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Contents

I Acts adopted under the EC Treaty/Euratom Treaty whose publication is obligatory

REGULATIONS

- ★ **Council Regulation (EC) No 78/2008 of 21 January 2008 on the measures to be undertaken by the Commission in 2008-2013 making use of the remote-sensing applications developed within the framework of the common agricultural policy** 1
- ★ **Council Regulation (EC) No 79/2008 of 28 January 2008 repealing Regulation (EC) No 152/2002 concerning the export of certain ECSC and EC steel products from the former Yugoslav Republic of Macedonia to the European Community (double-checking system)** 3
- Commission Regulation (EC) No 80/2008 of 29 January 2008 establishing the standard import values for determining the entry price of certain fruit and vegetables 4
- Commission Regulation (EC) No 81/2008 of 29 January 2008 amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1109/2007 for the 2007/08 marketing year 6
- ★ **Commission Regulation (EC) No 82/2008 of 28 January 2008 amending Council Regulation (EC) No 32/2000 to take account of amendments to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff** 8

II *Acts adopted under the EC Treaty/Euratom Treaty whose publication is not obligatory*

DECISIONS

Council

2008/82/EC:

- ★ **Decision No 1/2007 of the EC-the former Yugoslav Republic of Macedonia Stabilisation and Association Council of 20 December 2007 amending Protocol 2 (on steel products) of the EC-the former Yugoslav Republic of Macedonia Stabilisation and Association Agreement** 10

2008/83/EC:

- ★ **Decision No 4/2007 of the ACP-EC Council of Ministers of 20 December 2007 amending Protocol No 3 on South Africa to the ACP-EC Partnership Agreement** 11

I

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is obligatory)

REGULATIONS

COUNCIL REGULATION (EC) No 78/2008

of 21 January 2008

on the measures to be undertaken by the Commission in 2008-2013 making use of the remote-sensing applications developed within the framework of the common agricultural policy

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular the third subparagraph of Article 37(2) thereof,

Having regard to the proposal by the Commission,

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

Whereas:

(1) Under Article 33(2)(a) of the Treaty establishing the European Community, the common agricultural policy (CAP) is to take account of the particular nature of agricultural activity, which results from the social structure of agriculture and from structural and natural disparities between the various agricultural regions. In this respect, it is necessary to have information on the condition of land and crops in this context, notably for the management of the common organisations of the markets. Remote-sensing applications can provide some of the information required to this end, provided that they can cover all the areas of interest for the management of the agricultural markets.

(2) Experience gained in 2004-2007, within the framework of Decision No 1445/2000/EC of the European Parliament and of the Council of 22 May 2000 on the application of aerial-survey and remote-sensing techniques to the agricultural statistics for 1999 to 2003 ⁽²⁾, as amended, and prior decisions such as,

notably, Council Decision 88/503/EEC of 26 September 1988 adopting a pilot project on remote sensing applied to agricultural statistics ⁽³⁾, has enabled the agro-meteorological system for forecasting yields and monitoring land and crop conditions to achieve an advanced operational and development stage, and to demonstrate its effectiveness.

(3) Remote sensing has thus demonstrated that it provides a response tailored to the management needs of the CAP, and that the needs identified cannot be met by the traditional agricultural statistics and forecasting systems. It has also enhanced the accuracy, objectivity, speed and frequency with which observations are made, and has helped perfect agricultural forecasting models, in particular by establishing regionally based models. Finally, remote sensing has facilitated the development of specific and ancillary applications for the establishment and collection of agricultural statistics, and has enabled savings to be made in the costs of monitoring and control of agricultural expenditure. Provision should, therefore, be made for the continuation of these remote sensing applications using financing from the European Agricultural Guarantee Fund (EAGF) in the period 2008-2013, pursuant to Article 3(2)(e) of Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy ⁽⁴⁾.

(4) The detailed implementing rules for measures to be undertaken by the Commission within the framework of the CAP making use of remote sensing should, however, be adjusted and reorganised, and the operational measures undertaken within the framework of this system should be separated from those which require more research and development work. Separate provision should therefore be made for the latter measures in the framework programme for research and development.

⁽¹⁾ Opinion of 16.1.2008 (not yet published in the Official Journal).

⁽²⁾ OJ L 163, 4.7.2000, p. 1. Decision as last amended by Decision No 786/2004/EC (OJ L 138, 30.4.2004, p. 7).

⁽³⁾ OJ L 273, 5.10.1988, p. 12.

⁽⁴⁾ OJ L 209, 11.8.2005, p. 1. Regulation as last amended by Regulation (EC) No 1437/2007 (OJ L 322, 7.12.2007, p. 1).

(5) It should also be laid down that the information and estimates which result from the measures undertaken and are held by the Commission be made available to the Member States, and the European Parliament and the Council should be informed by means of an interim and a final report of the conditions for implementation of the remote-sensing measures undertaken and on the use of the resources made available to the Commission, accompanied, where appropriate, by a proposal to continue these measures beyond the period laid down in this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

1. From 1 January 2008 to 31 December 2013, the measures undertaken by the Commission making use of remote-sensing applications within the framework of the common agricultural policy (CAP) may be financed by the EAGF, pursuant to Article 3(2)(e) of Regulation (EC) No 1290/2005, where their aim is to give the Commission the means to:

- (a) manage agricultural markets;
- (b) ensure agro-economic monitoring of agricultural land and of the condition of crops, to enable estimates to be made, in particular as regards yields and agricultural production;
- (c) promote access to the estimates referred to in point (b);
- (d) ensure technological follow-up of the agro-meteorological system.

2. The measures referred to in paragraph 1 shall be in particular:

- (a) collection or purchase of data needed to implement and monitor the CAP, in particular satellite data and meteorological data;

- (b) creation of a spatial data infrastructure and a website;
- (c) carrying out specific studies on climatic conditions;
- (d) updating agro-meteorological and econometric models.

Where necessary, these measures shall be carried out in close collaboration with national laboratories and bodies.

Article 2

The Commission shall make the information and estimates which result from the measures referred to in Article 1(1) available to the Member States electronically.

Article 3

Detailed rules for the implementation of this Regulation shall be adopted in accordance with the procedure set out in Article 41(3) of Regulation (EC) No 1290/2005, in particular as regards making available the information and estimates referred to in Article 2 of this Regulation.

Article 4

Not later than 31 July 2010 and 31 July 2013 respectively, the Commission shall submit an interim and a final report to the European Parliament and to the Council on the implementation of the remote-sensing measures and on the use of the financial resources made available to it under this Regulation.

Where appropriate, the final report shall be accompanied by a proposal to continue these measures within the framework of the CAP.

Article 5

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

It shall apply from 1 January 2008 to 31 December 2013.

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

Done at Brussels, 21 January 2008.

For the Council
The President
I. JARC

COUNCIL REGULATION (EC) No 79/2008**of 28 January 2008****repealing Regulation (EC) No 152/2002 concerning the export of certain ECSC and EC steel products from the former Yugoslav Republic of Macedonia to the European Community (double-checking system)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part, established in Protocol 2 on steel products a double-checking system, without quantitative limits, for the import into the Community of steel products originating in the former Yugoslav Republic of Macedonia.
- (2) The double-checking system was implemented by Regulation (EC) No 152/2002 of 21 January 2002 concerning

the export of certain ECSC and EC steel products from the former Yugoslav Republic of Macedonia to the European Community (double-checking system) ⁽¹⁾.

- (3) By its Decision 1/2007 of 20 December 2007 ⁽²⁾ the EC — the former Yugoslav Republic of Macedonia Stabilisation and Association Council amended Protocol 2 on steel products with the effect of abolishing the double-checking system. Regulation (EC) No 152/2002 should therefore be repealed,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 152/2002 is hereby repealed.

Article 2

This Regulation shall enter into force on 1 February 2008.

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

Done at Brussels, 28 January 2008.

*For the Council**The President*

D. RUPEL

⁽¹⁾ OJ L 25, 29.1.2002, p. 1. Regulation as last amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

⁽²⁾ See page 10 of this Official Journal.

COMMISSION REGULATION (EC) No 80/2008
of 29 January 2008
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 1580/2007 of 21 December 2007 laying down implementing rules of Council Regulations (EC) No 2200/96, (EC) No 2201/96 and (EC) No 1182/2007 in the fruit and vegetable sector ⁽¹⁾, and in particular Article 138(1) thereof,

Whereas:

- (1) Regulation (EC) No 1580/2007 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 138 of Regulation (EC) No 1580/2007 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 30 January 2008.

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

Done at Brussels, 29 January 2008.

For the Commission
Jean-Luc DEMARTY
Director-General for Agriculture and Rural Development

⁽¹⁾ OJ L 350, 31.12.2007, p. 1.

ANNEX

to Commission Regulation of 29 January 2008 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MA	41,0
	TN	129,8
	TR	92,7
	ZZ	87,8
0707 00 05	EG	190,8
	JO	178,8
	MA	50,4
	TR	102,2
	ZZ	130,6
0709 90 70	MA	72,1
	TR	146,1
	ZZ	109,1
0709 90 80	EG	121,8
	ZZ	121,8
0805 10 20	EG	46,8
	IL	54,3
	MA	68,8
	TN	54,2
	TR	66,2
	ZA	22,3
	ZZ	52,1
0805 20 10	MA	104,5
	TR	98,8
	ZZ	101,7
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	CN	81,9
	IL	75,2
	JM	103,1
	MA	147,6
	PK	48,1
	TR	72,7
	US	60,1
	ZZ	84,1
0805 50 10	EG	74,2
	IL	117,2
	TR	120,5
	ZZ	104,0
0808 10 80	CA	84,1
	CL	60,8
	CN	81,3
	MK	42,4
	US	110,2
	ZA	60,7
	ZZ	73,3
0808 20 50	CL	59,3
	CN	49,3
	TR	159,1
	US	109,0
	ZA	98,0
	ZZ	94,9

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 81/2008**of 29 January 2008****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1109/2007 for the 2007/08 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular of the Article 36,

Whereas:

(1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2007/08 marketing year are fixed by Commission Regulation (EC) No 1109/2007 ⁽³⁾. These prices and duties have been last amended by Commission Regulation (EC) No 68/2008 ⁽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 951/2006,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EC) No 1109/2007 for the 2007/08 marketing year are hereby amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 30 January 2008.

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

Done at Brussels, 29 January 2008.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1. Regulation as last amended by Regulation (EC) No 1260/2007 (OJ L 283, 27.10.2007, p. 1). Regulation (EC) No 318/2006 will be replaced by Regulation (EC) No 1234/2007 (OJ L 299, 16.11.2007, p. 1) as from 1 October 2008.

⁽²⁾ OJ L 178, 1.7.2006, p. 24. Regulation as last amended by Regulation (EC) No 1568/2007 (OJ L 340, 22.12.2007, p. 62).

⁽³⁾ OJ L 253, 28.9.2007, p. 5.

⁽⁴⁾ OJ L 23, 26.1.2008, p. 15.

ANNEX

Amended representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 95 applicable from 30 January 2008

(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⁾	23,21	4,69
1701 11 90 ⁽¹⁾	23,21	9,93
1701 12 10 ⁽¹⁾	23,21	4,50
1701 12 90 ⁽¹⁾	23,21	9,50
1701 91 00 ⁽²⁾	22,77	14,47
1701 99 10 ⁽²⁾	22,77	9,33
1701 99 90 ⁽²⁾	22,77	9,33
1702 90 95 ⁽³⁾	0,23	0,41

⁽¹⁾ Fixed for the standard quality defined in Annex I.III to Council Regulation (EC) No 318/2006 (OJ L 58, 28.2.2006, p. 1).

⁽²⁾ Fixed for the standard quality defined in Annex I.II to Regulation (EC) No 318/2006.

⁽³⁾ Fixed per 1 % sucrose content.

COMMISSION REGULATION (EC) No 82/2008**of 28 January 2008****amending Council Regulation (EC) No 32/2000 to take account of amendments to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 32/2000 of 17 December 1999 opening and providing for the administration of Community tariff quotas bound in GATT and certain other Community tariff quotas and establishing detailed rules for adjusting the quotas, and repealing Regulation (EC) No 1808/95 ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In the Combined Nomenclature for 2008, laid down in Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽²⁾, as amended by Commission Regulation (EC) No 1214/2007 ⁽³⁾, the Combined Nomenclature codes (CN codes) for certain products have been amended. Annexes III and IV to Regulation (EC) No 32/2000 refer to some of those CN codes. It is therefore necessary to adjust those Annexes.

- (2) Regulation (EC) No 32/2000 should therefore be amended accordingly.

- (3) Since Regulation (EC) No 1214/2007 enters into force on 1 January 2008, this Regulation should apply from the same date.

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

HAS ADOPTED THIS REGULATION:

Article 1

Annexes III and IV to Regulation (EC) No 32/2000 are amended as set out in the Annex to this Regulation.

Article 2

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

It shall apply from 1 January 2008.

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

Done at Brussels, 28 January 2008.

For the Commission

László KOVÁCS

Member of the Commission

⁽¹⁾ OJ L 5, 8.1.2000, p. 1. Regulation as last amended by Commission Regulation (EC) No 630/2007 (OJ L 145, 7.6.2007, p. 12).

⁽²⁾ OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Regulation (EC) No 1352/2007 (OJ L 303, 21.11.2007, p. 3).

⁽³⁾ OJ L 286, 31.10.2007, p. 1.

ANNEX

Annexes III and IV to Regulation (EC) No 32/2000 are amended as follows:

- (1) in the Annex III, the CN codes for order number 09.0107 in the second column are amended as follows:
 - (a) CN code 'ex 5703 90 10' is replaced by CN code 'ex 5703 90 20';
 - (b) CN code 'ex 5703 90 90' is replaced by CN code 'ex 5703 90 80';
 - (2) in the first part of Annex IV, for order number 09.0106, the CN code 'ex 6204 49 00' in the second column is replaced by CN code '6204 49 90';
 - (3) in the second part of Annex IV, the codes for order number 09.0106 are amended as follows:
 - (a) In the row for CN code '6204 49 00', TARIC code '91' in the third column is replaced by TARIC code '10';
 - (b) The CN code '6204 49 00' in the second column is replaced by CN code '6204 49 90'.
-

II

(Acts adopted under the EC Treaty/Euratom Treaty whose publication is not obligatory)

DECISIONS

COUNCIL

**DECISION No 1/2007 OF THE EC-THE FORMER YUGOSLAV REPUBLIC OF MACEDONIA
STABILISATION AND ASSOCIATION COUNCIL**

of 20 December 2007

**amending Protocol 2 (on steel products) of the EC-the former Yugoslav Republic of Macedonia
Stabilisation and Association Agreement**

(2008/82/EC)

THE STABILISATION AND ASSOCIATION COUNCIL,

Having regard to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part,

Whereas:

- (1) Article 7 of Protocol 2 to the Stabilisation and Association Agreement establishes a double-checking system, without quantitative limits, for the import into the Community of steel products originating in the former Yugoslav Republic of Macedonia.
- (2) Significant progress has been made in the necessary restructuring and conversion programme for the steel industry in the former Yugoslav Republic of Macedonia.
- (3) The need for an administrative procedure for the rapid provision of information on the trend in trade flows in order to increase transparency and to avoid possible diversion of trade has disappeared.

(4) Consequently, there is no longer a need for a double-checking system, without quantitative limits, for the import into the Community of steel products originating in the former Yugoslav Republic of Macedonia.

(5) Protocol 2 should therefore be amended accordingly,

HAS DECIDED AS FOLLOWS:

Sole Article

Article 7 of Protocol 2 to the Stabilisation and Association Agreement, and Annex I to the said Protocol 2, shall be deleted.

This Decision shall enter into force on 1 January 2008.

Done at Brussels, 20 December 2007.

For the Stabilisation and Association Council

The President

Antonio MILOŠOSKI

DECISION No 4/2007 OF THE ACP-EC COUNCIL OF MINISTERS
of 20 December 2007
amending Protocol No 3 on South Africa to the ACP-EC Partnership Agreement
(2008/83/EC)

THE ACP-EC COUNCIL OF MINISTERS,

Having regard to the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States (the ACP) of the one part, and the European Community and its Member States, of the other part, signed in Cotonou (Benin) on 23 June 2000 ⁽¹⁾, as revised by the Agreement ⁽²⁾ amending the said ACP-EC Partnership Agreement, signed in Luxembourg on 25 June 2005, and in particular Protocol No 3 on South Africa thereto,

Whereas:

- (1) Article 5 of Protocol No 3 to the ACP-EC Partnership Agreement lays down that the provisions of the Agreement on economic and trade cooperation do not apply to South Africa.
- (2) On 7 March 2006, the group of ACP countries, members of the Southern African Development Community (SADC) negotiating an Economic Partnership Agreement (EPA) with the European Community, have requested that South Africa should be associated as a full member of that negotiation and the Council of Ministers has agreed to the request, subject to certain conditions, on 12 February 2007.
- (3) The EPA negotiations are based on the economic and trade provisions of the ACP-EC Partnership Agreement, in particular Articles 36 and 37 thereof.
- (4) For reasons of legal clarity it is necessary to amend Protocol No 3 with a view to taking into account the

full inclusion of South Africa in the EPA negotiations and its eventual accession to the EPA.

- (5) Protocol No 3 may be revised, in accordance with Article 7 thereof, by decision of the Council of Ministers,

HAS DECIDED AS FOLLOWS:

Article 1

In Article 5 of Protocol No 3 to the ACP-EC Partnership Agreement the following paragraph shall be added:

‘3. This Protocol shall not prevent South Africa from negotiating and signing one of the Economic Partnership Agreements (EPA) provided for in Part 3, Title II of this Agreement if the other parties to that EPA so agree.’

Article 2

This Decision shall enter into force on the day on which it is adopted.

Done at Brussels, 20 December 2007.

*The Chairman of the ACP-EC Committee of
Ambassadors by delegation, for the ACP-EC
Council of Ministers*

Álvaro MENDONÇA E MOURA

⁽¹⁾ OJ L 317, 15.12.2000, p. 3.

⁽²⁾ OJ L 209, 11.8.2005, p. 27. Agreement provisionally applied pursuant to Decision No 5/2005 (OJ L 287, 28.10.2005, p. 1).