

Official Journal

of the European Union

L 194

Volume 48

26 July 2005

English edition

Legislation

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1191/2005**of 25 July 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 26 July 2005.

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

Done at Brussels, 25 July 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 25 July 2005 establishing the 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	052	101,8
	999	101,8
0707 00 05	052	72,3
	999	72,3
0709 90 70	052	66,4
	999	66,4
0805 50 10	388	62,9
	508	58,8
	524	73,5
	528	64,5
	999	64,9
0806 10 10	052	111,0
	204	79,7
	220	156,7
	508	134,4
	624	165,2
	999	129,4
0808 10 80	388	85,0
	400	84,0
	404	86,2
	508	82,4
	512	69,7
	524	52,1
	528	58,0
	720	57,5
	804	80,7
	999	72,8
0808 20 50	052	105,4
	388	72,6
	512	38,7
	528	52,5
	999	67,3
0809 10 00	052	132,2
	094	100,2
	999	116,2
0809 20 95	052	293,6
	400	307,1
	404	385,7
	999	328,8
0809 30 10, 0809 30 90	052	101,2
	999	101,2
0809 40 05	624	86,7
	999	86,7

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1192/2005

of 25 July 2005

amending Regulation (EEC) No 1915/83 on certain detailed implementing rules concerning the keeping of accounts for the purpose of determining the incomes of agricultural holdings

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

Having regard to Regulation No 79/65/EEC of the Council of 15 June 1965 setting up a network for the collection of accountancy data on the incomes and business operation of agricultural holdings in the European Economic Community ⁽¹⁾, and in particular Article 6(2) thereof,

The first paragraph of Article 3 of Regulation (EEC) No 1915/83 is replaced by the following:

Whereas:

'The liaison agency shall forward to the Commission all the farm returns presented in the form laid down in Annex III to Regulation (EEC) No 2237/77.

(1) Article 3 of Commission Regulation (EEC) No 1915/83 ⁽²⁾ stipulates that the liaison agency shall forward all the farm returns to the Commission not later than nine months after the end of the accounting year to which they relate. In the light of the experience gained, it is appropriate to extend the nine-month period.

For the accounting year 2004 the farm returns shall be forwarded not later than 13 months after the end of that accounting year. However, the liaison agency in the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia shall forward the farm returns not later than 18 months after the end of that accounting year.

(2) It is appropriate, as a transitional measure for the accounting year 2004, to give the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia a longer period for data delivery in order to allow a smooth adaptation of those Member States into the system of keeping of accounts for the purpose of determining the incomes of agricultural holdings that is new for them.

From the 2005 accounting year onwards the farm returns shall be forwarded not later than 12 months after the end of the accounting year in question.'

(3) It is therefore necessary to amend Regulation (EEC) No 1915/83 accordingly.

Article 2

(4) The measures provided for in this Regulation are in accordance with the opinion of the Community Committee for the Farm Accountancy Data Network,

This Regulation shall enter into force on the seventh 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, 25 July 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ No 109, 23.6.1965, p. 1859/65. Regulation as last amended by Commission Regulation (EC) No 660/2004 (OJ L 104, 8.4.2004, p. 97).

⁽²⁾ OJ L 190, 14.7.1983, p. 25. Regulation as last amended by Regulation (EC) No 2204/2004 (OJ L 374, 22.12.2004, p. 40).

COMMISSION REGULATION (EC) No 1193/2005

of 25 July 2005

amending Regulation (EC) No 998/2003 of the European Parliament and of the Council as regards the list of countries and territories

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 998/2003 of the European Parliament and of the Council of 26 May 2003 on the animal health requirements applicable to the non-commercial movement of pet animals and amending Council Directive 92/65/EEC ⁽¹⁾, and in particular Articles 10 and 21 thereof,

Whereas:

- (1) Regulation (EC) No 998/2003 lays down a list of third countries and territories from which movement of pet animals to the Community may be authorised, provided that certain requirements are met.
- (2) A provisional list of third countries was established by Regulation (EC) No 998/2003, as amended by Commission Regulation (EC) No 592/2004 ⁽²⁾. That list includes countries and territories which are free of rabies and countries in respect of which the risk of rabies entering the Community as a result of movements from their territories has been found to be no higher than the risk associated with movements between Member States.
- (3) From information supplied by Argentina it appears that the risk of rabies entering the Community as a result of

movements of pet animals from Argentina has been found to be no higher than the risk associated with movements between Member States or from third countries already listed in Regulation (EC) No 998/2003. Therefore Argentina should be included in the list of countries and territories set out in Regulation (EC) No 998/2003.

- (4) In the interest of clarity that list of countries and territories should be replaced in its entirety.
- (5) Regulation (EC) No 998/2003 should therefore be amended accordingly.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS REGULATION:

Article 1

Annex II to Regulation (EC) No 998/2003 is replaced by the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following 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, 25 July 2005.

For the Commission

Markos KYPRIANOU

Member of the Commission

⁽¹⁾ OJ L 146, 13.6.2003, p. 1. Regulation as last amended by Commission Regulation (EC) No 425/2005 (OJ L 69, 16.3.2005, p. 3).

⁽²⁾ OJ L 94, 31.3.2004, p. 7.

ANNEX

‘ANNEX II

LIST OF COUNTRIES AND TERRITORIES

PART A

IE — Ireland

MT — Malta

SE — Sweden

UK — United Kingdom

PART B

Section 1

- (a) DK — Denmark, including GL — Greenland and FO — Faeroes Islands;
- (b) ES — Spain, including the continental territory, Balearic Islands, Canary Islands, Ceuta and Melilla;
- (c) FR — France, including GF — French Guiana, GP — Guadeloupe, MQ — Martinique and RE — Réunion;
- (d) GI — Gibraltar;
- (e) PT — Portugal, including the continental territory, Azores Islands and Madeira Islands;
- (f) Member States other than those listed in Part A and points (a), (b), (c) and (e) of this Section.

Section 2

AD — Andorra

CH — Switzerland

IS — Iceland

LI — Liechtenstein

MC — Monaco

NO — Norway

SM — San Marino

VA — Vatican City State

PART C

AC — Ascension Island

AE — United Arab Emirates

AG — Antigua and Barbuda

AN — Netherlands Antilles

AR — Argentina

AU — Australia

AW — Aruba

BB — Barbados

BH — Bahrain

BM — Bermuda

CA — Canada

CL — Chile

FJ — Fiji

FK — Falkland Islands

HK — Hong Kong

HR — Croatia

JM — Jamaica

JP — Japan

KN — Saint Kitts and Nevis

KY — Cayman Islands

MS — Montserrat

MU — Mauritius

NC — New Caledonia

NZ — New Zealand

PF — French Polynesia

PM — Saint Pierre et Miquelon

RU — Russian Federation

SG — Singapore

SH — Saint Helena

TW — Taiwan

US — United States of America

VC — Saint Vincent and the Grenadines

VU — Vanuatu

WF — Wallis and Futuna

YT — Mayotte'

COMMISSION REGULATION (EC) No 1194/2005**of 25 July 2005****amending Regulation (EC) No 2799/1999 laying down detailed rules for applying Council Regulation (EC) No 1255/1999 as regards the grant of aid for skimmed milk and skimmed-milk powder intended for animal feed and the sale of such skimmed-milk powder**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10 thereof,

Whereas:

- (1) In accordance with Article 26 of Commission Regulation (EC) No 2799/1999 ⁽²⁾, intervention agencies have organised a standing invitation to tender for skimmed-milk powder taken into storage before 1 September 2004.

- (2) In view of the quantity still available and the market situation, that date should be amended to 1 July 2005.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 26(2) of Regulation (EC) No 2799/1999, the date of '1 September 2004' is replaced by the date '1 July 2005'.

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, 25 July 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 340, 31.12.1999, p. 3. Regulation as last amended by Regulation (EC) No 1109/2005 (OJ L 170, 1.7.2005, p. 31).

COMMISSION REGULATION (EC) No 1195/2005**of 25 July 2005****amending Regulation (EC) No 214/2001 laying down detailed rules for the application of Council Regulation (EC) No 1255/1999 as regards intervention on the market in skimmed-milk powder**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, and in particular Article 10 thereof,

Whereas:

- (1) Article 21 of Commission Regulation (EC) No 214/2001 ⁽²⁾ limited the quantity of skimmed-milk powder put up for sale by the Member States' intervention agencies to that taken into storage before 1 September 2004.

- (2) In view of the quantity still available and the market situation, that date should be amended to 1 July 2005.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 21 of Regulation (EC) No 214/2001, '1 September 2004' shall be replaced by '1 July 2005'.

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, 25 July 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 37, 7.2.2001, p. 100. Regulation as last amended by Regulation (EC) No 2250/2004 (OJ L 381, 28.12.2004, p. 25).

COMMISSION REGULATION (EC) No 1196/2005
of 22 July 2005
concerning the classification of certain goods in the Combined Nomenclature

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific Community provisions, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column 1 of the table set out in the Annex should be classified under the CN-code indicated in column 2, by virtue of the reasons set out in column 3.
- (4) It is appropriate to provide that, subject to the measures in force in the Community relating to double checking systems and to prior and retrospective Community surveillance of textile products on importation into the Community, binding tariff information issued by the customs authorities of Member States in respect of the

classification of goods in the Combined Nomenclature and which is not in accordance with this Regulation, can continue to be invoked for a period of 60 days by the holder, under Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code⁽²⁾.

- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The good described in column 1 of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN-code indicated in column 2 of that table.

Article 2

Subject to the measures in force in the Community relating to double checking systems and to prior and retrospective Community surveillance of textile products on importation into the Community, binding tariff information issued by the customs authorities of Member States which is not in accordance with this Regulation, can continue to be invoked for a period of 60 days, under Article 12(6) of Regulation (EEC) No 2913/92.

Article 3

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, 22 July 2005.

For the Commission

László KOVÁCS

Member of the Commission

⁽¹⁾ OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Council Regulation (EC) No 493/2005 (OJ L 82, 31.3.2005, p. 1).

⁽²⁾ OJ L 302, 19.10.1992, p. 1. Regulation as last amended by Regulation (EC) No 648/2005 of the European Parliament and of the Council (OJ L 117, 4.5.2005, p. 13).

ANNEX		
Description of the goods	Classification CN code	Reasons
(1)	(2)	(3)
<p>A glove made mainly of woven fabric. The majority of the glove's surface area, which comprises the back of the glove (except the back of the fingers), the wrist, the part between the fingers, a part of the thumb and the sides of the hand, is of woven fabric, coated on its inner side with a layer of non-cellular plastic.</p> <p>The palm, the front of the thumb and the sides of the fingers facing the palm as well as the 4 finger tips are of knitted fabric, coated on the outside with a non-cellular plastic.</p> <p>The back of the fingers and the outside of the thumb is made of a cellular plastic combined with knitted textile fabric on both faces. There are pieces of rubber on the back of the fingers and thumb in the area of the knuckle and a thin blade of rubber along the outside of the index finger.</p> <p>There is an elasticated band and a velcro-type tightening system at the wrist area and a drawstring tightening system at the end of the glove.</p> <p>(See photographs No 635 A + B) (*)</p>	6216 00 00	<p>Classification is determined by the provisions of General Rules 1, 3(b) and 6 for the interpretation of the Combined Nomenclature and the wording of CN code 6216 00 00.</p> <p>See also the HS Explanatory Notes to General Interpretative Rule 3(b) and to Heading 6216.</p> <p>The glove is mainly used to keep the hand warm. The woven fabric being the predominant material of the surface area contributing to the role of retaining warmth gives this article its essential character within the meaning of GIR 3(b).</p>

(*) The photograph is purely for information.



COMMISSION REGULATION (EC) No 1197/2005**of 25 July 2005****on the issue of system B export licences in the fruit and vegetables sector (oranges)**

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⁾,

Having regard to Commission Regulation (EC) No 1961/2001 of 8 October 2001 on detailed rules for implementing Council Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables ⁽²⁾, and in particular Article 6(6) thereof,

Whereas:

- (1) Commission Regulation (EC) No 951/2005 ⁽³⁾ fixes the indicative quantities for which system B export licences may be issued.
- (2) In the light of the information available to the Commission today, there is a risk that the indicative

quantities laid down for the current export period for oranges will shortly be exceeded. This overrun will prejudice the proper working of the export refund scheme in the fruit and vegetables sector.

- (3) To avoid this situation, applications for system B licences for oranges after 26 July 2005 should be rejected until the end of the current export period,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for system B export licences for oranges submitted pursuant to Article 1 of Regulation (EC) No 951/2005, export declarations for which are accepted after 26 July and before 16 September 2005, are hereby rejected.

Article 2

This Regulation shall enter into force on 26 July 2005.

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

Done at Brussels, 25 July 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽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 268, 9.10.2001, p. 8. Regulation as last amended by Regulation (EC) No 386/2005 (OJ L 62, 9.3.2005, p. 3).

⁽³⁾ OJ L 160, 23.6.2005, p. 19. Regulation as amended by Regulation (EC) No 1078/2005 (OJ L 177, 9.7.2005, p. 3).

COMMISSION DIRECTIVE 2005/49/EC**of 25 July 2005****amending, for the purposes of their adaptation to technical progress, Council Directive 72/245/EEC relating to the radio interference (electromagnetic compatibility) of vehicles and Council Directive 70/156/EEC on the approximation of the laws of the Member States relating to the type-approval of motor vehicles and their trailers****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 70/156/EEC of 6 February 1970 on the approximation of the laws of the Member States relating to the type-approval of motor vehicles and their trailers ⁽¹⁾, and in particular Article 13(2) thereof,

Having regard to Council Directive 72/245/EEC relating to the radio interference (electromagnetic compatibility) of vehicles ⁽²⁾, and in particular Article 4 thereof,

Whereas:

(1) Directive 72/245/EEC is one of the separate directives under the type-approval procedure established by Directive 70/156/EEC.

(2) In order to improve safety of vehicles by encouraging development and deployment of technologies utilising automotive short-range radar equipment, the Commission has harmonised by Commission Decision 2004/545/EC of 8 July 2004 on the harmonisation of radio spectrum in the 79 GHz range for the use of automotive short-range radar equipment in the Community ⁽³⁾ and by Commission Decision 2005/50/EC of 17 January 2005 on the harmonisation of the 24 GHz range radio spectrum band for the time-limited use by automotive short-range radar equipment in the Community ⁽⁴⁾, the use of two radio spectrum frequency bands.

(3) The 79 GHz range radio spectrum band has been identified as the most suitable band for long-term development and deployment of automotive short-range radar. Accordingly Decision 2004/545/EC designated and made available for automotive short-range radar

equipment the 79 GHz range radio spectrum band on a non-interference and non-protected basis. However, the technology in the 79 GHz range radio spectrum band is still under development and is not immediately available on a cost-effective basis.

(4) The time-limited use of the 24 GHz range radio spectrum band for automotive short-range radars equipment has been permitted by Decision 2005/50/EC. The technology using this frequency band is available in the short-term at a reasonable cost, which will make it possible to quickly evaluate the effectiveness of the deployment of automotive short-range radar equipment as regards road safety. However, the use of radars of that technology has to be limited to avoid interference with other applications that use the 24 GHz range radio spectrum band.

(5) Decision 2005/50/EC permits the use of 24 GHz radar equipment only when originally installed in new vehicles or when replacing one so installed and for a period ending 30 June 2013 at the latest. However, according to Article 5 of Decision 2005/50/EC, that date may be advanced.

(6) In accordance with Decision 2005/50/EC, Member States have to set up a monitoring system aiming to quantify the number of vehicles equipped with 24 GHz short-range radars equipment registered in their territory. It is therefore necessary to provide Member States with the appropriate means to carry out this monitoring.

(7) Directive 72/245/EEC should therefore be amended accordingly.

(8) The amendments to Directive 72/245/EEC have an impact on Directive 70/156/EEC. It is therefore necessary to amend that directive accordingly.

⁽¹⁾ OJ L 42, 23.2.1970, p. 1. Directive as last amended by Commission Directive 2004/104/EC (OJ L 337, 13.11.2004, p. 13).

⁽²⁾ OJ L 152, 6.7.1972, p. 15. Directive as last amended by Directive 2004/104/EC.

⁽³⁾ OJ L 241, 13.7.2004, p. 66.

⁽⁴⁾ OJ L 21, 25.1.2005, p. 15.

- (9) The measures provided for in this Directive are in accordance with the opinion of the Committee for Adaptation to Technical Progress established by Article 13 of Directive 70/156/EEC,

Article 2

Amendment to Directive 70/156/EEC

Directive 70/156/EEC is amended as follows.

HAS ADOPTED THIS DIRECTIVE:

Article 1

Amendment to Directive 72/245/EEC

Directive 72/245/EEC is amended as follows:

1. In Annex I, the following points are inserted after point 2.1.12.2:

‘2.1.13. “24 GHz short-range radar equipment” means a radar as defined in Article 2(2) of Commission Decision 2005/50/EC (*), and satisfying the performance requirements of Article 4 of that Decision.

2.1.14. “79 GHz short-range radar equipment” means a radar as defined in Article 2(b) of Commission Decision 2004/545/EC (**), and satisfying the performance requirements of Article 3 of that Decision.

(*) OJ L 21, 25.1.2005, p. 15.

(**) OJ L 241, 13.7.2004, p. 66.’

2. In Annex II A, the following points are inserted after point 12.2.7:

‘12.7.1. vehicle equipped with a 24 GHz short-range radar equipment: Yes/No (strike out which is not applicable)

12.7.2. vehicle equipped with a 79 GHz short-range radar equipment: Yes/No (strike out which is not applicable)’.

3. In the appendix to Annex III A the following points are inserted after point 1.3:

‘1.3.1. vehicle equipped with a 24 GHz short-range radar equipment: Yes/No (strike out which is not applicable)

1.3.2. vehicle equipped with a 79 GHz short-range radar equipment: Yes/No (strike out which is not applicable)’.

1. In Annexes I and III, the following points are inserted after point 12.6.4:

‘12.7.1. vehicle equipped with a 24 GHz short-range radar equipment: Yes/No (strike out which is not applicable)

12.7.2. vehicle equipped with a 79 GHz short-range radar equipment: Yes/No (strike out which is not applicable)’.

2. In Annex IX on Side 2 of all models of the Certificate of conformity (COC), item 50 is replaced by the following:

‘50. Remarks

50.1. vehicle equipped with a 24 GHz short-range radar equipment: Yes/No (strike out which is not applicable)

50.2. vehicle equipped with a 79 GHz short-range radar equipment: Yes/No (strike out which is not applicable)

50.3. Other remarks

Article 3

Transitional provisions

1. With effect from 1 July 2006, if the provisions laid down in Directive 72/245/EEC, as amended by this Directive, are not fulfilled, Member States, on grounds related to electromagnetic compatibility:

(a) shall consider certificates of conformity which accompany new vehicles in accordance with the provisions of Directive 70/156/EEC to be no longer valid for the purposes of Article 7(1) of that Directive;

(b) may refuse the registration, sale or entry into service of new vehicles.

Existing approvals for vehicles not fitted with 24 GHz or 79 GHz short-range radar equipment remain unchanged.

2. With effect from 1 July 2013, Member States shall prohibit the registration, sale or entry into service of vehicles equipped with 24 GHz short-range radar equipment.

3. In case the reference date in Article 2(5) of Decision 2005/50/EC is modified in accordance with Article 5 of that Decision, Member States shall prohibit the registration, sale or entry into service of vehicles equipped with 24 GHz short-range radar equipment after the modified reference date.

Article 4

Transposition

1. Member States shall adopt and publish, by 30 June 2006 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

They shall apply those provisions from 1 July 2006.

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

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

Article 5

Entry into force

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

Article 6

Addressees

This Directive is addressed to the Member States.

Done at Brussels, 25 July 2005.

For the Commission
Günter VERHEUGEN
Vice-President

(Acts adopted under Title V of the Treaty on European Union)

COUNCIL JOINT ACTION 2005/575/CFSP
of 18 July 2005
establishing a European Security and Defence College (ESDC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 14 thereof,

Whereas:

- (1) On 19 and 20 June 2003, at its meeting in Thessaloniki, the European Council endorsed the development of a coordinated EU Training Policy in the field of the European Security and Defence Policy (ESDP), encompassing both civilian and military dimensions.
- (2) On 17 November 2003, the Council approved the EU Training Policy in ESDP and subsequently on 13 September 2004 approved the EU Training Concept in ESDP, which included the definition of the principles for the establishment of the European Security and Defence College (ESDC).
- (3) On 16 and 17 December 2004, the European Council endorsed the initiation of work on defining the modalities for the functioning of the ESDC.
- (4) On 31 May 2005, the Political and Security Committee endorsed the modalities for the functioning of the ESDC, including the setting up of a Steering Committee, an Executive Academic Board and a permanent Secretariat, which should carry out their tasks in accordance with those modalities.
- (5) The ESDC should be a key training actor providing training in the field of ESDP with a special focus on ESDP training courses at strategic level. As such, it should be an active partner in the overall EU training management,

HAS ADOPTED THIS JOINT ACTION:

Article 1

Establishment

1. A European Security and Defence College (ESDC) is hereby established.

2. The ESDC shall be organised as a network between national institutes, colleges, academies and institutions within the EU dealing with security and defence policy issues and the European Union Institute for Security Studies (hereinafter referred to as institutes).

3. It shall establish close links with the EU institutions.

Article 2

Mission

The ESDC shall provide training in the field of the European Security and Defence Policy (ESDP) at the strategic level in order to develop and promote a common understanding of ESDP among civilian and military personnel, and to identify and disseminate, through its training activities, best practice in relation to various ESDP issues.

Article 3

Objectives

The objectives of ESDC shall be the following:

- (a) to further enhance the European security culture within ESDP;
- (b) to promote a better understanding of ESDP as an essential part of the Common Foreign and Security Policy (CFSP);
- (c) to provide EU instances with knowledgeable personnel able to work efficiently on all ESDP matters;
- (d) to provide Member States' administrations and staff with knowledgeable personnel familiar with EU policies, institutions and procedures; and
- (e) to help promote professional relations and contacts among training participants.

*Article 4***Tasks of the ESDC**

1. The main tasks of the ESDC are in accordance with its mission and objectives to organise and conduct training activities in the field of ESDP.

2. ESDC training activities shall consist of two types of training activities:

(a) the ESDP High Level Course; and

(b) the ESDP Orientation Course.

Other training activities shall be undertaken, as decided by the Steering Committee referred to in Article 5.

3. In addition, the ESDC shall in particular:

(a) support the relations to be established between national institutes;

(b) install and run an Internet-Based Advanced Distance Learning (IDL) System to support the ESDC training activities;

(c) develop and produce training material for EU Training in ESDP;

(d) provide contributions to the annual EU Training Programme in ESDP; and

(e) establish an Alumni Network between former training participants.

4. The ESDC training activities shall be conducted through the institutes forming the ESDC network.

5. As part of the ESDC network, the European Union Institute for Security Studies (EU ISS) shall support the ESDC training activities, in particular through EU ISS publications and by providing lectures given by EU ISS researchers as well as by making available its web site within and for the Internet-Based Advanced Distance Learning (IDL) System.

*Article 5***Organisation**

1. The following bodies shall be set up under the ESDC:

(a) a Steering Committee which shall be responsible for the overall coordination and direction of the training activities of the ESDC;

(b) an Executive Academic Board which shall ensure the quality and coherence of the training activities;

(c) a permanent Secretariat for the ESDC (hereinafter referred to as the Secretariat) which shall in particular assist the Steering Committee and the Executive Academic Board.

2. The Steering Committee, the Executive Academic Board and the Secretariat shall carry out the tasks set out in Articles 6, 7 and 8 respectively.

*Article 6***The Steering Committee**

1. The Steering Committee shall be composed of one representative appointed by each Member State. Each member of the Committee may be represented or accompanied by an alternate. Letters of appointment, duly authorised by the Member State, shall be directed to the Secretary-General/High Representative (SG/HR).

Representatives from acceding States may attend its meetings as active observers.

2. The Committee shall be chaired by the representative of the Member State holding the Council Presidency and shall meet at least once a year.

3. Representatives of the SG/HR and of the Commission shall be invited to attend the meetings of the Committee.

4. The tasks of the Committee shall be to:

(a) establish the annual academic programme of the ESDC;

(b) select the Member State(s) hosting the ESDC training activities and the institutes conducting them;

(c) develop and agree the annual academic programme and the outline curricula for all ESDC training activities;

(d) adopt evaluation reports and a general annual report on ESDC training activities, to be forwarded to the relevant Council bodies; and

(e) appoint for each academic year the Chairperson of the Executive Academic Board.

5. The Committee shall adopt its Rules of Procedure.

6. Decisions of the Committee shall be taken by qualified majority. The votes of the Member States shall be weighted in accordance with Article 205(2) of the Treaty establishing the European Community. For their adoption, decisions shall require the number of votes provided in Article 23(2), third subparagraph of the Treaty on European Union.

Article 7

The Executive Academic Board

1. The Executive Academic Board shall be composed of senior representatives from those institutes which are active in the relevant academic year.

2. The Chairperson of the Board shall be appointed by the Steering Committee among the members of the Board.

3. Representatives from institutes involved in ESDC training activities in the preceding and following academic year as well as representatives from the SG/HR and of the Commission shall be invited to attend the meetings of the Board. Academic experts and senior officials from national and European institutions may be invited to attend its meetings.

4. The tasks of the Board shall be to:

- (a) implement, through the institutes forming the ESDC network, the agreed annual academic programme;
- (b) oversee the Internet Based Advanced Distanced Learning (IDL) System;
- (c) develop detailed curricula for all ESDC training activities building on the agreed outline curricula;
- (d) ensure general coordination of ESDC training activities among all institutes;
- (e) review standards of the training activities undertaken in the previous academic year;
- (f) submit to the Steering Committee proposals for training activities in the next academic year; and
- (g) prepare draft evaluation reports on each ESDC training course and a draft general annual report on ESDC activities to be forwarded to the Steering Committee.

5. The Rules of Procedure of the Board shall be adopted by the Steering Committee.

Article 8

The Secretariat

1. The General Secretariat of the Council shall act as the Secretariat of the ESDC.

Staff shall be provided by the General Secretariat of the Council, Member States and the institutes forming the ESDC network.

2. The Secretariat shall assist the Steering Committee and the Executive Academic Board, carry out administrative tasks in support of their activities, and provide support for the organisation of the ESDC training activities that take place in Brussels.

3. The Secretariat shall closely cooperate with the Commission.

Each institute forming the ESDC network shall designate a point of contact with the Secretariat to deal with the organisational and administrative issues connected with the organisation of the ESDC training activities.

Article 9

Participation in the ESDC training activities

1. All ESDC training activities shall be open to participation by nationals of all Member States and acceding States. The organising and conducting institutes shall ensure that this principle applies without any exception.

The ESDC training activities shall in principle be open to participation of nationals of candidate countries and, as appropriate, of third States.

2. Participants shall be civilian and military personnel dealing with strategic aspects in the field of ESDP.

Representatives of, *inter alia*, non-governmental organisations, academic institutions and the media, as well as members of the business community, may be invited to participate in ESDC training activities.

3. A certificate signed by the SG/HR shall be awarded to a participant who has completed an ESDC course. The modalities of the certificate shall be decided by the Steering Committee. The certificate shall be recognised by the Member States and by the EU institutions.

Article 10

Cooperation

The ESDC shall cooperate with and draw on the expertise of international organisations and other relevant actors, such as national training institutes of third States.

Article 11

Financing

1. Each Member State, EU institution, EU agency and institute forming the ESDC network shall bear all costs related to its participation in ESDC, including salaries, allowances, travel expenses and costs related to organisational and administrative support of the ESDC training activities.

2. Member States and the institutes forming the ESDC network shall each bear the costs related to the personnel they provide to the Secretariat, including salaries, allowances and travel expenses.

3. The General Secretariat of the Council shall bear all costs arising from and related to its tasks as set out in Article 8, including the personnel it provides.

4. Each participant in ESDC training activities shall bear all costs related to his/her participation.

5. For financing specific activities, in particular the development, setting up and running of information system networks or applications for the ESDC, as referred to in Article 4(3), voluntary contributions by Member States, EU institutions, EU agencies and institutes forming the ESDC network shall be managed by the General Secretariat of the Council as earmarked revenue.

6. Practical arrangements for the contributions referred to in paragraph 5 shall be decided by the Steering Committee.

Article 12

Security regulations

The Council's security regulations set out in Council Decision 2001/264/EC of 19 March 2001 adopting the Council's security regulations ⁽¹⁾ shall apply to the ESDC activities.

Article 13

Review

The Steering Committee, acting by qualified majority, shall adopt and submit to the Council no later than 31 December 2007 a report on the activities and perspectives of the ESDC, including on the financial modalities and with regard to the Secretariat with a view to a revision of this Joint Action.

Article 14

Entry into force

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

Article 15

Publication

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

Done at Brussels, 18 July 2005.

For the Council

The President

J. STRAW

⁽¹⁾ OJ L 101, 11.4.2001, p. 1. Decision as amended by Decision 2004/194/EC (OJ L 63, 28.2.2004, p. 48).