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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 151/2006

of 24 January 2006

amending Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 26 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) On 20 December 1996 the Council adopted Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products⁽¹⁾. Community demand for the products in question is to be met under the most favourable conditions. New Community tariff quotas should therefore be opened at reduced or zero rates of duty for appropriate volumes, and certain existing tariff quotas should be extended, without disturbing the markets for these products.
- (2) Since the quota amount for certain Community tariff quotas is insufficient to meet the needs of Community industry for the current quota period, these tariff quotas should be increased with effect from 1 January 2005 and adjusted with effect from 1 January 2006.
- (3) It is no longer in the Community's interest to continue to grant Community tariff quotas in 2006 for certain products on which duties were suspended in 2005. These products should therefore be removed from the table in Annex I to Regulation (EC) No 2505/96.
- (4) In view of the many changes to be made, the entire text of Annex I to Regulation (EC) No 2505/96 should be replaced in the interests of clarity.
- (5) Regulation (EC) No 2505/96 should therefore be amended accordingly.

(6) In view of the economic importance of this Regulation, it is necessary to rely upon the grounds of urgency provided for in point I.3 of the Protocol annexed to the Treaty on European Union and to the Treaties establishing the European Communities on the role of national parliaments in the European Union.

(7) Since the Annex to this Regulation is to apply from 1 January 2006, it should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 2505/96 shall be replaced by the Annex to this Regulation with effect from 1 January 2006.

Article 2

For the quota period from 1 January to 31 December 2005, in Annex I to Regulation (EC) No 2505/96:

- the quota amount of tariff quota 09.2603 is fixed at 3 900 tonnes at a 0 % rate of duty,
- the quota amount of tariff quota 09.2975 is fixed at 540 tonnes at a 0 % rate of duty.

Article 3

For the quota period from 1 January to 31 December 2006, in Annex I to Regulation (EC) No 2505/96:

- the quota amount of tariff quota 09.2002 is fixed at 600 tonnes,
- the quota amount of tariff quota 09.2003 is fixed at 1 400 000 units,

⁽¹⁾ OJ L 345, 31.12.1996, p. 1. Regulation as last amended by Regulation (EC) No 1151/2005 (OJ L 185, 16.7.2005, p. 27).

— the quota amount of tariff quota 09.2030 is fixed at 300 tonnes,

— the quota amount of tariff quota 09.2603 is fixed at 4 500 tonnes,

— the quota amount of tariff quota 09.2612 is fixed at 1 500 tonnes,

— the quota amount of tariff quota 09.2624 is fixed at 425 tonnes,

— the quota amount of tariff quota 09.2837 is fixed at 600 tonnes,

— the quota amount of tariff quota 09.2975 is fixed at 600 tonnes,

— the quota amount of tariff quota 09.2979 is fixed at 800 000 units.

Article 4

Tariff quotas 09.2004, 09.2009, 09.2018, 09.2021, 09.2022, 09.2023, 09.2028, 09.2613, 09.2621, 09.2622, 09.2623, 09.2626, 09.2630, 09.2881, 09.2964, 09.2985 and 09.2998 shall be closed with effect from 1 January 2006.

Article 5

This Regulation shall enter into force on the 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, 24 January 2006.

For the Council
The President
K.-H. GRASSER

ANNEX

Order No	CN code	TARIC subdivision	Description	Quota amount	Quota duty (%)	Quota period
09.2002	2928 00 90	30	Phenylhydrazine	600 tonnes	0	1.1. to 31.12.
09.2003	8543 89 97	63	Voltage controlled frequency generator, consisting of active and passive elements mounted on a printed circuit, contained in a housing whose exterior dimensions do not exceed 30 × 30 mm	1 400 000 units	0	1.1. to 31.12.
09.2026	2903 30 80	70	1,1,1,2 Tetrafluoroethane, certified odourless containing a maximum: — 600 ppm by weight of 1,1,2,2-Tetrafluoroethane — 2 ppm by weight of pentafluoroethane — 2 ppm by weight of chlorodifluoromethane — 2 ppm by weight of chloropentafluoroethane — 2 ppm by weight of dichlorodifluoromethane for use in the manufacture of pharmaceutical grade propellant for medical metred dose inhalers (a)	4 000 tonnes	0	1.1. to 31.12.
09.2030	2926 90 95	74	Chlorothalonil	300 tonnes	0	1.1. to 31.12.
09.2140	3824 90 99	98	Mixture of tertiary amines containing by weight: — 2,0-4,0 % of N,N-dimethyl-1-octanamine — minimum 94 % of N,N-dimethyl-1-decanamine — 2 % maximum of N,N-dimethyl-1-dodecanamine and higher	4 500 tonnes	0	1.1. to 31.12.
09.2602	ex 2921 51 19	10	o-phenylenediamine	1 800 tonnes	0	1.1. to 31.12.
09.2603	ex 2931 00 95	15	Bis(3-triethoxysilylpropyl) tetrasulfide	4 500 tonnes	0	1.1. to 31.12.
09.2604	ex 3905 30 00	10	Poly(vinyl alcohol) partially acetalized with 5-(4-azido-2-sulfobenzylidene)-3-(formylpropyl)-rhodanine, sodium salt	100 tonnes	0	1.1. to 31.12.
09.2610	ex 2925 20 00	20	(Chloromethylene)dimethylammonium chloride	100 tonnes	0	1.1. to 31.12.
09.2611	ex 2826 19 00	10	Calcium fluoride having a total content of aluminium, magnesium and sodium of 0,25 mg/kg or less, in the form of powder	55 tonnes	0	1.1. to 31.12.

Order No	CN code	TARIC subdivision	Description	Quota amount	Quota duty (%)	Quota period
09.2612	ex 2921 59 90	30	3,3'-dichlorobenzidine dihydrochloride	1 500 tonnes	0	1.1. to 31.12.
09.2615	ex 2934 99 90	70	Ribonucleic acid	110 tonnes	0	1.1. to 31.12.
09.2616	ex 3910 00 00	30	Polydimethylsiloxane with a degree of polymerisation of 2 800 monomer units (± 100)	1 300 tonnes	0	1.1. to 31.12.
09.2618	ex 2918 19 80	40	(R)-2-Chloromandelic acid	100 tonnes	0	1.1. to 31.12.
09.2619	ex 2934 99 90	71	2-Thienylacetonitrile	80 tonnes	0	1.1. to 31.12.
09.2620	ex 8526 91 80	20	Assembly for GPS system having a position determination function	500 000 units	0	1.1. to 31.12.
09.2624	2912 42 00		Ethylvanillin (3-ethoxy-4-hydroxybenzaldehyde)	425 tonnes	0	1.1. to 31.12.
09.2625	ex 3920 20 21	20	Film of polymers of polypropylene, biaxially oriented, of a thickness of 3,5 μm or more but less than 15 μm , of a width of 490 mm or more but not exceeding 620 mm, for the production of film capacitors (a)	170 tonnes	0	1.1. to 31.12.
09.2627	ex 7011 20 00	55	Glass face-plate with a diagonal measurement of 814,8 mm ($\pm 1,5$ mm) from the outer edge to the outer edge and having a light transmission of 51,1 % ($\pm 2,2$ %) by a glass thickness of 12,5 mm	500 000 units	0	1.1. to 31.12.
09.2628	ex 7019 52 00	10	Glass web woven from glass fibre coated in plastic, of a weight of 120 g/m^2 (± 10 g/m^2) of a type used in the manufacture of anti-insect rollers and framed nets	350 000 m^2	0	1.1. to 31.12.
09.2629	ex 7616 99 90	85	Aluminium telescopic handle for use in the manufacture of luggage (a)	240 000 units	0	1.1. to 31.12.
09.2703	ex 2825 30 00	10	Vanadium oxides and hydroxides only for the production of alloys (a)	13 000 tonnes	0	1.1. to 31.12.
09.2713	ex 2008 60 19 ex 2008 60 39	10 10	Sweet cherries, marinated in alcohol, of a diameter not exceeding 19,9 mm, stoned, intended for the manufacture of chocolate products (a): — with a sugar content exceeding 9 % by weight — with a sugar content not exceeding 9 % by weight	2 000 tonnes	10 ⁽¹⁾ 10	1.1. to 31.12.

Order No	CN code	TARIC subdivision	Description	Quota amount	Quota duty (%)	Quota period
09.2719	ex 2008 60 19 ex 2008 60 39	20 20	Sour cherries (<i>Prunus cerasus</i>), marinated in alcohol, of a diameter not exceeding 19,9 mm, intended for the manufacture of chocolate products (a): — with a sugar content exceeding 9 % by weight — with a sugar content not exceeding 9 % by weight	2 000 tonnes	10 (1) 10	1.1. to 31.12.
09.2727	ex 3902 90 90	93	Synthetic poly-alpha-olefin having a viscosity of at least $38 \times 10^{-6} \text{m}^2 \text{s}^{-1}$ (38 centistokes) at 100 °C measured using the ASTM D 445 method	10 000 tonnes	0	1.1. to 31.12.
09.2799	ex 7202 49 90	10	Ferro-chromium containing 1,5 % or more but not more than 4 % by weight of carbon and not more than 70 % of chromium	50 000 tonnes	0	1.1. to 31.12.
09.2809	ex 3802 90 00	10	Acid activated montmorillonite, for the manufacture of self-copy paper (a)	10 000 tonnes	0	1.1. to 31.12.
09.2829	ex 3824 90 99	19	Solid extract of the residual, insoluble in aliphatic solvents, obtained during the extraction of resin from wood, having the following characteristics: — a resin acid content not exceeding 30 % by weight, — an acid number not exceeding 110 and — a melting point of not less than 100 °C	1 600 tonnes	0	1.1. to 31.12.
09.2837	ex 2903 49 80	10	Bromochloromethane	600 tonnes	0	1.1. to 31.12.
09.2841	ex 2712 90 99	10	Blend of 1-alkenes containing 80 % by weight or more of 1-alkenes of a chain-length of 20 and 22 carbon atoms	10 000 tonnes	0	1.1. to 31.12.
09.2849	ex 0710 80 69	10	Mushrooms of the species <i>Auricularia polytricha</i> (uncooked or cooked by steaming or boiling), frozen, for the manufacture of prepared meals (a) (b)	700 tonnes	0	1.1. to 31.12.
09.2851	ex 2907 12 00	10	O-Cresol having a purity of not less than 98,5 % by weight	20 000 tonnes	0	1.1. to 31.12.
09.2853	ex 2930 90 70	35	Glutathione	15 tonnes	0	1.1. to 31.12.
09.2882	ex 2908 90 00	20	2,4-Dichloro-3-ethyl-6-nitrophenol, powdered	90 tonnes	0	1.1. to 31.12.
09.2889	3805 10 90	—	Sulphate turpentine	20 000 tonnes	0	1.1. to 31.12.
09.2904	ex 8540 11 19	95	Flat-screen colour cathode-ray tube with a screen width/height ratio 4/3, a diagonal measurement of the screen of 79 cm or more but not exceeding 81 cm and a curvature radius of 50 m or more	8 500 units	0	1.1. to 31.12.

Order No	CN code	TARIC subdivision	Description	Quota amount	Quota duty (%)	Quota period
09.2913	ex 2401 10 41 ex 2401 10 49 ex 2401 10 50 ex 2401 10 70 ex 2401 10 90 ex 2401 20 41 ex 2401 20 49 ex 2401 20 50 ex 2401 20 70 ex 2401 20 90	10 10 10 10 10 10 10 10 10 10	Natural unmanufactured tobacco, whether or not cut in regular size, having a customs value of not less than EUR 450 per 100 kg net weight, for use as binder or wrapper for the manufacture of goods falling within subheading 2402 10 00 (a)	6 000 tonnes	0	1.1. to 31.12.
09.2914	ex 3824 90 99	26	Aqueous solution containing by weight not less than 40 % of dry betaine extract and 5 % or more but not more than 30 % by weight of organic or inorganic salts	38 000 tonnes	0	1.1. to 31.12.
09.2917	ex 2930 90 13	90	Cystine	600 tonnes	0	1.1. to 31.12.
09.2919	ex 8708 29 90	10	Folding bellows for the manufacture of articulated buses (a)	2 600 units	0	1.1. to 31.12.
09.2933	ex 2903 69 90	30	1,3-Dichlorobenzene	2 600 tonnes	0	1.1. to 31.12.
09.2935	3806 10 10	—	Rosin and resin acids obtained from fresh oleoresins	200 000 tonnes	0	1.1. to 31.12.
09.2945	ex 2940 00 00	20	D-Xylose	400 tonnes	0	1.1. to 31.12.
09.2947	ex 3904 69 90	95	Poly(vinylidene fluoride), in powder form, for the preparation of paint or varnish for coating metal (a)	1 300 tonnes	0	1.1. to 31.12.
09.2950	ex 2905 59 10	10	2-Chloroethanol, for the manufacture of liquid thioplasts of subheading 4002 99 90 (a)	8 400 tonnes	0	1.1. to 31.12.
09.2955	ex 2932 19 00	60	Flurtamone (ISO)	300 tonnes	0	1.1. to 31.12.
09.2975	ex 2918 30 00	10	Benzophenone-3,3':4,4'-tetracarboxylic dianhydride	600 tonnes	0	1.1. to 31.12.
09.2976	ex 8407 90 10	10	Four-stroke petrol engines of a cylinder capacity not exceeding 250 cm ³ for use in the manufacture of lawnmowers of subheading 8433 11 (a) or mowers with motor of subheading 8433 20 10 (a)	750 000 units (c)	0	1.7.2005 to 30.6.2006
09.2979	ex 7011 20 00	15	Glass face-plate with a diagonal measurement from the outer edge to the outer edge of 81,5 cm ($\pm 0,2$ cm) and having a light transmission of 80 % (± 3 %) by a reference thickness of the glass of 11,43 mm	800 000 units	0	1.1. to 31.12.

Order No	CN code	TARIC subdivision	Description	Quota amount	Quota duty (%)	Quota period
09.2981	ex 8407 33 90 ex 8407 90 80 ex 8407 90 90	10 10 10	Spark-ignition reciprocating or rotary internal combustion piston engines, having a cylinder capacity of not less than 300 cc and a power of not less than 6 but not exceeding 15,5 kW, for the manufacture of: — self-propelled lawn mowers with a seat of subheading 8433 11 51 — tractors of subheading 8701 90 11, having the main function of a lawn mower or — four-stroke mowers with a motor capacity of not less than 300 cc of subheading 8433 20 10 (a)	210 000 units	0	1.1. to 31.12.
09.2986	ex 3824 90 99	76	Mixture of tertiary amines containing: — 60 % by weight of dodecyldimethylamine, or more — 20 % by weight of dimethyl(tetradecyl)amine, or more — 0,5 % by weight of hexadecyldimethylamine, or more, for use in the production of amine oxides (a)	14 000 tonnes	0	1.1. to 31.12.
09.2992	ex 3902 30 00	93	Propylene-butylene copolymer, containing by weight not less than 60 % but not more than 68 % of propylene and not less than 32 % but not more than 40 % of butylene, of a melt viscosity not exceeding 3 000 mPa at 190 °C, as determined by the ASTM D 3236 method, for use as an adhesive in the manufacture of products falling within subheading 4818 40 (a)	1 000 tonnes	0	1.1. to 31.12.
09.2995	ex 8536 90 85 ex 8538 90 99	95 93	Keypads, — comprising a layer of silicone and polycarbonate keytops or — wholly of silicone or wholly of polycarbonate, including printed keys, for the manufacture or repair of mobile radio-telephones of subheading 8525 20 20 (a)	20 000 000 units	0	1.1. to 31.12.

(a) Checks on this prescribed end use shall be carried out pursuant to the relevant Community provisions.

(b) However, the tariff quota is not allowed where processing is carried out by retail or catering undertakings.

(c) The quantities of goods subject to this quota and released for free circulation as from 1 July 2005, as provided for in Regulation (EC) No 1151/2005, shall be fully counted against this quantity.

(¹) The specific additional duty is applicable.

COMMISSION REGULATION (EC) No 152/2006
of 27 January 2006
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 28 January 2006.

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

Done at Brussels, 27 January 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 386/2005 (OJ L 62, 9.3.2005, p. 3).

ANNEX

to Commission Regulation of 27 January 2006 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	112,9
	204	43,4
	212	97,4
	624	120,2
	999	93,5
0707 00 05	052	151,5
	204	102,3
	628	155,5
	999	136,4
0709 10 00	220	80,1
	624	91,7
	999	85,9
0709 90 70	052	146,3
	204	148,6
	999	147,5
0805 10 20	052	44,2
	204	54,8
	212	52,8
	220	50,9
	624	58,3
	999	52,2
0805 20 10	204	79,3
	999	79,3
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	61,1
	204	100,0
	400	86,0
	464	148,0
	624	78,3
	662	32,0
	999	84,2
0805 50 10	052	57,8
	220	61,7
	999	59,8
0808 10 80	400	130,4
	404	107,0
	720	68,7
	999	102,0
0808 20 50	388	113,3
	400	83,1
	720	48,3
	999	81,6

⁽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 153/2006**of 27 January 2006****amending Regulation (EC) No 1819/2005 adopting a plan allocating resources to the Member States to be charged against 2006 budget year for the supply of food from intervention stocks for the benefit of the most deprived persons in the Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3730/87 of 10 December 1987 laying down the general rules for the supply of food from intervention stocks to designated organisations for distribution to the most deprived persons in the Community ⁽¹⁾, and in particular Article 6 thereof,Having regard to Council Regulation (EC) No 2799/98 of 15 December 1998 establishing agrimonetary arrangements for the euro ⁽²⁾, and in particular Article 3(2) thereof,

Whereas:

(1) In accordance with Article 2 of Commission Regulation (EEC) No 3149/92 of 29 October 1992 laying down detailed rules for the supply of food from intervention stocks for the benefit of the most deprived persons in the Community ⁽³⁾, Commission Regulation (EC) No 1819/2005 ⁽⁴⁾ adopted the distribution plan to be financed from resources available in the 2006 budget year. The plan lays down in particular, for each of the Member States applying the measure, the maximum financial resources available to carry out its part of the plan, the quantity of each type of product to be withdrawn from the stocks held by the intervention agencies, and the grants for purchase of certain products on the market.

(2) To take into account the specific necessities of Greece, the annual plan 2006 should be amended to authorise the withdrawal of rice in payment for cereals and cereal based products, in accordance with the fourth subparagraph of Article 4(1)(b) of Regulation (EEC) No 3149/92. Therefore the quantity of rice initially allocated to Greece, as set in Annex I to Regulation (EC) No 1819/2005, should be adapted accordingly.

(3) Regulation (EC) No 1819/2005 should therefore be amended accordingly.

(4) The measures provided for in this Regulation are in accordance with the opinions of all the relevant management committees,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 1819/2005 is amended as follows:

1. part (b) is replaced by the text set out in Annex I to this Regulation;
2. the text set out in Annex II to this Regulation is added as part (c).

*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, 27 January 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 352, 15.12.1987, p. 1. Regulation as amended by Regulation (EC) No 2535/95 (OJ L 260, 31.10.1995, p. 3).

⁽²⁾ OJ L 349, 24.12.1998, p. 1.

⁽³⁾ OJ L 313, 30.10.1992, p. 50. Regulation as last amended by Regulation (EC) No 133/2006 (OJ L 23, 27.1.2006, p. 11).

⁽⁴⁾ OJ L 293, 9.11.2005, p. 3.

ANNEX I

- b) Quantity of each type of product to be withdrawn from Community intervention stocks for distribution in each Member State subject to the maximum amounts laid down in (a):

(tonnes)

Member State	Cereals	Rice (paddy rice)	Butter	Sugar
Belgium	12 121	2 800	450	
Greece		7 500		
Spain	73 726	28 000	13 560	2 000
France	75 851	55 000	10 564	
Ireland			120	
Italy	115 253	20 000	6 833	3 500
Latvia	19 706			
Lithuania	16 000	5 000		
Hungary	63 587			
Malta	1 877	600		
Poland	85 608	20 000	7 230	4 847
Portugal	17 287	14 000	2 743	1 700
Slovenia	1 262	600		300
Finland	18 500			500
Total	500 778	153 500	41 500	12 847'

ANNEX II

- '(c) Quantities of rice authorized for removal from intervention stocks to pay for the supply of cereals or cereals products mobilised on the market, subject to the maximum amounts laid down in (a):

Member State	Tonnes
Greece	7 500'

COMMISSION REGULATION (EC) No 154/2006**of 27 January 2006****fixing the minimum selling prices for butter for the 2nd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005**

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 Commission Regulation (EC) No 1898/2005 of 9 November 2005 laying down detailed rules for implementing Council Regulation (EC) No 1255/99 as regards measures for the disposal of cream, butter and concentrated butter on the Community market ⁽²⁾, the intervention agencies may sell by standing invitation to tender certain quantities of butter from intervention stocks that they hold and may grant aid for cream, butter and concentrated butter. Article 25 of that Regulation lays down that in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed for butter and maximum aid shall be fixed for cream, butter and concentrated butter. It is further laid down

that the price or aid may vary according to the intended use of the butter, its fat content and the incorporation procedure. The amount of the processing security as referred to in Article 28 of Regulation (EC) No 1898/2005 should be fixed accordingly.

- (2) 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

For the 2nd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005 the minimum selling prices for butter from intervention stocks and the amount of the processing security, as referred to in Articles 25 and 28 of that Regulation respectively, are fixed as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 308, 25.11.2005, p. 1. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

ANNEX

Minimum selling prices for butter and processing security for the 2nd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005*(EUR/100 kg)*

Formula			A		B	
Incorporation procedure			With tracers	Without tracers	With tracers	Without tracers
Minimum selling price	Butter ≥ 82 %	Unaltered	206	210	—	—
		Concentrated	—	—	—	—
Processing security		Unaltered	79	79	—	—
		Concentrated	—	—	—	—

COMMISSION REGULATION (EC) No 155/2006
of 27 January 2006

fixing the maximum aid for cream, butter and concentrated butter for the 2nd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005

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 Commission Regulation (EC) No 1898/2005 of 9 November 2005 laying down detailed rules for implementing Council Regulation (EC) No 1255/99 as regards measures for the disposal of cream, butter and concentrated butter on the Community market ⁽²⁾, the intervention agencies may sell by standing invitation to tender certain quantities of butter of intervention stocks that they hold and may grant aid for cream, butter and concentrated butter. Article 25 of that Regulation lays down that in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed for butter and maximum aid shall be fixed for cream, butter and concentrated butter. It is further laid down

that the price or aid may vary according to the intended use of the butter, its fat content and the incorporation procedure. The amount of the processing security as referred to in Article 28 of Regulation (EC) No 1898/2005 should be fixed accordingly.

- (2) 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

For the 2nd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005 the amount of the maximum aid for cream, butter and concentrated butter and the amount the processing security, as referred to in Articles 25 and 28 of that Regulation respectively, are fixed as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 308, 25.11.2005, p. 1. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

ANNEX

Maximum aid for cream, butter and concentrated butter and processing security for the 2nd individual invitation to tender under the standing invitation to tender provided for in Regulation (EC) No 1898/2005*(EUR/100 kg)*

Formula		A		B	
		With tracers	Without tracers	With tracers	Without tracers
Incorporation procedure					
Maximum aid	Butter ≥ 82 %	38,5	35	38,5	35
	Butter < 82 %	—	34,1	—	34
	Concentrated butter	46	42,6	46	42
	Cream	—	—	18,5	15
Processing security	Butter	42	—	42	—
	Concentrated butter	51	—	51	—
	Cream	—	—	20	—

COMMISSION REGULATION (EC) No 156/2006**of 27 January 2006****fixing the minimum selling price for skimmed-milk powder for the 97th individual invitation to tender issued under the standing invitation to tender referred to in Regulation (EC) No 2799/1999**

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) Pursuant to Article 26 of Commission Regulation (EC) No 2799/1999 of 17 December 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 ⁽²⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of skimmed-milk powder held by them.
- (2) According to Article 30 of the said Regulation, in the light of the tenders received in response to each individual invitation to tender a minimum selling price shall be fixed or a decision shall be taken to make no award. The amount of the processing security shall also be fixed taking account of the difference between the market price of skimmed-milk powder and the minimum selling price.

(3) In the light of the tenders received, the minimum selling price should be fixed at the level specified below and the processing security determined accordingly.

(4) 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

For the 97th individual invitation to tender pursuant to Regulation (EC) No 2799/1999, in respect of which the time limit for the submission of tenders expired on 24 January 2006, the minimum selling price and the processing security are fixed as follows:

- | | |
|--------------------------|--------------------|
| — minimum selling price: | 190,97 EUR/100 kg, |
| — processing security: | 35,00 EUR/100 kg. |

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

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 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 340, 31.12.1999, p. 3. Regulation as last amended by Regulation (EC) No 1194/2005 (OJ L 194, 26.7.2005, p. 7).

COMMISSION REGULATION (EC) No 157/2006**of 27 January 2006****fixing the maximum aid for concentrated butter for the 2nd individual invitation to tender opened under the standing invitation to tender provided for in Regulation (EC) No 1898/2005**

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 47 of Commission Regulation (EC) No 1898/2005 of 9 November 2005 laying down detailed rules for implementing Council Regulation (EC) No 1255/99 as regards measures for the disposal of cream, butter and concentrated butter on the Community market ⁽²⁾, the intervention agencies are opening a standing invitation to tender for the granting of aid for concentrated butter. Article 54 of that Regulation provides that in the light of the tenders received in response to each special invitation to tender, a maximum amount of aid is to be fixed for concentrated butter with a minimum fat content of 96 %.
- (2) An end-use security provided for in Article 53(4) of Regulation (EC) No 1898/2005 is to be lodged to

ensure the taking over of the concentrated butter by the retail trade.

- (3) In the light of the tenders received, the maximum aid should be fixed at the appropriate level and the end-use security should be determined accordingly.
- (4) 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

For the 2nd individual tender under the standing invitation to tender opened in accordance with Regulation (EC) No 1898/2005 the maximum amount of the aid for concentrated butter with a minimum fat content of 96 %, as referred to in Article 47(1) of that Regulation, is fixed at 45 EUR/100 kg,

The end-use security provided for in Article 53(4) of Regulation (EC) No 1898/2005 is fixed at 50 EUR/100 kg.

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 308, 25.11.2005, p. 1. Regulation as last amended by Regulation (EC) No 2107/2005 (OJ L 337, 22.12.2005, p. 20).

COMMISSION REGULATION (EC) No 158/2006**of 27 January 2006****fixing the minimum selling price for skimmed-milk powder for the 33rd individual invitation to tender issued under the standing invitation to tender referred to in Regulation (EC) No 214/2001**

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(c) thereof,

Whereas:

- (1) Pursuant to Article 21 of Commission Regulation (EC) No 214/2001 of 12 January 2001 laying down detailed rules for the application of Council Regulation (EC) No 1255/1999 as regards intervention on the market in skimmed milk ⁽²⁾, intervention agencies have put up for sale by standing invitation to tender certain quantities of skimmed-milk powder held by them.
- (2) In the light of the tenders received in response to each individual invitation to tender a minimum selling price

shall be fixed or a decision shall be taken to make no award, in accordance with Article 24a of Regulation (EC) No 214/2001.

- (3) In the light of the tenders received, a minimum selling price should be fixed.
- (4) 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

For the 33rd individual invitation to tender pursuant to Regulation (EC) No 214/2001, in respect of which the time limit for the submission of tenders expired on 24 January 2006, the minimum selling price for skimmed milk is fixed at 191,00 EUR/100 kg.

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

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 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 37, 7.2.2001, p. 100. Regulation as last amended by Regulation (EC) No 1195/2005 (OJ L 194, 26.7.2005, p. 8).

COMMISSION REGULATION (EC) No 159/2006**of 27 January 2006****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1011/2005 for the 2005/2006 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽²⁾, and in particular the second sentence of the second subparagraph of Article 1(2), and Article 3(1) thereof,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups for the 2005/2006 marketing year are fixed by

Commission Regulation (EC) No 1011/2005 ⁽³⁾. These prices and duties were last amended by Commission Regulation (EC) No 111/2006 ⁽⁴⁾.

- (2) The data currently available to the Commission indicate that the said amounts should be changed in accordance with the rules and procedures laid down in Regulation (EC) No 1423/95,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95, as fixed by Regulation (EC) No 1011/2005 for the 2005/2006 marketing year are hereby amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

⁽²⁾ OJ L 141, 24.6.1995, p. 16. Regulation as last amended by Regulation (EC) No 624/98 (OJ L 85, 20.3.1998, p. 5).

⁽³⁾ OJ L 170, 1.7.2005, p. 35.

⁽⁴⁾ OJ L 19, 24.1.2006, p. 4.

ANNEX

Amended representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99 applicable from 28 January 2006

(EUR)

CN code	Representative price per 100 kg of the product concerned	Additional duty per 100 kg of the product concerned
1701 11 10 ⁽¹⁾	36,00	0,49
1701 11 90 ⁽¹⁾	36,00	4,10
1701 12 10 ⁽¹⁾	36,00	0,35
1701 12 90 ⁽¹⁾	36,00	3,81
1701 91 00 ⁽²⁾	35,19	7,64
1701 99 10 ⁽²⁾	35,19	3,78
1701 99 90 ⁽²⁾	35,19	3,78
1702 90 99 ⁽³⁾	0,35	0,31

⁽¹⁾ Fixed for the standard quality defined in Annex I.II to Council Regulation (EC) No 1260/2001 (OJ L 178, 30.6.2001, p. 1).

⁽²⁾ Fixed for the standard quality defined in Annex I.I to Regulation (EC) No 1260/2001.

⁽³⁾ Fixed per 1 % sucrose content.

COMMISSION REGULATION (EC) No 160/2006**of 27 January 2006****determining the extent to which the applications for import licences submitted in January 2006 for certain dairy products under certain tariff quotas opened by Regulation (EC) No 2535/2001 can be accepted**

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⁾,Having regard to Commission Regulation (EC) No 2535/2001 of 14 December 2001 laying down detailed rules for applying Council Regulation (EC) No 1255/1999 as regards the import arrangements for milk and milk products and opening tariff quotas ⁽²⁾, and in particular Article 16(2) thereof,

Whereas:

Applications lodged from 1 to 10 January 2006 for certain quotas referred to in Annex I to Regulation (EC) No 2535/2001 concern quantities greater than those

available; therefore, the allocation factors should be fixed for the quantities applied for,

HAS ADOPTED THIS REGULATION:

Article 1

The allocation coefficients set out in the Annex to this Regulation shall be applied to the quantities for which import licences have been sought for the period from 1 to 10 January 2006 in respect of products falling within the quotas referred to in parts I.A, I.B, points 1 and 2, and parts I.C, I.D, I.E, I.F, I.G and I.H, of Annex I to Regulation (EC) No 2535/2001.

Article 2

This Regulation shall enter into force on 28 January 2006.

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

Done at Brussels, 27 January 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1913/2005 (OJ L 307, 25.11.2005, p. 2).

⁽²⁾ OJ L 341, 22.12.2001, p. 29. Regulation as last amended by Regulation (EC) No 1036/2005 (OJ L 171, 2.7.2005, p. 19).

ANNEX I.A

Quota number	Allocation coefficient
09.4590	—
09.4599	1,0000
09.4591	—
09.4592	—
09.4593	—
09.4594	1,0000
09.4595	0,0088
09.4596	1,0000

ANNEX I.B

1. Products originating in Roumania

Quota number	Allocation coefficient
09.4771	1,0000
09.4772	—
09.4758	0,3846

2. Products originating in Bulgaria

Quota number	Allocation coefficient
09.4773	—
09.4660	1,0000
09.4675	—

ANNEX I.C

Products originating in ACP countries

Quota number	Quantity (t)
09.4026	—
09.4027	—

ANNEX I.D

Products originating in Turkey

Quota number	Quantity (t)
09.4101	—

ANNEX I.E

Products originating from South Africa

Quota number	Quantity (t)
09.4151	—

ANNEX I.F

Products originating from Switzerland

Quota number	Allocation coefficient
09.4155	0,2053
09.4156	1,0000

ANNEX I.G

Products originating in Jordan

Quota number	Quantity (t)
09.4159	—

ANNEX I.H

Products originating in Norway

Quota number	Allocation coefficient
09.4781	1,0000
09.4782	0,9468

COMMISSION DIRECTIVE 2006/10/EC**of 27 January 2006****amending Council Directive 91/414/EEC to include forchlorfenuron and indoxacarb as active substances****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, and in particular Article 6(1) thereof,

Whereas:

(1) In accordance with Article 6(2) of Directive 91/414/EEC Spain received on 7 December 1998 an application from SKW Trostberg AG (on behalf of the Taskforce SKW Trostberg AG (Degussa AG) and Kyowa Hakko Kogyo Co.Ltd.) for the inclusion of the active substance forchlorfenuron in Annex I to Directive 91/414/EEC. Commission Decision 2000/181/EC ⁽²⁾ confirmed that the dossier was 'complete' in the sense that it could be considered as satisfying, in principle, the data and information requirements of Annexes II and III to Directive 91/414/EEC.

(2) The Netherlands received an application under Article 6(2) of Directive 91/414/EEC on 6 October 1997 from DuPont de Nemours for the inclusion of the active substance indoxacarb in Annex I to Directive 91/414/EEC. Commission Decision 1998/398/EC ⁽³⁾ confirmed that the dossier was 'complete' in the sense that it could be considered as satisfying, in principle, the data and information requirements of Annexes II and III to Directive 91/414/EEC.

(3) For those active substances, the effects on human health and the environment have been assessed, in accordance with the provisions of Article 6(2) and (4) of Directive

91/414/EEC, for the uses proposed by the applicants. The designated rapporteur Member States submitted draft assessment reports concerning the substances to the Commission on 2 March 2001 (forchlorfenuron) and 7 February 2000 (indoxacarb).

(4) The draft assessment reports have been reviewed by the Member States and the Commission within the Standing Committee on the Food Chain and Animal Health. The review was finalised on 23 September 2005 in the format of the Commission review reports for forchlorfenuron and indoxacarb.

(5) The review of forchlorfenuron did not reveal any open questions or concerns, which would have required a consultation of the Scientific Committee on Plants or of the European Food Safety Authority which has taken over the role of that Committee.

(6) For indoxacarb, two questions were submitted to the Scientific Committee on Plants (SCP). The SCP was asked to comment on the NOEL (No observed effect level) for effects on red blood cells in rats and on the adequate basis for the derivation of an Acute Reference Dose (ARfD) for indoxacarb.

In its opinion ⁽⁴⁾ the SCP stated that the changes observed in some Red Blood Cells parameters were generally slight and not accompanied by significant reticulocytosis, giving the overall picture of a mild haemolytic effect. While a clear NOEL could not be established, the SCP concluded on a dose up to which the effects observed are not adverse.

The SCP furthermore replied that the general and non-specific signs of toxicity observed in the acute neurotoxicity study in rats can be used as a basis for the derivation of the ARfD.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1. Directive as last amended by Commission Directive 2006/6/EC (OJ L 12, 18.1.2006, p. 21).

⁽²⁾ OJ L 57, 2.3.2000, p. 35.

⁽³⁾ OJ L 176, 20.6.1998, p. 34.

⁽⁴⁾ Opinion of the Scientific Committee on Plants on specific questions from the Commission concerning the evaluation of indoxacarb (SCP/Indoxa/002-Final); opinion adopted by the Scientific Committee on Plants on 18 July 2002).

(7) The recommendations of the SCP were taken into account during the further review by the Member States and the Commission within the Standing Committee on the Food Chain and Animal Health, in this Directive and in the Review Report. This evaluation established the relevant endpoints (ARfD and Acceptable daily intake = ADI) on the basis of the exposure levels identified by the SCP.

(8) It has appeared from the various examinations made that plant protection products containing the active substances concerned may be expected to satisfy, in general, the requirements laid down in Article 5(1) (a) and (b) and Article 5(3) of Directive 91/414/EEC, in particular with regard to the uses which were examined and detailed in the Commission review reports. It is therefore appropriate to include forchlorfenuron and indoxacarb in Annex I to that Directive, in order to ensure that in all Member States the authorisations of plant protection products containing these active substances may be granted in accordance with the provisions of that Directive.

(9) Without prejudice to the obligations defined by Directive 91/414/EEC as a consequence of including an active substance in Annex I, Member States should be allowed a period of six months after inclusion to review existing provisional authorisations of plant protection products containing forchlorfenuron or indoxacarb to ensure that the requirements laid down by Directive 91/414/EEC, in particular in its Article 13 and the relevant conditions set out in Annex I, are satisfied. Member States should transform existing provisional authorisations into full authorisations, amend them or withdraw them in accordance with the provisions of Directive 91/414/EEC. By derogation from the above deadline, a longer period should be provided for the submission and assessment of the complete Annex III dossier of each plant protection product for each intended use in accordance with the uniform principles laid down in Directive 91/414/EEC.

(10) The inclusion of forchlorfenuron in Annex I to Directive 91/414/EEC is based on a dossier covering the use of this active substance on kiwi fruits. Other uses are currently not adequately supported by data from the notifier and not all of the risks from such uses have shown to be adequately addressed under the criteria required by Annex VI to that Directive. If Member States are to grant authorisations for other uses, they should therefore require the data and information necessary to prove that the uses are compatible with the criteria in Directive 91/414/EEC, in particular concerning the effect on human consumers and the environment.

(11) It is therefore appropriate to amend Directive 91/414/EEC accordingly.

(12) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annex I to Directive 91/414/EEC is amended as set out in the Annex to this Directive.

Article 2

1. Member States shall adopt and publish by 30 September 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 October 2006.

When Member States adopt those provisions, they shall contain a reference to this Directive or shall be accompanied by such a 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 text of the main provisions of national law which they adopt in the field covered by this Directive.

Article 3

1. Member States shall in accordance with Directive 91/414/EEC, where necessary, amend or withdraw existing authorisations for plant protection products containing forchlorfenuron or indoxacarb as active substances by 30 September 2006. By that date, they shall in particular verify that the conditions in Annex I to that Directive relating to forchlorfenuron and indoxacarb, respectively, are met, with the exception of those identified in part B of the entry concerning those active substances, and that the holder of the authorisation has, or has access to, a dossier satisfying the requirements of Annex II to that Directive in accordance with the conditions of Article 13.

2. By way of derogation from paragraph 1, for each authorised plant protection product containing forchlorfenuron or indoxacarb as either the only active substance or as one of several active substances all of which were listed in Annex I to Directive 91/414/EEC by 31 March 2006 at the latest, Member States shall re-evaluate the product in accordance with the uniform principles provided for in Annex VI to Directive 91/414/EEC, on the basis of a dossier satisfying the requirements of Annex III to that Directive and taking into account part B of the entry in Annex I to that Directive concerning forchlorfenuron and indoxacarb, respectively. On the basis of that evaluation, they shall determine whether the product satisfies the conditions set out in Article 4(1)(b), (c), (d) and (e) of Directive 91/414/EEC.

Following that determination Member States shall:

(a) in the case of a product containing forchlorfenuron or indoxacarb as the only active substance, where necessary, amend or withdraw the authorisation by 30 September 2007 at the latest; or

(b) in the case of a product containing forchlorfenuron or indoxacarb as one of several active substances, where necessary, amend or withdraw the authorisation by 30 September 2007 or by the date fixed for such an amendment or withdrawal in the respective Directive or Directives which added the relevant substance or substances to Annex I to Directive 91/414/EEC, whichever is the latest.

Article 4

This Directive shall enter into force on 1 April 2006.

Article 5

This Directive is addressed to the Member States.

Done at Brussels, 27 January 2006.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

In Annex I to Directive 91/414/EEC the following rows are added at the end of the table

No	Common Name, Identification Numbers	IUPAC Name	Purity (1)	Entry into force	Expiration of inclusion	Specific provisions
119	Forchlorfenuron CAS No 68157-60-8 CIPAC No 633	1-(2-chloro-4-pyridinyl)-3-phenylurea	≥ 978 g/kg	1 April 2006	31 March 2016	PART A Only uses as plant growth regulator may be authorised. PART B In assessing applications to authorise plant protection products containing forchlorfenuron for uses other than in kiwi plants, Member States shall pay particular attention to the criteria in Article 4(1)(b), and shall ensure that any necessary data and information is provided before such an authorization is granted. For the implementation of the uniform principles of Annex VI, the conclusions of the review report on forchlorfenuron, and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 23 September 2005 shall be taken into account. In this overall assessment Member States must pay particular attention to the potential for groundwater contamination, when the active substance is applied in regions with vulnerable soil and/or climatic conditions. Risk mitigation measures should be applied where appropriate.
120	Indoxacarb CAS No 173584-44-6 CIPAC No 612	methyl (S)-N-[7-chloro-2,3,4a,5-tetrahydro-4a-(methoxycarbonyl)indeno[1,2-e][1,3,4]oxadiazin-2-ylcarbonyl]-4'-(trifluoromethoxy)carbanilate	TC (Technical Material): ≥ 628 g/kg indoxacarb	1 April 2006	31 March 2016	PART A Only uses as insecticide may be authorised. PART B For the implementation of the uniform principles of Annex VI, the conclusions of the review report on indoxacarb, and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 23 September 2005 shall be taken into account. In this overall assessment Member States must pay particular attention to the protection of aquatic organisms. Conditions of use should include risk mitigation measures, where appropriate.

(1) Further details on identity and specification of active substances are provided in the review report.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 24 January 2006

providing macro-financial assistance to Georgia

(2006/41/EC)

THE COUNCIL OF THE EUROPEAN UNION,

committed and paid under the exceptional financial assistance.

Having regard to the Treaty establishing the European Community, and in particular Article 308 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas:

(1) By Decision 97/787/EC ⁽²⁾ the Council provided exceptional financial assistance for Armenia and Georgia in the form of long-term loans and grants.

(2) By Decision 2000/244/EC the Council provided exceptional financial assistance for Tajikistan and extended the implementation period of the assistance to Armenia and Georgia until 2004.

(3) In case of Georgia, the objectives of the assistance have not been fully met, owing to an unsatisfactory economic policy environment in the country during most of the implementation period.

(4) Therefore, only EUR 31,5 million of the total grant component of EUR 65 million for Georgia was

(5) The present authorities of Georgia are committed to economic stabilisation and structural reforms, supported by the International Monetary Fund (IMF) through a three-year arrangement under the Poverty Reduction and Growth Facility (PRGF) which was approved on 4 June 2004 for a total amount of SDR 98 million. Subsequently, the Paris Club creditors agreed on 21 July 2004 to a restructuring of Georgia's bilateral official debt on the Houston terms.

(6) The new Government of Georgia also received strong support from the international community at the donors' conference held in Brussels on 16 June 2004.

(7) The World Bank approved in June 2004 a USD 24 million Reform Support Credit, and will continue its assistance to Georgia under a new Country Partnership Strategy in the form of Poverty Reduction Support Operations.

(8) The Georgian authorities have expressed their intention to pursue early debt repayments to the Community with a view to improving debt sustainability.

(9) As EU-Georgia relations are developing within the framework of the European Neighbourhood Policy, which is expected to lead to deeper economic integration, Community support for the government's economic reform programme is considered appropriate.

⁽¹⁾ Opinion delivered on 15.12.2005 (not yet published in the Official Journal).

⁽²⁾ OJ L 322, 25.11.1997, p. 37. Decision as amended by Decision 2000/244/EC (OJ L 77, 28.3.2000, p. 11).

- (10) Making available an amount equivalent to the uncommitted grant component of the exceptional financial assistance, which would support the country's economic reforms and help reduce external indebtedness, is an appropriate contribution by the Community to the implementation of poverty reduction and growth strategies in Georgia.
- (11) In order to ensure efficient protection of the Community's financial interests in connection with the present macro-financial assistance, it is necessary to provide for appropriate measures by Georgia in relation to the prevention of and the fight against fraud, corruption and any other irregularities linked to this assistance, as well as for controls by the Commission and audits by the Court of Auditors.
- (12) The Commission services, with the support of duly mandated external experts, carried out in October 2004 an operational assessment of the financial circuits and administrative procedures at the Ministry of Finance of Georgia and the National Bank of Georgia to ascertain the existence of a framework for sound financial management.
- (13) The release of this grant assistance is without prejudice to the powers of the budgetary authority.
- (14) The Commission has consulted the Economic and Financial Committee before submitting its proposal.
- (15) The Treaty provides for no powers, other than those of Article 308 thereof, for the adoption of this Decision,

HAS DECIDED AS FOLLOWS:

Article 1

1. The Community shall make available to Georgia macro-financial assistance in the form of straight grants up to a maximum amount of EUR 33,5 million with a view to supporting economic reforms and helping the country improve debt sustainability.
2. This Community macro-financial assistance shall be managed by the Commission in consultation with the Economic and Financial Committee and in a manner fully consistent with the agreements reached between the IMF and Georgia.

3. The Community macro-financial assistance shall be made available for two years starting from the first day after the entry into force of this Decision. However, if circumstances so require, the Commission, after consulting the Economic and Financial Committee, may decide to extend the availability period by a maximum of one year.

Article 2

1. The Commission shall be empowered to agree with the authorities of Georgia, after consulting the Economic and Financial Committee, the economic policy and financial conditions attached to this assistance, to be laid down in a Memorandum of Understanding. These conditions shall be consistent with the agreements reached between the IMF and Georgia.
2. During the implementation of the Community assistance, the Commission shall monitor the soundness of Georgia's financial circuits, administrative procedures and internal and external control mechanisms which are relevant to this Community macro-financial assistance.
3. The Commission shall verify at regular intervals that the government's economic policies are in accordance with the objectives of this assistance and that the agreed economic policy and financial conditions are being fulfilled.

Article 3

1. The grant amount shall be made available to Georgia in at least two instalments insofar as its net debtor position towards the Community has been reduced, as a rule, by at least a similar amount.
2. The first grant instalment shall be released on the basis of a satisfactory implementation of the economic programme supported by the IMF under the Poverty Reduction and Growth Facility.

The second and any further instalments shall be released on the basis of a satisfactory implementation of the IMF-supported economic programme and any other measures laid down in the Memorandum of Understanding referred to in Article 2(1), and not before three months have elapsed since the release of the previous instalment.

3. The funds shall be paid to the National Bank of Georgia. The final recipient of the funds will be the Ministry of Finance of Georgia.

Article 4

The implementation of this assistance shall take place in accordance with the provisions of Council Regulation (EC, Euratom) No 1605/2002, of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities ⁽¹⁾ and its implementing rules. In particular, the Memorandum of Understanding referred to in Article 2(1) shall provide for appropriate measures by Georgia in relation to the prevention of and the fight against fraud, corruption and any other irregularities linked to this assistance. It shall also provide for controls by the Commission, including the European Anti-Fraud Office (OLAF), with the right to perform on-the-spot checks and inspections, and for audits by the Court of Auditors, where appropriate, to be carried out on the spot.

Article 5

At least once a year, before September, the Commission shall submit to the European Parliament and to the Council a report including an evaluation of the implementation of this Decision in the previous year.

Article 6

This Decision shall take effect on the day of its publication in the *Official Journal of the European Union*.

Done at Brussels, 24 January 2006.

For the Council
The President
K.-H. GRASSER

⁽¹⁾ OJ L 248, 16.9.2002, p. 1.

COUNCIL DECISION

of 24 January 2006

authorising Latvia to extend the application of a measure derogating from Article 21 of the Sixth Council Directive 77/388/EEC on the harmonisation of the laws of the Member States relating to turnover taxes

(Only the Latvian version is authentic)

(2006/42/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Sixth Council Directive 77/388/EEC of 17 May 1977 on the harmonisation of the laws of the Member States relating to turnover taxes — Common system of value added tax: uniform basis of assessment⁽¹⁾, and in particular Article 27 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Under Article 27(1) of Directive 77/388/EEC, the Council, acting unanimously on a proposal from the Commission, may authorise any Member State to introduce special measures for derogation from that Directive in order to simplify the procedure for charging the tax or to prevent certain types of tax evasion or avoidance.
- (2) By letter registered with the Secretariat-General of the Commission on 16 March 2005, Latvia requested authorisation to extend the application of a derogation measure on timber transactions.
- (3) In accordance with Article 27(2) of Directive 77/388/EEC, the Commission informed the other Member States by letter dated 10 May 2005 of the request made by Latvia. By letter dated 31 May 2005, the Commission notified Latvia that it had all the information it considered necessary for appraisal of the request.
- (4) The timber market in Latvia is dominated by small local companies and individual suppliers. The nature of the market and businesses involved have generated tax fraud which the tax authorities have found difficult to control. In order to combat this abuse, a special provision was included in Latvia's law on VAT, laying

down that the person liable to pay tax is, under certain circumstances, the taxable person for whom the taxable supply of goods or services is carried out.

- (5) Article 21(1) of Directive 77/388/EEC, in the version set out in Article 28g of the said Directive, stipulates that under the internal system the taxable person supplying goods or services is normally liable for payment of the tax. However, the 2003 Act of Accession, and in particular Chapter 7, point 1(b) of Annex VIII thereto, authorised Latvia for a limited period to continue to apply its procedure for charging VAT on timber transactions.
- (6) The Commission understands that this arrangement has effectively enabled Latvia to reduce the risk of VAT evasion and to simplify the procedure for charging the tax in the timber market.
- (7) The derogation has no adverse impact on the Communities' own resources accruing from VAT,

HAS ADOPTED THIS DECISION:

Sole Article

By way of derogation from Article 21(1)(a) of Directive 77/388/EEC, in the version set out in Article 28g thereof, Latvia is hereby authorised to continue to designate the recipient as the person liable to pay VAT in the case of timber transactions from 1 May 2005 to 31 December 2009.

This Decision is addressed to the Republic of Latvia.

Done at Brussels, 24 January 2006.

For the Council
The President
K.-H. GRASSER

⁽¹⁾ OJ L 145, 13.6.1977, p. 1. Directive as last amended by Directive 2005/92/EC (OJ L 345, 28.12.2005, p. 19).