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Legislation

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1014/2006
of 4 July 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 5 July 2006.

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

Done at Brussels, 4 July 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 4 July 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	70,1
	204	28,7
	999	49,4
0707 00 05	052	107,6
	999	107,6
0709 90 70	052	83,9
	999	83,9
0805 50 10	388	57,9
	528	42,1
	999	50,0
0808 10 80	388	90,1
	400	114,5
	404	102,8
	508	84,8
	512	87,2
	524	54,3
	528	72,7
	720	114,4
	800	145,8
	804	103,1
	999	97,0
0808 20 50	388	106,5
	512	92,4
	528	92,2
	720	37,6
	999	82,2
0809 10 00	052	206,2
	999	206,2
0809 20 95	052	319,0
	068	115,5
	608	218,2
	999	217,6
0809 40 05	624	146,6
	999	146,6

⁽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 1015/2006**of 4 July 2006****opening a tendering procedure for the sale of wine alcohol for use as bioethanol in the Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

Having regard to the Treaty establishing the European Community,

HAS ADOPTED THIS REGULATION:

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, and in particular Article 33 thereof,*Article 1*

1. Tendering procedure No 6/2006 EC is hereby opened for the sale of wine alcohol for use as bioethanol in the Community.

Whereas:

The alcohol concerned has been produced from distillation under Articles 27, 28 and 30 of Regulation (EC) No 1493/1999 and is held by the intervention agencies of the Member States.

(1) Commission Regulation (EC) No 1623/2000 of 25 July 2000 laying down detailed rules for implementing Regulation (EC) No 1493/1999 on the common organisation of the market in wine with regard to market mechanisms ⁽²⁾, lays down, among other things, detailed rules for disposing of stocks of alcohol obtained from distillation under Articles 35, 36 and 39 of Council Regulation (EEC) No 822/87 of 16 March 1987 on the common organisation of the market in wine ⁽³⁾ and referred to in Articles 27, 28 and 30 of Regulation (EC) No 1493/1999 and held by the intervention agencies.

2. The total volume put up for sale is 700 000 hectolitres of alcohol at 100 % vol., broken down as follows:

(2) A tendering procedure for the sale of wine alcohol for exclusive use as bioethanol in the fuel sector in the Community should be organised in accordance with Article 92 of Regulation (EC) No 1623/2000 with a view to reducing Community stocks of wine alcohol and ensuring the continuity of supplies to firms approved under that Article.

(a) one lot with the number 54/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;

(3) Since 1 January 1999, in accordance with Council Regulation (EC) No 2799/98 of 15 December 1998 establishing agrimonetary arrangements for the euro ⁽⁴⁾, the selling price and securities must be expressed, and payments made, in euro.

(b) one lot with the number 55/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;

(c) one lot with the number 56/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Regulation (EC) No 2165/2005 (OJ L 345, 28.12.2005, p. 1).

⁽²⁾ OJ L 194, 31.7.2000, p. 45. Regulation as last amended by Regulation (EC) No 1820/2005 (OJ L 293, 9.11.2005, p. 8).

⁽³⁾ OJ L 84, 27.3.1987, p. 1. Regulation repealed by Regulation (EC) No 1493/1999.

⁽⁴⁾ OJ L 349, 24.12.1998, p. 1.

(d) one lot with the number 57/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;

(e) one lot with the number 58/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;

(f) one lot with the number 59/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;

- (g) one lot with the number 60/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (h) one lot with the number 61/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (i) one lot with the number 62/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (j) one lot with the number 63/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (k) one lot with the number 64/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (l) one lot with the number 65/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (m) one lot with the number 66/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.;
- (n) one lot with the number 67/2006 EC for a quantity of 50 000 hectolitres of alcohol at 100 % vol.

3. The location and references of the vats making up the lots, the quantity of alcohol in each vat, the alcoholic strength and the characteristics of the alcohol are as set out in Annex I to this Regulation.

4. Only firms approved under Article 92 of Regulation (EC) No 1623/2000 may take part in the tendering procedure.

Article 2

The sale shall be conducted in accordance with Articles 93, 94, 94b, 94c, 94d, 95, 96, 97, 98, 100 and 101 of Regulation (EC) No 1623/2000 and Article 2 of Regulation (EC) No 2799/98.

Article 3

1. Tenders shall be delivered to the intervention agencies holding the alcohol listed in Annex II or sent by registered mail to the address of the intervention agency.

2. Tenders shall be placed in a sealed double envelope, the inside envelope marked 'Tender under procedure No 6/2006 EC for use as bioethanol in the Community', the outer envelope bearing the address of the intervention agency concerned.

3. Tenders must reach the intervention agency concerned not later than 12 noon Brussels time on 26 July 2006.

Article 4

1. To be eligible for consideration, tenders must comply with Articles 94 and 97 of Regulation (EC) No 1623/2000.

2. To be eligible for consideration, when they are presented, tenders must be accompanied by:

(a) proof that a tendering security of EUR 4 per hectolitre of alcohol at 100 % vol. has been lodged with the intervention agency holding the alcohol concerned;

(b) the name and address of the tenderer, the reference number of the notice of invitation to tender and the price proposed, expressed in euro per hectolitre of alcohol at 100 % vol.;

(c) an undertaking by tenderers that they will comply with all the rules applicable to this tendering procedure;

(d) a statement by tenderers to the effect that:

(i) they waive all claims in respect of the quality and characteristics of any alcohol awarded to them;

(ii) they agree to submit to any checks made on the destination and use made of the alcohol;

(iii) they accept that it is their responsibility to provide evidence that the alcohol is used as specified in the notice of invitation to tender in question.

Article 5

The notifications provided for in Article 94a of Regulation (EC) No 1623/2000 relating to the tendering procedure opened by this Regulation shall be sent to the Commission at the address given in Annex III to this Regulation.

Article 6

The formalities for sampling shall be as set out in Article 98 of Regulation (EC) No 1623/2000.

The intervention agency shall provide all the necessary information on the characteristics of the alcohol put up for sale.

On application to the intervention agency concerned, interested parties may obtain samples of the alcohol put up for sale, taken by a representative of the intervention agency concerned.

Article 7

1. The intervention agencies in the Member States in which the alcohol put up for sale is stored shall carry out appropriate checks to verify the nature of the alcohol at the time of end-use. To that end, they may:

(a) apply Article 102 of Regulation (EC) No 1623/2000 *mutatis mutandis*;

(b) carry out checks on samples using nuclear magnetic resonance analysis to verify the nature of the alcohol at the time of end-use.

2. The costs of the checks referred to in paragraph 1 shall be borne by the firms to which the alcohol is sold.

Article 8

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

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

Done at Brussels, 4 July 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

ANNEX I

Member State and lot number	Location	Vat No	Quantity in hectolitres of alcohol at 100 % vol.	Regulation (EC) No 1493/1999 (Article)	Type of alcohol
Spain Lot No 54/2006 EC	Tarancón	A-1	24 503	27	raw
		A-2	2 770	27	raw
		B-4	22 727	27	raw
	Total		50 000		
Spain Lot No 55/2006 EC	Tarancón	A-3	24 659	27	raw
		B-3	24 742	27	raw
		B-4	599	27	raw
	Total		50 000		
Spain Lot No 56/2006 EC	Tarancón	A-2	21 440	27	raw
		B-1	24 551	27	raw
		C-1	4 009	27	raw
	Total		50 000		
Spain Lot No 57/2006 EC	Tarancón	B-4	977	27	raw
		B-5	24 736	27 + 28	raw
		B-6	24 151	27	raw
		C-1	136	27	raw
	Total		50 000		
Spain Lot No 58/2006 EC	Tarancón	A-6	1 036	30	raw
		A-7	24 830	30	raw
		A-8	24 134	30	raw
	Total		50 000		
Spain Lot No 59/2006 EC	Tarancón	A-4	24 505	30	raw
		A-8	467	30	raw
		B-2	12 354	30	raw
		B-7	12 674	30	raw
	Total		50 000		
France Lot No 60/2006 EC	Deulep Bld Chanzy F-30800 Saint-Gilles	503B	1 525	28	raw
		119	22 605	27	raw
		503	7 910	27	raw
		504	810	30	raw
		501	3 550	27	raw
		504	540	28	raw
		501B	5 075	30	raw
		501B	150	28	raw
		508	7 835	27	raw
	Total		50 000		

Member State and lot number	Location	Vat No	Quantity in hectolitres of alcohol at 100 % vol.	Regulation (EC) No 1493/1999 (Article)	Type of alcohol
France Lot No 61/2006 EC	Viniflor — Port-la-Nouvelle Entrepôt d'alcool Av. Adolphe-Turrel, BP 62 F-11210 Port-la-Nouvelle	2	48 215	27	raw
		18	305	27	raw
		18	150	30	raw
		18	1 330	28	raw
	Total		50 000		
France Lot No 62/2006 EC	Viniflor — Port-la-Nouvelle Entrepôt d'alcool Av. Adolphe-Turrel, BP 62 F-11210 Port-la-Nouvelle	3	47 880	27	raw
		18	2 120	28	raw
	Total		50 000		
France Lot No 63/2006 EC	Viniflor — Port-la-Nouvelle Entrepôt d'alcool Av. Adolphe-Turrel, BP 62 F-11210 Port-la-Nouvelle	6	22 025	27	raw
		18	7 230	28	raw
		38	5 325	28	raw
		38	3 195	30	raw
		13	9 910	28	raw
		13	2 315	30	raw
	Total		50 000		
Italy Lot No 64/2006 EC	Bertolino — Partinico (PA) Trapas — Petrosino (TP) Enodistil — Alcamo (TP) S.V.M. — Sciacca (AG) Ge.Dis. — Marsala (TP)	22A-5A	24 766,65	30	raw
		20A-24A-3A-11A	6 750	30	raw
		22A	3 933,35	30	raw
		30A-32A-35A-36A	3 400	27	raw
		12A-19A-12B-13B	11 150	27/30	raw
	Total		50 000		
Italy Lot No 65/2006 EC	Bonollo — Loc. Paduni-Anagni (FR) Dister — Faenza (RA) I.C.V. — Borgoricco (PD) Mazzari — S. Agata sul Santerno (RA) Tampieri — Faenza (RA) Villapana — Faenza (RA)	6A-33A-36A	5 300	27/30	raw
		122A-123A	7 560	27	raw
		5A	315	27	raw
		1A-2A	25 800	27	raw
		11A-19A	850	27	raw
		7A	10 175	27	raw
	Total		50 000		
Italy Lot No 66/2006 EC	Bonollo — Loc. Paduni-Anagni (FR) Cavero — Faenza (RA) Cipriani — Chizzola d'Ala (TN)	6A-33A-36A	26 700	30	raw
		15A	17 500	27	raw
		28A	5 800	27	raw
	Total		50 000		
Italy Lot No 67/2006 EC	Balice Distill. — San Basilio Mottola (TA) Balice S.n.c. — Valenzano (BA) Cavero — Carapelle (FG) D'Auria — Ortona (CH) De Luca — Novoli (LE) Deta — Barberino Val d'Elsa (FI) Di Lorenzo — Ponte Valleceppi (PG) S.V.A. — Ortona (CH)	2A-3A	2 750	27	raw
		41A-42A-59A	12 800	30	raw
		2C-6C	5 500	30	raw
		41A-43A-48A	7 600	27	raw
		15A-1A-5A	5 100	27	raw
		4A-8A	1 450	27/30	raw
		3A-10A-22A-21A	11 900	27	raw
		14A-15A-16A-12A	2 900	27/30	raw
	Total		50 000		

ANNEX II

Intervention agencies holding the alcohol referred to in Article 3

Viniflhoor — Libourne	Délégation nationale, 17 avenue de la Ballastière, BP 231, F-33505 Libourne Cedex (Tel. (33) 557 55 20 00; telex: 57 20 25; Fax (33) 557 55 20 59)
FEGA	Beneficencia, 8, E-28004 Madrid (Tel. (34) 913 47 64 66; Fax (34) 913 47 64 65)
AGEA	Via Torino, 45, I-00184 Roma (Tel. (39-06) 49 49 97 14; Fax (39-06) 49 49 97 61)

ANNEX III

Address referred to in Article 5

European Commission

Directorate-General for Agriculture and Rural Development, Unit D-2

B-1049 Brussels

Fax (32-2) 292 17 75

E-mail: agri-market-tenders@cec.eu.int

COMMISSION REGULATION (EC) No 1016/2006**of 4 July 2006****amending Regulation (EC) No 1615/2001 laying down the marketing standard for melons**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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

Whereas:

- (1) Commission Regulation (EC) No 1615/2001 ⁽²⁾ lays down the marketing standard for melons, particularly as regards marking.
- (2) With a view to clarity and to ensure international transparency, account should be taken of the recent amendments made to standard FFV-23 concerning the marketing and commercial quality control of melons by the United Nations Economic Commission for Europe Working Party on Standardisation of Perishable Produce and Quality Development.
- (3) Melons are identified and marketed on the basis of commercial type. The main commercial types are listed in a brochure published by the Organisation for

Economic Cooperation and Development (OECD), setting out the main commercial types of melon, along with comments and illustrations. The purpose of the brochure is to facilitate a common interpretation of the standards in force, in particular UNECE Standard FFV-23, on which Regulation (EC) No 1615/2001 is based.

- (4) Regulation (EC) No 1615/2001 should be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fresh Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 1615/2001 is hereby amended in accordance with the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 4 July 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

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

⁽²⁾ OJ L 214, 8.8.2001, p. 21. Regulation as last amended by Regulation (EC) No 907/2004 (OJ L 163, 30.4.2004, p. 50).

ANNEX

In point VI.B (Provisions concerning marking — Nature of produce) of the Annex to Regulation (EC) No 1615/2001, the second indent is replaced by the following text:

‘— Name of the commercial type (*)

— Name of the variety (optional).

(*) The main commercial types are set out in the publication of the OECD Scheme for the Application of International Standards for Fruit and Vegetables entitled “Commercial types of melons/Les types commerciaux de melons, OECD, 2006” available at <http://www.oecdbookshop.org>

COMMISSION REGULATION (EC) No 1017/2006

of 4 July 2006

amending Regulation (EC) No 1472/2003 opening and providing for the management of a Community tariff quota for grape juice and must as from the 2003/2004 marketing year, as far as the tariff quota is concerned

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, and in particular Article 62(1) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1472/2003 ⁽²⁾ provides for the opening of a tariff quota for the importation of 14 000 tonnes of grape juice and must falling within CN codes 2009 61 90, 2009 69 11, 2009 69 19, 2009 69 51 and 2009 69 90.
- (2) The Agreement in the form of an Exchange of Letters between the European Community and the United States of America pursuant to Article XXIV:6 and Article XXVIII of GATT 1994, approved by Council Decision 2006/333/CE ⁽³⁾, provides for an increase by 29 tonnes, as from 15 June 2006, of the annual import tariff quota of grape juice. It is therefore appropriate to

add that quantity of grape juice and must under the tariff quota 09.0067 referred to in Article 1 of Regulation (EC) No 1472/2003.

- (3) Regulation (EC) No 1472/2003 should therefore be amended accordingly.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

Article 1

In the first subparagraph of Article 1(1) of Regulation (EC) No 1472/2003, '14 000 tonnes' is replaced by '14 029 tonnes'.

Article 2

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

It shall apply from 15 June 2006.

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

Done at Brussels, 4 July 2006.

For the Commission
Mariann FISCHER BOEL
Member of the Commission

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by (EC) No 2165/2005 (OJ L 345, 28.12.2005, p. 1).

⁽²⁾ OJ L 211, 21.8.2003, p. 10.

⁽³⁾ OJ L 124, 11.5.2006, p. 13.

COMMISSION REGULATION (EC) No 1018/2006

of 4 July 2006

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,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

In Article 7 of Regulation (EC) No 2799/1999, paragraph 1 is replaced by the following:

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 15 thereof,

'1. Aid is fixed at:

Whereas:

(a) EUR 0,81 per 100 kg of skimmed milk with a protein content of not less than 35,6 % of the non-fatty dry extract;

(1) Article 7(1) of Commission Regulation (EC) No 2799/1999 ⁽²⁾ fixes the amount of aid for skimmed milk and skimmed-milk powder intended for animal feed taking into account the factors set out in Article 11(2) of Regulation (EC) No 1255/1999. In view of reduction in the intervention price of skimmed milk powder from 1 July 2006, the amount of aid should be reduced.

(b) EUR 0,71 per 100 kg of skimmed milk with a protein content of not less than 31,4 % but less than 35,6 % of the non-fatty dry extract;

(2) Regulation (EC) No 2799/1999 should therefore be amended accordingly.

(c) EUR 10,00 per 100 kg of skimmed-milk powder with a protein content of not less than 35,6 % of the non-fatty dry extract;

(3) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,

(d) EUR 8,82 per 100 kg of skimmed-milk powder with a protein content of not less than 31,4 % but less than 35,6 % of the non-fatty dry extract.'

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, 4 July 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

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

⁽²⁾ OJ L 340, 31.12.1999, p. 3. Regulation last amended by Regulation (EC) No 606/2006 (OJ L 107, 20.4.2006, p. 23).

COMMISSION REGULATION (EC) No 1019/2006**of 4 July 2006****prohibiting fishing for greater forkbeard in ICES zones VIII and IX (Community waters and international waters) by vessels flying the flag of France**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy ⁽¹⁾, and in particular Article 26(4) thereof,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to Common Fisheries Policy ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 2270/2004 of 22 December 2004 fixing for 2005 and 2006 the fishing opportunities for Community fishing vessels for certain deep sea fish stocks ⁽³⁾ fixes the quotas for 2005 and 2006.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted their quota for 2006.

- (3) It is therefore necessary to prohibit fishing for that stock and its retention on board, transshipment and landing,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota for 2006 allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

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

*Article 3***Entry into force**

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

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

Done at Brussels, 4 July 2006.

For the Commission

Jörgen HOLMQUIST

Director-General for Fisheries and Maritime Affairs

⁽¹⁾ OJ L 358, 31.12.2002, p. 59.

⁽²⁾ OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 768/2005 (OJ L 128, 21.5.2005, p. 1).

⁽³⁾ OJ L 396, 31.12.2004, p. 4. Regulation as last amended by Regulation (EC) No 742/2006 (OJ L 130, 18.5.2006, p. 7).

ANNEX

No	12
Member State	France
Stock	GFB/89-
Species	Greater forkbeard (<i>Phycis blennoides</i>)
Zones	VIII, IX (EC waters and international waters)
Date	18 June 2006

COMMISSION REGULATION (EC) No 1020/2006**of 4 July 2006****prohibiting fishing for blue ling in ICES zones VI and VII (Community waters and international waters) by vessels flying the flag of Spain**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy ⁽¹⁾, and in particular Article 26(4) thereof,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to Common Fisheries Policy ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 2270/2004 of 22 December 2004 fixing for 2005 and 2006 the fishing opportunities for Community fishing vessels for certain deepsea fish stocks ⁽³⁾ fixes the quotas for 2005 and 2006.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted their quota for 2006.

- (3) It is therefore necessary to prohibit fishing for that stock and its retention on board, transhipment and landing,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota for 2006 allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

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

*Article 3***Entry into force**

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

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

Done at Brussels, 4 July 2006.

For the Commission

Jörgen HOLMQUIST

Director-General for Fisheries and Maritime Affairs

⁽¹⁾ OJ L 358, 31.12.2002, p. 59.

⁽²⁾ OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 768/2005 (OJ L 128, 21.5.2005, p. 1).

⁽³⁾ OJ L 396, 31.12.2004, p. 4. Regulation as last amended by Regulation (EC) No 742/2006 (OJ L 130, 18.5.2006, p. 7).

ANNEX

Member State	Spain
Stock	BLI/67-
Species	Blue ling (<i>Molva dypterygia</i>)
Zone	VI, VII (EC waters and international waters)
Date	14 June 2006

II

(Acts whose publication is not obligatory)

COUNCIL

DECISION No 1/2006 OF THE EU-CHILE ASSOCIATION COUNCIL

of 24 April 2006

eliminating customs duties on wines, spirit drinks and aromatised drinks listed in Annex II to the EU-Chile Association Agreement

(2006/462/EC)

THE ASSOCIATION COUNCIL,

HAS DECIDED AS FOLLOWS:

Article 1

Having regard to the Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part, signed in Brussels on 18 November 2002 (hereafter referred to as the 'Association Agreement'), and in particular Article 60(5) thereof,

Chile shall eliminate the customs duties applicable to wines, spirit drinks and aromatised drinks listed in Annex II to the Association Agreement originating in the Community, as provided for in the Annex to this Decision.

Article 2

Whereas:

This Decision supersedes the terms established in Article 72 of the Association Agreement with respect to imports into Chile of the products concerned.

Article 3

(1) Article 60(5) of the Association Agreement empowers the Association Council to take decisions to accelerate the elimination of customs duties more rapidly than is provided for in Article 72, or otherwise improve the conditions of access established therein.

This Decision shall enter into force sixty days after the day of its adoption.

Done at Brussels, 24 April 2006.

(2) Such decisions supersede the terms established in Article 72 for the product concerned,

*For the Association Council
The Chairman*

ANNEX

Products for which Chile eliminates customs duties on goods originating in the Community on the date of entry into force of this Decision:

Partida S.A.	Glosa	Base	Categoría
2204	Vino de uvas frescas, incluso encabezado, mosto de uva, excepto el de la partida 2009		
2204 10 00	- Vino espumoso	6	Year 0
	- los demás vinos; mosto de uva en el que la fermentación se ha impedido o cortado añadiendo alcohol:		
2204 21	-- en recipientes con capacidad inferior o igual a 2 l:		
	--- Vinos blancos con denominación de origen:		
2204 21 11	---- Sauvignon blanc	6	Year 0
2204 21 12	---- Chardonnay	6	Year 0
2204 21 13	---- Mezclas	6	Year 0
2204 21 19	---- los demás	6	Year 0
	--- Vinos tintos con denominación de origen:		
2204 21 21	---- Cabernet sauvignon	6	Year 0
2204 21 22	---- Merlot	6	Year 0
2204 21 23	---- Mezclas	6	Year 0
2204 21 29	---- los demás	6	Year 0
2204 21 30	--- los demás vinos con denominación de origen	6	Year 0
2204 21 90	--- los demás	6	Year 0
2204 29	-- los demás:		
	--- Mosto de uva fermentado parcialmente y, apagado con alcohol (incluidas las mistelas):		
2204 29 11	---- Tintos	6	Year 0
2204 29 12	---- Blancos	6	Year 0
2204 29 19	---- los demás	6	Year 0
	--- los demás:		
2204 29 91	---- Tintos	6	Year 0
2204 29 92	---- Blancos	6	Year 0
2204 29 99	---- los demás	6	Year 0
2204 30	- los demás mostos de uva:		
	-- Tintos:		
2204 30 11	--- Mostos concentrados	6	Year 0
2204 30 19	--- los demás	6	Year 0
	-- Blancos:		
2204 30 21	--- Mostos concentrados	6	Year 0
2204 30 29	--- los demás	6	Year 0
2204 30 90	-- los demás	6	Year 0

Partida S.A.	Glosa	Base	Categoría
2205	Vermut y demás vinos de uvas frescas preparados con plantas o sustancias aromáticas		
2205 10	- en recipientes con capacidad inferior o igual a 2 l:		
2205 10 10	-- vinos con pulpa de fruta	6	Year 0
2205 10 90	-- los demás	6	Year 0
2205 90 00	- los demás	6	Year 0
2206 00 00	Las demás bebidas fermentadas (por ejemplo: sidra, perada, aguamiel); mezclas de bebidas fermentadas y mezclas de bebidas fermentadas y bebidas no alcohólicas, no expresadas ni comprendidas en otra parte	6	Year 0
2207	Alcohol etílico sin desnaturalizar con grado alcohólico volumétrico superior o igual al 80 % vol; alcohol etílico y aguardiente desnaturalizados, de cualquier graduación		
2207 10 00	- Alcohol etílico sin desnaturalizar con grado alcohólico volumétrico superior o igual al 80 % vol	6	Year 0
2207 20 00	- Alcohol etílico y aguardiente desnaturalizados, de cualquier graduación	6	Year 0
2208	Alcohol etílico sin desnaturalizar con grado alcohólico volumétrico inferior al 80 % vol; aguardientes, licores y demás bebidas espirituosas		
2208 20	- Aguardiente de vino o de orujo de uvas:		
2208 20 10	-- de uva (pisco y similares)		
ex 2208 20 10	--- Cognac, Amagnac, Grappa y Brandy de Jerez	6	Year 0
ex 2208 20 10	--- los demás	6	Year 0
2208 20 90	-- los demás		
ex 2208 20 90	--- Cognac, Amagnac, Grappa y Brandy de Jerez	6	Year 0
ex 2208 20 90	--- los demás	6	Year 0
2208 30	- Whisky:		
2208 30 10	-- de envejecimiento inferior o igual a 6 años	6	Year 0
2208 30 20	-- de envejecimiento superior a 6 años pero inferior o igual a 12 años	6	Year 0
2208 30 90	-- los demás	6	Year 0
2208 40	- Ron y demás aguardientes de caña:		
2208 40 10	-- Ron	6	Year 0
2208 40 90	-- los demás	6	Year 0
2208 50	- «Gin» y ginebra:		
2208 50 10	-- «Gin»	6	Year 0
2208 50 20	-- Ginebra	6	Year 0
2208 60 00	- Vodka	6	Year 0
2208 70 00	- Licores	6	Year 0
2208 90	- los demás:		
2208 90 10	-- Tequila	6	Year 0
2208 90 90	-- los demás	6	Year 0

COMMISSION

COMMISSION DECISION

of 27 June 2006

amending Annex II to Council Decision 79/542/EEC as regards imports of fresh meat from Botswana

(notified under document number C(2006) 2880)

(Text with EEA relevance)

(2006/463/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽¹⁾, and in particular points (1) and (4) of Article 8 thereof,

Whereas:

- (1) Part 1 of Annex II to Council Decision 79/542/EEC of 21 December 1976 drawing up a list of third countries or parts of third countries, and laying down animal and public health and veterinary certification conditions, for importation into the Community of certain live animals and their fresh meat ⁽²⁾ sets out a list of third countries and parts of third countries from which Member States are authorised to import fresh meat of animals as defined in that Decision.
- (2) Under that Decision, parts of the territory of Botswana are authorised for imports into the Community of deboned and matured meat from domestic bovine animals, sheep, goats and wild or farmed non-domestic animals other than suidae and solipeds.
- (3) However an outbreak of foot-and-mouth disease in Botswana within the territory of BW-1 was reported by the veterinary authorities of Botswana to the Commission. The first clinical signs of that disease were seen by the veterinary authorities on 20 April 2006 and they took immediate and appropriate control

measures in the affected zone, including suspending the movement of susceptible animals and their products within and out of the zone and closing down two export establishments approved for imports into the Community.

- (4) In order to take into account those measures introduced by Botswana, the list of authorised third countries and parts thereof, as set out in Part I of Annex II to Decision 79/542/EEC, should be amended. Accordingly imports from Botswana into the Community of consignments of deboned and matured meat from domestic animals and farmed game slaughtered or wild game hunted prior to 20 April 2006 originating from the territory of BW-1 should be indicated as authorised. However, all consignments of such meat from such animals slaughtered or hunted on or after that date originating from that territory should be indicated as not authorised.
- (5) Part 1 of Annex II to Decision 79/542/EEC should therefore be amended accordingly.
- (6) This Decision is to be reviewed in the light of information obtained from Botswana.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Part 1 of Annex II to Decision 79/542/EEC is replaced by the text in the Annex to this Decision.

⁽¹⁾ OJ L 18, 23.1.2002, p. 11.

⁽²⁾ OJ L 146, 14.6.1979, p. 15. Decision as last amended by Commission Decision 2006/360/EC (OJ L 134, 20.5.2006, p. 34).

Article 2

This Decision shall apply from the third day following that of its publication in the *Official Journal of the European Union*.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 27 June 2006.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

'ANNEX II

FRESH MEAT

Part 1

LIST OF THIRD COUNTRIES OR PARTS THEREOF (*)

Country	Code of Territory	Description of territory	Veterinary certificate		Specific conditions
			Model(s)	SG	
1	2	3	4	5	6
AL — Albania	AL-0	Whole country	—		
AR — Argentina	AR-0	Whole country	EQU		
	AR-1	The Provinces of Buenos Aires, Catamarca, Corrientes (except the departments of Berón de Astrada, Capital, Empedrado, General Paz, Itati, Mburucuyá, San Cosme and San Luís del Palmar), Entre Ríos, La Rioja, Mendoza, Misiones, Neuquen, Rio Negro, San Juan, San Luis, Santa Fe, and Tucuman	BOV	A	1 and 2
	AR-2	La Pampa and Santiago del Estero	BOV	A	1 and 2
	AR-3	Cordoba	BOV	A	1 and 2
	AR-4	Chubut, Santa Cruz and Tierra del Fuego	BOV, OVI, RUW, RUF		1
	AR-5	Formosa (only the territory of Ramon Lista) and Salta (only the department of Rivadavia)	BOV	A	1 and 2
	AR-6	Salta (only the departments of General Jose de San Martin, Oran, Iruya, and Santa Victoria)	BOV	A	1 and 2
	AR-7	Chaco, Formosa (except the territory of Ramon Lista), Salta (except the departments of General Jose de San Martin, Rivadavia, Oran, Iruya, and Santa Victoria), Jujuy	BOV	A	1 and 2
	AR-8	Chaco, Formosa, Salta, Jujuy, with the exception of the buffer area of 25 km from the border with Bolivia and Paraguay that extends from the Santa Catalina District in the Province of Jujuy, to the Laishi District in the Province of Formosa	BOV	A	1 and 2
	AR-9	The buffer area of 25 km from the border with Bolivia and Paraguay that extends from the Santa Catalina District in the Province of Jujuy, to the Laishi District in the Province of Formosa	—		
AR-10	Part of the Province of Corrientes: the departments of Berón de Astrada, Capital, Empedrado, General Paz, Itati, Mburucuyá, San Cosme and San Luís del Palmar	BOV	A	1 and 2	
AU — Australia	AU-0	Whole country	BOV, OVI, POR, EQU, RUF, RUW, SUF, SUW		
BA — Bosnia Herzegovina	BA-0	Whole country	—		

1	2	3	4	5	6
BG — Bulgaria ^a	BG-0	Whole country	EQU		
	BG-1	The provinces of Varna, Dobrich, Silistra, Choumen, Targovitchte, Razgrad, Rousse, V. Tarnovo, Gabrovo, Plevan, Lovetch, Plovdic, Smolian, Pasardjik, Sofia district, Sofia city, Pernik, Kustendil, Blagoevgrad, Vratza, Montana and Vidin	BOV, OVI, RUW, RUF		
	BG-2	The provinces of Bourgas, Jambol, Sliven, Starazagora, Hasskovo, Kardjaliand and the 20 km wide corridor on the border with Turkey	—		
BH — Bahrain	BH-0	Whole country	—		
BR — Brazil	BR-0	Whole country	EQU		
	BR-1	Part of the State of Minas Gerais (except regional delegations of Oliveira, Passos, São Gonçalo de Sapucaí, Setelagoas and Bambuí), State of Espírito Santo, State of Goiás and, Part of the State of Mato Grosso comprising the regional unit of Cuiabá (except for the municipalities of San Antonio de Leverger, Nossa Senhora do Livramento, Pocone and Barão de Melgaço), the regional unit of Cáceres (except for the municipality of Cáceres), the regional unit of Lucas do Rio Verde, the regional unit of Rondonópolis (except for the municipality of Itiquiora), the regional unit of Barra do Garça and the regional unit of Barra do Burgres	BOV	A and H	1 and 2
	BR-2	State of Rio Grande do Sul	BOV	A and H	1 and 2
	BR-3	Part of the State of Mato Grosso do Sul comprising the municipality of Sete Quedas	BOV	A and H	1 and 2
	BR-4	Part of the State of Mato Grosso do Sul (except for the municipalities of: Sonora, Aquidauana, Bodoqueno, Bonito, Caracol, Coxim, Jardim, Ladario, Miranda, Pedro Gomes, Porto Murtinho, Rio Negro, Rio Verde of Mato Grosso and Corumbá), State of Paraná, and State of Sao Paulo	BOV	A and H	1 and 2
	BR-5	State of Paraná, State of Mato Grosso do Sul and State of Sao Paulo	—	—	1
	BR-6	State of Santa Catarina	BOV	A and H	1 and 2
	BW — Botswana	BW-0	Whole country	EQU, EQW	
BW-1		The veterinary disease control zones 5, 6, 7, 8, 9 and 18	BOV, OVI, RUF, RUW	F	1 and 2
BW-2		The veterinary disease control zones 10, 11, 12, 13 and 14	BOV, OVI, RUF, RUW	F	1 and 2

1	2	3	4	5	6
BY — Belarus	BY-0	Whole country	—		
BZ — Belize	BZ-0	Whole country	BOV, EQU		
CA — Canada	CA-0	Whole country	BOV, OVI, POR, EQU, SUF, SUW RUF, RUW	G	
CH — Switzerland	CH-0	Whole country	BOV, OVI, POR, EQU, RUF, RUW, SUF, SUW		
CL — Chile	CL-0	Whole country	BOV, OVI, POR, EQU, RUF, RUW, SUF		
CN — China (People's Republic of)	CN-0	Whole country	—		
CO — Colombia	CO-0	Whole country	EQU		
	CO-1	The zone included within the borderlines from the point where the Murri River flows into the Atrato River, downstream along the Atrato River to where it flows into the Atlantic Ocean from this point to the Panamanian border following the Atlantic coastline to Cabo Tiburón; from this point to the Pacific Ocean following the Columbian-Panamanian border; from this point to the mouth of the Valle River along the Pacific coast and from this point along a straight line to the point where the Murri River flows into the Atrato River	BOV	A	2
	CO-3	The zone included within the borderlines from the mouth of the Sinu River on the Atlantic Ocean, upstream along the Sinu River to its headwaters of Alto Paramillo, from this point to Puerto Rey on the Atlantic Ocean, following the borderline between the Department of Antiquia and Córdoba, and from this point to the mouth of the Sinu River along the Atlantic coast	BOV	A	2
CR — Costa Rica	CR-0	Whole country	BOV, EQU		
CU — Cuba	CU-0	Whole country	BOV, EQU		
DZ — Algeria	DZ-0	Whole country	—		
ET — Ethiopia	ET-0	Whole country	—		
FK — Falkland Islands	FK-0	Whole country	BOV, OVI, EQU		
GL — Greenland	GL-0	Whole country	BOV, OVI, EQU, RUF, RUW		
GT — Guatemala	GT-0	Whole country	BOV, EQU		
HK — Hong Kong	HK-0	Whole country	—		
HN — Honduras	HN-0	Whole country	BOV, EQU		

1	2	3	4	5	6
HR — Croatia	HR-0	Whole country	BOV, OVI, EQU, RUF, RUW		
IL — Israel	IL-0	Whole country	—		
IN — India	IN-0	Whole country	—		
IS — Iceland	IS-0	Whole country	BOV, OVI, EQU, RUF, RUW		
KE — Kenya	KE-0	Whole country	—		
MA — Morocco	MA-0	Whole country	EQU		
MG — Madagascar	MG-0	Whole country	—		
MK — Former Yugoslav Republic of Macedonia (***)	MK-0	Whole country	OVI, EQU		
MU — Mauritius	MU-0	Whole country	—		
MX — Mexico	MX-0	Whole country	BOV, EQU		
NA — Namibia	NA-0	Whole country	EQU, EQW		
	NA-1	South of the cordon fences which extend from Palgrave Point in the west to Gam in the east	BOV, OVI, RUF, RUW	F	2
NC — New Caledonia	NC-0	Whole country	BOV, RUF, RUW		
NI — Nicaragua	NI-0	Whole country	—		
NZ — New Zealand	NZ-0	Whole country	BOV, OVI, POR, EQU, RUF, RUW, SUF, SUW		
PA — Panamá	PA-0	Whole country	BOV, EQU		
PY — Paraguay	PY-0	Whole country	EQU		
	PY-1	Chaco central and San Pedro areas	BOV	A	1 and 2
RO — Romania ^a	RO-0	Whole country	BOV, OVI, EQU, RUW, RUF		
RU — Russia	RU-0	Whole country	—		
	RU-1	Region of Murmansk, Yamolo-Neeets autonomous area	RUF		
SV — El Salvador	SV-0	Whole country	—		

1	2	3	4	5	6
SZ — Swaziland	SZ-0	Whole country	EQU, EQW		
	SZ-1	Area west of the "red line" fence which extends northwards from the river Usutu to the frontier with South Africa west of Nkalashane	BOV, RUF, RUW	F	2
	SZ-2	The veterinary foot and mouth surveillance and vaccination control areas as gazetted as a Statutory Instrument under legal notice number 51 of 2001	BOV, RUF, RUW	F	1 and 2
TH — Thailand	TH-0	Whole country	—		
TN — Tunisia	TN-0	Whole country	—		
TR — Turkey	TR-0	Whole country	—		
	TR-1	The provinces of Amasya, Ankara, Aydin, Balikesir, Bursa, Cankiri, Corum, Denizli, Izmir, Kastamonu, Kutahya, Manisa, Usak, Yozgat and Kirikkale	EQU		
UA — Ukraine	UA-0	Whole country	—		
US — United States	US-0	Whole country	BOV, OVI, POR, EQU, SUF, SUW, RUF, RUW	G	
XM — Montenegro	XM-0	Whole custom territory (****)	BOV, OVI, EQU		
XS — Serbia (**)	XS-0	Whole custom territory (****)	BOV, OVI, EQU		
UY — Uruguay	UY-0	Whole country	EQU		
			BOV	A	1 and 2
			OVI	A	1 and 2
ZA — South Africa	ZA-0	Whole country	EQU, EQW		
	ZA-1	The whole country except: — the part of the foot-and-mouth disease control area situated in the veterinary regions of Mpumalanga and Northern provinces, in the district of Ingwavuma of the veterinary region of Natal and in the border area with Botswana east of longitude 28°, and — the district of Camperdown, in the province of KwaZuluNatal	BOV, OVI, RUF, RUW	F	2
ZW — Zimbabwe	ZW-0	Whole country	—		

(*) Without prejudice to specific certification requirements provided for by Community agreements with third countries.

(**) Not including Kosovo as defined by United Nations Security Council Resolution 1244 of 10 June 1999.

(***) The Former Yugoslav Republic of Macedonia; provisional code that does not prejudice in any way the definitive nomenclature for this country, which will be agreed following the conclusion of negotiations currently taking place on this subject in the United Nations.

(****) Serbia and Montenegro are Republics with individual customs territory forming a State Union and therefore have to be listed separately.

— = No certificate laid down and fresh meat imports are prohibited (except for those species where indicated in the line for the whole country).

^a = Only applicable until this Accessing State becomes a Member States of the European Union.

Specific conditions referred to in column 6

"1" Geographic and timing restrictions:

Code of Territory	Veterinary certificate		Time period/dates for which importation into the Community is authorised or not authorised in relation to dates of slaughter/killing of animals from which the meat was obtained	
	Model	SG		
AR-1	BOV	A	Before and including 31 January 2002	Not authorised
			After and including 1 February 2002	Authorised
AR-2	BOV	A	Before and including 8 March 2002	Not authorised
			After and including 9 March 2002	Authorised
AR-4	BOV, OVI, RUW, RUF	—	Before and including 28 February 2002	Not authorised
			After and including 1 March 2002	Authorised
AR-5	BOV	A	From 1 February 2002 to 10 July 2003 (inclusive)	Authorised
			After and including 11 July 2003	Not authorised
AR-6	BOV	A	From 1 February 2002 to 4 September 2003 (inclusive)	Authorised
			After and including 5 September 2003	Not authorised
AR-7	BOV	A	From 1 February 2002 to 7 October 2003 (inclusive)	Authorised
			After and including 8 October 2003	Not authorised
AR-8	BOV	A	Before and including 17 March 2005	See AR-5, AR-6 and AR-7 for periods when the specific territories within the area referred to in AR-8 were not authorised
			After and including 18 March 2005	Authorised
AR-10	BOV	A	Before and including 3 January 2006	Authorised
			After and including 4 January 2006 except for consignments already on their way before 4 February to the Community certified between 4 January and 4 February 2006	Not authorised
BR-1	BOV	A	After 1 December 2001	Authorised
BR-2	BOV	A	Before and including 30 November 2001	Not authorised
			After and including 1 December 2001	Authorised
BR-3	BOV	A	Before and including 31 October 2002	Authorised
			After and including 1 November 2002	Not authorised
BR-4	BOV	A	After and including 1 December 2001 until and including 29 September 2005	Authorised

Code of Territory	Veterinary certificate		Time period/dates for which importation into the Community is authorised or not authorised in relation to dates of slaughter/killing of animals from which the meat was obtained	
	Model	SG		
BR-5	BOV		After and including 30 September 2005	Not authorised
BR-6	BOV	A	After 1 December 2001	Authorised
BW-1	BOV, OVI, RUW, RUF	A	Before 20 April 2006	Authorised
			After and including 20 April 2006	Not authorised
BW-2	BOV, OVI, RUW, RUF	A	Before and including 6 March 2002	Not authorised
			After and including 7 March 2002	Authorised
PY-1	BOV	A	Before and including 31 August 2002	Not authorised
			After and including 1 September 2002 to 19 February 2003	Authorised
			After and including 20 February 2003	Not authorised
SZ-2	BOV, RUF, RUW	A	Before and including 3 August 2003	Not authorised
			After and including 4 August 2003	Authorised
UY-0	BOV, OVI	A	Before and including 31 October 2001	Not authorised
			After and including 1 November 2001	Authorised

"2" Category restrictions:

No offal authorised (except, in the case of bovine species, diaphragm and masseter muscles).'

COMMISSION DECISION

of 27 June 2006

on provisional emergency measures to prevent the introduction into and the spread within the Community of *Dryocosmus kuriphilus* Yasumatsu

(notified under document number C(2006) 2881)

(2006/464/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾, and in particular Article 16(3), third sentence thereof,

Whereas:

(1) Under Directive 2000/29/EC, where a Member State considers that there is a danger of introduction into or spread within its territory of a harmful organism not listed in Annex I or Annex II to that Directive, it may temporarily take any additional measures necessary to protect itself from that danger.

(2) As a result of the presence of *Dryocosmus kuriphilus* Yasumatsu, in China, Korea, Japan, USA and in a limited area of the Community, France informed the other Member States and the Commission on 14 March 2005 that on 16 February 2005 it had adopted official measures to protect its territory from the danger of the introduction of that organism.

(3) Slovenia informed the Member States and the Commission on 29 June 2005 that because of outbreaks of the same organism on its territory it had on 24 June 2005 adopted additional measures to prevent the further introduction into and spread within its territory of that organism.

(4) *Dryocosmus kuriphilus* Yasumatsu is not listed in Annex I or II to Directive 2000/29/EC. However, a report of a

pest-risk assessment based on limited available scientific information has demonstrated that it may be one of the most damaging insects to chestnut (*Castanea* Mill.). It could strongly reduce nut production and quality and there is some evidence it may even kill the trees. Chestnuts are often grown on marginal land in hills or mountains. Damage resulting from the spread of the insect could halt production of chestnuts for human consumption in those areas and thus lead to economic and environmental degradation.

(5) It is therefore necessary to take provisional measures against the introduction into and spread within the Community of the said harmful organism.

(6) The measures provided for in this Decision should apply to the introduction or the spread of the said organism, the production and movement of *Castanea* plants within the Community, the control of the organism and to a survey for the presence or continued absence of the said harmful organism in the Member States.

(7) It is appropriate that the results of the measures be regularly assessed in 2006, 2007 and 2008 in particular on the basis of information to be provided by the Member States. Possible subsequent measures will be considered in the light of the results of that assessment.

(8) Member States should adapt, if necessary, their legislation in order to comply with this Decision.

(9) The results of the measures should be reviewed by 1 February 2008.

(10) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

⁽¹⁾ OJ L 169, 10.7.2000, p. 1. Directive as last amended by Commission Directive 2006/35/EC (OJ L 88, 25.3.2006, p. 9).

HAS ADOPTED THIS DECISION:

Article 1

Definition

In this Decision, 'plants' means plants or parts of plants of the genus *Castanea* Mill., intended for planting, other than fruit and seeds.

Article 2

Measures against *Dryocosmus kuriphilus* Yasumatsu

The introduction into and spread within the Community of *Dryocosmus kuriphilus* Yasumatsu, hereinafter referred to as 'the organism', shall be prohibited.

Article 3

Import of plants

Plants may be introduced into the Community only if:

- (a) they comply with the measures laid down in point 1 of Annex I, and
- (b) they are, on entry into the Community, inspected for the presence of the organism, in accordance with Article 13a(1) of Directive 2000/29/EC, and found free from it.

Article 4

Movement of plants within the Community

Without prejudice to the provisions of Article 5(3)(a) and Annex II, Part II, plants originating in the Community or imported into the Community pursuant to Article 3 of this Decision may only be moved from their place of production in the Community, including, where appropriate, garden centres, if they meet the conditions laid down in point 2 of Annex I.

Article 5

Surveys and notifications

1. Member States shall conduct official annual surveys for the presence of the organism or evidence of infestation by the organism in their territory.

Without prejudice to Article 16(2) of Directive 2000/29/EC, the results of those surveys shall be notified to the Commission and to the other Member States by 31 December of each year.

2. Any suspected occurrence or confirmed presence of the organism shall immediately be notified to the responsible official bodies.

3. (a) Member States may require that the movement into or within their territory of plants, is subject to a traceability system, which may include a declaration of movement to the responsible official bodies by the person responsible for the movement.

- (b) Member States may require a declaration of planting to be made to the responsible official bodies by the persons responsible for the planting.

Article 6

Establishment of demarcated zones

When the results of the surveys referred to in Article 5(1) or the notification referred to in Article 5(2) confirm the presence of the organism in an area, or there is evidence of the establishment of the organism by other means, Member States shall define demarcated zones and take official measures as laid down in points I and II respectively of Annex II.

Article 7

Compliance

Member States shall, if necessary, amend the measures which they have adopted to protect themselves against the introduction and spread of the organism in such a manner that those measures comply with this Decision and shall forthwith inform the Commission of those measures.

Article 8

Review

This Decision shall be reviewed by 1 February 2008 at the latest.

Article 9

Addressees

This Decision is addressed to the Member States.

Done at Brussels, 27 June 2006.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX I

MEASURES REFERRED TO IN ARTICLES 3 AND 4 OF THIS DECISION**1. Measures (Certificates)**

Without prejudice to Article 5(3)(a), of this Decision and Annex III, Part A(2) and Annex IV, Part A(I)(11.1), (11.2), (33), (36.1), (39) and (40) to Directive 2000/29/EC, plants originating in third countries shall be accompanied by a certificate as referred to in Article 13(1) of Directive 2000/29/EC which states under the rubric 'Additional declaration':

- (a) that the plants have been grown throughout their life in places of production in countries where the organism is not known to occur; or
- (b) that the plants have been grown throughout their life in places of production in a pest-free area, established by the national plant protection organisation in the country of origin in accordance with relevant International Standards for Phytosanitary Measures and under the rubric 'place of origin' the name of the pest-free area.

2. Conditions for movement

Without prejudice to Article 5.3(a) and Annex II, part II of this Decision and Annex IV, Part A, Section II (7) to Directive 2000/29/EC, and Annex V, Part A, Section I, (2.1) to Directive 2000/29/EC, all plants either originating in the Community or imported into the Community pursuant to Article 3 of this Decision may only be moved from the place of production in a Member State, including, where appropriate, garden centres, if they are accompanied by a plant passport prepared and issued in accordance with the provisions of Commission Directive 92/105/EEC⁽¹⁾ and:

- (a) the plants originating in the said place of production have been grown throughout their life or since their introduction into the Community in a place of production in a Member State where the organism is not known to occur; or
- (b) the plants have been grown throughout their life or since their introduction into the Community in a place of production in a pest-free area, established by the national plant protection service in a Member State, in accordance with relevant International Standards for Phytosanitary Measures.

⁽¹⁾ OJ L 4, 8.1.1993, p. 22. Directive as amended by Directive 2005/17/EC (OJ L 57, 3.3.2005, p. 23).

ANNEX II

MEASURES REFERRED TO IN ARTICLE 6 OF THIS DECISION**I. Establishment of demarcated zones**

1. The demarcated zones referred to in Article 6 shall consist of the following parts:
 - (a) an infested zone where the presence of the organism has been confirmed and which includes all plants showing symptoms caused by the organism, and, where appropriate, all plants belonging to the same lot at the time of planting,
 - (b) a focus zone with a boundary at least 5 km beyond the boundary of the infested zone, and
 - (c) a buffer zone with a boundary at least 10 km beyond the boundary of the focus zone.

In cases where several buffer zones overlap or are geographically close, a wider demarcated area shall be defined which includes the relevant demarcated zones and the zones between them.

2. The exact delimitation of the zones referred to in paragraph 1 shall be based on sound scientific principles, the biology of the organism, the level of infestation, the period of the year and the particular distribution of plants in the Member State concerned.
3. If the presence of the organism is confirmed outside the infested zone, the delimitation of the demarcated zones shall be changed accordingly.
4. If, based on the annual surveys referred to in Article 5.1, the organism is not detected in any of the demarcated zones for a period of three years, these zones shall cease to exist and the measures referred to in part II of this Annex shall no longer be necessary.
5. The Member States shall inform immediately the other Member States and the Commission of the zones referred to in paragraph 1 by providing suitable scale maps, and the nature of measures taken to either eradicate or contain the organism.

II. Measures in demarcated zones

The official measures referred to in Article 6 to be taken in the demarcated zones, shall include at least:

- the prohibition of movement of plants out of or within the demarcated zones
 - in cases where the presence of the organism has been confirmed on the plants at a place of production, appropriate measures aiming at eradicating the harmful organism, consisting of at least destruction of the infested plants, all those plants showing symptoms caused by the organism and, where appropriate, all such plants belonging to the same lot at the time of planting and a monitoring of the presence of the organism through appropriate inspections during the period of potential presence of the inhabited galls.
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