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Contents

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

REGULATIONS

- | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| ★ Council Regulation (EC) No 195/2008 of 3 March 2008 amending Regulation (EC) No 1210/2003 concerning certain specific restrictions on economic and financial relations with Iraq | 1 |
| Commission Regulation (EC) No 196/2008 of 3 March 2008 establishing the standard import values for determining the entry price of certain fruit and vegetables | 6 |
| ★ Commission Regulation (EC) No 197/2008 of 3 March 2008 approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications (Queijo Serra da Estrela (PDO)) | 8 |
| ★ Commission Regulation (EC) No 198/2008 of 3 March 2008 amending for the 92nd time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban | 10 |

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.

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

DECISIONS

Council

2008/180/EC:

- ★ **Council Decision of 25 February 2008 concerning the conclusion of the Agreement on scientific and technological cooperation between the European Community and the Arab Republic of Egypt** 12

2008/181/EC:

- ★ **Council Decision of 25 February 2008 concerning the conclusion of the Agreement on Scientific and Technical Cooperation between the European Community and the State of Israel** 14

2008/182/Euratom:

- ★ **Council Decision of 25 February 2008 amending Council Decision of 16 December 1980 setting up the Consultative Committee for the Fusion Programme** 15

2008/183/EC:

- ★ **Council Decision of 28 February 2008 appointing an Italian alternate member to the Committee of the Regions** 17

2008/184/EC:

- ★ **Council Decision of 29 February 2008 appointing a new member of the Commission of the European Communities** 18

Commission

2008/185/EC:

- ★ **Commission Decision of 21 February 2008 on additional guarantees in intra-Community trade of pigs relating to Aujeszky's disease and criteria to provide information on this disease (notified under document number C(2008) 669) (Codified version) ⁽¹⁾** 19

III Acts adopted under the EU Treaty

ACTS ADOPTED UNDER TITLE V OF THE EU TREATY

- ★ **Council Common Position 2008/186/CFSP of 3 March 2008 amending Common Position 2003/495/CFSP on Iraq** 31
- ★ **Council Common Position 2008/187/CFSP of 3 March 2008 concerning restrictive measures against the illegal government of Anjouan in the Union of Comoros** 32



⁽¹⁾ Text with EEA relevance

I

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

REGULATIONS

COUNCIL REGULATION (EC) No 195/2008

of 3 March 2008

amending Regulation (EC) No 1210/2003 concerning certain specific restrictions on economic and financial relations with Iraq

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Articles 60 and 301 thereof,

Having regard to Council Common Position 2008/186/CFSP of 3 March 2008 amending Common Position 2003/495/CFSP on Iraq ⁽¹⁾,

Having regard to the proposal from the Commission,

Whereas:

(1) In accordance with United Nations Security Council (UNSC) Resolution 1483 (2003), Article 2 of Council Regulation (EC) No 1210/2003 ⁽²⁾ made specific arrangements as regards payments for petroleum, petroleum products, and natural gas exported from Iraq, whilst Article 10 of that Regulation made specific arrangements concerning immunity from legal proceedings of certain Iraqi assets. The specific arrangements on payments continue to apply, whilst the specific arrangements on immunities applied until 31 December 2007.

(2) UNSC Resolution 1790 (2007) and Common Position 2008/186/CFSP provide that both of these specific arrangements are to apply until 31 December 2008. Regulation (EC) No 1210/2003 should therefore be amended accordingly.

(3) It is also appropriate to align Regulation (EC) No 1210/2003 with recent developments in sanctions practice regarding the identification of competent authorities, liability for infringements and jurisdiction. For the purpose of this Regulation, the territory of the Community is deemed to encompass the territories of the Member States to which the Treaty is applicable, under the conditions laid down in the Treaty.

(4) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1210/2003 is hereby amended as follows:

1. Article 2 shall be replaced by the following:

'Article 2

All proceeds from all export sales of petroleum, petroleum products and natural gas from Iraq, as listed in Annex I, as of 22 May 2003 shall be deposited into the Development Fund for Iraq under the conditions set out in UNSC Resolution 1483 (2003) and in particular paragraphs 20 and 21 thereof.'

⁽¹⁾ See page 31 of this Official Journal.

⁽²⁾ OJ L 169, 8.7.2003, p. 6. Regulation as last amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

2. the following Article shall be inserted:

'Article 4a

The prohibition set out in Article 4(3) and 4(4) shall not give rise to liability of any kind on the part of the natural or legal persons or entities concerned, if they did not know, and had no reasonable cause to suspect, that their actions would infringe this prohibition.'

3. Article 6 shall be replaced by the following:

'Article 6

1. By way of derogation from Article 4, the competent authorities indicated in the websites listed in Annex V, may authorise the release of frozen funds or economic resources, if all of the following conditions are met:

- (a) the funds or economic resources are the subject of a judicial, administrative or arbitral lien established prior to 22 May 2003 or of a judicial, administrative or arbitral judgment rendered prior to that date;
- (b) the funds or economic resources will be used exclusively to satisfy claims secured by such a lien or recognised as valid in such a judgment, within the limits set by applicable laws and regulations governing the rights of persons having such claims;
- (c) satisfying the claim is not in breach of Regulation (EEC) No 3541/92; and
- (d) recognising the lien or judgment is not contrary to public policy in the Member State concerned.

2. In all other circumstances, funds, economic resources and proceeds of economic resources frozen pursuant to Article 4 shall only be unfrozen for the purpose of their transfer to the Development Fund for Iraq held by the Central Bank of Iraq, under the conditions set out in UNSC Resolution 1483 (2003).'

4. Article 7 shall be replaced by the following:

'Article 7

1. The participation, knowingly and intentionally, in activities, the object or effect of which is, directly or indirectly, to circumvent Article 4 or to promote the transactions referred to in Articles 2 and 3, shall be prohibited.

2. Any information that the provisions of this Regulation are being, or have been, circumvented shall be notified to the competent authorities indicated in the websites listed in Annex V, and, directly or through these competent authorities, to the Commission.'

5. Article 8 shall be replaced by the following:

'Article 8

1. Without prejudice to the applicable rules concerning reporting, confidentiality and professional secrecy and to the provisions of Article 284 of the Treaty, natural and legal persons, entities and bodies shall:

- (a) provide immediately any information which would facilitate compliance with this Regulation, such as accounts and amounts frozen in accordance with Article 4, to the competent authorities indicated in the websites listed in Annex V, in the Member State where they are resident or located, and, directly or through these competent authorities, to the Commission;
- (b) cooperate with the competent authorities indicated in the websites listed in Annex V, in any verification of this information.

2. Any information provided or received in accordance with this Article shall be used only for the purposes for which it was provided or received.'

6. the following Article shall be inserted:

'Article 15a

1. Member States shall designate the competent authorities referred to in Articles 6, 7 and 8 of this Regulation and identify them in, or through, the websites listed in Annex V.

2. Member States shall notify the Commission of their competent authorities before 15 March 2008 and shall notify it of any subsequent changes.'

7. Article 16 shall be replaced by the following:

'Article 16

This Regulation shall apply:

- (a) within the territory of the Community, including its airspace;

- (b) on board any aircraft or any vessel under the jurisdiction of a Member State;
- (c) to any person inside or outside the territory of the Community who is a national of a Member State;
- (d) to any legal person, entity or body which is incorporated or constituted under the law of a Member State; and
- (e) to any legal person, entity or body in respect of any business done in whole or in part within the Community.;

8. Article 18(3) shall be replaced by the following:

'3. Articles 2 and 10 shall apply until 31 December 2008.;

9. Annex V shall be replaced by the text appearing 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*.

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

Done at Brussels, 3 March 2008.

For the Council
The President
J. PODOBNIK

ANNEX

'ANNEX V

Websites for information on the competent authorities referred to in Articles 6, 7 and 8 and address for notifications to the European Commission*A. Websites for information on competent authorities*

BELGIUM

<http://www.diplomatie.be/eusanctions>

BULGARIA

<http://www.mfa.government.bg>

CZECH REPUBLIC

<http://www.mfcr.cz/mezinarodnisankce>

DENMARK

<http://www.um.dk/da/menu/Udenrigspolitik/FredSikkerhedOgInternationalRetsorden/Sanktioner/>

GERMANY

<http://www.bmwi.de/BMWi/Navigation/Aussenwirtschaft/Aussenwirtschaftsrecht/embargos.html>

ESTONIA

http://www.vm.ee/est/kat_622/

IRELAND

<http://www.dfa.ie/home/index.aspx?id=28519>

GREECE

<http://www.yplex.gov.gr/www.mfa.gr/en-US/Policy/Multilateral+Diplomacy/International+Sanctions/>

SPAIN

www.mae.es/es/MenuPpal/Asuntos/Sanciones+Internacionales

FRANCE

<http://www.diplomatie.gouv.fr/autorites-sanctions/>

ITALY

<http://www.esteri.it/UE/deroghe.html>

CYPRUS

<http://www.mfa.gov.cy/sanctions>

LATVIA

<http://www.mfa.gov.lv/en/security/4539>

LITHUANIA

<http://www.urm.lt>

LUXEMBOURG

<http://www.mae.lu/sanctions>

HUNGARY

http://www.kulugyminiszterium.hu/kum/hu/bal/Kulpolitikank/nemzetkozi_szankciok/

MALTA

http://www.doi.gov.mt/EN/bodies/boards/sanctions_monitoring.asp

NETHERLANDS

<http://www.minbuza.nl/sancties>

AUSTRIA

http://www.bmeia.gv.at/view.php?f_id=12750&LNG=en&version=

POLAND

<http://www.msz.gov.pl>

PORTUGAL

<http://www.min-nestrangeiros.pt>

ROMANIA

<http://www.mae.ro/index.php?unde=doc&id=32311&idlnk=1&cat=3>

SLOVENIA

http://www.mzz.gov.si/si/zunanja_politika/mednarodna_varnost/omejevalni_ukrepi/

SLOVAKIA

<http://www.foreign.gov.sk>

FINLAND

<http://formin.finland.fi/kvyhteisty/pakotteet>

SWEDEN

<http://www.ud.se/sanktioner>

UNITED KINGDOM

<http://www.fco.gov.uk/competentauthorities>

B. *Address for notifications to the European Commission:*

Commission of the European Communities
Directorate-General for External Relations
Directorate A. Crisis Platform and Policy Coordination in Common Foreign and Security Policy
Unit A.2. Crisis Response and Peace Building
CHAR 12/106
B-1049 Brussels
Tel. (32-2) 295 5585
Fax (32-2) 299 0873

COMMISSION REGULATION (EC) No 196/2008**of 3 March 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 4 March 2008.

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

Done at Brussels, 3 March 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 3 March 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	JO	69,6
	MA	51,6
	TN	120,5
	TR	143,2
	ZZ	96,2
0707 00 05	EG	244,4
	JO	190,5
	MA	114,7
	TR	168,8
	ZZ	179,6
0709 90 70	MA	82,8
	TR	160,7
	ZZ	121,8
0709 90 80	EG	54,8
	ZZ	54,8
0805 10 20	EG	44,7
	IL	54,4
	MA	56,2
	TN	50,5
	TR	89,7
	ZZ	59,1
0805 50 10	IL	109,4
	SY	56,4
	TR	124,9
	ZZ	96,9
0808 10 80	AR	102,3
	CA	53,7
	CN	97,0
	MK	42,4
	US	109,6
	UY	89,9
	ZZ	82,5
	ZZ	82,5
0808 20 50	AR	82,0
	CL	63,2
	CN	80,3
	US	123,2
	ZA	102,3
	ZZ	90,2

⁽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 197/2008**of 3 March 2008****approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications (Queijo Serra da Estrela (PDO))**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs ⁽¹⁾, and in particular the first subparagraph of Article 7(4) thereof,

Whereas:

- (1) By virtue of the first subparagraph of Article 9(1) and having regard to Article 17(2) of Regulation (EC) No 510/2006, the Commission has examined Portugal's request for approval of amendments to the specification for the protected designation of origin 'Queijo Serra da Estrela', registered under Commission Regulation (EC) No 1107/96 ⁽²⁾.

- (2) Since the amendments in question are not minor within the meaning of Article 9 of Regulation (EC) No 510/2006, the Commission published the amendment application in the *Official Journal of the European Union* as required by the first subparagraph of Article 6(2) of that Regulation ⁽³⁾. As no statement of objection within the meaning of Article 7 of Regulation (EC) No 510/2006 has been sent to the Commission, the amendments should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The amendments to the specification published in the *Official Journal of the European Union* regarding the name in the Annex to this Regulation are hereby approved.

Article 2

This Regulation shall enter into force on the 20th 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, 3 March 2008.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

⁽¹⁾ OJ L 93, 31.3.2006, p. 12. Regulation as amended by Regulation (EC) No 1791/2006 (OJ L 363, 20.12.2006, p. 1).

⁽²⁾ OJ L 148, 21.6.1996, p. 1. Regulation as last amended by Regulation (EC) No 2156/2005 (OJ L 342, 24.12.2005, p. 54).

⁽³⁾ OJ C 127, 8.6.2007, p. 10.

ANNEX

1. Agricultural products intended for human consumption listed in Annex I to the Treaty:

Class 1.3. Cheese

PORTUGAL

Queijo Serra da Estrela (PDO)

COMMISSION REGULATION (EC) No 198/2008**of 3 March 2008****amending for the 92nd time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban, and repealing Council Regulation (EC) No 467/2001 prohibiting the export of certain goods and services to Afghanistan, strengthening the flight ban and extending the freeze of funds and other financial resources in respect of the Taliban of Afghanistan ⁽¹⁾, and in particular Article 7(1), first indent, thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 881/2002 lists the persons, groups and entities covered by the freezing of funds and economic resources under that Regulation.

- (2) On 20 February 2008, the Sanctions Committee of the United Nations Security Council decided to amend the list of persons, groups and entities to whom the freezing of funds and economic resources should apply. Annex I should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 881/2002 is hereby amended as set out in the Annex to this Regulation.

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, 3 March 2008.

For the Commission
Eneko LANDÁBURU
Director-General for External Relations

⁽¹⁾ OJ L 139, 29.5.2002, p. 9. Regulation as last amended by Commission Regulation (EC) No 59/2008 (OJ L 22, 25.1.2008, p. 4).

ANNEX

Annex I to Regulation (EC) No 881/2002 is amended as follows:

- (1) The entry 'Islamic Jihad Group (*alias* (a) Jama'at al-Jihad, (b) Libyan Society, (c) Kazakh Jama'at, (d) Jamaat Mojahedin, (e) Jamiyat, (f) Jamiat al-Jihad al-Islami, (g) Dzhamaat Modzhakhedov, (h) Islamic Jihad Group of Uzbekistan, (i) al-Djihad al-Islami, (j) Zamaat Modzhakhedov Tsentralnoy Asii)' under the heading 'Legal persons, groups and entities' shall be replaced by:

'Islamic Jihad Group (*alias* (a) Jama'at al-Jihad, (b) Libyan Society, (c) Kazakh Jama'at, (d) Jamaat Mojahedin, (e) Jamiyat, (f) Jamiat al-Jihad al-Islami, (g) Dzhamaat Modzhakhedov, (h) Islamic Jihad Group of Uzbekistan, (i) al-Djihad al-Islami, (j) Zamaat Modzhakhedov Tsentralnoy Asii, (k) Islamic Jihad Union).'

- (2) The entry 'Fahd Muhammad 'Abd Al-'Aziz **Al-Khashiban** (*alias* (a) Fahad H. A. **Khashayban**, (b) Fahad H. A. **al-Khashiban**, (c) Fahad H. A. **Kheshaiban**, (d) Fahad H. A. **Kheshayban**, (e) Fahad H. A. **al-Khosiban**, (f) Fahad H. A. **Khasiban**, (g) Fahd Muhammad 'Abd Al-'Aziz **al-Khashayban** (h) Fahd Muhammad 'Abd al-'Aziz **al-Khushayban**, (i) Fahad **al-Khashiban**, (j) Fahd **Khushaiban**, (k) Fahad Muhammad A. **al-Khoshiban**, (l) Fahad Mohammad A. **al-Khoshiban**, (m) Abu Thabit, (n) Shaykh Abu Thabit, (o) Shaykh Thabet, (p) Abu Abdur Rahman, (q) Abdur Abu Rahman). Date of birth: 16.10.1966. Place of birth: 'Aniza, Saudi Arabia. Other information: Involved in the financing of and otherwise provided assistance to Abu Sayyaf Group' under the heading 'Natural persons' shall be replaced by:

'Fahd Muhammad 'Abd Al-'Aziz **Al-Khashiban** (*alias* (a) Fahad H. A. **Khashayban**, (b) Fahad H. A. **al-Khashiban**, (c) Fahad H. A. **Kheshaiban**, (d) Fahad H. A. **Kheshayban**, (e) Fahad H. A. **al-Khosiban**, (f) Fahad H. A. **Khasiban**, (g) Fahd Muhammad 'Abd Al-'Aziz **al-Khashayban** (h) Fahd Muhammad 'Abd al-'Aziz **al-Khushayban**, (i) Fahad **al-Khashiban**, (j) Fahd **Khushaiban**, (k) Fahad Muhammad A. **al-Khoshiban**, (l) Fahad Mohammad A. **al-Khoshiban**, (m) Fahad Mohammad Abdulaziz **Alkhoshiban**, (n) Abu Thabit, (o) Shaykh Abu Thabit, (p) Shaykh Thabet, (q) Abu Abdur Rahman, (r) Abdur Abu Rahman). Date of birth: 16.10.1966. Place of birth: Oneiza, Saudi Arabia. Passport No: G477835 (issued on 26.6.2006, expires on 3.5.2011). Nationality: Saudi Arabian. Other information: Involved in the financing of and otherwise provided assistance to Abu Sayyaf Group.'

- (3) The entry 'Abdul Rahim **Al-Talhi** (*alias* (a) 'Abdul-Rahim Hammad **al-Talhi**, (b) Abd' Al-Rahim Hamad **al-Tahi**, (c) Abdulrheem Hammad A **Altalhi**, (d) Abe Al-Rahim **al-Talahi**, (e) Abd Al-Rahim **Al Tahli**, (f) 'Abd al-Rahim **al-Talhi**, (g) Abdulrahim **Al Tahi**, (h) Abdulrahim **al-Talji**, (i) 'Abd-Al-Rahim **al Talji**, (j) Abdul Rahim, (k) Abu Al Bara'a Al Naji, (l) Shuwayb Junayd. Address: Buraydah, Saudi Arabia. Date of birth: 8.12.1961. Place of birth: Al-Taif, Saudi Arabia. Passport No: F275043, issued on 29.5.2004, expires on 5.4.2009. Nationality: Saudi Arabian. Other information: Involved in the financing of, arms supply to and otherwise provided assistance to Abu Sayyaf Group' under the heading 'Natural persons' shall be replaced by:

'Abdul Rahim **Al-Talhi** (*alias* (a) 'Abdul-Rahim Hammad **al-Talhi**, (b) Abd' Al-Rahim Hamad **al-Tahi**, (c) Abdulrheem Hammad A **Altalhi**, (d) Abe Al-Rahim **al-Talahi**, (e) Abd Al-Rahim **Al Tahli**, (f) 'Abd al-Rahim **al-Talhi**, (g) Abdulrahim **Al Tahi**, (h) Abdulrahim **al-Talji**, (i) 'Abd-Al-Rahim **al Talji**, (j) Abdul Rahim Hammad Ahmad **Al-Talhi**, (k) Abdul Rahim, (l) Abu Al Bara'a Al Naji, (m) Shuwayb Junayd. Address: Buraydah, Saudi Arabia. Date of birth: 8.12.1961. Place of birth: Al-Shefa, Al-Taif, Saudi Arabia. Passport No: F275043 (issued on 29.5.2004, expires on 5.4.2009). Nationality: Saudi Arabian. Other information: Involved in the financing of, arms supply to and otherwise provided assistance to Abu Sayyaf Group.'

- (4) The entry 'Muhammad 'Abdallah Salih **Sughayr** (*alias* (a) Muhammad' Abdallah Salih **Al-Sughayir**, (b) Muhammad' Abdallah Salih **Al-Sughaier**, (c) Muhammad' Abdallah Salih **Al-Sughayer**, (d) Mohd **Al-Saghir**, (e) Muhammad **Al-Sugayer**, (f) Muhammad 'Abdallah Salih **Al-Sughair**, (g) Muhammad 'Abdallah Salih **Al-Sugair**, (h) Muhammad' Abdallah Salih **Al-Suqayr**, (i) Abu Bakr, (j) Abu Abdullah. Date of birth: (a) 20.8.1972, (b) 10.8.1972. Place of birth: Al-Karawiya, Saudi Arabia. Other information: Involved in the financing of, arms supply to, recruitment for and otherwise provided assistance to Abu Sayyaf Group' under the heading 'Natural persons' shall be replaced by:

'Muhammad 'Abdallah Salih **Sughayr** (*alias* (a) Muhammad' Abdallah Salih **Al-Sughayir**, (b) Muhammad' Abdallah Salih **Al-Sughaier**, (c) Muhammad' Abdallah Salih **Al-Sughayer**, (d) Mohd **Al-Saghir**, (e) Muhammad **Al-Sugayer**, (f) Muhammad 'Abdallah Salih **Al-Sughair**, (g) Muhammad 'Abdallah Salih **Al-Sugair**, (h) Muhammad 'Abdallah Salih **Al-Suqayr**, (i) Mohammad Abdullah S Ssughayer, (j) Abu Bakr, (k) Abu Abdullah. Date of birth: (a) 20.8.1972, (b) 10.8.1972. Place of birth: Al-Karawiya, Oneiza, Saudi Arabia. Passport No: E864131 (issued on 30.12.2001, expired on 6.11.2006). Nationality: Saudi Arabian. Other information: Involved in the financing of, arms supply to, recruitment for and otherwise provided assistance to Abu Sayyaf Group.'

II

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

DECISIONS

COUNCIL

COUNCIL DECISION

of 25 February 2008

concerning the conclusion of the Agreement on scientific and technological cooperation between the European Community and the Arab Republic of Egypt

(2008/180/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 170 in conjunction with the first sentence of the first subparagraph of Article 300(2) and the first subparagraph of Article 300(3),

Having regard to the proposal from the Commission,

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

Whereas:

(1) The Commission has negotiated, on behalf of the Community, an Agreement on scientific and technological cooperation between the European Community and the Arab Republic of Egypt (the Agreement).

(2) Subject to possible conclusion at a later date, the Agreement initialled on 4 March 2004 was signed on 21 June 2005, with a provisional application upon its signature.

(3) The Agreement is based on the principles of mutual benefit, reciprocal opportunities for access to each other's programmes and activities relevant to the

purpose of the Agreement, non-discrimination, the effective protection of intellectual property, and equitable sharing of intellectual property rights. Participation in indirect actions of legal entities established in the Arab Republic of Egypt shall be subject to the terms and conditions for legal entities in third countries established by a decision taken by the European Parliament and the Council according to Article 167 of the Treaty, Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities ⁽²⁾ and other applicable Community legislation.

(4) The Agreement should be concluded in such a way that the languages of all Member States are authentic. This will be done via an Exchange of Letters.

(5) The Agreement should be approved,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement for scientific and technological cooperation between the European Community and the Arab Republic of Egypt ⁽³⁾ is hereby approved on behalf of the Community.

⁽¹⁾ Opinion of 29 November 2007 (not yet published in the Official Journal).

⁽²⁾ OJ L 248, 16.9.2002, p. 1. Regulation as last amended by Regulation (EC) No 1525/2007 (OJ L 343, 27.12.2007, p. 9).

⁽³⁾ OJ L 182, 13.7.2005, p. 12.

Article 2

The President of the Council shall, acting on behalf of the Community, give the notification provided for in Article 7 of the Agreement and shall be authorised to approve with the Arab Republic of Egypt, via an Exchange of Letters, that the text of the Agreement is authentic in all the languages of the Member States following the accessions of 2004 and 2007.

Done at Brussels, 25 February 2008.

For the Council
The President
A. VIZJAK

COUNCIL DECISION**of 25 February 2008****concerning the conclusion of the Agreement on Scientific and Technical Cooperation between the European Community and the State of Israel**

(2008/181/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 170 thereof, in conjunction with the first sentence of the first subparagraph of Article 300(2) and Article 300(3) thereof,

Having regard to the proposal from the Commission,

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

Whereas:

- (1) The Commission has negotiated, on behalf of the Community, the renewal of the Agreement on Scientific and Technological Cooperation with the State of Israel (the Agreement).
- (2) The Agreement was signed on behalf of the Community on 16 July 2007 in Brussels, subject to possible conclusion at a later date.

(3) The Agreement should be approved,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement on Scientific and Technological Cooperation between the European Community and the State of Israel ⁽²⁾ is hereby approved on behalf of the Community.

Article 2

The President of the Council shall, acting on behalf of the Community, give the notification provided for in Article 5(2) of the Agreement.

Done at Brussels, 25 February 2008.

For the Council
The President
A. VIZJAK

⁽¹⁾ Opinion of 25 September 2007 (not yet published in the Official Journal).

⁽²⁾ OJ L 220, 25.8.2007, p. 5.

COUNCIL DECISION
of 25 February 2008
amending Council Decision of 16 December 1980 setting up the Consultative Committee for the
Fusion Programme
(2008/182/Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Whereas:

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular to the fourth paragraph of Article 7 thereof,

- (1) The CCE-FU shall deliver its opinions by means of a weighted voting system when, acting under paragraph 5(g) of the Council Decision of 16 December 1980, it defines priority actions with a view to allocation of preferential support.

Having regard to the Council Decision 2006/970/Euratom of 18 December 2006 concerning the Seventh Framework Programme of the European Atomic Energy Community (Euratom) for nuclear research and training activities ⁽¹⁾, also contributing towards the creation of a knowledge-based society, building on the European Research Area,

- (2) On 21 March 2007 the CCE-FU unanimously recommended updating its weighted voting system which should be applied within the Committee referred to in paragraph 14 of the Council Decision of 16 December 1980, when dealing with fusion-related aspects, in order to include the voting rights of the new Member States following their accession.

Having regard to the Council Decision 2006/976/Euratom of 19 December 2006 concerning the Specific Programme implementing the Seventh Framework Programme of the European Atomic Energy Community (Euratom) for nuclear research and training activities (2007 to 2011) ⁽²⁾, and in particular to Article 7(2) thereof, that provides that, for the purposes of implementing the Specific Programme, the Commission shall be assisted by a Consultative Committee and that, for fusion-related aspects, the composition of this Committee and the detailed operational rules and procedures applicable to it shall be as laid down in the Council Decision of 16 December 1980 setting up a Consultative Committee for the Fusion Programme ⁽³⁾ (hereinafter referred to as the Council Decision of 16 December 1980 and the CCE-FU, respectively),

- (3) In view of the above, it is now appropriate to amend accordingly the Council Decision of 16 December 1980,

HAS DECIDED AS FOLLOWS:

Sole Article

In paragraph 14 of the Council Decision of 16 December 1980, the last two sentences shall be replaced by the following text:

Having regard to the 2005 Act of Accession, and in particular Article 50 thereof,

‘Opinions relating to paragraph 5(g) shall be adopted by the following weighted voting system:

Having regard to the Council Decision of 16 December 1980, and in particular to paragraph 14 thereof, that lays down a voting system for the CCE-FU,

Belgium	2
Bulgaria	2
Czech Republic	2
Denmark	2

⁽¹⁾ OJ L 400, 30.12.2006, p. 60, as corrected by OJ L 54, 22.2.2007, p. 21.

⁽²⁾ OJ L 400, 30.12.2006, p. 404, as corrected by OJ L 54, 22.2.2007, p. 139.

⁽³⁾ Not published, but last amended by Council Decision 2005/336/Euratom (OJ L 108, 29.4.2005, p. 64).

Germany	5	Portugal	2
Estonia	1	Romania	2
Greece	2	Slovenia	1
Spain	3	Slovakia	2
France	5	Finland	2
Ireland	2	Sweden	2
Italy	5	United Kingdom	5
Cyprus	1	Switzerland	2
Latvia	1	Total	64
Lithuania	2		
Luxembourg	1		
Hungary	2		
Malta	1		
Netherlands	2		
Austria	2		
Poland	3		

For the adoption of an opinion, the required majority shall be 33 votes in favour by at least 15 delegations.'

Done at Brussels, 25 February 2008.

For the Council
The President
A. VIZJAK

COUNCIL DECISION
of 28 February 2008
appointing an Italian alternate member to the Committee of the Regions
(2008/183/EC)

THE COUNCIL OF THE EUROPEAN UNION,

HAS DECIDED AS FOLLOWS:

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Article 1

Mr Giovanni SPERANZA, Sindaco del Comune di Lamezia Terme, is hereby appointed an alternate member of the Committee of the Regions for the remainder of the current term of office, which runs until 25 January 2010.

Having regard to the proposal from the Italian Government,

Article 2

This Decision shall take effect on the date of its adoption.

Whereas:

(1) On 24 January 2006 the Council adopted Decision 2006/116/EC⁽¹⁾ appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2006 to 25 January 2010.

Done at Brussels, 28 February 2008.

(2) A seat as an alternate member of the Committee of the Regions has become vacant following the end of the mandate of Mr CONDORELLI,

For the Council
The President
A. VIZJAK

⁽¹⁾ OJ L 56, 25.2.2006, p. 75.

COUNCIL DECISION
of 29 February 2008
appointing a new member of the Commission of the European Communities
(2008/184/EC)

THE COUNCIL OF THE EUROPEAN UNION,

HAS DECIDED AS FOLLOWS:

Article 1

Having regard to the Treaty establishing the European Community, and in particular the second paragraph of Article 215 thereof,

Ms Androula VASSILIOU is hereby appointed a member of the Commission for the period from 3 March 2008 to 31 October 2009.

Article 2

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular the second paragraph of Article 128 thereof,

This Decision shall take effect on 3 March 2008.

Article 3

Whereas:

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

In a letter dated 28 February 2008, followed by a letter dated 29 February 2008, Mr Markos KYPRIANOU resigned from his post as a member of the Commission, with effect from midnight on 2 March 2008. He should be replaced for the remainder of his term of office,

Done at Brussels, 29 February 2008.

For the Council
The President
M. COTMAN

COMMISSION

COMMISSION DECISION

of 21 February 2008

on additional guarantees in intra-Community trade of pigs relating to Aujeszky's disease and criteria to provide information on this disease

(notified under document number C(2008) 669)

(Codified version)

(Text with EEA relevance)

(2008/185/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

responsible for the establishment of international animal health rules for trade in animals and animal products. These rules are published in the International Animal Health Code.

Having regard to the Treaty establishing the European Community,

(3) The chapter of the International Animal Health Code on Aujeszky's disease has been substantially amended.

Having regard to Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine⁽¹⁾, and in particular Article 8, Article 9(2) and Article 10(2) thereof,

(4) It is appropriate to modify the additional guarantees required in intra-Community trade of pigs in relation to Aujeszky's disease in order to ensure their consistency with the international rules on this disease and better control in the Community.

Whereas:

(5) Criteria must be established on the information to be provided by the Member States on Aujeszky's disease, in accordance with Article 8 of Directive 64/432/EEC.

(1) Commission Decision 2001/618/EC of 23 July 2001 on additional guarantees in intra-Community trade of pigs relating to Aujeszky's disease, criteria to provide information on this disease and repealing Decisions 93/24/EEC and 93/244/EEC⁽²⁾ has been substantially amended several times⁽³⁾. In the interests of clarity and rationality the said Decision should be codified.

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

(2) The International Office of Epizootic Diseases (OIE) is the international organisation designated under the Agreement on the Application of Sanitary and Phytosanitary Measures in application of GATT 1994 which is

HAS ADOPTED THIS DECISION:

Article 1

The dispatching of pigs intended for breeding or production destined for the Member States or regions free of Aujeszky's disease listed in Annex I and coming from any other Member State or region not listed in that Annex is authorised subject to the following conditions:

⁽¹⁾ OJ L 21, 29.7.1964, p. 1977/64. Directive as last amended by Commission Decision 2007/729/EC (OJ L 294, 13.11.2007, p. 26).

⁽²⁾ OJ L 215, 9.8.2001, p. 48. Decision as last amended by Decision 2007/729/EC.

⁽³⁾ See Annex V.

1. Aujeszky's disease must be compulsorily notifiable in the Member State of origin;
2. a plan for the control and eradication of Aujeszky's disease, fulfilling the criteria laid down in Article 9(1) of Directive 64/432/EEC, must be in place in the Member State or regions of origin under the supervision of the competent authority. Appropriate measures on pig transport and movements must be in place according to this plan for preventing a spread of disease between holdings of a different status;
3. with regard to the holding of origin of the pigs:
 - (a) no clinical, pathological or serological evidence of Aujeszky's disease has been recorded in the previous 12 months in the holding in question;
 - (b) no clinical, pathological or serological evidence of Aujeszky's disease has been recorded in the previous 12 months in the holdings located in an area of 5 km surrounding the holding of origin of the pigs; however, this provision shall not apply if, in these latter holdings, disease monitoring and eradication measures have been regularly applied under the supervision of the competent authority and in accordance with the eradication plan referred to in point (2), and these measures have effectively prevented any spread of disease to the holding in question;
 - (c) vaccination against Aujeszky's disease has not been carried out for at least 12 months;
 - (d) the pigs have been subjected on at least two occasions at an interval of at least four months to a serological survey for the presence of ADV-gE or ADV-gB or ADV-gD antibody or to the whole Aujeszky's disease virus. This survey must have shown the absence of Aujeszky's disease and that vaccinated pigs have been free from gE antibodies;
 - (e) no pigs have been introduced from holdings of a lower animal health status as regards Aujeszky's disease in the previous 12 months, unless they have been tested for Aujeszky's disease with negative results;
4. the pigs to be moved:
 - (a) have not been vaccinated;
 - (b) have been kept isolated in accommodation approved by the competent authority, during the 30 days prior to movement, and in such a way that any risk of spreading Aujeszky's disease to these pigs is prevented;
 - (c) must have lived in the holding of origin or in a holding of an equivalent status since birth, and have remained in the holding of origin for at least:
 - (i) 30 days, in the case of pigs intended for production;
 - (ii) 90 days, in the case of pigs intended for breeding;
 - (d) have been subjected with negative results to at least two serological tests for ADV-gB or ADV-gD or the whole Aujeszky's disease virus, at a distance of at least 30 days between each test. However, in case of pigs less than four months old, the serological test for ADV-gE may also be used. Sampling for the last test must be performed within 15 days prior to shipment. The number of pigs tested in the isolation unit must be sufficient to detect:
 - (i) 2 % seroprevalence with 95 % confidence in the isolation unit in case of pigs intended for production;
 - (ii) 0,1 % seroprevalence with 95 % confidence in the isolation unit in case of pigs intended for breeding.

However, the first of the two tests shall not be necessary if:

 - (i) in the framework of the plan referred to in point (2), a serological survey has been carried out in the holding of origin between 45 and 170 days prior to shipment, demonstrating the absence of Aujeszky's disease antibodies and that vaccinated pigs have been free from gE antibodies;
 - (ii) the pigs to be moved have lived in the holding of origin since birth;
 - (iii) no pigs have moved on to the holding of origin while the pigs to be moved have been kept in isolation.

Article 2

The dispatching of pigs intended for slaughter destined for the Member States or regions free of Aujeszky's disease listed in Annex I and coming from any other Member State or region not listed in that Annex, is authorised subject to the following conditions:

1. Aujeszky's disease must be compulsorily notifiable in the Member State of origin;
2. a plan for the control and eradication of Aujeszky's disease is in place in the Member State or regions of origin of the pigs, fulfilling the criteria laid down in Article 1(2);

3. all the pigs in question must be transported directly to the slaughterhouse of destination and either:
- (a) they come from a holding which fulfils the conditions laid down in Article 1(3); or
 - (b) they have been vaccinated against Aujeszky's disease at least 15 days prior to their shipment and come from a holding of origin where:
 - (i) in the framework of the plan referred to in point (2), Aujeszky's disease monitoring and eradication measures have been regularly applied under the supervision of the competent authority for the previous 12 months;
 - (ii) they had remained for at least 30 days before dispatch and where no clinical or pathological evidence of this disease has been detected at the moment of completion of the health certificate referred to in Article 7; or
 - (c) they have not been vaccinated and they proceed from a holding where:
 - (i) in the framework of the plan referred to in point 2, Aujeszky's disease monitoring and eradication measures have been regularly applied under the supervision of the competent authority in the previous 12 months and no clinical, pathological or serological evidence of Aujeszky's disease has been recorded in the previous six months;
 - (ii) vaccination against Aujeszky's disease and introduction of vaccinated pigs have been forbidden by the competent authority, since the holding is in the process of reaching the highest status as regards Aujeszky's disease in accordance to the plan referred to in point (2);
 - (iii) they have lived for at least 90 days before dispatch.
2. come from:
- (a) Member States or regions listed in Annex II; and
 - (b) a holding which fulfils the requirements of Article 1(3); or
3. fulfil the following conditions:
- (a) Aujeszky's disease must be compulsorily notifiable in the Member State of origin;
 - (b) a plan for the control and eradication of Aujeszky's disease is in place in the Member States or region of origin, which fulfils the criteria laid down in Article 1(2);
 - (c) no clinical, pathological or serological evidence of Aujeszky's disease has been recorded in the previous 12 months in the holding of origin of the pigs in question;
 - (d) the pigs must have been isolated in accommodation approved by the competent authority for the 30 days immediately prior to movement and kept isolated in such a way that any risk of spreading of Aujeszky's disease is prevented;
 - (e) the pigs must have been subjected, with negative results, to a serological test for the presence of gE antibodies. Sampling for the last test must be performed within 15 days prior to shipment. The number of pigs tested must be sufficient to detect 2 % seroprevalence with 95 % confidence in these pigs;
 - (f) the pigs must have lived in the holding of origin or in a holding of an equivalent status since birth, and have remained in the holding of origin for at least 90 days.

Article 3

Pigs intended for breeding destined for the Member States or regions listed in Annex II, where approved Aujeszky's disease eradication programmes are in place, must either:

1. come from Member States or regions listed in Annex I; or

Article 4

Pigs intended for production destined for the Member States or regions listed in Annex II, where approved Aujeszky's disease eradication programmes are in place, must either:

1. come from Member States or regions listed in Annex I; or

2. come from:
- (a) Member States or regions listed in Annex II; and
 - (b) a holding which fulfils the requirements of Article 1(3); or
3. fulfil the following conditions:
- (a) Aujeszky's disease must be compulsorily notifiable in the Member State of origin;
 - (b) a plan for the control and eradication of Aujeszky's disease is in place in the Member States or region of origin, which fulfils the criteria laid down in Article 1 point (2);
 - (c) no clinical, pathological or serological evidence of Aujeszky's disease has been recorded in the previous 12 months in the holding of origin of the pigs in question;
 - (d) a serological survey for Aujeszky's disease, demonstrating its absence and that vaccinated pigs have been free from gE antibodies, has been carried out in the holding of origin and between 45 and 170 days prior to shipment;
 - (e) the pigs must either have lived in the holding of origin since birth or have remained in such holdings for at least 30 days after introduction from a holding of an equivalent status, where a serological survey equivalent to the one referred to in point (d) has been carried out.

Article 5

The serological tests carried out to monitor or detect Aujeszky's disease in pigs in accordance with this Decision must meet the standards laid down in Annex III.

Article 6

Without prejudice to Article 10(3) of Directive 64/432/EEC, information on the occurrence of Aujeszky's disease, including details of the monitoring and eradication programmes in operation in the Member States listed in Annex II and in the other Member States or regions not listed in that Annex where monitoring and eradication programmes are in place, must be provided at least annually by each Member State in accordance with the uniform criteria laid down in Annex IV.

Article 7

1. Without prejudice to the provisions laid down in Community legislation concerning health certificates, before the completion, for animals of the porcine species destined for Member States or regions listed in Annex I or II, of

section C of the health certificate required by Directive 64/432/EEC, the official veterinarian shall ascertain:

- (a) the status of the holding and of the Member State or region of origin of the pigs in question as regards Aujeszky's disease;
- (b) in case the pigs are not originating from a Member State or a region free of the disease, the status of the holding and of the Member State or regions of destination for the pigs in question as regards Aujeszky's disease;
- (c) the compliance of the pigs in question with the conditions laid down in this Decision.

2. For animals of the porcine species destined for Member States or regions listed in Annex I or II, the certification under paragraph 4 of Section C of the health certificate referred to in paragraph 1 shall be completed and supplemented as follows:

- (a) in the first indent, after the word 'disease' the word 'Aujeszky' must be added;
- (b) in the second indent, reference shall be made to this Decision. In the same line, the number of the Article of this Decision, which is relevant for the pigs in question, shall be quoted between brackets.

Article 8

Member States must ensure that when pigs destined for Member States or regions listed in Annex I or II are transported, they shall not come in contact with pigs of different or unknown status, as regards Aujeszky's disease, during transport or transit.

Article 9

Decision 2001/618/EC is repealed.

References to the repealed Decision shall be construed as references to this Decision and shall be read in accordance with the correlation table in Annex VI.

Article 10

This Decision is addressed to the Member States.

Done at Brussels, 21 February 2008.

For the Commission

The President

José Manuel BARROSO

ANNEX I

Member States or regions thereof free of Aujeszky's disease and where vaccination is prohibited

ISO code	Member State	Regions
CZ	Czech Republic	All regions
DK	Denmark	All regions
DE	Germany	All regions
FR	France	The departments of Ain, Aisne, Allier, Alpes-de-Haute-Provence, Alpes-Maritimes, Ardèche, Ardennes, Ariège, Aube, Aude, Aveyron, Bas-Rhin, Bouches-du-Rhône, Calvados, Cantal, Charente, Charente-Maritime, Cher, Corrèze, Côte-d'Or, Creuse, Deux-Sèvres, Dordogne, Doubs, Drôme, Essonne, Eure, Eure-et-Loir, Gard, Gers, Gironde, Hautes-Alpes, Hauts-de-Seine, Haute Garonne, Haute-Loire, Haute-Marne, Hautes-Pyrénées, Haut-Rhin, Haute-Saône, Haute-Savoie, Haute-Vienne, Hérault, Indre, Indre-et-Loire, Isère, Jura, Landes, Loire, Loire-Atlantique, Loir-et-Cher, Loiret, Lot, Lot-et-Garonne, Lozère, Maine-et-Loire, Manche, Marne, Mayenne, Meurthe-et-Moselle, Meuse, Moselle, Nièvre, Oise, Orne, Paris, Pas-de-Calais, Pyrénées-Atlantiques, Pyrénées-Orientales, Puy-de-Dôme, Réunion, Rhône, Sarthe, Saône-et-Loire, Savoie, Seine-et-Marne, Seine-Maritime, Seine-Saint-Denis, Somme, Tarn, Tarn-et-Garonne, Territoire de Belfort, Val-de-Marne, Val-d'Oise, Var, Vaucluse, Vendée, Vienne, Vosges, Yonne, Yvelines
CY	Cyprus	Whole territory
LU	Luxembourg	All regions
AT	Austria	Whole territory
SK	Slovakia	All regions
FI	Finland	All regions
SE	Sweden	All regions
UK	United Kingdom	All regions in England, Scotland and Wales

ANNEX II

Member States or regions thereof where approved Aujeszky's disease control programmes are in place

ISO code	Member State	Regions
BE	Belgium	Whole territory.
ES	Spain	The territory of the Autonomous Communities of Galicia, País Vasco, Asturias, Cantabria, Navarra, La Rioja. The territory of the provinces of León, Zamora, Palencia, Burgos, Valladolid and Ávila in the Autonomous Community of Castilla y León. The territory of the province of Las Palmas in the Canary Islands.
FR	France	The departments of Côtes-d'Armor, Finistère, Ille-et-Vilaine, Morbihan and Nord.
IT	Italy	The Province of Bolzano.
NL	Netherlands	Whole territory.

ANNEX III

Standards for Aujeszky's disease serological tests — Protocol for the enzyme linked immunosorbent assay (ELISA) for detecting antibodies to Aujeszky's disease virus (whole virus), to glycoprotein B (ADV-gB), to glycoprotein D (ADV-gD) or to glycoprotein E (ADV-gE)

1. The institutes listed in paragraph 2(d) shall evaluate Elisa ADV-gE tests and kits against the criteria in paragraph 2(a), (b) and (c). The competent authority in each Member State shall ensure that only Elisa ADV-gE kits that meet these standards shall be registered. The examinations listed in 2(a) and (b) must be carried out prior to approval of the test and the examination in 2(c), at least, must thereafter be carried out on each batch.
2. Standardisation, sensitivity and specificity of the test.
 - (a) The sensitivity of the test must be of such a level that the following Community reference sera are scored positive:
 - Community reference serum ADV 1 at 1:8 dilution,
 - Community reference serum ADV-gE A,
 - Community reference serum ADV-gE B,
 - Community reference serum ADV-gE C,
 - Community reference serum ADV-gE D,
 - Community reference serum ADV-gE E,
 - Community reference serum ADV-gE F.
 - (b) The specificity of the test must be of such a level that the following Community reference sera are scored negative:
 - Community reference serum ADV-gE G,
 - Community reference serum ADV-gE H,
 - Community reference serum ADV-gE J,
 - Community reference serum ADV-gE K,
 - Community reference serum ADV-gE L,
 - Community reference serum ADV-gE M,
 - Community reference serum ADV-gE N,
 - Community reference serum ADV-gE O,
 - Community reference serum ADV-gE P,
 - Community reference serum ADV-gE Q.
 - (c) For batch control, Community reference serum ADV 1 must be scored positive at 1:8 dilution and one of the Community reference sera from ADV-gE G to ADV-gE Q, as listed in point (b), must be scored negative.

For batch control of ADV-gB and ADV-gD kits, Community reference serum ADV 1 must be scored positive at the dilution of 1:2 and Community reference serum Q referred to in (b) should be scored negative.
 - (d) The institutes listed below will, in addition, be responsible for checking the quality of the ELISA method in each Member State, and in particular for producing and standardising national reference sera according to the Community reference sera.

AT	AGES: Österreichische Agentur für Gesundheit und Ernährungssicherheit GmbH — Institut für veterinärmedizinische Untersuchungen Mödling (Austrian Agency for Health and Consumer Protection — Institute for veterinary investigations Mödling) Robert Koch-Gasse 17 A-2340 Mödling Tel. +43 (0) 505 55-38112 Fax +43 (0) 505 55-38108 E-mail: vetmed.moedling@ages.at
BE	CODA — CERVA — VAR Veterinary and Agrochemical Research Centre Groeselenberg 99 B-1180 Brussels
CY	State Veterinary Laboratory Veterinary Services 1417 Athalassa Nicosia
CZ	—
DE	Friedrich-Loeffler-Institut Bundesforschungsinstitut für Tiergesundheit Standort Wusterhausen Seestraße 55 D-16868 Wusterhausen Tel. + 49 33979 80-0 Fax + 49 33979 80-200
DK	National Veterinary Institute, Technical University of Denmark Lindholm DK-4771 Kalvehave
EE	Veterinaar- ja Toidulaboratoorium Kreutzwaldi 30, 51006 Tartu, Estonia Tel. + 372 7 386 100 Faks: + 372 7 386 102 E-mail: info@vetlab.ee
ES	Laboratorio Central de Sanidad Animal de Algete Carretera de Algete, km 8 Algete 28110 (Madrid) Tel. +34 916 290 300 Fax +34 916 290 598 E-mail: lcv@mapya.es
FI	Finnish Food Safety Authority Animal Diseases and Food Safety Research Mustialankatu 3 FI-00790 Helsinki, Finland E-mail: info@evira.fi Tel. +358 20 772 003 (exchange) Fax +358 20 772 4350
FR	Laboratoire d'études et de recherches avicoles, porcines et piscicoles AFSSA site de Ploufragan/Brest — LERAPP BP 53 22440 Ploufragan
UK	Veterinary Laboratories Agency New Haw, Addlestone, Weybridge Surrey KT15 3NB, UK Tel. (44-1932) 341111 Fax (44-1932) 347046
GR	Centre of Athens Veterinary Institutes 25 Neapoleos Street, GR-153 10 Agia Paraskevi Attiki Tel. +30 2106010903

HU	Mezőgazdasági Szakigazgatási Hivatal Központ, Állat-egészségügyi Diagnosztikai Igazgatóság Central Agricultural Office, Veterinary Diagnostic Directorate Address: 1149 Budapest, Tábornok u. 2. Mailing Address: 1581 Budapest, 146. Pf. 2. Tel. +36 1 460-6300 Fax +36 1 252-5177 E-mail: titkarsag@oai.hu
IE	Virology Division Central Veterinary Research Laboratory Department of Agriculture and Food Laboratories Backweston Campus Stacumny Lane Celbridge Co. Kildare
IT	Centro di referenza nazionale per la malattia di Aujeszky — Pseudorabbia c/o Istituto zooprofilattico sperimentale della Lombardia e dell'Emilia Romagna, Via Bianchi, 9; 25124 Brescia
LT	National Veterinary Laboratory (Nacionalinė veterinarijos laboratorija) J. Kairiūkščio 10 LT-08409 Vilnius
LU	CODA — CERVA — VAR Veterinary and Agrochemical Research Centre Groeselenberg 99 B-1180 Brussels
LV	Nacionālais diagnostikas centrs (National Diagnostic Centre) Leļupes iela 3, Rīga, LV-1076 Tel. +371 7620526 Fax +371 7620434 E-mail: ndc@ndc.gov.lv
MT	—
NL	Centraal Instituut voor Dierziekte Controle CIDC-Lelystad Hoofdvestiging: Houtribweg 39 Nevenvestiging: Edelhertweg 15 Postbus 2004 8203 AA Lelystad
PL	Laboratory Departement of Swine Diseases Państwowy Instytut Weterynaryjny – Państwowy Instytut Badawczy al. Partyzantów 57, 24-100 Puławy Tel. +48 81 889 30 00 Fax +48 81 886 25 95 E-mail: sekretariat@piwet.pulawy.pl
PT	Laboratório Nacional de Investigação Veterinária (LNIV) Estrada de Benfica, 701 P-1549-011 Lisboa
SE	Statens veterinärmedicinska anstalt Department of Virology S-751 89 Uppsala Tel. (46-18) 67 40 00 Fax (46-18) 67 44 67
SI	Univerza v Ljubljani Veterinarska fakulteta Nacionalni veterinarski inštitut Gerbičeva 60, SI-1000 Ljubljana
SK	Štátny veterinárny ústav Pod dráhami 918 960 86 Zvolen Slovenska republika

ANNEX IV

Criteria on the information to be provided on the occurrence of Aujeszky's disease (AD) and on plans for the monitoring and eradication of this disease, to be provided in accordance with Article 8 of Council Directive 64/432/EEC

1. Member State:
2. Date:
3. Reporting period:
4. Number of holdings where AD has been detected by means of clinical, serological or virological investigations:
5. Information on AD vaccination, serological investigations and categorisation of holdings (please complete the attached table):

Region	Number of pig holdings	Number of pig holdings under an AD-programme ⁽¹⁾	Number of AD not-infected pig holdings (with vaccination) ⁽²⁾	Number of AD free pig holdings (without vaccination) ⁽³⁾
Total				

⁽¹⁾ Programme under the supervision of the competent authority.
⁽²⁾ Pig holdings where serological tests for AD have been carried out with negative results in accordance with an official AD programme and where vaccination has been applied during the previous 12 months.
⁽³⁾ Pig holdings which fulfil the conditions of Article 1(3).

6. Further information on serological monitoring in Artificial Insemination Centres, for export purposes, in the framework of other surveillance schemes, etc.:
-
-
-

ANNEX V

REPEALED DECISION WITH LIST OF ITS SUCCESSIVE AMENDMENTS

Commission Decision 2001/618/EC (O) L 215, 9.8.2001, p. 48).	
Commission Decision 2001/746/EC (O) L 278, 23.10.2001, p. 41).	Only as regards the reference to Decision 2001/618/EC in Article 1
Commission Decision 2001/905/EC (O) L 335, 19.12.2001, p. 22).	Only as regards the reference to Decision 2001/618/EC in Article 2
Commission Decision 2002/270/EC (O) L 93, 10.4.2002, p. 7).	Only Article 3
Commission Decision 2003/130/EC (O) L 52, 27.2.2003, p. 9).	
Commission Decision 2003/575/EC (O) L 196, 2.8.2003, p. 41).	
Commission Decision 2004/320/EC (O) L 102, 7.4.2004, p. 75).	Only Article 2 and Annex II
Commission Decision 2005/768/EC (O) L 290, 4.11.2005, p. 27).	
Commission Decision 2006/911/EC (O) L 346, 9.12.2006, p. 41).	Only as regards the reference to Decision 2001/618/EC in Article 1 and point 12 of the Annex
Commission Decision 2007/603/EC (O) L 236, 8.9.2007, p. 7).	
Commission Decision 2007/729/EC (O) L 294, 13.11.2007, p. 26).	Only as regards the reference to Decision 2001/618/EC in Article 1 and point 10 of the Annex

ANNEX VI

Correlation table

Decision 2001/618/EC	This Decision
Article 1(a) and (b)	Article 1, points 1 and 2
Article 1(c) first to fifth indent	Article 1, point 3(a) to (e)
Article 1(d) first to fourth indent	Article 1, point 4(a) to (d)
Article 2(a) and (b)	Article 2, points 1 and 2
Article 2(c) first to third indent	Article 2, point 3(a) to (c)
Article 3(a)	Article 3, point 1
Article 3(b) first and second indent	Article 3, point 2(a) and (b)
Article 3(c) first to sixth indent	Article 3, point 3(a) to (f)
Article 4(a)	Article 4, point 1
Article 4(b) first and second indent	Article 4, point 2(a) and (b)
Article 4(c) first to fifth indent	Article 4, point 3(a) to (e)
Articles 5 to 8	Articles 5 to 8
Article 9	—
Article 10	—
—	Article 9
Article 11	Article 10
Annexes I to IV	Annexes I to IV
—	Annex V
—	Annex VI

III

(Acts adopted under the EU Treaty)

ACTS ADOPTED UNDER TITLE V OF THE EU TREATY

COUNCIL COMMON POSITION 2008/186/CFSP

of 3 March 2008

amending Common Position 2003/495/CFSP on Iraq

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 15 thereof,

Whereas:

- (1) On 7 July 2003, the Council adopted Common Position 2003/495/CFSP⁽¹⁾ on Iraq, in implementing of United Nations Security Council (UNSC) Resolution 1483 (2003).
- (2) On 18 December 2007, the UNSC adopted Resolution 1790 (2007) by which it decided *inter alia* that specific arrangements concerning proceeds from Iraqi exports of petroleum, petroleum products and natural gas, and concerning immunity from legal proceedings of certain Iraqi assets, as referred to in UNSC Resolution 1483 (2003) and UNSC Resolution 1546 (2004), are to apply until 31 December 2008.
- (3) Common Position 2003/495/CFSP should therefore be amended.
- (4) Action by the Community is needed in order to implement certain measures,

HAS ADOPTED THIS COMMON POSITION:

Article 1

Common Position 2003/495/CFSP is hereby amended as follows:

1. Article 4 shall be replaced by the following:

'Article 4

All proceeds from all export sales of petroleum, petroleum products and natural gas from Iraq as of 22 May 2003 shall

be deposited into the Development Fund for Iraq under the conditions set out in UNSC Resolution 1483 (2003).';

2. the following paragraph shall be added to Article 5:

'4. The privileges and immunities referred to in paragraphs 1, 2(a) and 2(b) shall not apply with respect to any final judgment arising out of a contractual obligation entered into by Iraq after 30 June 2004.';

3. in Article 7 the second subparagraph shall be replaced by the following:

'Articles 4 and 5 shall apply until 31 December 2008.'

Article 2

Article 2 of Common Position 2004/553/CFSP shall be repealed.

Article 3

This Common Position shall take effect on the date of its adoption.

*Article 4*This Common Position shall be published in the *Official Journal of the European Union*.

Done at Brussels, 3 March 2008.

*For the Council**The President*

J. PODOBNIK

⁽¹⁾ OJ L 169, 8.7.2003, p. 72. Common Position as last amended by Common Position 2004/553/CFSP (OJ L 246, 20.7.2004, p. 32).

COUNCIL COMMON POSITION 2008/187/CFSP

of 3 March 2008

concerning restrictive measures against the illegal government of Anjouan in the Union of Comoros

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 15 thereof,

Whereas:

- (1) By letter dated 25 October 2007 addressed to the Secretary-General/High Representative, the President of the Commission of the African Union (AU) requested the support of the European Union and its Member States for the sanctions which the African Union Peace and Security Council decided on 10 October 2007 to impose against the illegal authorities of Anjouan in the Union of Comoros, following Presidential elections which were held there in unsatisfactory conditions.
- (2) The European Union should support the AU's decision to implement sanctions against the illegal government of Anjouan and persons associated with it, in response to their persistent refusal to work towards the creation of conditions which are favourable to stability and reconciliation in the Comoros, and with a view to bringing the illegal authorities of Anjouan to accept that new elections be held which should be credible, transparent and properly conducted.
- (3) Action by the Community is needed in order to implement certain measures,

HAS ADOPTED THIS COMMON POSITION:

Article 1

1. Member States shall take the necessary measures to prevent the entry into, or transit through, their territories of the members of the illegal government of Anjouan in the Union of Comoros (hereafter referred to as 'Anjouan') and persons associated with them, as listed in the Annex.

2. Paragraph 1 will not oblige a Member State to refuse its own nationals entry into its territory.

3. Paragraph 1 shall be without prejudice to cases where a Member State is bound by an obligation of international law, namely:

- (a) as host country of an international intergovernmental organisation;

(b) as host country to an international conference convened by, or under the auspices of, the United Nations;

(c) under a multilateral agreement conferring privileges and immunities; or

(d) under the 1929 Treaty of Conciliation (Lateran pact) concluded by the Holy See (State of the Vatican City) and Italy.

4. Paragraph 3 shall apply also in cases where a Member State is host country of the Organisation for Security and Cooperation in Europe (OSCE).

5. The Council shall be duly informed in all cases where a Member State grants an exemption pursuant to paragraphs 3 or 4.

6. Member States may grant exemptions from the measures imposed in paragraph 1 where travel is justified on the grounds of urgent humanitarian need, or on grounds of attending inter-governmental meetings, including those promoted by the European Union, where a political dialogue is conducted that directly promotes democracy, human rights and the rule of law in Anjouan.

7. A Member State wishing to grant exemptions referred to in paragraph 6 shall notify the Council in writing. The exemption will be deemed to be granted unless one or more of the Council Members raises an objection in writing within two working days of receiving notification of the proposed exemption. In the event that one or more of the Council members raises an objection, the Council, acting by a qualified majority, may decide to grant the proposed exemption.

8. In cases where pursuant to paragraphs 3, 4, 6 and 7, a Member State authorises the entry into, or transit through, its territory of persons listed in the Annex, the authorisation shall be limited to the purpose for which it is given and to the persons concerned thereby.

Article 2

1. All funds and economic resources belonging to, owned, held or controlled by the individual members of the illegal government of Anjouan, any natural or legal persons, entities or bodies associated with them, as listed in the Annex, shall be frozen.

2. No funds or economic resources shall be made available directly or indirectly to or for the benefit of natural or legal persons, entities or bodies listed in the Annex.

3. The competent authority may authorise the release of certain frozen funds or economic resources or the making available of certain funds or economic resources, under such conditions as it deems appropriate, after having determined that the funds or economic resources concerned are:

- (a) necessary to satisfy the basic needs of persons listed in the Annex and their dependent family members, including payments for foodstuffs, rent or mortgage, medicines and medical treatment, taxes, insurance premiums, and public utility charges;
- (b) intended exclusively for payment of reasonable professional fees and reimbursement of incurred expenses associated with the provision of legal services;
- (c) intended exclusively for payment of fees or service charges for routine holding or maintenance of frozen funds or economic resources;
- (d) necessary for extraordinary expenses, provided that the Member State concerned has notified the grounds on which it considers that a specific authorisation should be granted, to the other Member States and the Commission at least two weeks before the authorisation.

4. Paragraph 2 shall not apply to the addition to frozen accounts of:

- (a) interest or other earnings on those accounts; or
- (b) payments due under contracts, agreements or obligations that were concluded or arose before the date on which those accounts became subject to restrictive measures,

provided that any such interest, other earnings and payments continue to be subject to paragraph 1.

Article 3

The Council, acting by unanimity on a proposal by a Member State or the Commission, shall adopt modifications to the list contained in the Annex as required by political developments in Anjouan.

Article 4

This Common Position shall apply for a period of 12 months. It shall be kept under constant review. It shall be repealed, renewed or amended as appropriate, in light of political developments in Anjouan.

Article 5

This Common Position shall take effect on the date of its adoption.

Article 6

This Common Position shall be published in the *Official Journal of the European Union*.

Done at Brussels, 3 March 2008.

For the Council
The President
J. PODOBNIK

ANNEX

List of members of the illegal government of Anjouan and natural or legal persons, entities or bodies associated with them, as referred to in Articles 1 and 2

Name	Mohamed Bacar
Sex	M
Function	Self-proclaimed President
Title	Colonel
Place of birth	Barakani
Date of birth	5.5.1962
Passport number	01AB01951/06/160, date of issue: 1.12.2006
Name	Jaffar Salim
Sex	M
Function	'Minister for the Interior'
Place of birth	Mutsamudu
Date of birth	26.6.1962
Passport number	06BB50485/20 950, date of issue: 1.2.2007
Name	Mohamed Abdou Madi
Sex	M
Function	'Minister for Cooperation'
Place of birth	Mjamaoué
Date of birth	1956
Passport number	05BB39478, date of issue 1.8.2006
Name	Ali Mchindra
Sex	M
Function	'Minister for Education'
Place of birth	Cuvette
Date of birth	20.11.1958
Passport number	03819, date of issue 3.7.2004
Name	Houmadi Souf
Sex	M
Function	'Minister for the Civil Service'
Place of birth	Sima
Date of birth	1963
Passport number	51427, date of issue 4.3.2007
Name	Rehema Boinali
Sex	M
Function	'Minister for Energy'
Place of birth	
Date of birth	1967
Passport number	540355, date of issue 7.4.2007
Name	Dhoihirou Halidi
Sex	M
Title	Director of Cabinet
Function	Senior official closely associated with the illegal government of Anjouan
Place of birth	Bambao Msanga
Date of birth	8.3.1965
Passport number	64528, date of issue 19.9.2007

Name	Abdou Bacar
Sex	M
Title	Lieutenant-Colonel
Function	Senior military officer, instrumental in supporting the illegal government of Anjouan
Place of birth	Barakani
Date of birth	2.5.1954
Passport number	54621, date of issue 23.4.2007
