾ OJ L 139, 29.5.2002, p. 9.

ANNEX

Annex I to Regulation (EC) No 881/2002 is amended as follows:

(1) The following entry is added under the heading 'Natural persons':

'Emrah Erdogan (alias (a) Imraan Al-Kurdy, (b) Imraan, (c) Imran, (d) Imran ibn Hassan, (e) Salahaddin El Kurdy, (f) Salahaddin Al Kudy, (g) Salahaddin Al-Kurdy, (h) Salah Aldin, (i) Sulaiman, (j) Ismatollah, (k) Ismatullah, (l) Ismatullah Al Kurdy). Date of birth: 2.2.1988. Place of birth: Karliova, Turkey. Address: Werl prison, Germany (since May 2015). Nationality: German. Passport No BPA C700RKL8R4 (German national identification issued on 18 Feb. 2010, expires on 17 Feb. 2016). Other information: (a) Physical description: eye colour brown, hair colour brown, build: strong, weight: 92 kg, height: 176 cm, birthmark on right back. (b) Mother's name: Emine Erdogan. (c) Father's name: Sait Erdogan.'

(2) The entry 'Abu Bakar Ba'asyir (alias (a) Baasyir, Abu Bakar, (b) Bashir, Abu Bakar, (c) Abdus Samad, (d) Abdus Somad). Date of birth: 17.8.1938. Place of birth: Jombang, East Java, Indonesia. Nationality: Indonesian.', under the heading 'Natural persons' is replaced by the following:

'Abu Bakar Ba'asyir (alias (a) Abu Bakar Baasyir, (b) Abu Bakar Bashir, (c) Abdus Samad, (d) Abdus Somad). Date of birth: 17.8.1938. Place of birth: Jombang, East Java, Indonesia. Address: Indonesia (in prison) Nationality: Indonesian'

(3) The following entries under the heading 'Natural persons' are deleted:

(a) 'Mohammed Ahmed Shawki Al Islambolly (alias (a) Abu Khalid, (b) Abu Ja'far, (c) Mohamed El Islambouli). Address: (a) Pakistan, (b) Afghanistan. Date of birth: 21.1.1957. Place of birth: El-Minya, Qena Egypt. Nationality: Egyptian. Other information: (a) Father's name is Shawki al-Islambolly; (b) Member of the Egyptian Islamic Jihad. Date of designation referred to in Article 2a (4) (b): 29.9.2005.'

(b) 'Mohamed Amine Akli (alias (a) Akli Amine Mohamed, (b) Killech Shamir, (c) Kali Sami, (d) Elias). Address: Algeria. Place of birth: Bordj el Kiffane, Algeria. Date of birth: 30.3.1972. Nationality: Algerian. Other information: (a) Father's name is Lounes; (b) Mother's name is Kadidja; (c) Inadmissible to the Schengen area; (d) Deported from Spain to Algeria in August 2009. Date of designation referred to in Article 2a(4)(b): 25.6.2003.'

(c) 'Chiheb Ben Mohamed Ben Mokhtar Al-Ayari (alias (a) Hichem Abu Hchem, (b) Ayari Chihbe, (c) Ayari Chied, (d) Adam Hussainy, (e) Hichem, (f) Abu Hichem, (g) Moktar). Address: Via Bardo, Tunis, Tunisia. Date of birth: 19.12.1965. Place of birth: (a) Tunis, Tunisia; (b) Greece. Nationality: Tunisian. Passport No: L246084 (Tunisian passport issued on 10.6.1996, expired on 9.6.2001). Other information: (a) Extradited from Italy to Tunisia on 13 April 2006; (b) Mother's name is Fatima al-Tumi, (c) Inadmissible to the Schengen area. Date of designation referred to in Article 2a (4) (b): 25.6.2003.'

(d) 'Nazih Abdul Hamed Nabih Al-Ruqai'i (alias (a) Anas Al-Liby, (b) Anas Al-Sibai (c) Nazih Abdul Hamed Al-Raghie). Address: Al Nawafaliyyin, Jarraba Street, Taqsim Al Zuruq, Tripoli, Libyan Arab Jamahiriya. Date of birth: (a) 30.3.1964 (b) 14.5.1964. Place of birth: Tripoli, Libyan Arab Jamahiriya. Nationality: Libyan. Passport No: 621570. National identification No: 200310/I. Date of designation referred to in Article 2a(4)(b): 17.10.2001.'

COMMISSION IMPLEMENTING REGULATION (EU) 2015/2246**of 3 December 2015****on detailed provisions for the registration number system applicable to the register of European political parties and European political foundations and information provided by standard extracts from the register**

THE EUROPEAN COMMISSION,

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

Having regard to the Treaty establishing to European Atomic Energy Community,

Having regard to Regulation (EU, Euratom) No 1141/2014 of the European Parliament and of the Council of 22 October 2014 on the statute and funding of European political parties and European political foundations ⁽¹⁾, and in particular Article 7(3) thereof,

Whereas:

- (1) It is necessary to specify the details of the registration number system for European political parties and European political foundations.
- (2) It is necessary to specify the content and format of the standard extract from the register to be made available on request to third parties. That standard extract should contain the key information related to the concerned European political party or European political foundation.
- (3) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 37 of Regulation (EU, Euratom) No 1141/2014,

HAS ADOPTED THIS REGULATION:

*Article 1***Subject matter**

This Regulation establishes the registration number system to be applied to the Register of European political parties and European political foundations (the 'Register') and the content and format of standard extracts made available to third parties upon request from that Register.

*Article 2***Registration number system**

1. Each European political party and European political foundation shall be given a dedicated registration number in accordance with the chronological order of arrivals of applications.
2. The registration number shall consist of two components:
 - (a) a European identifier;
 - (b) a national identifier, following the European identifier, if the Member State of the seat of the European political party or European political foundation applies its own parallel registration numbering system.
3. The format of the number is set out in Annex I.

⁽¹⁾ OJ L 317, 4.11.2014, p. 1.

*Article 3***Standard extracts**

1. Standard extracts from the Register shall provide the following information regarding the concerned European political party or European political foundation:

- (a) the type of entity: European political party or European political foundation;
- (b) the registration number allocated by the Authority in accordance with Article 2;
- (c) the full name, acronym and logo;
- (d) the Member State where the European political party or European political foundation has its seat;
- (e) in cases where the Member State of the seat provides for parallel registration, the name, address and website, if any, of the relevant registration authority;
- (f) the address of the seat, its correspondence address if different, e-mail address and the website, if any
- (g) the date of registration as a European political party or European political foundation and, if applicable, the date of de-registration;
- (h) where the European political party or European political foundation was created as the result of conversion from an entity registered in a Member State, the full name and legal status of that entity, including any national registration number;
- (i) the date of adoption of statutes and of any amendments to the statutes;
- (j) for European political parties only:
 - the list of member parties;
 - the number of members of the European political party or of its member parties, where relevant, that are Members of the European Parliament;
 - the name and registration number of the affiliated European political foundation, if relevant;
- (k) for European political foundations only:
 - the list of member organisations;
 - the name and registration number of the affiliated European political party;
- (l) the name of the President/Chair and of those persons vested with administrative, financial and legal representation powers, with a clear indication of their capacity and powers, individually or collectively, to commit the entity vis-à-vis third parties and to represent the entity in legal proceedings.

2. The format of the standard extract is set out in Annex 2.

*Article 4***Entry into force**

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, 3 December 2015.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX I

The format of the registration number

For European political parties:

EUPP x MS

or

EUPP x MS y

For European political foundations:

EUPF x MS

or

EUPF x MS y

where 'x' is a number allocated by the Authority in chronological order of the arrival of applications, 'MS' is the two-letter code for the Member State of the seat ⁽¹⁾ and 'y' is the national registration code, where applicable.

⁽¹⁾ International Organization for Standardization (ISO) code (ISO 3166 alpha-2), except for Greece and the United Kingdom, for which the abbreviations EL and UK should be used

ANNEX II

Format of the Standard Extracts*For European Political Parties*

<p>Standard Extract from the Register of European political parties and European political foundations</p> <p>Issued by the Authority on European political parties and European political foundations established by Article 6 of Regulation (EU, Euratom) No 1141/2014</p> <p>(postal address of the Authority)</p> <p>Information extracted from the Register on (date)</p>

No	Description	Information from the Register (or indication 'not applicable')
1	Type of entity	European political party
2	Registration number ⁽¹⁾	
3	(a) Date of registration	
	(b) Date of de-registration ⁽²⁾	
4	Full name	
5	Acronym	
6	Logo	
7	Member State of the Seat	
8	Address of the Seat	
9	Correspondence address if different	
10	Website	
11	E-mail address	
12	Date of adoption of the statutes	
13	Dates of any amendments to the statutes	
14	List of member parties (full name and type of membership)	
15	Number of members of the European political party or of its member parties, where relevant, that are Members of the European Parliament	
16	Name of the President/Chair	
17	Names of the persons vested with administrative, financial and legal representation powers, with indication of their capacity and powers, individually or collectively, to commit the entity vis-à-vis third parties and to represent the entity in legal proceedings ⁽³⁾	

No	Description	Information from the Register (or indication 'not applicable')
18	Full name and registration number of any affiliated European political foundation	
19	Where the Member State of the seat provides for parallel registration, name, address and website of the relevant registration authority ⁽³⁾	
20	Where the European political party was created by conversion from a national entity: — Full name ⁽³⁾ — Legal status ⁽³⁾ — National registration number ⁽³⁾ of the former entity	

⁽¹⁾ The registration number is allocated by the Authority in accordance with Commission Implementing Regulation (EU) 2015/2246; where a parallel national registration numbering system applies, the national registration number forms the final element of this registration number (everything following the two-letter country code) and the relevant competent authority is indicated under item 19.

⁽²⁾ If, at the time of establishing the present extract, the entity no longer has the status of a European political party in accordance with Regulation (EU, Euratom) No 1141/2014, the extract provides the information held by the Register on the date of de-registration.

⁽³⁾ The Authority is not the competent body to confirm legality or completeness of this element; the information provided is that currently held in the Register.

For European Political Foundations

Standard Extract from the Register of European political parties and European political foundations		
Issued by the Authority on European political parties and European political foundations established by Article 6 of Regulation (EU, Euratom) No 1141/2014		
(postal address of the Authority)		
Information extracted from the Register on (date)		

No	Description	Information from the Register (or indication 'not applicable')
1	Type of entity	European political foundation
2	Registration number ⁽¹⁾	
3	(a) Date of registration	
	(b) Date of de-registration ⁽²⁾	
4	Full name	
5	Acronym	
6	Logo	
7	Member State of the Seat	
8	Address of the Seat	
9	Correspondence address if different	

No	Description	Information from the Register (or indication 'not applicable')
10	Website	
11	E-mail address	
12	Date of adoption of the statutes	
13	Dates of any amendments to the statutes	
14	List of member organisations (full name and type of membership)	
15	Name of the President/Chair	
16	Names of the persons vested with administrative, financial and legal representation powers, with indication of their capacity and powers, individually or collectively, to commit the entity vis-à-vis third parties and to represent it in legal proceedings ⁽³⁾	
17	Full name and registration number of the affiliated European political party	
18	Where the Member State of the seat provides for parallel registration, name, address and website of the relevant registration authority ⁽³⁾	
19	Where the European political foundation was created by conversion from a national entity: — Full name ⁽³⁾ — Legal status ⁽³⁾ — National registration number ⁽³⁾ of the former entity	

⁽¹⁾ The registration number is allocated by the Authority in accordance with Commission Implementing Regulation (EU) 2015/2246; where a parallel national registration numbering system applies, the national registration number forms the final element of this registration number (everything following the two-letter country code) and the relevant competent authority is indicated under item 18.

⁽²⁾ If, at the time of establishing the present extract, the entity no longer has the status of a European political foundation in accordance with Regulation (EU, Euratom) No 1141/2014, the extract provides the information held by the Register on the date of de-registration.

⁽³⁾ The Authority is not the competent body to confirm legality or completeness of this element; the information provided is that currently held in the Register.

COMMISSION IMPLEMENTING REGULATION (EU) 2015/2247**of 3 December 2015****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 Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽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, 3 December 2015.

For the Commission,
On behalf of the President,
Jerzy PLEWA

Director-General for Agriculture and Rural Development

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

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

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	AL	50,2
	MA	87,0
	ZZ	68,6
0707 00 05	AL	57,9
	MA	93,3
	TR	150,4
	ZZ	100,5
0709 93 10	AL	80,9
	MA	75,0
	TR	155,0
	ZZ	103,6
0805 10 20	MA	83,9
	TR	50,5
	UY	52,1
	ZA	53,1
	ZZ	59,9
0805 20 10	MA	76,3
	ZZ	76,3
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	TR	85,2
	ZZ	85,2
0805 50 10	TR	106,5
	ZZ	106,5
0808 10 80	CA	159,0
	CL	85,8
	MK	28,7
	US	118,0
	ZA	96,9
	ZZ	97,7
	ZZ	97,7
0808 30 90	BA	86,0
	CN	97,5
	TR	142,3
	ZZ	108,6
	ZZ	108,6

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EU) No 1106/2012 of 27 November 2012 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards the update of the nomenclature of countries and territories (OJ L 328, 28.11.2012, p. 7). Code 'ZZ' stands for 'of other origin'.

DECISIONS

DECISION (EU) 2015/2248 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

of 28 October 2015

on the mobilisation of the Flexibility Instrument for immediate budgetary measures under the European Agenda on Migration

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 2 December 2013 between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters on and sound financial management ⁽¹⁾, and in particular point 12 thereof,

Having regard to the proposal from the European Commission,

Whereas,

- (1) Article 11 of Council Regulation (EU, Euratom) No 1311/2013 ⁽²⁾ allows the mobilisation of the Flexibility Instrument within the annual ceiling of EUR 471 million (2011 prices) to allow the financing of clearly identified expenditure which could not be financed within the limits of the ceilings available for one or more other headings.
- (2) After having examined all possibilities for re-allocating appropriations under the expenditure ceiling for heading 3 (*Security and Citizenship*), it appears necessary to mobilise the Flexibility Instrument to complement the financing in the general budget of the European Union for the financial year 2015 by EUR 66,1 million to finance measures in the field of migration.
- (3) The payment appropriations corresponding to the mobilisation of the Flexibility Instrument are EUR 52,9 million in 2016 and EUR 13,2 million in 2017,

HAVE ADOPTED THIS DECISION:

Article 1

For the general budget of the European Union for the financial year 2015, the Flexibility Instrument shall be used to provide the sum of EUR 66,1 million in commitment appropriations in heading 3 (*Security and Citizenship*).

That amount shall be used to finance measures for managing the refugee crisis.

The payment appropriations corresponding to the mobilisation of the Flexibility Instrument will be EUR 52,9 million in 2016 and EUR 13,2 million in 2017.

⁽¹⁾ OJ C 373, 20.12.2013, p. 1.

⁽²⁾ Council Regulation (EU, Euratom) No 1311/2013 of 2 December 2013 laying down the multiannual financial framework for the years 2014-2020 (OJ L 347, 20.12.2013, p. 884).

Article 2

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

Done at Strasbourg, 28 October 2015.

For the European Parliament
The President
M. SCHULZ

For the Council
The President
N. SCHMIT

COUNCIL DECISION (CFSP) 2015/2249
of 3 December 2015
amending Decision 2014/486/CFSP on the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 28, Article 42(4) and Article 43(2) thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

- (1) On 22 July 2014, the Council adopted Decision 2014/486/CFSP ⁽¹⁾ on the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine).
- (2) On 17 November 2014, by means of Decision 2014/800/CFSP ⁽²⁾, the Council decided to launch EUAM Ukraine on 1 December 2014 and to amend Decision 2014/486/CFSP in order to provide EUAM Ukraine with a financial reference amount for the period until 30 November 2015.
- (3) Decision 2014/486/CFSP should be amended to provide for a financial reference amount for the period from 1 December 2015 to 30 November 2016.
- (4) Furthermore, Decision 2014/486/CFSP should be amended to extend the mandate of EUAM Ukraine by one year,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2014/486/CFSP is hereby amended as follows:

- (1) In Article 14(1), the following subparagraph is added:

‘The financial reference amount intended to cover the expenditure related to EUAM Ukraine for the period from 1 December 2015 to 30 November 2016 shall be EUR 14 400 000.’.

- (2) In Article 19, the second paragraph is replaced by the following:

‘It shall apply until 30 November 2017.’.

Article 2

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

It shall apply from 1 December 2015.

Done at Brussels, 3 December 2015.

For the Council

The President

F. BRAZ

⁽¹⁾ Council Decision 2014/486/CFSP of 22 July 2014 on the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine) (OJ L 217, 23.7.2014, p. 42).

⁽²⁾ Council Decision 2014/800/CFSP of 17 November 2014 launching the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine) and amending Decision 2014/486/CFSP (OJ L 331, 18.11.2014, p. 24).

COMMISSION IMPLEMENTING DECISION (EU) 2015/2250**of 26 November 2015****confirming or amending the average specific emissions of CO₂ and specific emissions targets for manufacturers of new light commercial vehicles for the calendar year 2014 pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council***(notified under document C(2015) 8346)***(Only the Dutch, English, Estonian, French, German, Italian, Polish, Portuguese, and Swedish texts are authentic)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 510/2011 of the European Parliament and of the Council of 11 May 2011 setting emission performance standards for new light commercial vehicles as part of the Union's integrated approach to reduce CO₂ emissions from light-duty vehicles ⁽¹⁾, and in particular Article 8(6) and Article 10(1) thereof,

Whereas:

- (1) The Commission is required, pursuant to Article 8(6) of Regulation (EU) No 510/2011, to confirm or amend each year the average specific emissions of CO₂ and the specific emissions target for each manufacturer of light commercial vehicles in the Union. On that basis, the Commission is to determine whether manufacturers and pools of manufacturers formed in accordance with Article 7(1) of that Regulation have complied with their specific emissions targets in accordance with Article 4 of that Regulation.
- (2) Pursuant to Article 4 of Regulation (EU) No 510/2011 the average specific emissions of manufacturers for 2014 are calculated in accordance with the third paragraph of that Article and take into account 70 % of the manufacturer's new light commercial vehicles registered in that year.
- (3) The detailed data to be used for the calculation of the average specific emissions and the specific emissions targets is set out in point 1 of Part A and Part C of Annex II to Regulation (EU) No 510/2011 and is based on Member States' registrations of new light commercial vehicles during the preceding calendar year.
- (4) Where light commercial vehicles are type-approved in a multi-stage process, point 7 of Part B of Annex II to Regulation (EU) No 510/2011 requires that the manufacturer of the base vehicle take responsibility for the CO₂ emissions of the completed vehicle.
- (5) The 2014 data were submitted to the Commission by the time-limit of 28 February 2015 in accordance with Article 8(2) of Regulation (EU) No 510/2011 by a majority of the Member States. Where, as a result of the verification of the data by the Commission, it was evident that certain data were missing or manifestly incorrect, the Commission contacted the Member States concerned and, subject to the agreement of those Member States, adjusted or completed the data accordingly. Where no agreement could be reached with a Member State, the provisional data of that Member State were not adjusted.
- (6) On 13 May 2015, the Commission published the provisional data and notified 64 manufacturers of the provisional calculations of their average specific emissions of CO₂ in 2014 and their specific emissions targets in accordance with Article 8(4) of Regulation (EU) No 510/2011. Manufacturers were asked to verify the data and to notify the Commission of any errors within 3 months of receipt of the notification in accordance with the Article 8(5) of that Regulation. 23 manufacturers submitted notifications of errors.
- (7) For the remaining 41 manufacturers that did not notify any errors in the datasets or respond otherwise, the provisional data and provisional calculations of the average specific emissions and the specific emissions targets should be confirmed without adjustments.
- (8) The Commission has verified the corrections notified by the manufacturers and the respective justifications and the datasets have been adjusted as appropriate.

⁽¹⁾ OJ L 145, 31.5.2011, p. 1.

- (9) In the case of records without matching vehicle identification numbers and with missing or incorrect identification parameters, such as type, variant, version code or type-approval number, the fact that manufacturers cannot verify or correct those records should be taken into account. As a consequence, it is appropriate to apply an error margin to the CO₂ emissions and mass values in those records.
- (10) The error margin should be calculated as the difference between the distances to the specific emissions target expressed as the specific emissions targets subtracted from the average emissions calculated including and excluding those registrations that cannot be verified by the manufacturers. Regardless of whether that difference is positive or negative, the error margin should always improve the manufacturer's position with regard to its specific emission target.
- (11) In accordance with Article 10(2) of Regulation (EU) No 510/2011, a manufacturer should be considered as compliant with its specific emission target referred to in Article 4 of that Regulation where the average emissions indicated in this Decision are lower than the specific emissions target, expressed as a negative distance to target. Where the average emissions exceed the specific emissions target, an excess emission premium are to be imposed in accordance with Article 9 of Regulation (EU) No 510/2011, unless the manufacturer concerned benefits from an exemption from that target in accordance with Article 2(4) or Article 11 of that Regulation or is a member of a pool in accordance with Article 7 of that Regulation and the pool complies with its specific emissions target.
- (12) Following a statement by the Volkswagen Group on 3 November 2015 that irregularities were found when determining type approval CO₂ levels of some of their vehicles, the average specific emissions of CO₂ and the specific emissions targets should not be confirmed for the Volkswagen pool and its members until further clarification is provided by the Volkswagen Group. As a consequence the Volkswagen pool and its members (Audi AG, Dr Ing. h.c.F. Porsche AG, Quattro GmbH, Seat S.A., Skoda Auto A.S., and Volkswagen AG) should not be subject to this Decision.
- (13) The average specific emissions of CO₂ from new light commercial vehicles registered in 2014, the specific emissions targets and the difference between those two values should be confirmed or amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The values relating to the performance of manufacturers, as confirmed or amended for each manufacturer of light commercial vehicles and for each pool of manufacturers of light commercial vehicles in respect of the 2014 calendar year in accordance with Article 8(6) of Regulation (EU) No 510/2011, are specified in the Annex to this Decision.

The values referred to in points (a) to (e) of Article 10(1) of Regulation (EU) No 510/2011 for each manufacturer of light commercial vehicles and for each pool of manufacturers of light commercial vehicles in respect of the 2014 calendar year are also specified in the Annex to this Decision, with the exception provided for in Article 2(4) of that Regulation for the manufacturers concerned.

Article 2

This Decision is addressed to the following individual manufacturers and pools formed in accordance with Article 7 of Regulation (EU) No 510/2011:

- (1) Alke S.r.l.
via Vigonovese 123
35127 Padova
Italy
- (2) Automobiles Citroen
Route de Gizy
78943 Vélizy-Villacoublay Cedex
France

- (3) Automobiles Peugeot
Route de Gizy
78943 Vélizy-Villacoublay Cedex
France
- (4) Avtovaz JSC
Represented in the Union by:
LADA France S.A.S.
13, Route Nationale 10
78310 Coignières
France
- (5) Bluecar SAS
31-32 quai de Dion Bouton
92800 Puteaux
France
- (6) Bayerische Motoren Werke AG
Petuelring 130
80788 München
Germany
- (7) BMW M GmbH
Petuelring 130
80788 München
Germany
- (8) FCA US LLC (Chrysler Group LLC)
Represented in the Union by:
Fiat Chrysler Automobiles
Building 5 — Ground floor — Room A8N
C.so Settembrini, 40
10135 Torino
Italy
- (9) CNG-Technik GmbH
Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany
- (10) Automobile Dacia S.A.
Guyancourt
1 avenue du Golf
78288 Guyancourt Cedex
France
- (11) Daimler AG
Mercedesstr 137/1 Zimmer 229
HPC F403
70327 Stuttgart
Germany
- (12) Dongfeng Motor Corporation
Represented in the Union by:
Giotti Victoria Srl
Sr.l. Pissana Road 11/a 50021
Barberino Val D' Elsa (Florence)
Italy

- (13) DR Motor Company S.p.A.
S S 85, Venafrana km 37.500
86070 Macchia d'Isernia
Italy
- (14) Esagono Energia S.r.l.
Via Puecher 9
20060 Pozzuolo Martesana (MI)
Italy
- (15) FCA Italy S.p.A. (Fiat Group Automobiles S.p.A.)
Building 5 — Ground floor — Room A8N
C.so Settembrini, 40
10135 Torino
Italy
- (16) Ford Motor Company of Australia Ltd
Represented in the Union by:

Ford Werke GmbH
Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany
- (17) Ford Motor Company
Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany
- (18) Ford Werke GmbH
Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany
- (19) Fuji Heavy Industries Ltd
Represented in the Union by:

Subaru Europe NV/SA
Leuvensesteenweg 555 B/8
1930 Zaventem
Belgium
- (20) Mitsubishi Fuso Truck & Bus Corporation
Represented in the Union by:

Daimler AG,
Mercedesstr 137/1 Zimmer 229
HPC F403
70327 Stuttgart
Germany
- (21) Mitsubishi Fuso Truck Europe S.A.
Represented in the Union by:

Daimler AG,
Mercedesstr 137/1 Zimmer 229
HPC F403
70327 Stuttgart
Germany

- (22) LLC Automobile Plant Gaz
Poe 2
60502
Lähte Tartumaa
Estonia
- (23) GM Korea Company
Adam Opel AG
Bahnhofsplatz 1 IPC 39-12
65423 Rüsselsheim
Germany
- (24) GAC Gonow Auto Co. Ltd
Represented in the Union by:
Gonow Europe S.r.l.
Via Ottaviano 42
00192 Rome
Italy
- (25) Great Wall Motor Company Ltd
Represented in the Union by:
International Motors Limited
I.M. House South Drive
Coleshill B46 1DF
United Kingdom
- (26) Hebei Zhongxing Automobile Co., Ltd
Represented in the Union by:
URSUS SA Lublin,
ul. Frezerów 7
20-952 Lublin
Poland
- (27) Honda Motor Co., Ltd
470 London Road
Slough Berkshire
SL3 8QY
United Kingdom
- (28) Honda of the UK Manufacturing Ltd
470 London Road
Slough Berkshire
SL3 8QY
United Kingdom
- (29) Hyundai Motor Company
Represented in the Union by:
Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany
- (30) Hyundai Assan Otomotiv Sanayi Ve Ticaret A.S.
Represented in the Union by:
Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany

(31) Hyundai Motor Manufacturing Czech S.r.o.
Kaiserleipromenade 5
63067 Offenbach
Germany

(32) Hyundai Motor India Ltd
Represented in the Union by:

Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany

(33) Isuzu Motors Limited
Represented in the Union by:

Isuzu Motors Europe NV
Bist 12
2630 Aartselaar
Belgium

(34) IVECO S.p.A.
Via Puglia 35
10156 Torino
Italia

(35) Jaguar Land Rover Limited
Abbey Road
Whitley Coventry
CV3 4LF
United Kingdom

(36) KIA Motors Corporation
Represented in the Union by:

Kia Motors Europe GmbH
Theodor-Heuss-Allee 11
60486 Frankfurt am Main
Germany

(37) KIA Motors Slovakia S.r.o.
Theodor-Heuss-Allee 11
60486 Frankfurt am Main
Germany

(38) LADA Automobile GmbH
Erlengrund 7-11
21614 Buxtehude
Germany

(39) LADA France S.A.S.
13 Route Nationale 10
78310 Coignières
France

(40) Magyar Suzuki Corporation Ltd
Legal Department Suzuki-Allee 7
64625 Bensheim
Germany

- (41) Mahindra & Mahindra Ltd
Represented in the Union by:
Mahindra Europe S.r.l.
Via Cancelliera 35
00040 Ariccia (Roma)
Italy
- (42) Mazda Motor Corporation
Represented in the Union by:
Mazda Motor Europe GmbH
European R&D Centre
Hiroshimastr 1
61440 Oberursel/Ts
Germany
- (43) M.F.T.B.C.
Represented in the Union by:
Daimler AG,
Mercedesstr 137/1 Zimmer 229
HPC F403
70327 Stuttgart
Germany
- (44) Mia Electric S.A.S.
45, rue des Pierrières
BP 60324
79143 Cerizay Cedex
France
- (45) Mitsubishi Motors Corporation MMC
Represented in the Union by:
Mitsubishi Motors Europe B.V. MME
Mitsubishi Avenue 21
6121 SG Born
The Netherlands
- (46) Mitsubishi Motors Europe B.V. MME
Mitsubishi Avenue 21
6121 SG Born
The Netherlands
- (47) Mitsubishi Motors Thailand Co., Ltd MMTh
Represented in the Union by:
Mitsubishi Motors Europe BV MME
Mitsubishi Avenue 21
6121 SG Born
The Netherlands
- (48) Nissan International SA
Represented in the Union by:
Renault Nissan Representation Office
Av des Arts 40
1040 Bruxelles
Belgium
- (49) Adam Opel AG
Bahnhofplatz 1IPC 39-12
65423 Rüsselsheim
Germany

- (50) Piaggio & C S.p.A.
Viale Rinaldo Piaggio 25
56025 Pontedera (PI)
Italy
- (51) Renault S.A.S.
Guyancourt
1 avenue du Golf
78288 Guyancourt Cedex
France
- (52) Renault Trucks
99 Route de Lyon TER L10 0 01
69802 Saint Priest Cedex
France
- (53) Ssangyong Motor Company
Represented in the Union by:
SsangYong Motor Europe Office
Herriotstraße 1
60528 Frankfurt am Main
Germany
- (54) Suzuki Motor Corporation
Represented in the Union by:
Suzuki Deutschland GmbH
Legal Department Suzuki-Allee 7
64625 Bensheim
Germany
- (55) Tata Motors Limited
Represented in the Union by:
Tata Motors European Technical Centre Plc.
Internal Automotive Research Centre
University of Warwick
Coventry
CV4 7AL
United Kingdom
- (56) Toyota Motor Europe NV/SA
Avenue du Bourget 60
1140 Brussels
Belgium
- (57) Toyota Caetano Portugal S.A.
Avenida Vasco de Gama 1410
4431-956 Vila Nova de Gaia
Portugal
- (58) Volvo Car Corporation
VAK building Assar Gabrielssons väg
SE-405 31 Göteborg
Sweden
- (59) Pool for: Daimler AG
Mercedesstr 137/1
Zimmer 229
70546 Stuttgart
Germany

- (60) Pool for: FCA Italy S.p.A.
Building 5 — Ground floor — Room A8N
C.so Settembrini, 40
10135 Torino
Italy
- (61) Pool for: Ford -Werke GmbH
Neihl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany
- (62) Pool for: General Motors
Bahnhofplatz 1 IPC 39-12
65423 Rüsselsheim
Germany
- (63) Pool for: Kia
Theodor-Heuss-Allee 11
60486 Frankfurt am Main
Germany
- (64) Pool for: Mitsubishi Motors
Mitsubishi Avenue 21
6121 SG Born
The Netherlands
- (65) Pool Renault
1 Avenue du Golf
78288
Guyancourt Cedex
France

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

Done at Brussels, 26 November 2015.

For the Commission
Miguel ARIAS CAÑETE
Member of the Commission

ANNEX

Table 1

Values relating to the performance of manufacturers confirmed in accordance with Article 10 of Regulation (EU) No 510/2011

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (70 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
ALKE SRL		16	0,000	222,482	- 222,482	- 222,482	2 216,56	0,000
AUTOMOBILES CITROEN		154 961	127,146	160,663	- 33,517	- 33,517	1 551,84	148,026
AUTOMOBILES PEUGEOT		154 473	124,856	160,399	- 35,543	- 35,543	1 549,00	146,894
AVTOVAZ JSC	P7	77	210,189	137,116	73,073	72,997	1 298,64	214,805
BLUECAR SAS		121	0,000	133,522	- 133,522	- 133,522	1 260,00	0,000
BAYERISCHE MOTOREN WERKE AG		2 422	129,180	177,329	- 48,149	- 48,149	1 731,04	141,416
BMW M GMBH		243	142,347	190,631	- 48,284	- 48,284	1 874,07	150,222
CHRYSLER GROUP LLC	P2	1 318	200,728	210,825	- 10,097	- 20,813	2 091,21	211,988
CNG-TECHNIK GMBH	P3	621	116,949	152,149	- 35,200	- 35,200	1 460,29	125,337
AUTOMOBILE DACIA SA	P7	21 978	120,885	135,623	- 14,738	- 14,987	1 282,59	132,196
DAIMLER AG	P1	125 357	187,428	217,544	- 30,116	- 30,151	2 163,46	199,685
DONGFENG MOTOR CORPORATION	DMD	324	153,270				1 174,41	162,614
DR MOTOR COMPANY SRL	DMD	2	254,000				1 755,00	254,000
ESAGONO ENERGIA SRL	DMD	2	0,000				1 287,50	0,000
FIAT GROUP AUTOMOBILES SPA	P2	124 796	141,101	172,327	- 31,226	- 31,230	1 677,26	157,616
FORD MOTOR COMPANY OF AUSTRALIA LIMITED	P3	12 338	213,167	219,493	- 6,326	- 6,333	2 184,42	228,221
FORD MOTOR COMPANY	P3	731	217,325	220,629	- 3,304	- 3,304	2 196,63	231,048
FORD-WERKE GMBH	P3	178 997	158,184	189,189	- 31,005	- 31,028	1 858,57	175,294
FUJI HEAVY INDUSTRIES LTD	DMD	52	150,500				1 585,31	157,154

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (70 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
MITSUBISHI FUSO TRUCK & BUS CORPORATION	P1	723	235,611	245,321	- 9,710	- 9,710	2 462,14	241,080
MITSUBISHI FUSO TRUCK EUROPE SA	P1	4	236,000	241,960	- 5,960	- 5,960	2 426,00	237,750
LLC AUTOMOBILE PLANT GAZ	DMD	4	274,000				2 271,25	290,750
GM KOREA COMPANY	P4	29	142,400	171,736	- 29,336	- 29,336	1 670,90	154,862
GONOW AUTO CO LTD	D	74	161,000	175,000	- 14,000	- 14,000	1 138,99	173,419
GREAT WALL MOTOR COMPANY LIMITED	DMD	279	182,482				1 760,34	195,645
HEBEI ZHONGXING AUTOMOBILE CO Ltd	DMD	15	205,200				1 705,20	214,800
HONDA MOTOR CO LTD		11	147,571	192,340	- 44,769	- 44,769	1 892,45	174,727
HONDA OF THE UK MANUFACTURING LTD		237	143,721	165,215	- 21,494	- 21,494	1 600,78	154,270
HYUNDAI MOTOR COMPANY		1 375	145,133	179,341	- 34,208	- 34,208	1 752,68	163,534
HYUNDAI ASSAN OTOMOTIV SANAYI VE		782	107,751	112,806	- 5,055	- 5,055	1 037,25	109,752
HYUNDAI MOTOR MANUFACTURING CZECH SRO		1 285	134,567	150,479	- 15,912	- 15,912	1 442,33	142,786
HYUNDAI MOTOR INDIA LTD		3	110,000	121,029	- 11,029	- 11,029	1 125,67	111,333
ISUZU MOTORS LIMITED		10 810	192,379	207,105	- 14,726	- 14,726	2 051,22	200,433
IVECO SPA		31 381	218,029	244,542	- 26,513	- 26,513	2 453,76	228,131
JAGUAR LAND ROVER LIMITED	D	14 517	255,021	276,930	- 21,909	- 21,909	2 030,51	267,020
KIA MOTORS CORPORATION	P5	1 378	121,285	145,127	- 23,842	- 23,842	1 384,79	132,739
KIA MOTORS SLOVAKIA SRO	P5	403	116,418	152,246	- 35,828	- 35,828	1 461,34	129,288
LADA AUTOMOBILE GMBH	DMD	55	218,842				1 236,35	220,745

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (70 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
LADA FRANCE	P7	13	179,000	141,392	37,608	37,608	1 344,62	179,000
MAGYAR SUZUKI CORPORATION LTD	DMD	204	114,063				1 283,70	118,029
MAHINDRA & MAHINDRA LTD	DMD	178	205,573				2 099,21	210,539
MAZDA MOTOR CORPORATION	DMD	335	132,235				1 715,02	152,313
M.F.T.B.C.	P1	6	237,750	220,725	17,025	17,025	2 197,67	242,167
MIA ELECTRIC SAS		9	0,000	100,094	- 100,094	- 100,094	900,56	0,000
MITSUBISHI MOTORS CORPORATION MMC	P6/D	2 368	192,202	210,000	- 17,798	- 17,798	1 971,60	202,592
MITSUBISHI MOTORS EUROPE BV MME	P6/D	430	203,641	210,000	- 6,359	- 6,359	2 060,83	208,040
MITSUBISHI MOTORS THAILAND CO LTD MMTH	P6/D	9 711	202,875	210,000	- 7,125	- 7,125	1 955,90	206,504
NISSAN INTERNATIONAL SA		39 343	140,282	191,926	- 51,644	- 51,644	1 888,00	184,325
ADAM OPEL AG	P4	77 322	156,975	177,176	- 20,201	- 20,201	1 729,40	172,516
PIAGGIO & C SPA	D	2 285	115,871	155,000	- 39,129	- 39,129	1 093,36	145,090
RENAULT SAS	P7	204 847	114,825	166,494	- 51,669	- 51,822	1 614,54	149,052
RENAULT TRUCKS		7 682	214,930	245,610	- 30,680	- 30,680	2 465,25	225,265
SSANGYONG MOTOR COMPANY	D	741	197,079	210,000	- 12,921	- 12,921	2 064,60	203,709
SUZUKI MOTOR CORPORATION	DMD	190	158,421				1 231,19	162,100
TATA MOTORS LIMITED		77	191,358	209,026	- 17,668	- 17,668	2 071,87	193,169
TOYOTA MOTOR EUROPE NV SA		28 016	181,199	195,431	- 14,232	- 14,360	1 925,69	192,592
TOYOTA CAETANO PORTUGAL SA	DMD	662	256,985				1 940,61	259,695
VOLVO CAR CORPORATION		2 406	142,776	183,178	- 40,402	- 40,402	1 793,94	158,808

Table 2

Values relating to the performance of pools confirmed in accordance with Article 10 of Regulation (EU) No 510/2011

A	B	C	D	E	F	G	H	I
Pool name	Pool	Number of registrations	Average CO ₂ (70 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
DAIMLER	P1	126 090	187,577	217,704	- 30,127	- 30,160	2 165,18	199,926
FIAT GROUP AUTOMOBILES SPA	P2	126 114	141,520	172,730	- 31,210	- 31,253	1 681,59	158,184
FORD-WERKE GMBH	P3	192 687	160,689	191,129	- 30,440	- 30,467	1 879,43	178,734
GENERAL MOTORS	P4	77 351	156,966	177,174	- 20,208	- 20,208	1 729,38	172,510
KIA	P5	1 781	120,066	146,738	- 26,672	- 26,672	1 402,11	131,958
MITSUBISHI MOTORS	P6/D	12 509	200,650	210,000	- 9,350	- 9,350	1 962,48	205,817
POOL RENAULT	P7	226 915	113,870	163,493	- 49,623	- 49,771	1 582,27	147,444

Explanatory notes to Tables 1 and 2:

Column A:

Table 1: 'Manufacturer name' means the name of the manufacturer as notified to the Commission by the manufacturer concerned or, where no such notification has taken place, the name registered by the registration authority of the Member State.

Table 2: 'Pool name' means the name of the pool declared by the pool manager.

Column B:

'D' means that a derogation relating to a small volume manufacturer has been granted in accordance with Article 11(3) of Regulation (EU) No 510/2011 with effect for the calendar year 2014.

'DMD' means that a *de minimis* derogation applies, i.e. a manufacturer which together with all its connected undertakings was responsible for fewer than 1 000 new registered vehicles in 2014 does not have to meet a specific emissions target.

'P' means that the manufacturer is a member of a pool (listed in Table 2) formed in accordance with Article 7 of Regulation (EU) No 510/2011 and the pooling agreement is valid for the calendar year 2014.

Column C:

'Number of registrations' means the total number of new cars registered by Member States in a calendar year, not counting those registrations that relate to records where the values for mass or CO₂ are missing and those records which the manufacturer does not recognise. The number of registrations reported by Member States may otherwise not be changed.

Column D:

'Average CO₂ (70 %) corrected' means the average specific emissions of CO₂ that have been calculated on the basis of the 70 % lowest emitting vehicles in the manufacturer's fleet in accordance with the third paragraph of Article 4 of Regulation (EU) No 510/2011. Where appropriate, the average specific emissions of CO₂ have been adjusted to take into account the corrections notified to the Commission by the manufacturer concerned. The records used for the calculation include those that contain a valid value for mass and CO₂ emissions.

Column E:

'Specific emissions target' means the emissions target calculated on the basis of the average mass of all vehicles attributed to a manufacturer applying the formula set out in Annex I to Regulation (EU) No 510/2011.

Column F:

'Distance to target' means the difference between the average specific emissions of CO₂ specified in column D and the specific emissions target in column E. Where the value in column F is positive, the average specific emissions of CO₂ exceed the specific emissions target.

Column G:

'Distance to target adjusted' means that where the values in this column are different from those in column F, the values in that column have been adjusted to take into account an error margin. The error margin is calculated in accordance with the following formula:

Error = absolute value of [(AC1 – TG1) – (AC2 – TG2)]

AC1 = the average specific emissions of CO₂ including the unidentifiable vehicles (as set out in column D);

TG1 = the specific emissions target including the unidentifiable vehicles (as set out in column E);

AC2 = the average specific emissions of CO₂ excluding the unidentifiable vehicles;

TG2 = the specific emissions target excluding the unidentifiable vehicles.

Column I:

'Average CO₂ (100 %)' means the average specific emissions of CO₂ that have been calculated on the basis of 100 % of the vehicles attributed to the manufacturer. Where appropriate, the average specific emissions of CO₂ have been adjusted to take into account the corrections notified to the Commission by the manufacturer concerned. The records used for the calculation include those that contain a valid value for mass and CO₂ emissions but do not take into account the super-credits referred to in Article 5 of Regulation (EU) No 510/2011.

COMMISSION IMPLEMENTING DECISION (EU) 2015/2251**of 26 November 2015****confirming or amending the average specific emission of CO₂ and specific emissions targets for manufacturers of passenger cars for the calendar year 2014 pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council***(notified under document C(2015) 8348)***(Only the Dutch, English, French, German, Italian, and Swedish texts are authentic)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 443/2009 of the European Parliament and of the Council of 23 April 2009 setting emission performance standards for new passenger cars as part of the Community's integrated approach to reduce CO₂ emissions from light-duty vehicles ⁽¹⁾, and in particular the second subparagraph of Article 8(5) and Article 10(1) thereof,

Whereas:

- (1) The Commission is required, pursuant to Article 8(5) of Regulation (EC) No 443/2009, to confirm each year the average specific emissions of CO₂ and the specific emissions target for each manufacturer of passenger cars in the Union as well as for each pool of manufacturers formed in accordance with Article 7(1) of that Regulation. On the basis of that confirmation, the Commission is to determine whether manufacturers and pools have complied with the requirements of Article 4 of that Regulation.
- (2) Pursuant to Article 4 of Regulation (EC) No 443/2009 the average specific emissions of manufacturers for 2014 are calculated in accordance with the second paragraph of that Article and take into account 80 % of the manufacturer's new cars registered in that year.
- (3) The detailed data to be used for the calculation of the average specific emissions and the specific emissions targets is set out in point 1 of Part A and in Part C of Annex II to Regulation (EC) No 443/2009 and is based on Member States' registrations of new passenger cars during the preceding calendar year.
- (4) The 2014 data were submitted to the Commission by the time limit of 28 February 2015 in accordance with Article 8(2) of Regulation (EC) No 443/2009 by a majority of the Member States. Where, as a result of the verification of the data by the Commission, it was evident that certain data were missing or manifestly incorrect, the Commission contacted the Member States concerned and, subject to the agreement of those Member States, adjusted or completed the data accordingly. Where no agreement could be reached with a Member State, the provisional data of that Member State was not adjusted.
- (5) On 15 April 2015, the Commission published the provisional data and notified 93 manufacturers of the provisional calculations of their average specific emissions of CO₂ in 2014 and their specific emissions targets in accordance with Article 8(4) of Regulation (EC) No 443/2009. Manufacturers were asked to verify the data and to notify the Commission of any errors within 3 months of receipt of the notification in accordance with the first subparagraph of Article 8(5) of that Regulation and Article 9(3) of Commission Regulation (EU) No 1014/2010 ⁽²⁾. Two manufacturers accepted the preliminary data without corrections whilst 40 manufacturers submitted notifications of errors within the given time limit.
- (6) For the remaining 51 manufacturers that did not notify any errors in the datasets or respond otherwise, the provisional data and provisional calculations of the average specific emissions and the specific emissions targets should be confirmed without adjustments. For one manufacturer all vehicles reported in the provisional dataset were outside the scope of Regulation (EC) No 443/2009.
- (7) The Commission has verified the corrections notified by the manufacturers and the respective justifications, and the dataset has been adjusted as appropriate.

⁽¹⁾ OJ L 140, 5.6.2009, p. 1.

⁽²⁾ Commission Regulation (EU) No 1014/2010 of 10 November 2010 on monitoring and reporting of data on the registration of new passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 293, 11.11.2010, p. 15).

- (8) In the case of records with missing or incorrect identification parameters, such as the type, variant, version code or the type approval number, the fact that manufacturers cannot verify or correct those records should be taken into account. As a consequence, it is appropriate to apply an error margin to the CO₂ emissions and mass values of those records.
- (9) The error margin should be calculated as the difference between the distances to the specific emissions target expressed as the average emission target subtracted from the specific average emissions calculated including and excluding those registrations that cannot be verified by the manufacturers. Regardless of whether that difference is positive or negative, the error margin should always improve the manufacturer's position with regard to its specific emission target.
- (10) In accordance with Article 10(2) of Regulation (EC) No 443/2009, a manufacturer should be considered as compliant with its specific emission target referred to in Article 4 of that Regulation where the average emissions indicated in this Decision are lower than the specific emissions target, expressed as a negative distance to target. Where the average emissions exceed the specific emissions target, an excess emission premium are to be imposed in accordance with Article 9 of Regulation (EC) No 443/2009, unless the manufacturer concerned benefits from an exemption from that target in accordance with Article 2(4) or Article 11 of that Regulation or is a member of a pool in accordance with Article 7 of that Regulation and the pool complies with its specific emissions target. On that basis, one manufacturer should be considered exceeding its specific emission target for 2014.
- (11) Following a statement by the Volkswagen Group on 3 November 2015 that irregularities were found when determining type approval CO₂ levels of some of their vehicles, the average specific emissions of CO₂ and the specific emissions targets should not be confirmed for the Volkswagen pool and its members until further clarification is provided by the Volkswagen Group. As a consequence the Volkswagen pool and its members (Audi AG, Audi Hungaria Motor Kft., Bentley Motors Ltd, Bugatti Automobiles S.A.S., Automobili Lamborghini S.p.A., Dr Ing. h.c. F. Porsche AG, Quattro GmbH, Seat S.A., Skoda Auto A.S., and Volkswagen AG) should not be subject to this Decision.
- (12) The average specific emissions of CO₂ from new passenger cars registered in 2014, the specific emissions targets and the difference between those two values should be confirmed accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The values relating to the performance of manufacturers, as confirmed or amended for each manufacturer of passenger cars and for each pool of such manufacturers in respect of the 2014 calendar year in accordance with Article 8(5) of Regulation (EC) No 443/2009, are specified in the Annex to this Decision.

The values referred to in points (a) to (e) of Article 10(1) of Regulation (EC) No 443/2009 for each manufacturer of passenger cars and for each pool of such manufacturers in respect of the 2014 calendar year are also specified in the Annex to this Decision, with the exception provided for in Article 2(4) of that Regulation for the manufacturers concerned.

Article 2

This Decision is addressed to the following individual manufacturers and pools formed in accordance with Article 7 of Regulation (EC) No 443/2009:

- (1) Alpina Burkard Bovensiepen GmbH & Co., KG
Alpenstraße 35-37
86807 Buchloe
Germany
- (2) Aston Martin Lagonda Ltd
Gaydon Engineering Centre
Banbury Road
Gaydon Warwickshire CV35 0DB
United Kingdom

(3) Automobiles Citroen
Route de Gizy
78943 Vélizy-Villacoublay Cedex
France

(4) Automobiles Peugeot
Route de Gizy
78943 Vélizy-Villacoublay Cedex
France

(5) Avtovaz JSC

Represented in the Union by:

LADA France S.A.S.
13, Route Nationale 10
78310 Coignières
France

(6) Bluecar SAS
31-32 quai de Dion Bouton
92800 Puteaux
France

(7) Bluecar Italy S.R.L.
Foro Bonaparte 54
20121 Milano (MI)
Italy

(8) Bayerische Motoren Werke AG
Petuelring 130
80788 München
Germany

(9) BMW M GmbH
Petuelring 130
80788 München
Germany

(10) BYD Auto Industry Company Limited

Represented in the Union by:

BYD Europe B.V.
Vareseweg 53
3047 AT Rotterdam
The Netherlands

(11) Caterham Cars Ltd
2 Kennet Road Dartford
Kent DA1 4QN
United Kingdom

(12) Chevrolet Italia S.p.A.
Bahnhofplatz 1 IPC 39-12
65423 Rüsselsheim
Germany

(13) FCA US LLC (Chrysler Group LLC)

Represented in the Union by:

Fiat Chrysler Automobiles
Building 5 — Ground floor — Room A8N
C.so Settembrini, 40
10135 Torino
Italy

(14) CNG-Technik GmbH

Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany

(15) Automobile Dacia SA

Guyancourt
1 avenue du Golf
78288 Guyancourt Cedex
France

(16) Daihatsu Motor Co Ltd

Represented in the Union by:

Toyota Motor Europe
Avenue du Bourget, 60
1140 Brussels
Belgium

(17) Daimler AG

Mercedesstr 137/1
Zimmer 229
70546 Stuttgart
Germany

(18) Dongfeng Motor Corporation

Represented in the Union by:

Giotti Victoria S.r.l.
Pisana Road, 11/a
50021 Barberino Val D'Elsa (Florence)
Italy

(19) Donkervoort Automobielen BV

Pascallaan 96 8218
NJ Lelystad
The Netherlands

(20) DR Motor Company S.p.A.

S.S. 85, Venafrana km 37.500
86070 Macchia d'Isernia
Italy

(21) Ferrari S.p.A.

Via Emilia Est 1163
41122 Modena
Italy

(22) FCA Italy S.p.A. (Fiat Group Automobiles S.p.A.)
Building 5 — Ground floor — Room A8N
C.so Settembrini, 40
10135 Torino
Italy

(23) Fisker Automotive and Technology Group LLC
Fisker Automotive GmbH
Daimlerstraße 11a
85748 Garching
Germany

(24) Ford Motor Company
Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany

(25) Ford Werke GmbH
Niehl Plant, building Imbert 479
Henry-Ford-Straße 1
50735 Köln
Germany

(26) Fuji Heavy Industries Ltd

Represented in the Union by:

Subaru Europe NV/SA
Leuvensesteenweg 555 B/8
1930 Zaventem
Belgium

(27) General Motors Company
Adam Opel AG
Bahnhofplatz 1 IPC 39-12
65423 Rüsselsheim
Germany

(28) GM Korea Company
Adam Opel AG
Bahnhofplatz 1 IPC 39-12
65423 Rüsselsheim
Germany

(29) Great Wall Motor Company Ltd

Represented in the Union by:

International Motors Ltd
I.M. House South Drive
Coleshill B46 1DF
United Kingdom

(30) GTF Innovations S.A.S.
ZI de Lucinges
01370 Treffort-Cuisiat
France

(31) Honda Automobile (China) Co., Ltd

Represented in the Union by:

Honda Motor Europe Ltd
470 London Road
Slough Berkshire
SL3 8QY
United Kingdom

(32) Honda Motor Co., Ltd

470 London Road
Slough Berkshire
SL3 8QY
United Kingdom

(33) Honda Turkiye A.S.

Represented in the Union by:

Honda Motor Europe Ltd
470 London Road
Slough Berkshire
SL3 8QY
United Kingdom

(34) Honda of the UK Manufacturing Ltd

470 London Road
Slough Berkshire
SL3 8QY
United Kingdom

(35) Hyundai Motor Company

Represented in the Union by:

Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany

(36) Hyundai Motor Manufacturing Czech S.r.o.

Kaiserleipromenade 5
63067 Offenbach
Germany

(37) Hyundai Motor India Ltd

Represented in the Union by:

Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany

(38) Hyundai Assan Otomotiv Sanayi Ve Ticaret A.S.

Represented in the Union by:

Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany

- (39) Isuzu Motors Limited
Represented in the Union by:
Isuzu Motors Europe NV
Bist 12,
2630 Aartselaar
Belgium
- (40) IVECO S.p.A.
Via Puglia 35
10156 Torino
Italy
- (41) Jaguar Land Rover Ltd
Abbey Road
Whitley Coventry
CV3 4LF
United Kingdom
- (42) Jiangling Motor Holding Co Ltd
Represented in the Union by:
LWMC Europe BV
Berenbroek 3
5707 DB Helmond
The Netherlands
- (43) KIA Motors Corporation
Represented in the Union by:
Kia Motors Europe GmbH
Theodor-Heuss-Allee 11
60486 Frankfurt am Main
Germany
- (44) KIA Motors Slovakia S.r.o.
Kia Motors Europe GmbH
Theodor-Heuss-Allee 11
60486 Frankfurt am Main
Germany
- (45) KTM-Sportmotorcycle AG
Stallhofnerstraße 3
5230 Mattighofen
Austria
- (46) LADA Automobile GmbH
Erlengrund 7-11
21614 Buxtehude
Germany
- (47) LADA France S.A.S.
13, Route Nationale 10
78310 Coignières
France
- (48) Lotus Cars Ltd
Hethel Norwich
Norfolk
NR14 8EZ
United Kingdom

(49) Magyar Suzuki Corporation Ltd
Legal Department
Suzuki Allee 7
64625 Bensheim
Germany

(50) Mahindra & Mahindra Ltd
Represented in the Union by:
Mahindra Europe S.r.l.
Via Cancelliera 35
00040 Ariccia (Roma)
Italy

(51) Maruti Suzuki India Ltd
Represented in the Union by:
Suzuki Deutschland GmbH
Legal Department Suzuki Allee 7
64625 Bensheim
Germany

(52) Maserati S.p.A.
Viale Ciro Menotti 322
41122 Modena
Italy

(53) Mazda Motor Corporation
Mazda Motor Europe GmbH
European R & D Centre
Hiroshimastr 1
61440 Oberursel/Ts
Germany

(54) McLaren Automotive Ltd
Chertsey Road
Woking Surrey
GU21 4YH
United Kingdom

(55) Mercedes-AMG GmbH
Mercedesstr 137/1
Zimmer 229 HPC F 403
70327 Stuttgart,
Germany

(56) MG Motor UK Ltd
International HQ
Q Gate
Low Hill Lane
Birmingham
B31 2BQ
United Kingdom

(57) Mia Electric S.A.S.
45, rue des Pierrières
BP 60324
79143 Cerizay Cedex
France

- (58) Micro-Vett S.r.l.
Via Lago Maggiore, 48
36077 Altavilla Vicentina (VI)
Italy
- (59) Mitsubishi Motors Corporation MMC
Mitsubishi Motors Europe B.V. MME
Mitsubishi Avenue 21
6121 SH Born
The Netherlands
- (60) Mitsubishi Motors Europe B.V. MME
Mitsubishi Avenue 21
6121 SH Born
The Netherlands
- (61) Mitsubishi Motors Thailand Co., Ltd MMTh
Represented in the Union by:
Mitsubishi Motors Europe B.V. MME
Mitsubishi Avenue 21
6121 SH Born
The Netherlands
- (62) Morgan Motor Co. Ltd
Pickersleigh Road Malvern Link
Worcestershire
WR14 2LL
United Kingdom
- (63) National Electric Vehicle Sweden A.B.
Saabvägen 5
SE-461 38 Trollhättan
Sweden
- (64) Nissan International SA
Renault Nissan Representation Office
Av des Arts 40
1040 Bruxelles
Belgium
- (65) Adam Opel AG
Bahnhofplatz 1IPC 39-12
65423 Rüsselsheim
Germany
- (66) Pagani Automobili S.p.A.
Via dell' Artigianato 5
41018 San Cesario sul Panaro (Modena),
Italy
- (67) Perodua Manufacturing
Represented in the Union by:
Kesman Ltd
Suite 7 Queensgate House 18 Cookham Road
Maidenhead Berkshire
SL6 8BD
United Kingdom

(68) PGO Automobiles
ZA de la pyramide
30380 Saint-Christol-les-Alès
France

(69) Perusahaan Otomobil Nasional Sdn Bhd.

Represented in the Union by:

Proton Cars UK Ltd
1-3 Crowley Way
Avonmouth Bristol
BS11 9YR
United Kingdom

(70) Qoros Automotive Co., Ltd

Represented in the Union by:

Qoros Automotive Europe GmbH
Martiusstraße 5
80802 München
Germany

(71) Renault S.A.S.

Guyancourt
1 avenue du Golf
78288 Guyancourt Cedex
France

(72) Renault Trucks

99 Route de Lyon TER L10 0 01
69802 Saint Priest Cedex
France

(73) Rolls-Royce Motor Cars Ltd

Petuelring 130
80788 München
Germany

(74) Secma S.A.S.

Rue Denfert Rochereau
59580 Aniche
France

(75) Ssangyong Motor Company

Represented in the Union by:

SsangYong Motor Europe Office
Herriotstraße 1
60528 Frankfurt am Main
Germany

(76) Suzuki Motor Corporation

Represented in the Union by:

Suzuki Deutschland GmbH
Legal Department
Suzuki Allee 7
64625 Bensheim
Germany

(77) Suzuki Motor Thailand Co. Ltd

Represented in the Union by:

Suzuki Deutschland GmbH
Legal Department
Suzuki Allee 7
64625 Bensheim
Germany

(78) Tata Motors Ltd

Represented in the Union by:

Tata Motors European Technical Centre Plc.
International Automotive Research Centre
University of Warwick
Coventry
CV4 7AL
United Kingdom

(79) Tazzari GL S.p.A.

VIA Selice Provinciale 42/E
40026 Imola
Bologna
Italy

(80) Tesla Motors Ltd

Represented in the Union by:

Tesla Motors NL
7-9 Atlasstraat
5047 RG Tilburg
The Netherlands

(81) Toyota Motor Europe NV/SA

Avenue du Bourget 60
1140 Brussels
Belgium

(82) Volvo Car Corporation

VAK building
Assar Gabrielssons väg
SE-405 31 Göteborg
Sweden

(83) Wiesmann GmbH

An der Lehmkuhle 87
48249 Dülmen
Germany

(84) Pool for: BMW Group BMW

Petuelring 130
80788 Munich
Germany

(85) Pool for: Daimler AG

Mercedesstr 137/1
Zimmer 229
70546 Stuttgart
Germany

- (86) Pool for: FCA Italy S.p.A.
Building 5 — Ground floor — Room A8N
C.so Settembrini, 40
10135 Torino
Italy
- (87) Pool for: Ford -Werke GmbH
Niehl Plant, building Imbert 479
Henry Ford Straße 1
50725 Köln
Germany
- (88) Pool for: General Motors
Bahnhofspatz 1 IPC 39-12
65423 Rüsselsheim
Germany
- (89) Pool for: Honda Motor Europe Ltd
470 London Road Slough
Berkshire
SL3 8QY
United Kingdom
- (90) Pool for: Hyundai
Hyundai Motor Europe GmbH
Kaiserleipromenade 5
63067 Offenbach
Germany
- (91) Pool for: Kia
Theodor-Heuss-Allee 11
60486 Frankfurt am Main
Germany
- (92) Pool for: Mitsubishi Motors
Mitsubishi Avenue 21
6121 SH Born
The Netherlands
- (93) Pool Renault
1 Avenue du Golf
78288
Guyancourt Cedex
France
- (94) Suzuki Pool
Suzuki Allee 7
64625 Bensheim
Germany
- (95) Pool for: Tata Motors Ltd, Jaguar Cars Ltd, Land Rover
Abbey Road
Whitley Coventry
CV3 4LF
United Kingdom

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

Done at Brussels, 26 November 2015.

For the Commission
Miguel ARIAS CAÑETE
Member of the Commission

ANNEX

Table 1

Values relating to the performance of manufacturers confirmed in accordance with Article 10 of Regulation (EC) No 443/2009

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (80 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
ALPINA BURKARD BOVENSIEPEN GMBH E CO KG	DMD	753	160,382				1 842,29	168,440
ASTON MARTIN LAGONDA LTD	D	1 358	313,382	313,000	0,382	0,382	1 815,17	319,624
AUTOMOBILES CITROEN		594 247	103,142	125,262	- 22,120	- 22,120	1 268,32	110,758
AUTOMOBILES PEUGEOT		766 517	102,376	125,348	- 22,972	- 22,972	1 270,20	109,549
AVTOVAZ JSC	P8	831	213,646	125,611	88,035	88,035	1 275,96	215,937
BLUECAR SAS		1 070	0,000	123,686	- 123,686	- 123,686	1 233,83	0,000
BLUECAR ITALY SRL		100	0,000	124,882	- 124,882	- 124,882	1 260,00	0,000
BAYERISCHE MOTOREN WERKE AG	P1	791 411	120,841	139,446	- 18,605	- 18,648	1 578,69	130,892
BMW M GMBH	P1	6 559	201,232	147,426	53,806	53,064	1 753,31	208,926
BYD AUTO INDUSTRY COMPANY LIMITED		47	0,000	179,493	- 179,493	- 179,493	2 455,00	0,000
CATERHAM CARS LIMITED	DMD	81	152,781				642,53	160,543
CHEVROLET ITALIA SPA	P5	66	113,000	118,182	- 5,182	- 5,182	1 113,39	114,530
CHRYSLER GROUP LLC	P3	57 945	170,991	158,684	12,307	12,145	1 999,66	181,942
CNG-TECHNIK GMBH	P4	9	0,000	143,761	- 143,761	- 143,761	1 673,11	22,000
AUTOMOBILE DACIA SA	P8	372 685	119,789	122,430	- 2,641	- 2,641	1 206,35	125,172
DAIMLER AG	P2	685 857	118,152	139,460	- 21,308	- 21,329	1 579,00	131,482
DONGFENG MOTOR CORPORATION	DMD	3	165,000				1 251,33	171,333
DONKERVOORT AUTOMOBIELEN BV	DMD	10	178,000				865,00	178,000

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (80 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
DR MOTOR COMPANY SRL	DMD	305	144,270				1 214,16	146,115
FERRARI SPA	D	2 068	300,285	303,000	- 2,715	- 2,715	1 671,58	316,254
FIAT GROUP AUTOMOBILES SPA	P3	666 763	110,682	119,520	- 8,838	- 8,847	1 142,68	115,543
FISKER AUTOMOTIVE INC		27	53,000	181,778	- 128,778	- 128,778	2 505,00	53,000
FORD MOTOR COMPANY	P4	21	101,756	134,118	- 32,362	- 102,261	1 462,10	136,048
FORD-WERKE GMBH	P4	939 427	113,657	127,433	- 13,776	- 13,777	1 315,84	121,450
FUJI HEAVY INDUSTRIES LTD	ND	25 500	152,649	164,616	- 11,967	- 11,969	1 572,98	160,788
GENERAL MOTORS COMPANY	P5	3 244	166,887	137,350	29,537	29,537	1 532,84	199,146
GM KOREA COMPANY	P5	32 754	124,841	131,465	- 6,624	- 6,624	1 404,05	133,763
GREAT WALL MOTOR COMPANY LIMITED	DMD	460	163,747				1 318,08	166,909
GTF INNOVATIONS SAS		3 758	116,045	131,844	- 15,799	- 15,799	1 412,34	123,226
HONDA AUTOMOBILE CHINA CO LTD	P6	6 932	124,076	119,643	4,433	4,433	1 145,36	125,061
HONDA MOTOR CO LTD	P6	7 402	122,460	131,824	- 9,364	- 9,364	1 411,92	132,559
HONDA TURKIYE AS	P6	550	154,798	126,457	28,341	28,341	1 294,47	155,038
HONDA OF THE UK MANUFACTURING LTD	P6	111 220	124,614	132,954	- 8,340	- 8,340	1 436,63	134,383
HYUNDAI MOTOR COMPANY	P11	63 440	126,043	136,711	- 10,668	- 10,668	1 518,85	136,998
HYUNDAI ASSAN OTOMOTIV SANAYI VE	P11	120 983	110,465	116,176	- 5,711	- 5,711	1 069,51	113,304
HYUNDAI MOTOR MANUFACTURING CZECH SRO	P11	200 747	133,734	133,128	0,606	0,606	1 440,45	140,090
HYUNDAI MOTOR INDIA LTD	P11	24 306	111,163	116,467	- 5,304	- 5,304	1 075,87	113,047
ISUZU MOTORS LIMITED	DMD	64	199,922				2 026,14	204,000

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (80 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
IVECO SPA		2	228,000	237,075	- 9,075	- 9,075	3 715,00	319,000
JAGUAR LAND ROVER LIMITED	P10/ND	140 214	165,435	178,025	- 12,590	- 12,590	2 043,66	178,403
JIANGLING MOTOR HOLDING CO LTD	DMD	2	154,000				1 375,00	154,000
KIA MOTORS CORPORATION	P13	216 344	115,439	126,403	- 10,964	- 10,964	1 293,30	125,015
KIA MOTORS SLOVAKIA SRO	P13	130 605	133,612	133,518	0,094	0,094	1 448,98	140,734
KTM-SPORTMOTOR-CYCLE AG	DMD	21	194,000				896,43	194,143
LADA AUTOMOBILE GMBH	DMD	833	219,378				1 285,08	220,505
LADA FRANCE	P8	2	179,000	129,452	49,548	49,548	1 360,00	202,000
LOTUS CARS LIMITED	DMD	569	193,092				1 183,45	201,694
MAGYAR SUZUKI CORPORATION LTD	P9/ND	108 700	117,932	123,114	- 5,182	- 5,183	1 147,29	123,154
MAHINDRA & MAHINDRA LTD	DMD	221	174,943				1 889,86	176,805
MARUTI SUZUKI INDIA LTD	P9/ND	26 905	97,981	123,114	- 25,133	- 25,133	932,15	99,191
MASERATI SPA	P3	5 032	190,742	157,313	33,429	33,427	1 969,66	213,316
MAZDA MOTOR CORPORATION	ND	159 719	121,968	129,426	- 7,458	- 7,458	1 407,43	128,179
MCLAREN AUTOMOTIVE LIMITED	D	342	268,564	280,000	- 11,436	- 11,436	1 541,27	270,670
MERCEDES-AMG GMBH	P2	651	261,346	145,494	115,852	115,064	1 711,04	272,252
MG MOTOR UK LIMITED	D	2 280	135,148	149,500	- 14,352	- 14,352	1 329,33	140,523
MIA ELECTRIC SAS		22	0,000	108,563	- 108,563	- 108,563	902,91	0,000
MICRO-VETT SPA		6	0,000	129,772	- 129,772	- 129,772	1 367,00	0,000
MITSUBISHI MOTORS CORPORATION MMC	P7	72 149	85,529	143,547	- 58,018	- 58,018	1 668,43	119,360

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (80 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
mitsubishi motors europe bv mme	P7	41	132,688	133,308	- 0,620	- 0,620	1 444,39	146,195
mitsubishi motors thailand co ltd mmth	P7	20 075	95,695	109,822	- 14,127	- 14,127	930,47	97,539
morgan motor co ltd	DMD	407	173,663				1 100,73	189,708
national electric vehicle sweden	DMD	208	177,229				1 610,13	181,827
nissan international sa		469 186	103,312	129,031	- 25,719	- 25,719	1 350,80	115,019
adam opel ag	P5	860 957	122,425	131,518	- 9,093	- 9,093	1 405,22	130,150
pagani automobili spa	DMD	2	343,000				1 487,00	343,000
perodua manufacturing sdn bhd	DMD	20	137,000				1 010,75	137,700
pgo automobiles	DMD	11	174,000				1 011,18	174,182
perusahaan otomobil nasional sdn bhd	DMD	11	198,625				1 322,36	199,818
qoros automotive co ltd	DMD	39	146,000				1 485,00	146,000
renault sas	P8	871 327	98,779	124,427	- 25,648	- 25,649	1 250,06	108,354
renault trucks	DMD	24	187,474				2 145,63	191,292
rolls-royce motor cars ltd	P1	581	326,254	180,600	145,654	144,968	2 479,23	330,043
secma sas	DMD	41	131,000				658,00	131,585
ssangyong motor company	D	7 873	170,944	180,000	- 9,056	- 9,056	1 861,68	177,986
suzuki motor corporation	P9/ND	16 467	163,974	123,114	40,860	40,860	1 315,77	169,338
suzuki motor thailand co ltd	P9/ND	740	98,797	123,114	- 24,317	- 24,317	880,11	98,838
tata motors limited	P10/ND	405	132,660	178,025	- 45,365	- 45,365	1 368,96	141,770

A	B	C	D	E	F	G	H	I
Manufacturer name	Pools and derogations	Number of registrations	Average CO ₂ (80 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
TAZZARI GL SPA		21	0,000	99,137	- 99,137	- 99,137	696,67	0,000
TESLA MOTORS LTD		4 574	0,000	166,629	- 166,629	- 166,629	2 173,50	0,000
TOYOTA MOTOR EUROPE NV SA		538 673	102,286	127,146	- 24,860	- 24,998	1 309,55	112,791
VOLVO CAR CORPORATION		231 912	112,433	143,886	- 31,453	- 31,453	1 675,85	126,482
WIESMANN GMBH	DMD	4	289,667				1 462,50	292,000

Table 2

Values relating to the performance of pools confirmed in accordance with Article 10 of Regulation (EC) No 443/2009

A	B	C	D	E	F	G	H	I
Pool names	Pool	Number of registrations	Average CO ₂ (80 %) corrected	Specific emissions target	Distance to target	Distance to target adjusted	Average mass	Average CO ₂ (100 %)
BMW GROUP	P1	798 551	121,078	139,541	- 18,463	- 18,518	1 580,78	131,678
DAIMLER AG	P2	686 508	118,181	139,465	- 21,284	- 21,301	1 579,12	131,616
FIAT GROUP AUTOMOBILES SPA	P3	729 740	111,754	122,890	- 11,136	- 11,158	1 216,43	121,490
FORD-WERKE GMBH	P4	939 457	113,654	127,433	- 13,779	- 13,781	1 315,84	121,449
GENERAL MOTORS	P5	897 021	122,543	131,536	- 8,993	- 8,993	1 405,62	130,530
HONDA MOTOR EUROPE LTD	P6	126 104	124,164	132,127	- 7,963	- 7,963	1 418,55	133,853
MITSUBISHI MOTORS	P7	92 265	85,363	136,204	- 50,841	- 50,841	1 507,76	114,624
POOL RENAULT	P8	1 244 845	104,458	123,830	- 19,372	- 19,373	1 236,99	113,461
SUZUKI POOL	P9/ND	152 812	114,9	123,114	- 8,214	- 8,215	1 126,27	123,794
TATA MOTORS LTD, JAGUAR CARS LTD, LAND ROVER	P10/ND	140 619	165,324	178,025	- 12,701	- 12,701	2 041,71	178,298
HYUNDAI	P11	409 476	121,928	127,686	- 5,758	- 5,758	1 321,36	130,092
KIA	P13	346 949	122,256	129,082	- 6,826	- 6,826	1 351,91	130,932

Explanatory notes to Tables 1 and 2:*Column A:*

Table 1: 'Manufacturer name' means the name of the manufacturer as notified to the Commission by the manufacturer concerned or, where no such notification has taken place, the name registered by the registration authority of the Member State.

Table 2: 'Pool name' means the name of the pool declared by the pool manager.

Column B:

'D' means that a derogation relating to a small volume manufacturer has been granted in accordance with Article 11(3) of Regulation (EC) No 443/2009 with effect for the calendar year 2014.

'ND' means that a derogation relating to a niche manufacturer has been granted in accordance with Article 11(4) of Regulation (EC) No 443/2009 with effect for the calendar year 2014.

'DMD' means that a *de minimis* derogation applies, i.e. a manufacturer which together with all its connected undertakings was responsible for fewer than 1 000 new registered vehicles in 2014 does not have to meet a specific emissions target.

'P' means that the manufacturer is a member of a pool (listed in Table 2) formed in accordance with Article 7 of Regulation (EC) No 443/2009 and the pooling agreement is valid for calendar year 2014.

Column C:

'Number of registrations' means the total number of new cars registered by Member States in a calendar year, not counting those registrations that relate to records where the values for mass and/or CO₂ are missing and those records which the manufacturer does not recognise. The number of registrations reported by Member States may otherwise not be changed.

Column D:

'Average CO₂ (80 %) corrected' means the average specific emissions of CO₂ that have been calculated on the basis of the 80 % lowest emitting vehicles in the manufacturer's fleet in accordance with the third indent of the second subparagraph of Article 4 of Regulation (EC) No 443/2009 and point 4 of Commission Communication COM(2010) 657 final. Where appropriate, the average specific emissions have been adjusted to take into account the corrections notified to the Commission by the manufacturer concerned. The records used for the calculation includes those that contain a valid value for mass and CO₂ emissions.

Column E:

'Specific emissions target' means the emissions target calculated on the basis of the average mass of all vehicles attributed to a manufacturer applying the formula set out in Annex I to Regulation (EC) No 443/2009.

Column F:

'Distance to target' means the difference between the average specific emissions specified in column D and the specific emissions target in column E. Where the value in column F is positive the average specific emissions exceed the specific emissions target.

Column G:

'Distance to target adjusted' means that where the values in this column are different from those in column F, the values in that column have been adjusted to take into account an error margin. The error margin only applies if the manufacturer has notified the Commission of records with the error code B as set out in Article 9(3) of Regulation (EU) No 1014/2010. The error margin is calculated in accordance with the following formula:

$$\text{Error} = \text{absolute value of } [(AC1 - TG1) - (AC2 - TG2)]$$

AC1 = the average specific emissions of CO₂ including the unidentifiable vehicles (as set out in column D);

TG1 = the specific emissions target including the unidentifiable vehicles (as set out in column E);

AC2 = the average specific emissions of CO₂ excluding the unidentifiable vehicles;

TG2 = the specific emissions target excluding the unidentifiable vehicles.

Column I:

'Average CO₂ (100 %)' means the average specific emissions of CO₂ that have been calculated on the basis of 100 % of the vehicles attributed to the manufacturer. Where appropriate, the average specific emissions have been adjusted to take into account the corrections notified to the Commission by the manufacturer concerned. The records used for the calculation includes those that contain a valid value for mass and CO₂ emissions but do not take into account the super-credits referred to in Article 5 of Regulation (EC) No 443/2009.

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