

# Official Journal

## of the European Union

L 284



English edition

Legislation

Volume 55

17 October 2012

Contents

II *Non-legislative acts*

## REGULATIONS

- ★ **Commission Regulation (EU) No 951/2012 of 11 October 2012 establishing a prohibition of fishing for redfish in EU and international waters of V; international waters of XII and XIV areas by vessels flying the flag of France** ..... 1
- ★ **Commission Regulation (EU) No 952/2012 of 11 October 2012 establishing a prohibition of fishing for cod in NAFO 3 M area by vessels flying the flag of United Kingdom** ..... 3
- ★ **Commission Regulation (EU) No 953/2012 of 11 October 2012 establishing a prohibition of fishing for herring in EU, Norwegian and international waters of I and II by vessels flying the flag of United Kingdom** ..... 5
- ★ **Commission Regulation (EU) No 954/2012 of 11 October 2012 establishing a prohibition of fishing for Greenland Halibut in EU waters of IIa and IV; EU and international waters of Vb and VI by vessels flying the flag of United Kingdom** ..... 7
- ★ **Commission Regulation (EU) No 955/2012 of 11 October 2012 establishing a prohibition of fishing for redfish in NAFO 3M area by vessels flying the flag of United Kingdom** ..... 9

Price: EUR 3

(Continued overleaf)

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.

Commission Implementing Regulation (EU) No 956/2012 of 16 October 2012 establishing the standard import values for determining the entry price of certain fruit and vegetables ..... 11

DECISIONS

2012/640/EU:

★ **Commission Implementing Decision of 11 October 2012 on the allocation to Spain of additional days at sea within ICES Divisions VIIIc and IXa excluding the Gulf of Cadiz (notified under document C(2012) 7086) ..... 13**

GUIDELINES

2012/641/EU:

★ **Guideline of the European Central Bank of 10 October 2012 amending Guideline ECB/2012/18 on additional temporary measures relating to Eurosystem refinancing operations and eligibility of collateral (ECB/2012/23) ..... 14**

## II

*(Non-legislative acts)*

## REGULATIONS

## COMMISSION REGULATION (EU) No 951/2012

of 11 October 2012

**establishing a prohibition of fishing for redfish in EU and international waters of V; international waters of XII and XIV areas by vessels flying the flag of France**

THE EUROPEAN COMMISSION,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty on the Functioning of the European Union,

*Article 1***Quota exhaustion**

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy <sup>(1)</sup>, and in particular Article 36(2) thereof,

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2012 shall be deemed to be exhausted from the date set out in that Annex.

Whereas:

*Article 2***Prohibitions**

(1) Council Regulation (EU) No 44/2012 of 17 January 2012 fixing for 2012 the fishing opportunities available in EU waters and, to EU vessels, in certain non- EU waters for certain fish stocks and groups of fish stocks which are subject to international negotiations or agreements <sup>(2)</sup>, lays down quotas for 2012.

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

(2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2012.

*Article 3***Entry into force**

(3) It is therefore necessary to prohibit fishing activities for that stock,

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, 11 October 2012.

For the Commission,  
On behalf of the President,

Lowri EVANS

Director-General for Maritime Affairs and Fisheries

<sup>(1)</sup> OJ L 343, 22.12.2009, p. 1.

<sup>(2)</sup> OJ L 25, 27.01.2012, p. 55.

## ANNEX

No	53/TQ44
Member State	France
Stock	RED/51214D
Species	Redfish ( <i>Sebastes</i> spp.)
Zone	EU and international waters of V; international waters of XII and XIV
Date	26.9.2012

**COMMISSION REGULATION (EU) No 952/2012****of 11 October 2012****establishing a prohibition of fishing for cod in NAFO 3 M area by vessels flying the flag of United Kingdom**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy <sup>(1)</sup>, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 44/2012 of 17 January 2012 fixing for 2012 the fishing opportunities available in EU waters and, to EU vessels, in certain non- EU waters for certain fish stocks and groups of fish stocks which are subject to international negotiations or agreements <sup>(2)</sup>, lays down quotas for 2012.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2012.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2012 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

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

*Article 3***Entry into force**

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

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

Done at Brussels, 11 October 2012.

*For the Commission,  
On behalf of the President,*

Lowri EVANS

*Director-General for Maritime Affairs and Fisheries*

<sup>(1)</sup> OJ L 343, 22.12.2009, p. 1.

<sup>(2)</sup> OJ L 25, 27.1.2012, p. 55.

## ANNEX

No	54/TQ44
Member State	United Kingdom
Stock	COD/N3M
Species	Cod ( <i>Gadus Morhua</i> )
Zone	NAFO 3M
Date	1.10.2012

**COMMISSION REGULATION (EU) No 953/2012****of 11 October 2012****establishing a prohibition of fishing for herring in EU, Norwegian and international waters of I and II by vessels flying the flag of United Kingdom**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy <sup>(1)</sup>, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 44/2012 of 17 January 2012 fixing for 2012 the fishing opportunities available in EU waters and, to EU vessels, in certain non- EU waters for certain fish stocks and groups of fish stocks which are subject to international negotiations or agreements <sup>(2)</sup>, lays down quotas for 2012.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2012.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2012 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

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

*Article 3***Entry into force**

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

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

Done at Brussels, 11 October 2012.

*For the Commission,  
On behalf of the President,*

Lowri EVANS

*Director-General for Maritime Affairs and Fisheries*

<sup>(1)</sup> OJ L 343, 22.12.2009, p. 1.

<sup>(2)</sup> OJ L 25, 27.1.2012, p. 55.

## ANNEX

No	55/TQ44
Member State	United Kingdom
Stock	HER/1/2-
Species	Herring ( <i>Clupea harengus</i> )
Zone	EU, Norwegian and international waters of I and II
Date	4.3.2012



**COMMISSION REGULATION (EU) No 954/2012****of 11 October 2012****establishing a prohibition of fishing for Greenland Halibut in EU waters of IIa and IV; EU and international waters of Vb and VI by vessels flying the flag of United Kingdom**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy <sup>(1)</sup>, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 44/2012 of 17 January 2012 fixing for 2012 the fishing opportunities available in EU waters and, to EU vessels, in certain non- EU waters for certain fish stocks and groups of fish stocks which are subject to international negotiations or agreements <sup>(2)</sup>, lays down quotas for 2012.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2012.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2012 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

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

*Article 3***Entry into force**

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

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

Done at Brussels, 11 October 2012.

*For the Commission,  
On behalf of the President,*

Lowri EVANS

*Director-General for Maritime Affairs and Fisheries*

<sup>(1)</sup> OJ L 343, 22.12.2009, p. 1.

<sup>(2)</sup> OJ L 25, 27.1.2012, p. 55.

## ANNEX

No	56/TQ44
Member State	United Kingdom
Stock	GHL/2A-C46
Species	Greenland Halibut ( <i>Reinhardtius hippoglossoides</i> )
Zone	EU waters of IIa and IV; EU and international waters of Vb and VI
Date	11.7.2012

**COMMISSION REGULATION (EU) No 955/2012****of 11 October 2012****establishing a prohibition of fishing for redfish in NAFO 3M area by vessels flying the flag of United Kingdom**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy <sup>(1)</sup>, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 44/2012 of 17 January 2012 fixing for 2012 the fishing opportunities available in EU waters and, to EU vessels, in certain non- EU waters for certain fish stocks and groups of fish stocks which are subject to international negotiations or agreements <sup>(2)</sup>, lays down quotas for 2012.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2012.

- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2012 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

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

*Article 3***Entry into force**

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

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

Done at Brussels, 11 October 2012.

*For the Commission,  
On behalf of the President,*

Lowri EVANS

*Director-General for Maritime Affairs and Fisheries*

<sup>(1)</sup> OJ L 343, 22.12.2009, p. 1.

<sup>(2)</sup> OJ L 25, 27.1.2012, p. 55.

## ANNEX

No	57/TQ44
Member State	United Kingdom
Stock	RED/N3M
Species	Redfish ( <i>Sebastes</i> spp.)
Zone	NAFO 3M
Date	17.9.2012

**COMMISSION IMPLEMENTING REGULATION (EU) No 956/2012****of 16 October 2012****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) <sup>(1)</sup>,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors <sup>(2)</sup>, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multi-lateral 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 Annex XVI, Part A thereto.

- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

*Article 1*

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed 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, 16 October 2012.

*For the Commission,  
On behalf of the President,  
José Manuel SILVA RODRÍGUEZ  
Director-General for Agriculture and  
Rural Development*

<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> OJ L 157, 15.6.2011, p. 1.

## ANNEX

**Standard import values for determining the entry price of certain fruit and vegetables**

(EUR/100 kg)		
CN code	Third country code <sup>(1)</sup>	Standard import value
0702 00 00	MA	72,4
	MK	46,1
	TR	59,9
	ZZ	59,5
0707 00 05	MK	30,3
	TR	123,1
	ZZ	76,7
0709 93 10	TR	116,7
	ZZ	116,7
0805 50 10	AR	88,3
	CL	97,2
	TR	88,0
	UY	65,5
	ZA	89,0
	ZZ	85,6
0806 10 10	BR	275,2
	MK	59,9
	TR	154,2
	ZZ	163,1
0808 10 80	AR	217,5
	MK	28,2
	NZ	120,0
	US	143,5
	ZA	94,4
	ZZ	120,7
0808 30 90	CN	92,8
	TR	107,9
	ZZ	100,4

<sup>(1)</sup> Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

## DECISIONS

## COMMISSION IMPLEMENTING DECISION

of 11 October 2012

**on the allocation to Spain of additional days at sea within ICES Divisions VIIIc and IXa excluding the Gulf of Cadiz**

*(notified under document C(2012) 7086)***(Only the Spanish text is authentic)**

(2012/640/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EU) No 43/2012 of 17 January 2012 fixing for 2012 the fishing opportunities available to EU vessels for certain fish stocks and groups of fish stocks which are not subject to international negotiations or agreements<sup>(1)</sup>, and in particular point 8 of Annex IIB thereto,

Whereas:

- (1) Point 5.1 in conjunction with Table I of Annex IIB to Regulation (EU) No 43/2012 specifies the maximum number of days on which Union vessels of an overall length equal to or greater than 10 meters carrying on board the regulated gears trawls (Danish seines and similar gears of mesh size equal to or larger than 32 mm and gill-nets of mesh size equal to or larger than 60 mm and bottom long-lines) may be present within ICES Divisions VIIIc and IXa excluding the Gulf of Cadiz from 1 February 2012 to 31 January 2013.
- (2) Point 8.5 of Annex IIB to Regulation (EU) No 43/2012 allows the Commission to allocate by means of an implementing act an additional number of days at sea on which a vessel may be authorised by its flag Member State to be present within the area when carrying on board any regulated gear, on the basis of permanent cessations of fishing activities that have taken place between 1 February 2011 and 31 January 2012.
- (3) On 28 June 2012 Spain submitted a request showing that eight fishing vessels have permanently ceased

activities between 1 February 2011 and 31 January 2012. In view of the data submitted and having regard to the calculation method laid down in point 8.2 of that Annex, seven additional days at sea for the vessels referred to in point 1 of that Annex should be allocated to Spain for the period from 1 February 2012 to 31 January 2013.

- (4) The measures provided for in this Decision are in accordance with the opinion of the Fisheries and Aquaculture Committee,

HAS ADOPTED THIS DECISION:

*Article 1*

The maximum number of days at sea for which a vessel flying the flag of Spain may be authorised to be present in ICES Divisions VIIIc and IXa excluding the Gulf of Cadiz carrying on board any regulated gear and not subject to any of the special conditions listed in point 6.1 of Annex IIB to Regulation (EU) No 43/2012, as laid down in Table I of that Annex, shall be increased to 157 days per year.

*Article 2*

This Decision is addressed to the Kingdom of Spain.

Done at Brussels, 11 October 2012.

*For the Commission*

Maria DAMANAKI

*Member of the Commission*

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<sup>(1)</sup> OJ L 25, 27.1.2012, p. 1.

# GUIDELINES

## GUIDELINE OF THE EUROPEAN CENTRAL BANK

of 10 October 2012

**amending Guideline ECB/2012/18 on additional temporary measures relating to Eurosystem refinancing operations and eligibility of collateral**

**(ECB/2012/23)**

(2012/641/EU)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first indent of Article 127(2) thereof,

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular Article 12.1 and Article 14.3 in conjunction with the first indent of Article 3.1 and Article 18.2 thereof,

Whereas:

(1) Pursuant to Article 18.1 of the Statute of the European System of Central Banks and of the European Central Bank, the European Central Bank (ECB) and the national central banks of Member States whose currency is the euro (hereinafter the 'NCBs') may conduct credit operations with credit institutions and other market participants, with lending being based on adequate collateral. The criteria determining the eligibility of collateral for Eurosystem monetary policy operations are laid down in Annex I to Guideline ECB/2011/14 of 20 September 2011 on monetary policy instruments and procedures of the Eurosystem<sup>(1)</sup>. Additional temporary measures on collateral eligibility are laid down in Guideline ECB/2012/18 of 2 August 2012 on additional temporary measures relating to Eurosystem refinancing operations and eligibility of collateral and amending Guideline ECB/2007/9<sup>(2)</sup>.

(2) Pursuant to Section 1.6 of Annex I to Guideline ECB/2011/14, the Governing Council may, at any time, change the instruments, conditions, criteria and procedures for the execution of Eurosystem monetary policy operations. Furthermore, pursuant to Section 6.3.1, the Eurosystem reserves the right to determine whether an issue, issuer, debtor or guarantor fulfils its requirements for high credit standards on the basis of any information it may consider relevant.

(3) To enhance the provision of liquidity to counterparties for Eurosystem monetary policy operations, the

Governing Council has decided to temporarily widen the criteria determining the eligibility of assets to be used as collateral in Eurosystem monetary policy operations accepting marketable debt instruments denominated in pounds sterling, yen or US dollars as eligible assets for monetary policy operations. Valuation markdowns reflecting the historical volatility of the relevant exchange rates should be applied to such marketable debt instruments.

- (4) These additional measures should apply temporarily, until the Governing Council considers that they are no longer necessary, to ensure an appropriate monetary policy transmission mechanism. Therefore, they should be implemented by means of an amendment of Guideline ECB/2012/18,

HAS ADOPTED THIS GUIDELINE:

### *Article 1*

#### **Amendments**

Guideline ECB/2012/18 is amended as follows:

- (1) Article 1 is replaced by the following:

### *'Article 1*

#### **Additional measures relating to refinancing operations and eligible collateral**

1. The rules for the conduct of Eurosystem monetary policy operations and the eligibility criteria for collateral laid down in this Guideline, as further specified in paragraph 2, shall apply in conjunction with Guideline ECB/2011/14.

2. Only Articles 3, 5 and 5a of this Guideline shall apply to foreign currency denominated collateral.

3. In the event of any discrepancy between this Guideline and Guideline ECB/2011/14, as implemented at national level by the NCBs, this Guideline shall prevail. The NCBs shall continue to apply all provisions of Guideline ECB/2011/14 unaltered unless otherwise provided for in this Guideline.;

<sup>(1)</sup> OJ L 331, 14.12.2011, p. 1.

<sup>(2)</sup> OJ L 218, 15.8.2012, p. 20.



(2) the following Article 5a is inserted:

*‘Article 5a*

**Admission of certain assets denominated in pounds sterling, yen or US dollars as eligible collateral**

1. Marketable debt instruments as described in Section 6.2.1 of Annex I to Guideline ECB/2011/14, if denominated in pounds sterling, yen or US dollars shall constitute eligible collateral for Eurosystem monetary policy operations, provided that: (a) they are issued and held/settled in the euro area; (b) the issuer is established in the European Economic Area; and (c) they fulfil all other eligibility criteria included in Section 6.2.1 of Annex I to Guideline ECB/2011/14.

2. The Eurosystem shall apply the following valuation markdowns to such marketable debt instruments: (a) a markdown of 16 % on assets denominated in pounds sterling or US dollars; and (b) a markdown of 26 % on assets denominated in yen.’.

*Article 2*

**Verification**

The NCBs shall forward details of the texts and means by which they intend to comply with this Guideline to the ECB by 26 October 2012 at the latest.

*Article 3*

**Entry into force**

1. This Guideline shall enter into force two days following its adoption.
2. Article 1 shall apply from 9 November 2012.

*Article 4*

**Addressees**

This Guideline is addressed to all Eurosystem central banks.

Done at Frankfurt am Main, 10 October 2012.

*For the Governing Council of the ECB*

*The President of the ECB*

Mario DRAGHI

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