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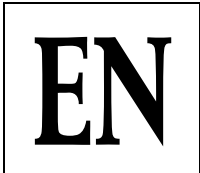
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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 5/2005**of 4 January 2005****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto.

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 5 January 2005.

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

Done at Brussels, 4 January 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 1947/2002 (OJ L 299, 1.11.2002, p. 17).

ANNEX

to Commission Regulation of 4 January 2005 establishing the standard import values for determining the entry price of certain fruit and vegetables

<i>(EUR/100 kg)</i>		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	052	103,3
	204	52,9
	999	78,1
0707 00 05	052	108,6
	999	108,6
0709 90 70	052	108,4
	204	61,3
	999	84,9
0805 10 10, 0805 10 30, 0805 10 50	052	52,3
	204	55,5
	220	40,9
	448	34,4
	999	45,8
0805 20 10	204	49,5
	999	49,5
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	62,4
	204	47,5
	400	78,0
	464	140,9
	999	81,3
0805 50 10	052	49,4
	528	45,1
	999	47,3
0808 10 20, 0808 10 50, 0808 10 90	400	68,3
	720	68,5
	999	68,4
0808 20 50	400	93,7
	999	93,7

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 6/2005**of 4 January 2005****correcting Regulations (EC) No 46/2003 and (EC) No 47/2003 as regards mixes of different types of fresh fruit and vegetables in the same sales package**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables⁽¹⁾, and in particular Article 2(2) thereof,

Whereas:

(1) Commission Regulation (EC) No 48/2003 of 10 January 2003 laying down the rules applicable to mixes of different types of fresh fruit and vegetables in the same sales package⁽²⁾ applies to sales packages of a net weight of three kilograms or less.

(2) There is a mistake in Commission Regulation (EC) No 46/2003 of 10 January 2003 amending the marketing standards for fresh fruit and vegetables as regards mixes of different types of fresh fruit and vegetables in the same sales package⁽³⁾ and in Commission Regulation (EC) No 47/2003 of 10 January 2003 amending Annex I to Council Regulation (EC) No 2200/96, which provide that different types of products covered by the marketing standards for fresh fruit and vegetables may be combined in sales packages of a net weight of less than three kilograms.

(3) Regulations (EC) No 46/2003 and (EC) No 47/2003 must therefore be corrected to allow sales packages covered by this provision to be of a net weight of three kilograms or less.

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

HAS ADOPTED THIS REGULATION:

Article 1

In Article 1 of Regulation (EC) No 46/2003, 'of a net weight of less than three kilograms' is hereby replaced by 'of a net weight of three kilograms or less'.

Article 2

In Article 1 of Regulation (EC) No 47/2003, 'of a net weight of less than three kilograms' is hereby replaced by 'of a net weight of three kilograms or less'.

Article 3

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, 4 January 2005.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

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

⁽²⁾ OJ L 7, 11.1.2003, p. 65.

⁽³⁾ OJ L 7, 11.1.2003, p. 61.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 22 December 2004

on the conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Palestinian Authority Interim Association Agreement

(2005/4/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133, in conjunction with the first sentence of Article 300(2) thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Article 12 of the Euro-Mediterranean Interim Association Agreement on trade and cooperation between the European Community, of the one part, and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip⁽¹⁾ (hereinafter the Palestinian Authority), of the other part, in force since 1 July 1997 and hereinafter referred to as the Interim Association Agreement, states that the Community and the Palestinian Authority shall progressively establish a greater liberalisation, *inter alia*, of their trade in agricultural products. Further, Article 14 provides that, from 1 January 1999, the Community and the Palestinian Authority are to examine the situation in order to determine the liberalisation measures to be applied by the Community and the Palestinian Authority from 1 January 2000, in accordance with the objective referred to in the said Article 12.

- (2) The Commission has, on behalf of the Community, negotiated an Agreement in the form of an Exchange of Letters with a view to replacing Protocols 1 and 2 to the Interim Association Agreement.

- (3) The measures necessary for the implementation of this Decision should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission⁽²⁾,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement in the form of an Exchange of Letters between the European Community and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Palestinian Authority Interim Association Agreement between the European Community and the Palestinian Authority is hereby approved on behalf of the Community.

The text of the Agreement is attached to this Decision.

Article 2

The measures necessary for the implementation of Protocols 1 and 2 shall be adopted in accordance with the procedure referred to in Article 3.

⁽¹⁾ OJ L 187, 16.7.1997, p. 3.

⁽²⁾ OJ L 184, 17.7.1999, p. 23.

Article 3

1. The Commission shall be assisted by the committees established by the corresponding provisions of the regulations on the common organisation of markets or by the Customs Code Committee established by Article 248a of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code⁽¹⁾.

2. Where reference is made to this paragraph, Articles 4 and 7 of Decision 1999/468/EC shall apply.

The period laid down in Article 4(3) of Decision 1999/468/EC shall be set at one month.

3. The Committee shall adopt its Rules of Procedure.

Article 4

The President of the Council is hereby authorised to designate the person empowered to sign the Agreement so as to bind the Community.

Done at Brussels, 22 December 2004.

For the Council
The President
C. VEERMAN

⁽¹⁾ OJ L 302, 19.10.1992, p. 1. Regulation as last amended by Commission Regulation (EC) No 60/2004 (OJ L 9, 15.1.2004, p. 8).

AGREEMENT**in the form of an Exchange of Letters between the European Community and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Palestinian Authority Interim Association Agreement***A. Letter from the Community*

Sir,

I have the honour to refer to the negotiations which took place under Article 12 of the Euro-Mediterranean Interim Association Agreement between the European Community, of the one part, and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip (hereinafter the Palestinian Authority), of the other part (hereinafter the Interim Association Agreement), in force since 1 July 1997, which states that the Community and the Palestinian Authority shall progressively establish greater liberalisation, *inter alia*, of their trade in agricultural products of interest to both Parties.

These negotiations were held in accordance with the provisions of Article 14, which stipulates that, from 1 January 1999, the Community and the Palestinian Authority shall examine the situation in order to determine the measures to be applied by the Community and the Palestinian Authority from 1 January 2000 in accordance with the objective set out in said Article 12.

On the conclusion of the negotiations, the two Parties agreed to the following:

1. Protocols 1 and 2 to the Interim Association Agreement and their annexes shall be replaced by Protocols 1 and 2 and their annexes appearing in Annexes I and II to this Exchange of Letters;
2. the Agreement in the form of an Exchange of Letters between the Community and the Palestinian Authority annexed to the Interim Association Agreement, relating to Protocol 1 and concerning imports into the Community of fresh cut flowers and flower buds falling within subheading 0603 10 of the Common Customs Tariff, is hereby repealed;
3. no later than in 2007, the Community and the Palestinian Authority will assess the situation with a view to determining the liberalisation measures to be applied by the Community and the Palestinian Authority from 1 January 2008, in accordance with the objective laid down in Article 12 of the Interim Association Agreement.

The provisions of this Agreement in the form of an Exchange of Letters shall apply from 1 January 2005.

I would be grateful if you could inform me of the agreement of your Government to the above.

Please accept, Sir, the assurance of my highest consideration.

On behalf of the Council of the European Union

B. *Letter from the Palestinian Authority*

Sir,

I have the honour to acknowledge receipt of your letter of today's date, worded as follows:

I have the honour to refer to the negotiations which took place under Article 12 of the Euro-Mediterranean Interim Association Agreement between the European Community, of the one part, and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip (hereinafter the Palestinian Authority), of the other part (hereinafter the Interim Association Agreement), in force since 1 July 1997, which states that the Community and the Palestinian Authority shall progressively establish greater liberalisation, *inter alia*, of their trade in agricultural products of interest to both Parties.

These negotiations were held in accordance with the provisions of Article 14, which stipulates that, from 1 January 1999, the Community and the Palestinian Authority shall examine the situation in order to determine the measures to be applied by the Community and the Palestinian Authority from 1 January 2000 in accordance with the objective set out in said Article 12.

On the conclusion of the negotiations, the two Parties agreed to the following:

1. Protocols 1 and 2 to the Interim Association Agreement and their annexes shall be replaced by Protocols 1 and 2 and their annexes appearing in Annexes I and II to this Exchange of Letters;
2. the Agreement in the form of an Exchange of Letters between the Community and the Palestinian Authority annexed to the Interim Association Agreement, relating to Protocol 1 and concerning imports into the Community of fresh cut flowers and flower buds falling within subheading 0603 10 of the Common Customs Tariff, is hereby repealed;
3. no later than in 2007, the Community and the Palestinian Authority will assess the situation with a view to determining the liberalisation measures to be applied by the Community and the Palestinian Authority from 1 January 2008, in accordance with the objective laid down in Article 12 of the Interim Association Agreement.

The provisions of this Agreement in the form of an Exchange of Letters shall apply from 1 January 2005.

I would be grateful if you could inform me of the agreement of your Government to the above.'

I have the honour to inform you of the agreement of the Palestinian Authority to the contents of this letter.

Please accept, Sir, the assurance of my highest consideration.

For the Palestinian Authority

ANNEX I

PROTOCOL 1

concerning the arrangements applicable to imports into the Community of agricultural products originating in the West Bank and the Gaza Strip

1. The products listed in the Annex, originating in the West Bank and the Gaza Strip shall be admitted for importation into the Community, according to the conditions contained hereafter and in the Annex.

- (a) Customs duties are eliminated or reduced as indicated in column 'a'.
- (b) For certain products, for which the Common Customs Tariff provides the application of an *ad valorem* duty and a specific duty, the rates of reduction, indicated in columns 'a' and 'c', only apply to the *ad valorem* duty. However, for the product corresponding to the subheading 1509 10, the duty reduction applies to the specific duty.
- (c) For certain products, customs duties are eliminated within the limit of the tariff quotas listed in column 'b' for each of them; the tariff quotas shall apply on an annual basis from 1 January to 31 December, unless otherwise specified.
- (d) For the quantities imported in excess of the quotas, the common customs duties are, according to the product concerned, applied in full or reduced, as indicated in column 'c'.

2. For certain products, the exemption of customs duties is granted in the framework of reference quantities as indicated in column 'd'.

Should the volume of imports of one of these products exceed the reference quantity, the Community, having regard to an annual review of trade flows which it shall carry out, may make the product in question subject to a Community tariff quota, the volume of which shall be equal to the reference quantity. In that case, for quantities imported in excess of the quota, the common customs duty is, according to the product concerned, applied in full or reduced as indicated in column 'c'.

3. For the first year of application, the volumes of the tariff quotas and the reference quantities shall be calculated as a pro rata of the basic volumes, taking into account the period elapsed before the date of entry into force of this Protocol.

4. For some products listed in the Annex, the volume of the tariff quota is increased twice, on the basis of the volume indicated in column 'e'. The first increase takes place on the date when each tariff quota is opened for the second time.

ANNEX TO PROTOCOL 1

CN Code ⁽¹⁾	Description ⁽²⁾	Reduction of the MFN customs duty (%) ⁽³⁾	Tariff quota (t, unless otherwise indicated)	Reduction of the MFN customs duty beyond current or possible tariff quota (%) ⁽³⁾	Reference quantity (t, unless otherwise indicated)	Specific provisions
		a	b	c	d	
0409 00 00	Natural honey	100	500	0		point 4 — yearly increase of 250 t
ex 0603 10	Cut flowers and flower buds, fresh	100	2 000	0		point 4 — yearly increase of 250 t
0702 00 00	Tomatoes, fresh or chilled, from 1 December to 31 March	100		60	2 000	
ex 0703 10	Onions, fresh or chilled, from 15 February to 15 May	100		60		
0709 30 00	Aubergines (eggplants), fresh or chilled, from 15 January to 30 April	100		60	3 000	

CN Code (1)	Description (2)	Reduction of the MFN customs duty (%) (3)	Tariff quota (t, unless otherwise indicated)	Reduction of the MFN customs duty beyond current or possible tariff quota (%) (3)	Reference quantity (t, unless otherwise indicated)	Specific provisions
		a	b	c	d	
ex 0709 60	Fruits of the genus <i>Capsicum</i> or of the genus <i>Pimenta</i> , fresh or chilled:					
0709 60 10	Sweet peppers	100		40	1 000	
0709 60 99	Other	100		80		
0709 90 70	Courgettes, fresh or chilled, from 1 December to end of February	100		60	300	
ex 0709 90 90	Wild onions of the species <i>Muscari comosum</i> , fresh or chilled, from 15 February to 15 May	100		60		
0710 80 59	Fruits of the genus <i>Capsicum</i> or <i>Pimenta</i> , other than sweet peppers, uncooked or cooked by steaming or boiling in water, frozen	100		80		
0711 90 10	Fruits of the genus <i>Capsicum</i> or <i>Pimenta</i> , other than sweet peppers, provisionally preserved but unsuitable in that state for immediate consumption	100		80		
0712 31 00 0712 32 00 0712 33 00 0712 39 00	Mushrooms, wood ears (<i>Auricularia</i> spp.), jelly fungi (<i>Tremella</i> spp.) and truffles, dried	100	500	0		
ex 0805 10	Oranges, fresh	100		60	25 000	
ex 0805 20	Mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids, fresh	100		60	500	
0805 40 00	Grapefruit	100		80		
ex 0805 50 10	Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>), fresh	100		40	800	
0806 10 10	Fresh table grapes, from 1 February to 14 July	100	1 000	0		point 4 — yearly increase of 500 t
0807 19 00	Melons (excluding water-melons), fresh, from 1 November to 31 May	100		50	10 000	
0810 10 00	Fresh strawberries, from 1 November to 31 March	100	2 000	0		point 4 — yearly increase of 500 t
0812 90 20	Oranges, provisionally preserved, but unsuitable in that state for immediate consumption	100		80		

CN Code ⁽¹⁾	Description ⁽²⁾	Reduction of the MFN customs duty (%) ⁽³⁾	Tariff quota (t, unless otherwise indicated)	Reduction of the MFN customs duty beyond current or possible tariff quota (%) ⁽³⁾	Reference quantity (t, unless otherwise indicated)	Specific provisions
		a	b	c	d	
0904 20 30	Fruits of the genus <i>Capscium</i> or of the genus <i>Pimenta</i> , other than sweet peppers, dried, neither crushed or ground	100		80		
1509 10	Virgin olive oil	100	2 000	0		point 4 — yearly increase of 500 t
2001 90 20	Fruits of the genus <i>Capsicum</i> , other than sweet peppers or pimentos, prepared or preserved by vinegar or acetic acid	100		80		
2005 90 10	Fruits of the genus <i>Capsicum</i> , other than sweet peppers or pimentos, prepared or preserved otherwise than by vinegar or acetic acid, not frozen	100		80		

⁽¹⁾ CN codes corresponding to Regulation (EC) No 1789/2003 (OJ L 281, 30.10.2003, p. 1).

⁽²⁾ Without prejudice to the rules for the interpretation of the combined nomenclature, the description of the products is deemed to be indicative only, the preferential scheme being determined, for the purposes of this Annex, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

⁽³⁾ Duty reduction applies only to *ad valorem* customs duties. However, for the product corresponding to the subheading 1509 10, the duty reduction applies to the specific duty.

ANNEX II

PROTOCOL 2

concerning the arrangements applicable to imports into the West Bank and the Gaza Strip of agricultural products originating in the Community

1. The products listed in the Annex originating in the Community shall be admitted for importation into the West Bank and the Gaza Strip according to the conditions contained herein and in the Annex.
2. Import duties on imports are either eliminated or reduced to the level indicated in column 'a', within the limit of the annual tariff quota listed in column 'b', and subject to the specific provisions indicated in column 'c'.
3. For the quantities imported in excess of the tariff quotas, the general customs duties applied to third countries shall apply, subject to the specific provisions indicated in column 'c'.
4. For the first year of application, the volumes of the tariff quotas and the reference quantities shall be calculated as a pro rata of the basic volumes, taking into account the period elapsed before the date of entry into force of this Protocol.

ANNEX TO PROTOCOL 2

CN Code	Description	Duty (%)	Tariff quota (t, unless otherwise indicated)	Specific provisions
		a	b	c
0102 90 71	Live bovine animals, of a weight exceeding 300 kg, for slaughter, other than heifers and cows	0	300	
0202 30 90	Meat of bovine animals, boneless excluding fore-quarters, 'compensated' quarters, crop, chuck and blade and brisket cuts, frozen	0	200	
0206 22 00	Edible livers of bovine animals frozen	0	100	
0406	Cheese and curd	0	200	
0407 00 19	Poultry eggs for hatching, other than those of turkeys or geese	0	120 000 pieces	
1101 00 15	Flour of common wheat and spelt	0	13 000	
2309 90 99	Other preparations of a kind used in animal feeding	2	100	

COMMISSION

COMMISSION DECISION

of 27 December 2004

setting out the arrangements for Community comparative trials and tests on seeds and propagating material of certain plants of agricultural and vegetable species and vine under Council Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 92/33/EEC, 2002/54/EC, 2002/55/EC, 2002/56/EC and 2002/57/EC for the years 2005 to 2009

(notified under document number C(2004) 5264)

(Text with EEA relevance)

(2005/5/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 66/401/EEC of 14 June 1966 on the marketing of fodder plant seed⁽¹⁾, and in particular Article 20(3)(4) and (5) thereof,

Having regard to Council Directive 66/402/EEC of 14 June 1966 on the marketing of cereal seed⁽²⁾, and in particular Article 20(3)(4) and (5) thereof,

Having regard to Council Directive 68/193/EEC of 9 April 1968 on the marketing of material for the vegetative propagation of the vine⁽³⁾, and in particular Article 16(3)(4) and (5) thereof,

Having regard to Council Directive 92/33/EEC of 28 April 1992 on the marketing of vegetable propagating and planting material, other than seed⁽⁴⁾, and in particular Article 20(4)(5) and (6) thereof,

Having regard to Council Directive 2002/54/EC of 13 June 2002 on the marketing of beet seed⁽⁵⁾, and in particular Article 26(3)(4) and (5) thereof,

Having regard to Council Directive 2002/55/EC of 13 June 2002 on the marketing of vegetable seed⁽⁶⁾, and in particular Article 43(3)(4) and (5) thereof,

Having regard to Council Directive 2002/56/EC of 13 June 2002 on the marketing of seed potatoes⁽⁷⁾, and in particular Article 20(3)(4) and (5) thereof,

Having regard to Council Directive 2002/57/EC of 13 June 2002 on the marketing of seed of oil and fibre plants⁽⁸⁾, and in particular Article 23(3)(4) and (5) thereof,

Whereas:

- (1) Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 92/33/EEC, 2002/54/EC, 2002/55/EC, 2002/56/EC and 2002/57/EC provide for the necessary arrangements to be made by the Commission for Community comparative trials and tests of seed and propagating material.
- (2) The technical arrangements for the carrying out of the trials and tests have been made within the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry.
- (3) A call for projects for the carrying out of those trials and tests was published on 21 June 2004 on the Internet site of the Community institutions⁽⁹⁾.

⁽¹⁾ OJ L 125, 11.7.1966, p. 2298/66. Directive as last amended by Commission Directive 2004/55/EC (OJ L 114, 21.4.2004, p. 18).

⁽²⁾ OJ L 125, 11.7.1966, p. 2309/66. Directive as last amended by Directive 2003/61/EC (OJ L 165, 3.7.2003, p. 23).

⁽³⁾ OJ L 93, 17.4.1968, p. 15. Directive as last amended by Regulation (EC) No 1829/2003 of the European Parliament and of the Council (OJ L 268, 18.10.2003, p. 1).

⁽⁴⁾ OJ L 157, 10.6.1992, p. 1. Directive as last amended by Directive 2003/61/EC.

⁽⁵⁾ OJ L 193, 20.7.2002, p. 12. Directive as last amended by Directive 2003/61/EC.

⁽⁶⁾ OJ L 193, 20.7.2002, p. 33. Directive as last amended by Regulation (EC) No 1829/2003.

⁽⁷⁾ OJ L 193, 20.7.2002, p. 60. Directive as last amended by Directive 2003/61/EC.

⁽⁸⁾ OJ L 193, 20.7.2002, p. 74. Directive as last amended by Directive 2003/61/EC.

⁽⁹⁾ http://europa.eu.int/comm/food/plant/call2004/index_en.htm.

- (4) The proposals have been assessed according to the selection and awarding criteria set out in the call for projects. The projects, the bodies responsible for the carrying out of tests and the eligible costs as well as the maximum Community financial contribution corresponding to 80 % of the eligible costs should be established.
- (5) Community comparative trials and tests should be carried out in the years 2005 to 2009 on seeds and propagating material harvested in 2004, and the details of such trials and tests, the eligible costs as well as the maximum Community financial contribution should also be set out yearly by an agreement signed by the authorising officer of the Commission and the body responsible for carrying out of trials.
- (6) For Community comparative trials and tests lasting more than one year, the parts of the trials and tests following the first year should be authorised by the Commission without further reference to the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry, on condition that the necessary appropriations are available.
- (7) Adequate representativity of the samples included in the trials and tests should be ensured, at least for certain selected plants.
- (8) Member States should participate in the Community comparative trials and tests, in so far as seeds of the plants concerned are usually reproduced or marketed in their territories, in order to ensure that proper conclusions may be drawn therefrom.
- (9) The measures provided for in this decision are in accordance with the opinion of the Standing Committee on Seeds and Propagating Material for Agriculture, Horticulture and Forestry,

HAS ADOPTED THIS DECISION:

Article 1

Community comparative trials and tests shall be carried out in the years 2005 to 2009 on seeds and propagating material of the plants listed in the Annex.

The eligible costs as well as the maximum Community financial contribution for the trials and tests for 2005 shall be as set out in the Annex.

The details of the trials and tests are set out in the Annex.

Article 2

In so far as propagating and planting material of the plants listed in the Annex is usually reproduced or marketed in their territories, the Member States shall take samples of this material and make them available to the Commission.

Article 3

Subject to budgetary availability, the Commission may decide to continue the trials and tests set out in the Annex in 2006 to 2009.

The maximum Community financial contribution corresponding to 80 % of the eligible costs of a trial or test continued on this basis shall not exceed the amount specified in the Annex.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 27 December 2004.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

Trials and tests to be carried out in 2005

Species	Responsible body	Conditions to be assessed	Number of samples	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
<i>Beta vulgaris</i> (sugar beet)	NAK Emmeloord (NL)	Varietal identity and purity (field) External seed quality (laboratory)	100	21 413	17 130
Fodder plants (<i>Agrostis</i> spp., <i>D. glomerata</i> L., <i>Festuca</i> spp., <i>Lolium</i> spp., <i>Phleum</i> spp., <i>Poa</i> spp.) including mixtures (*)	CLO Merelbeke (B)	Varietal identity and purity (field) External seed quality (laboratory)	250	23 467	18 774
	NAK Emmeloord (NL)	Varietal identity and purity (field) External seed quality (laboratory)	250	19 941	15 953
	NIAB Cambridge (UK)	Varietal identity and purity (field) External seed quality (laboratory)	250	27 381	21 904
<i>Vicia</i> (<i>V. Faba</i> , <i>V. pannonica</i> , <i>V. sativa</i> and <i>V. villosa</i>)	NIAB Cambridge (UK)	Varietal identity and purity (field) External seed quality (laboratory)	60	16 716	13 373
<i>Triticum durum</i> (durum wheat)	AGES Vienna (A)	Varietal identity and purity (field) External seed quality (laboratory)	60	17 578	14 062
<i>Zea mays</i>	OMMI Budapest (HU)	Varietal identity and purity (field) External seed quality (laboratory)	100	15 763	12 611
Potato	ENSE Milano (I)	Varietal identity and purity Plant health (field) Plant health (ringrot/brown rot/pstv) (laboratory)	300	89 773	71 818
<i>Linum usitatissimum</i>	NAK Emmeloord (NL)	Varietal identity and purity (field) External seed quality (laboratory)	100	19 660	15 728
	UKSUP Bratislava (SK)	Varietal identity and purity (field) External seed quality (laboratory)	100	23 746	18 997
Vegetables (<i>Cichorium endivia</i> L. — endive, <i>Lactuca sativa</i> L. — lettuce and <i>Petroselinum crispum</i> (Miller) Nyman ex A. W. Hill-parsley)	GNIS-SOC Paris (F)	Varietal identity and purity (field) External seed quality (laboratory)	100	36 806	29 445

Species	Responsible body	Conditions to be assessed	Number of samples	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
<i>Capsicum annuum</i>	OMMI Budapest (HU)	Varietal identity and purity (field) External seed quality (laboratory)	80	31 676	25 340
<i>Asparagus officinalis</i> (*)	BSA Hannover (D)	Varietal identity and purity (field) External seed quality (laboratory)	100	36 227	28 982
<i>Vitis vinifera</i>	ENTAV Le Grau du Roi (F)	Varietal identity and purity (field) Plant health (field) Plant health (laboratory)	150	47 700	38 160
	ISV Conegliano (I)	Varietal identity and purity (field) Plant health (field) Plant health (laboratory)	150	37 545	30 036
TOTAL COST				372 313	

(*) Trial and tests lasting more than one year.

Trials and tests to be carried out in 2006

Species	Responsible body	Conditions to be assessed	Number of samples	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
Fodder plants (<i>Agrostis</i> spp., <i>D. glomerata</i> L., <i>Festuca</i> pp., <i>Lolium</i> spp., <i>Phleum</i> spp., <i>Poa</i> spp.) including mixtures (*)	CLO Merelbeke (B)	Varietal identity and purity (field) External seed quality (laboratory)	250	23 905	19 124
	NAK Emmeloord (NL)	Varietal identity and purity (field) External seed quality (laboratory)	250	15 145	12 116
	NIAB Cambridge (UK)	Varietal identity and purity (field) External seed quality (laboratory)	250	27 382	21 906
<i>Asparagus officinalis</i> (*)	BSA Hannover (D)	Varietal identity and purity (field) External seed quality (laboratory)	100	36 227	28 982
TOTAL COST				82 128	

(*) Trial and tests lasting more than one year.

Trials and tests to be carried out in 2007

Species	Responsible body	Conditions to be assessed	Number of samples	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
<i>Asparagus officinalis</i> (*)	BSA Hannover (D)	Varietal identity and purity (field) External seed quality (laboratory)	100	36 227	28 982
TOTAL COST				28 982	

(*) Trial and tests lasting more than one year.

Trials and tests to be carried out in 2008

Species	Responsible body	Conditions to be assessed	Number of samples	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
<i>Asparagus officinalis</i> (*)	BSA Hannover (D)	Varietal identity and purity (field) External seed quality (laboratory)	100	36 227	28 982
TOTAL COST				28 982	

(*) Trial and tests lasting more than one year.

Trials and tests to be carried out in 2009

Species	Responsible body	Conditions to be assessed	Number of samples	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
<i>Asparagus officinalis</i> (*)	BSA Hannover (D)	Varietal identity and purity (field) External seed quality (laboratory)	100	36 227	28 982
TOTAL COST				28 982	

(*) Trial and tests lasting more than one year.

COMMISSION DECISION

of 27 December 2004

setting out the arrangements for Community comparative trials and tests on propagating and planting material of *Fragaria x ananassa* Duch. under Council Directive 92/34/EEC for the year 2005

(notified under document number C(2004) 5290)

(2005/6/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

authorised officer of the Commission and the body responsible for carrying out of trials.

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 92/34/EEC of 28 April 1992 on the marketing of fruit plant propagating material and fruit plants, intended for fruit production⁽¹⁾, and in particular Article 20(4), (5) and (6) thereof,

Whereas:

(1) Directive 92/34/EEC provides for the necessary arrangements to be made by the Commission for Community comparative trials and tests of propagating and planting material.

(2) The technical arrangements for the carrying out of the trials and tests have been made within the Standing Committee on Propagating Material and Plants of Fruit Genera and Species.

(3) A call for projects for the carrying out of those trials and tests was published on 21 June 2004 on the Internet site of the Community institutions⁽²⁾.

(4) The proposals have been assessed according to the selection and awarding criteria set out in the call for projects. The projects, the bodies responsible for the carrying out of tests and trials and the eligible costs as well as the maximum Community financial contribution corresponding to 80 % of the eligible costs should be established.

(5) Community comparative trials and tests should be carried out in the year 2005 on propagating and planting material harvested in 2004, and the details of such trials and tests, the eligible costs as well as the maximum Community financial contribution should also be set out yearly by an agreement signed by the

(6) Adequate representativity of the samples included in the trials and tests should be ensured, at least for certain selected plants.

(7) Member States should participate in the Community comparative trials and tests, in so far as propagating and planting material of the plants concerned are usually reproduced or marketed in their territories, in order to ensure that proper conclusions may be drawn therefrom.

(8) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Propagating Material and Plants of Fruit Genera and Species,

HAS DECIDED AS FOLLOWS:

*Article 1*Community comparative trials and tests shall be carried out in 2005 on propagating and planting material of *Fragaria x ananassa* Duch.

The eligible costs as well as the maximum Community financial contribution for the trials and tests for 2005 shall be as set out in the Annex.

The details of the trials and tests are set out in the Annex.

*Article 2*In so far as propagating and planting material of the plants of *Fragaria x ananassa* Duch. is usually reproduced or marketed in their territories, the Member States shall take samples of this material and make it available to the Commission.

⁽¹⁾ OJ L 157, 10.6.1992, p. 10. Directive as last amended by Commission Directive 2003/111/EC (OJ L 311, 27.11.2003, p. 12).

⁽²⁾ http://europa.eu.int/comm/food/plant/call2004/index_en.htm.

The Member States shall cooperate for technical aspects such as the sampling and inspections related to carrying out tests and trials.

Article 3

The maximum Community financial contribution corresponding to 80 % of the eligible costs of a trial or test continued on this basis shall not exceed the amount specified in the Annex.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 27 December 2004.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

Trials and tests to be carried out in 2005

Species	Number of samples	Conditions to be assessed	Responsible body	Eligible costs (EUR)	Maximum Community financial contribution (equivalent to 80 % of the eligible costs) (EUR)
<i>Fragaria x ananassa</i> Duch.	120	Varietal identity and purity Plant health (field) Plant health (laboratory)	BSA Hannover (D)	24 650	19 720
TOTAL COMMUNITY FINANCIAL CONTRIBUTION					19 720

COMMISSION DECISION
of 27 December 2004
authorising a method for grading pig carcasses in Cyprus

(notified under document number C(2004) 5296)

(Only the Greek text is authentic)

(2005/7/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3220/84 of 13 November 1984 determining the Community scale for grading pig carcasses⁽¹⁾, and in particular Article 5(2) thereof,

Whereas:

(1) Article 2(3) of Regulation (EEC) No 3220/84 provides that the grading of pig carcasses must be determined by estimating the content of lean meat in accordance with statistically proven assessment methods based on the physical measurement of one or more anatomical parts of the pig carcass; the authorisation of grading methods is subject to compliance with a maximum tolerance for statistical error in assessment; this tolerance was defined in Article 3 of Commission Regulation (EEC) No 2967/85 of 24 October 1985 laying down detailed rules for the application of the Community scale for grading pig carcasses⁽²⁾.

(2) The Government of Cyprus has requested the Commission to authorise one method for grading pig carcasses and has submitted the results of its dissection trial which was executed before the day of accession, by presenting part two of the protocol provided for in Article 3 of Regulation (EEC) No 2967/85.

(3) The evaluation of this request has revealed that the conditions for authorising this grading method are fulfilled.

(4) In Cyprus, commercial practice does not require that the tongue and the kidneys are removed from the pig carcass; this should be taken into account in adjusting the weight for standard presentation.

(5) No modification of the apparatus or the grading method may be authorised except by means of a new Commission Decision adopted in the light of experience gained; for this reason, the present authorisation may be revoked.

(6) The measures provided for in this Decision are in accordance with the opinion of the Management Committee for Pigmeat,

HAS ADOPTED THIS DECISION:

Article 1

The use of the following method is hereby authorised for grading pig carcasses pursuant to Regulation (EEC) No 3220/84 in Cyprus:

— the apparatus termed 'Hennessy Grading Probe (HGP 4)' and assessment methods related thereto, details of which are given in the Annex.

Article 2

Notwithstanding the standard presentation referred to in Article 2 of Regulation (EEC) No 3220/84, pig carcasses may be presented in Cyprus with the tongue and kidneys attached before being weighted and graded. In order to establish quotations for pig carcasses on a comparable basis, the recorded hot weight shall be reduced by 0,8 kg.

⁽¹⁾ OJ L 301, 20.11.1984, p. 1. Regulation as last amended by Regulation (EC) No 3513/93 (OJ L 320, 22.12.1993, p. 5).

⁽²⁾ OJ L 285, 25.10.1985, p. 39. Regulation amended by Regulation (EC) No 3127/94 (OJ L 330, 21.12.1994, p. 43).

Article 3

Modifications of the apparatus or the assessment method shall not be authorised.

Article 4

This Decision is addressed to the Republic of Cyprus.

Done at Brussels, 27 December 2004.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

ANNEX

Methods for grading pig carcasses in Cyprus**Hennessy Grading Probe (HGP 4)**

1. Grading of pig carcasses is carried out by means of the apparatus called 'Hennessy Grading Probe (HGP 4)'.
2. The apparatus shall be equipped with a probe of 5,95 millimetres diameter (and of 6,3 mm at the blade of the top of the probe) containing a photodiode (Siemens LED of the type LYU 260-EO) and photodetector of the type 58 MR and having an operating distance of between 0 and 120 millimetres. The results of the measurements shall be converted into estimated lean meat content by means of the HGP 4 itself or a computer linked to it.
3. The lean meat content of the carcass shall be calculated according to the following formula:

$$\hat{y} = 62,965 - 0,368X_1 - 0,517X_2 + 0,132 W$$

where:

\hat{y} = the estimated percentage of lean meat in the carcass,

X_1 = the thickness of back-fat (including rind) in millimetres, measured at 8 cm off the midline of the carcass behind the last rib,

X_2 = the thickness of back-fat (including rind) in millimetres, measured at 6 cm off the midline of the carcass between the third and fourth last rib,

W = the thickness of muscle in millimetres, measured at the same time and in the same place as X_2 .

The formula shall be valid for carcasses weighing between 55 and 120 kilograms.