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Contents

II *Non-legislative acts*

REGULATIONS

★ Commission Implementing Regulation (EU) 2015/181 of 30 January 2015 concerning the classification of certain goods in the Combined Nomenclature	1
★ Commission Implementing Regulation (EU) 2015/182 of 2 February 2015 repealing Implementing Regulation (EU) No 827/2011 concerning the classification of certain goods in the Combined Nomenclature	3
★ Commission Implementing Regulation (EU) 2015/183 of 2 February 2015 amending Regulation (EC) No 635/2005 concerning the classification of certain goods in the Combined Nomenclature	5
★ Commission Implementing Regulation (EU) 2015/184 of 2 February 2015 concerning the classification of certain goods in the Combined Nomenclature	7
★ Commission Implementing Regulation (EU) 2015/185 of 2 February 2015 concerning the classification of certain goods in the Combined Nomenclature	9
★ Commission Regulation (EU) 2015/186 of 6 February 2015 amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for arsenic, fluorine, lead, mercury, endosulfan and Ambrosia seeds ⁽¹⁾	11
★ Commission Implementing Regulation (EU) 2015/187 of 6 February 2015 amending Regulation (EU) No 185/2010 as regards the screening of cabin baggage ⁽¹⁾	18
Commission Implementing Regulation (EU) 2015/188 of 6 February 2015 establishing the standard import values for determining the entry price of certain fruit and vegetables	20
Commission Implementing Regulation (EU) 2015/189 of 6 February 2015 fixing the allocation coefficient to be applied to applications for import licences for olive oil lodged from 2 to 3 February 2015 under the Tunisian tariff quota and suspending the issue of import licences for the month of February 2015	23

⁽¹⁾ Text with EEA relevance

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.

DECISIONS

- ★ **Council Decision (EU) 2015/190 of 5 February 2015 appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2015 to 25 January 2020** 25
- ★ **Commission Decision (EU) 2015/191 of 5 February 2015 amending Decision 2010/670/EU as regards the extension of certain time limits laid down in Article 9 and Article 11(1) of that Decision** (*notified under document C(2015) 466*) 31

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2015/181**of 30 January 2015****concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 30 January 2015.

*For the Commission,
On behalf of the President,
Heinz ZOUREK
Director-General for Taxation and Customs Union*

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A product in the form of fine white-yellowish powder packed in 25 kg bags, made from hydrogenated vegetable oil with added mono- and diglycerides from a different vegetable oil. The added mono- and diglycerides from a different vegetable oil constitute 10 % by weight.</p> <p>The product is presented to be used as an emulsifier in the food industry.</p> <p>The dropping point is 58 °C and viscosity at 68 °C is less than 1 Pa.s.</p>	3404 90 00	<p>Classification is determined by the General Rules 1 and 6 for the interpretation of the Combined Nomenclature, note 5 to Chapter 34 and the wording of CN codes 3404 and 3404 90 00.</p> <p>Classification under heading 1516 is excluded as other ingredients are added (10 % mono- and diglycerides of fatty acids).</p> <p>Classification under heading 1517 is also excluded as the product has a waxy character which is not covered by the scope of heading 1517.</p> <p>The product is a chemically produced organic product of waxy character that is not water-soluble (see note 5 to Chapter 34) and which also fulfils the criteria of an artificial wax (see also the Harmonized System Explanatory Notes to heading 3404, in particular letter A).</p> <p>The product is therefore to be classified in CN code 3404 90 00 as other artificial waxes and prepared waxes.</p>

COMMISSION IMPLEMENTING REGULATION (EU) 2015/182**of 2 February 2015****repealing Implementing Regulation (EU) No 827/2011 concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) No 827/2011 ⁽²⁾ classified blue polymethine dye (fluorescent dye) diluted in a mixture of the solvents ethylene glycol and methanol, used in automatic blood analysers for staining leukocytes by means of fluorescent marking after they have undergone a specific preparatory treatment, under heading 3212 of the Combined Nomenclature as dye and other colouring matter. Classification of the product under heading 3822 of the Combined Nomenclature was excluded on the grounds that colouring matter of heading 3204 put up for retail sale is classified under heading 3212.
- (2) In Case C-480/13 *Sysmex Europe GmbH v Hauptzollamt Halburg-Hafen* ⁽³⁾, the Court of Justice of the European Union ruled that a product, composed of solvents and of a polymethine-based substance should be classified under heading 3822 of the Combined Nomenclature as laboratory reagents. The Court considered, based on the information submitted, that the use of that product as a colouring matter is no more than a purely theoretical possibility.
- (3) The product examined by the Court in case C-480/13 is identical to the product the classification of which is laid down in Implementing Regulation (EU) No 827/2011.
- (4) As a consequence, it is appropriate to repeal Implementing Regulation (EU) No 827/2011 in order to avoid potential divergences in tariff classification of blue polymethine dye (fluorescent dye) diluted in a mixture of the solvents ethylene glycol and methanol and to ensure the uniform application of the Combined Nomenclature within the Union.
- (5) Implementing Regulation (EU) No 827/2011 should therefore be repealed.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) No 827/2011 is repealed.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) No 827/2011 of 12 August 2011 concerning the classification of certain goods in the Combined Nomenclature (OJ L 211, 18.8.2011, p. 9).

⁽³⁾ Judgment of 17 July 2014, not yet published in the ECR, paragraphs 42, 44 and 45.

Article 2

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

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

Done at Brussels, 2 February 2015.

*For the Commission,
On behalf of the President,
Heinz ZOUREK
Director-General for Taxation and Customs Union*

COMMISSION IMPLEMENTING REGULATION (EU) 2015/183**of 2 February 2015****amending Regulation (EC) No 635/2005 concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) Pursuant to Commission Regulation (EC) No 635/2005 ⁽²⁾, a product comprised of dried, pre-cooked wheat flour noodles and spices, put up for retail sale in a bowl, being ready for consumption after adding boiling water to it, was classified under heading 1902 of the Combined Nomenclature. Classification of the product under heading 2104 of the Combined Nomenclature was excluded on the grounds that the addition of water into the bowl is not sufficient to prepare a soup or broth but gives the product the characteristics of a noodle dish.
- (2) Pursuant to Commission Implementing Regulation (EU) No 767/2014 ⁽³⁾, a sufficiently similar product consisting of a block of dried pre-cooked noodles, a sachet of seasoning, a sachet of edible oil and a sachet of dried vegetables, put up for retail sale as a set, being ready for consumption after adding boiling water to it, was classified under heading 1902 of the Combined Nomenclature. Classification of the product under heading 2104 of the Combined Nomenclature was excluded on the grounds that the product is a set for retail sale within the meaning of General Rule 3(b) for the interpretation of the Combined Nomenclature and the essential character of the set is given by the noodles considering that they constitute the largest proportion of it.
- (3) Although the classification of both products is identical, the reasons for excluding classification of each of those products under heading 2104 of the Combined Nomenclature are different. The reasons regarding the first product make the classification dependent on the quantity of water added to it, whereas the reasoning for the second product depends on the quantity of the noodles it contains. However, making the added quantity of water a criterion for the classification of such products may lead to divergences in their classification that would be unjustified given the same objective characteristics and properties of both products. The sole applicable criterion should therefore be the quantity of noodles contained in the product.
- (4) Since item 1 in the table set out in the Annex to Regulation (EC) No 635/2005 has become redundant owing to changes to the description of product described therein and the reasons given for its classification, it should be deleted.
- (5) As a consequence, it is appropriate to amend Regulation (EC) No 635/2005 in order to avoid potential divergences in tariff classification and to ensure the uniform application of the Combined Nomenclature within the Union.
- (6) Regulation (EC) No 635/2005 should therefore be amended.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The row corresponding to item 1 in the table set out in the Annex to Regulation (EC) No 635/2005 is deleted.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Commission Regulation (EC) No 635/2005 of 26 April 2005 concerning the classification of certain goods in the Combined Nomenclature (OJ L 106, 27.4.2005, p. 10).

⁽³⁾ Commission Implementing Regulation (EU) No 767/2014 of 11 July 2014 concerning the classification of certain goods in the Combined Nomenclature (OJ L 209, 16.7.2014, p. 12).

Article 2

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

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

Done at Brussels, 2 February 2015.

*For the Commission,
On behalf of the President,
Heinz ZOUREK
Director-General for Taxation and Customs Union*

COMMISSION IMPLEMENTING REGULATION (EU) 2015/184
of 2 February 2015
concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 2 February 2015.

For the Commission,
On behalf of the President,
Heinz ZOUREK
Director-General for Taxation and Customs Union

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>Silicon dioxide (also called 'silica gel') in the form of small transparent granules of 0,5 to 1,5 mm in diameter and packed in paper sachets or in plastic capsules that are water-vapour-permeable.</p> <p>The silicon dioxide absorbs moisture and is presented to be used, for example, to protect and preserve medicines or to keep goods dry during shipment.</p>	3824 90 96	<p>Classification is determined by the General Rules 1 and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 3824, 3824 90 and 3824 90 96.</p> <p>Classification under heading 2811 is excluded because the silica gel, packed in paper sachets or in plastic capsules, is intended for a specific use rather than general use and therefore cannot be considered a separate chemically defined compound of Chapter 28.</p> <p>It is therefore to be classified in CN code 3824 90 96 as other chemical products not elsewhere specified or included.</p>

COMMISSION IMPLEMENTING REGULATION (EU) 2015/185
of 2 February 2015
concerning the classification of certain goods in the Combined Nomenclature

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.
- (4) It is appropriate to provide that binding tariff information issued in respect of the goods concerned by this Regulation which does not conform to this Regulation may, for a certain period, continue to be invoked by the holder in accordance with Article 12(6) of Council Regulation (EEC) No 2913/92 ⁽²⁾. That period should be set at three months.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

Article 2

Binding tariff information which does not conform to this Regulation may continue to be invoked in accordance with Article 12(6) of Regulation (EEC) No 2913/92 for a period of three months from the date of entry into force of this Regulation.

⁽¹⁾ OJ L 256, 7.9.1987, p. 1.

⁽²⁾ Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

Article 3

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

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

Done at Brussels, 2 February 2015.

For the Commission,
On behalf of the President,
Heinz ZOUREK
Director-General for Taxation and Customs Union

ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A red, viscous product containing strawberries (whole fruits and pieces thereof), consisting of (% by weight):</p> <ul style="list-style-type: none">— strawberries 38,— sugar 48,— water 13, <p>and small quantities of pectin and citric acid.</p> <p>During the production process the ingredients are mixed and boiled under reduced pressure to reduce the water content.</p> <p>The product is presented in a 2 kg plastic bag and is used as a sauce e.g. for desserts.</p>	2103 90 90	<p>Classification is determined by the general rules 1 and 6 for the interpretation of the Combined Nomenclature and the wording of CN codes 2103, 2103 90 and 2103 90 90.</p> <p>The product is excluded from classification in Chapter 20 because it is a preparation based on fruit which is used as a sauce (see also the Harmonized System Explanatory Notes to heading 2103, letter (A), third paragraph).</p> <p>The product is therefore to be classified under CN code 2103 90 90 as a sauce.</p>

COMMISSION REGULATION (EU) 2015/186**of 6 February 2015****amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for arsenic, fluorine, lead, mercury, endosulfan and Ambrosia seeds****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Directive 2002/32/EC of the European Parliament and of the Council of 7 May 2002 on undesirable substances in animal feed ⁽¹⁾, and in particular Article 8(1) thereof,

Whereas:

- (1) Directive 2002/32/EC provides that the use of products intended for animal feed which contain levels of undesirable substances exceeding the maximum levels laid down in Annex I to that Directive is prohibited.
- (2) New data have been provided demonstrating that the current maximum levels of arsenic, fluorine and lead are not achievable in calcareous marine shells. It is therefore appropriate to increase the maximum levels for arsenic, fluorine and lead in calcareous marine shells, to ensure the availability of the calcareous marine shells for animal nutrition whilst keeping a high level of animal and public health protection.
- (3) Pet food industry utilise many co-products and by-products of the food industry as raw materials in order to produce pet food providing a balanced diet for a cat or dog meeting their needs in terms of amino acids, carbohydrates, proteins, minerals, trace-elements and vitamins. The current maximum levels of mercury for these co-products and by-products intended for animal feed are stricter than the maximum level of mercury applicable to the muscle meat of fish for human consumption. Therefore there is a shortage in supply of such co-products and by-products compliant with the maximum level of mercury for use in pet food, resulting in the need to use of smaller size fish with lower level of mercury for production of pet food, contrary to principles of sustainable fishery. Therefore it is appropriate to adapt the maximum level for mercury for fish, other aquatic animals and products derived thereof intended for the production of compound feed for dogs, cats, ornamental fish and fur animals, whilst keeping a high level of animal health protection.
- (4) Assessment of recent data of the presence of endosulfan in feed materials have indicated that the maximum levels for endosulfan levels in oilseeds and maize and derived products thereof can be decreased.
- (5) A footnote on the presence of Ambrosia seeds in feed materials was erroneously deleted from Annex I to Directive 2002/32/EC by Commission Regulation (EU) No 1275/2013 ⁽²⁾. Experience has shown that certain provisions of the footnote have to be strengthened to avoid dissemination of Ambrosia seeds into the environment. It is therefore appropriate to reintroduce the footnote in that Annex.
- (6) Directive 2002/32/EC should therefore be amended accordingly.
- (7) The measures provided for in this Regulation are in accordance with the opinion of Standing Committee on Plants, Animals, Food and Feed,

⁽¹⁾ OJ L 140, 30.5.2002, p. 10.

⁽²⁾ Commission Regulation (EU) No 1275/2013 of 6 December 2013 amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for arsenic, cadmium, lead, nitrites, volatile mustard oil and harmful botanical impurities (OJ L 328, 7.12.2013, p. 86).

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Directive 2002/32/EC is amended in accordance with the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 6 February 2015.

For the Commission
The President
Jean-Claude JUNKER

ANNEX

Amendments to Annex I to Directive 2002/32/EC

Annex I to Directive 2002/32/EC is amended as follows:

(1) Row 1 of Section I, Arsenic, is replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
'1. Arsenic ⁽¹⁾	Feed materials with the exception of:	2
	– meal made from grass, from dried lucerne and from dried clover, and dried sugar beet pulp and dried molasses sugar beet pulp;	4
	– palm kernel expeller;	4 ⁽²⁾
	– phosphates, calcareous marine algae;	10
	– calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾ ; calcareous marine shells;	15
	– magnesium oxide; magnesium carbonate;	20
	– fish, other aquatic animals and products derived thereof;	25 ⁽²⁾
	– seaweed meal and feed materials derived from seaweed.	40 ⁽²⁾
	Iron particles used as tracer.	50
	Feed additives belonging to the functional group of compounds of trace elements with the exception of:	30
	– cupric sulphate pentahydrate; cupric carbonate; di copper chloride trihydroxide; ferrous carbonate;	50
	– zinc oxide; manganous oxide; cupric oxide.	100
	Complementary feed with the exception of:	4
	– mineral feed;	12
	– complementary feed for pet animals containing fish, other aquatic animals and products derived thereof and/or seaweed meal and feed materials derived from seaweed;	10 ⁽²⁾
	– long-term supply formulations of feed for particular nutritional purposes with a concentration of trace elements higher than 100 times the established maximum content in complete feed;	30
	Complete feed with the exception of:	2
	– complete feed for fish and fur animals;	10 ⁽²⁾
	– complete feed for pet animals containing fish, other aquatic animals and products derived thereof and/or seaweed meal and feed materials derived from seaweed.	10 ⁽²⁾

(2) Row 3 of Section I, Fluorine, row 4 of Section I, Lead, and row 5 of Section I, Mercury, are replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
'3. Fluorine (?)	Feed materials with the exception of:	150
	– feed materials of animal origin except marine crustaceans such as marine krill; calcareous marine shells;	500
	– marine crustaceans such as marine krill;	3 000
	– phosphates;	2 000
	– calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾	350
	– magnesium oxide;	600
	– calcareous marine algae.	1 000
	Vermiculite (E 561).	3 000
	Complementary feed:	
	– containing ≤ 4 % phosphorus ⁽⁸⁾ ;	500
	– containing > 4 % phosphorus ⁽⁸⁾ .	125 per 1 % phosphorus ⁽⁸⁾
	Complete feed with the exception of:	150
	– complete feed for pigs;	100
	– complete feed for poultry (except chicks) and fish;	350
	– complete feed for chicks;	250
	– complete feed for cattle, sheep and goats	
4. Lead ⁽¹¹⁾	– – in lactation;	30
	– – other.	50
	Feed materials with the exception of:	10
	– forage ⁽³⁾ ;	30
	– phosphates, calcareous marine algae and calcareous marine shells;	15
	– calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾ ;	20
	– yeasts.	5
	Feed additives belonging to the functional group of compounds of trace elements with the exception of:	100
	– zinc oxide;	400
	– manganous oxide, ferrous carbonate, cupric carbonate.	200
	Feed additives belonging to the functional groups of binders and anti-caking agents with the exception of:	30
	– clinoptilolite of volcanic origin; natrolite-phonolite;	60
	Premixtures ⁽⁶⁾	200

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
	Complementary feed with the exception of:	10
	– mineral feed;	15
	– long-term supply formulations of feed for particular nutritional purposes with a concentration of trace elements higher than 100 times the established maximum content in complete feed;	60
	Complete feed.	5
5. Mercury ⁽⁴⁾	Feed materials with the exception of:	0,1
	– fish, other aquatic animals and products derived thereof;	0,5 ⁽¹³⁾
	– calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾	0,3
	Compound feed with the exception of:	0,1
	– mineral feed;	0,2
	– compound feed for fish;	0,2
	– compound feed for dogs, cats, ornamental fish and fur animals.	0,3'

(3) The following endnote 13 is added at the end of section I:

'⁽¹³⁾ the maximum level is applicable on wet weight basis to fish, other aquatic animals and products derived thereof intended for the production of compound feed for dogs, cats, ornamental fish and fur animals.'

(4) Row 6 of Section IV, Endosulfan is replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
'6. Endosulfan (sum of alpha- and beta-isomers and of endosulfan-sulphate expressed as endosulfan)	Feed materials and compound feed with the exception of:	0,1
	– cotton seed and products derived from the processing thereof, except crude cotton seed oil	0,3
	– soybean and products derived from the processing thereof, except crude soybean oil	0,5
	– crude vegetable oil	1,0
	– complete feed for fish except for <i>Salmonids</i>	0,005
	– complete feed for <i>Salmonids</i>	0,05'

(5) Section VI: Harmful Botanical Impurities is replaced by the following:

‘SECTION VI: HARMFUL BOTANICAL IMPURITIES

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
1. Weed seeds and unground and uncrushed fruits containing alkaloids, glucosides or other toxic substances separately or in combination including – <i>Datura</i> sp.	Feed materials and compound feed	3 000 1 000
2. <i>Crotalaria</i> spp.	Feed materials and compound feed	100
3. Seeds and husks from <i>Ricinus communis</i> L., <i>Croton tiglium</i> L. and <i>Abrus precatorius</i> L. as well as their processed derivatives ⁽¹⁾ , separately or in combination	Feed materials and compound feed	10 ⁽²⁾
4. Unhusked beech mast — <i>Fagus sylvatica</i> L.	Feed materials and compound feed	Seeds and fruit as well as their processed derivatives may only be present in feed in trace amounts not quantitatively determinable
5. <i>Purghera</i> — <i>Jatropha curcas</i> L.	Feed materials and compound feed	Seeds and fruit as well as their processed derivatives may only be present in feed in trace amounts not quantitatively determinable
6. Seeds from <i>Ambrosia</i> spp.	Feed materials ⁽³⁾ with the exception of – Millet (grains of <i>Panicum miliaceum</i> L.) and sorghum (grains of <i>Sorghum bicolor</i> (L) Moench s.l.) not directly fed to animals ⁽³⁾ Compound feed containing unground grains and seeds	50 200 50
7. Seeds from — Indian mustard — <i>Brassica juncea</i> (L.) Czern. and Coss. ssp. <i>integrifolia</i> (West.) Thell. — Sareptian mustard — <i>Brassica juncea</i> (L.) Czern. and Coss. ssp. <i>juncea</i> — Chinese mustard — <i>Brassica juncea</i> (L.) Czern. and Coss. ssp. <i>juncea</i> var. <i>lutea</i> Batalin	Feed materials and compound feed	Seeds may only be present in feed in trace amounts not quantitatively determinable

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
— Black mustard — <i>Brassica nigra</i> (L.) Koch — Ethiopian mustard — <i>Brassica carinata</i> A. Braun		

(¹) In so far determinable by analytical microscopy.

(²) Includes also seed husk fragments.

(³) In case unequivocal evidence is provided that the grains and seeds are intended for milling or crushing, there is no need to perform a cleaning of the grains and seeds containing con-compliant levels of seeds of *Ambrosia* spp. before milling or crushing on the condition that:

- the consignment is transported as a whole to the milling or crushing plant, and — the milling or crushing plant is informed in advance of the presence of high level of *Ambrosia* spp. seeds in order take additional prevention measures to avoid dissemination into the environment, and
- solid evidence is provided that prevention measures are taken to avoid dissemination of *Ambrosia* spp. seeds into the environment during transport to the crushing or milling plant, and
- the competent authority agrees to the transport, after having ensured that the abovementioned conditions are fulfilled.

In case these conditions are not fulfilled, the consignment must be cleaned before any transport into the EU and the screenings must be appropriately destroyed.

COMMISSION IMPLEMENTING REGULATION (EU) 2015/187
of 6 February 2015
amending Regulation (EU) No 185/2010 as regards the screening of cabin baggage
(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 300/2008 of the European Parliament and of the Council of 11 March 2008 on common rules in the field of civil aviation security and repealing Regulation (EC) No 2320/2002 ⁽¹⁾, and in particular Article 4(3) thereof,

Whereas:

- (1) Recent evidence has shown that terrorists are trying to develop new concealments for improvised explosive devices designed to counter the existing aviation security measures relating to cabin baggage screening.
- (2) Certain specific aviation security measures laid down in Commission Regulation (EU) No 185/2010 ⁽²⁾ should therefore be amended in order to improve the mitigation against the threat from improvised explosive devices concealed within cabin baggage.
- (3) The amendments should refine the technical specifications for the screening of cabin baggage using Explosive Detection Systems.
- (4) The amendments should also allow the screening of cabin baggage containing portable computers and other large electrical items under certain conditions.
- (5) Regulation (EU) No 185/2010 should therefore be amended accordingly.
- (6) This Regulation should enter into force as soon as possible, with a view to minimising aviation security risks.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Committee on Civil Aviation Security,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EU) No 185/2010 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation enters into force on the day following its publication. It shall apply as of 1 March 2015.

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

Done at Brussels, 6 February 2015.

For the Commission

The President

Jean-Claude JUNCKER

⁽¹⁾ OJ L 97, 9.4.2008, p. 72.

⁽²⁾ Commission Regulation (EU) No 185/2010 of 4 March 2010 laying down detailed measures for the implementation of the common basic standards on aviation security (OJ L 55, 5.3.2010, p. 1).

ANNEX

The Annex to Regulation (EU) No 185/2010 is amended as follows:

1. Chapter 4 is amended as follows:

(a) point 4.1.2.1 is replaced by the following:

‘4.1.2.1 Before screening, portable computers and other large electrical items shall be removed from cabin baggage and shall be screened separately, unless the cabin baggage is to be screened with Explosive Detection Systems (EDS) equipment meeting standard C2 or higher.’

(b) point 4.1.2.8 is replaced by the following:

‘4.1.2.8 Any bag that is found to contain a large electrical item shall be screened again with the item no longer in the bag and the electrical item screened separately, unless the cabin baggage was screened with EDS equipment meeting standard C2 or higher.’

2. In chapter 12, the following points 12.4.2.7 to 12.4.2.9 are added:

‘12.4.2.7 All EDS equipment designed to screen cabin baggage shall meet at least standard C1.

12.4.2.8 All EDS equipment designed to screen cabin baggage containing portable computers and other large electrical items shall meet at least standard C2.

12.4.2.9 All EDS equipment design to screen cabin baggage containing portable computers and other large electrical items and LAGS shall meet at least standard C3.’

COMMISSION IMPLEMENTING REGULATION (EU) 2015/188**of 6 February 2015****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 Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾,

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 ⁽²⁾, 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 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 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, 6 February 2015.

*For the Commission,
On behalf of the President,
Jerzy PLEWA
Director-General for Agriculture and Rural Development*

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ 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 (1)	Standard import value
0702 00 00	EG	344,2
	IL	84,8
	MA	75,8
	TR	119,9
	ZZ	156,2
0707 00 05	TR	188,4
	ZZ	188,4
0709 91 00	EG	89,9
	ZZ	89,9
0709 93 10	MA	226,1
	TR	239,8
	ZZ	233,0
0805 10 20	EG	49,0
	IL	69,8
	MA	57,7
	TN	53,4
	TR	67,4
	ZZ	59,5
0805 20 10	IL	148,2
	MA	107,9
	ZZ	128,1
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	CN	56,6
	EG	74,4
	IL	136,8
	JM	115,2
	MA	130,3
	TR	82,5
	ZZ	99,3
	TR	63,2
	ZZ	63,2
0808 10 80	BR	65,9
	CL	89,8
	MK	22,6
	US	191,7
	ZZ	92,5

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0808 30 90	CL	106,8
	CN	93,4
	US	130,9
	ZA	95,1
	ZZ	106,6

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EU) No 1106/2012 of 27 November 2012 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards the update of the nomenclature of countries and territories (OJ L 328, 28.11.2012, p. 7). Code 'ZZ' stands for 'of other origin'.

COMMISSION IMPLEMENTING REGULATION (EU) 2015/189**of 6 February 2015****fixing the allocation coefficient to be applied to applications for import licences for olive oil lodged from 2 to 3 February 2015 under the Tunisian tariff quota and suspending the issue of import licences for the month of February 2015**

THE EUROPEAN COMMISSION,

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

Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾, and in particular Article 188 thereof,

Having regard to Commission Regulation (EC) No 1301/2006 of 31 August 2006 laying down common rules for the administration of import tariff quotas for agricultural products managed by a system of import licences ⁽²⁾, and in particular Article 7(2) thereof,

Whereas:

- (1) Article 3(1) and (2) of Protocol No 1 ⁽³⁾ to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Tunisia, of the other part ⁽⁴⁾, opens a tariff quota at a zero rate of duty for imports of untreated olive oil falling within CN codes 1509 10 10 and 1509 10 90, wholly obtained in Tunisia and transported direct from that country to the European Union, up to the limit laid down for each year.
- (2) Article 2(2) of Commission Regulation (EC) No 1918/2006 of 20 December 2006 opening and providing for the administration of tariff quota for olive oil originating in Tunisia ⁽⁵⁾ lays down monthly quantitative limits for the issue of import licences.
- (3) Import licence applications have been submitted to the competent authorities under Article 3(1) of Regulation (EC) No 1918/2006 in respect of a total quantity exceeding the limit laid down for the month of February in Article 2(2) of that Regulation.
- (4) In these circumstances, the Commission must set an allocation coefficient allowing import licences to be issued in proportion to the quantity available.
- (5) Since the limit for the month of February has been reached, no more import licences can be issued for that month,

HAS ADOPTED THIS REGULATION:

Article 1

The quantities for which import licence applications were lodged for 2 and 3 February 2015 under Article 3(1) of Regulation (EC) No 1918/2006 shall be multiplied by an allocation coefficient of 8,627503 %.

The issue of import licences in respect of amounts applied for as from 4 February 2015 shall be suspended for February 2015.

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 238, 1.9.2006, p. 13.

⁽³⁾ OJ L 97, 30.3.1998, p. 57.

⁽⁴⁾ OJ L 97, 30.3.1998, p. 2.

⁽⁵⁾ OJ L 365, 21.12.2006, p. 84.

Article 2

This Regulation shall enter into force on 7 February 2015.

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

Done at Brussels, 6 February 2015.

For the Commission,

On behalf of the President,

Jerzy PLEWA

Director-General for Agriculture and Rural Development

DECISIONS

COUNCIL DECISION (EU) 2015/190

of 5 February 2015

appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2015 to 25 January 2020

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 300(3) and Article 305 thereof,

Having regard to Council Decision 2014/930/EU of 16 December 2014 determining the composition of the Committee of the Regions ⁽¹⁾,

Having regard to the proposals made by each Member State,

Whereas:

- (1) Article 300(3) of the Treaty requires that members or alternate members of the Committee of the Regions, besides being representatives of regional or local bodies, either hold a regional or local authority electoral mandate or are politically accountable to an elected assembly.
- (2) Article 305 of the Treaty provides for the members of the Committee of the Regions and an equal number of alternate members to be appointed by the Council for five years in accordance with the proposals made by each Member State.
- (3) As the term of office of the members and alternate members of the Committee of the Regions expired on 25 January 2015, it was necessary to appoint new members and alternate members.
- (4) On 26 January 2015, the Council adopted Decision (EU) 2015/116 ⁽²⁾ appointing the members and alternate members proposed by the Belgian, Bulgarian, Czech, Danish, Estonian, Irish, Greek, Spanish, French, Croatian, Italian, Cypriot, Latvian, Lithuanian, Luxembourg, Hungarian, Maltese, Dutch, Austrian, Portuguese, Romanian, Slovenian, Slovak, Finnish, and Swedish Governments, 23 members and 23 alternate members proposed by the German Government and 18 members and 16 alternate members proposed by the Polish Government for the period from 26 January 2015 to 25 January 2020. Members and alternate members whose nominations had not been communicated to the Council by 22 January 2015 could not be included in Decision (EU) 2015/116.
- (5) On 2 February 2015 and on 3 February 2015, the list of members and alternate members proposed by the UK Government as well as the list containing one member and one alternate member proposed by the German Government were submitted to the Council. Those members and alternate members should be appointed for the same period running from 26 January 2015 to 25 January 2020 as the members and alternate members appointed by Decision (EU) 2015/116. This Decision should therefore apply retroactively from 26 January 2015. A third Decision appointing the remaining members and alternate members of the Committee of the Regions for the period from 26 January 2015 to 25 January 2020 will be adopted at a later date,

HAS ADOPTED THIS DECISION:

Article 1

The following are hereby appointed to the Committee of the Regions for the period from 26 January 2015 to 25 January 2020:

- as members, the persons listed by Member State in Annex I;
- as alternate members, the persons listed by Member State in Annex II.

⁽¹⁾ OJ L 365, 19.12.2014, p. 143.

⁽²⁾ Decision (EU) 2015/116 of the Council of 26 January 2015 appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2015 to 25 January 2020 (OJ L 20, 27.1.2015, p. 42).

Article 2

This Decision shall enter into force on the date of its adoption.

It shall take effect on 26 January 2015.

Done at Brussels, 5 February 2015.

For the Council
The President
E. RINKĒVIČS

ANNEX I

ПРИЛОЖЕНИЕ I — ANEXO I — PŘÍLOHA I — BILAG I — ANHANG I — I LISA — ΠΑΡΑΡΤΗΜΑ I —
ANNEX I — ANNEXE I — PRILOG I — ALLEGATO I — I PIELIKUMS — I PRIEDAS — I. MELLÉKLET —
ANNESS I — BIJLAGE I — ZAŁĄCZNIK I — ANEXO I — ANEXA I — PRÍLOHA I — PRILOGA I — LIITE I —
BILAGA I

**Членове/Miembros/Členové/Medlemmer/Mitglieder/Liikmed/Mέλη/Members/Membres/Članovi/Membri/Locekļi/
Nariai/Tagok/Membri/Leden/Członkowie/Membros/Membri/Členovia/Člani/Jäsenet/Ledamöter**

DEUTSCHLAND

Frau Marion WALSMANN

Mitglied des Thüringer Landtags

UNITED KINGDOM

Cllr Stephen ALAMBRITIS

Leader of London Borough of Merton

Mr Michael ANTONIW

Assembly Member for Pontypridd

Cllr Sir Albert BORE

Member of Birmingham City Council

Cllr Robert Charles BRIGHT

Leader of Newport City Council

Cllr Anthony Gerard BUCHANAN

Councillor East Renfrewshire Council

Cllr Joseph COONEY

Leader of Pendle Council

Cllr Andrew Varah COOPER

Member of Kirklees Council

Cllr Trevor CUMMINGS

Member of Ards Borough Council

Jeremy Roger EVANS

Assembly Member Greater London Authority

Ms Megan FEARON

Member of the Northern Ireland Assembly

Ms Patricia Josephine FERGUSON

Constituency member for Glasgow Maryhill & Springburn

Cllr Robert Ian Neilson GORDON

Member of Hertfordshire Council

Cllr Judith HUGHES

Member of Kirklees Council

Cllr Gordon Charles KEYMER
Leader of Tandridge District Council

Cllr Margaret Ann LISHMAN
Member of Burnley Council

Cllr Cormack MCCHORD
Councillor for Stirling

Mr William Stewart MAXWELL
MSP for West of Scotland

Cllr Kevin PEEL
Member of Manchester City Council

Cllr Dorothy SHARPE
Member of East Riding of Yorkshire Council

Cllr Jill SHORTLAND
Member of Somerset Council

Cllr Harvey SIGGS
Member of Mendip Council

Cllr Judith Anne WALLACE
Member of North Tyneside Council

Cllr Paul WATSON
Leader, Sunderland Council

Cllr Emily WESTLEY
Member of Hastings Council

ANNEX II

ПРИЛОЖЕНИЕ II — ANEXO II — PŘÍLOHA II — BILAG II — ANHANG II — II LISA — ΠΑΡΑΡΤΗΜΑ II —
ANNEX II — ANNEXE II — PRILOG II — ALLEGATO II — II PIELIKUMS — II PRIEDAS — II. MELLÉKLET —
ANNESS II — BIJLAGE II — ZAŁĄCZNIK II — ANEXO II — ANEXA II — PRÍLOHA II — PRILOGA II — LIITE II —
BILAGA II

**Заместник-членове/Suplentes/Náhradníci/Suppleanter/Stellvertreter/Asendusliikmed/Αναπληρωτές/Alternate
members/Suppléants/Zamjenici članova/Supplenti/Aizstājēji/Pakaitiniai nariai/Póttagok/Membri Supplenti/Plaats-
vervangers/Zastępcy członków/Suplentes/Supleanți/Náhradníci/Nadomestni člani/Varajäsenet/Suppleanter**

DEUTSCHLAND

Frau Dorothea MARX

Mitglied des Thüringer Landtags

UNITED KINGDOM

Cllr Sanchia ALASIA

Member of London Borough of Barking & Dagenham

Jennette ARNOLD

Assembly Member Greater London Authority

Cllr Shurma BATSON

Member of Stevenage Council

Cllr Zahid Mehmood CHAUHAN

Member of Oldham Council

Cllr John Paul FINDLOW

Member of Cheshire East Council

Cllr Gillian FORD

Member of London Borough of Havering

Cllr Barbara GRANT

East Renfrewshire Council

Cllr Suzanne Ellen GROCOTT

Member of London Borough of Merton

Cllr Arnold HATCH

Member of Craigavon Borough Council

Cllr Doreen HUDDART

Member of Newcastle City Council

Cllr Ronald Arvon HUGHES

Member of Conwy County Borough Council

Mr James Robert HUME

Regional List member for South of Scotland

Cllr Imran HUSSAIN

Member of Bradford Council

Cllr Geoffrey KNIGHT

Member of Lancaster Council

Sir James Angus Rhoderick MCGRIGOR

Regional List Member for the Highlands and Islands

Mr Fearghal MCKINNEY

Member of the Northern Ireland Assembly

Cllr Robert John PRICE

Leader of Oxford Council

Cllr Gary ROBINSON

Leader Shetland Islands Council

Cllr Linda ROBINSON

Member of Wychavon Council

Cllr Sarah Elizabeth RUSSELL

Member of Derby Council

Cllr David SHAKESPEARE

Member of Wycombe Council

Rhodri Glyn THOMAS

Assembly Member for Carmarthen East and Dinefwr

Cllr Kay TWITCHEN

Member of Essex County Council

Cllr Martin John Beresford VEAL

Chairman, Bath & North East Somerset Council

COMMISSION DECISION (EU) 2015/191**of 5 February 2015****amending Decision 2010/670/EU as regards the extension of certain time limits laid down in Article 9 and Article 11(1) of that Decision***(notified under document C(2015) 466)*

THE EUROPEAN COMMISSION,

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

Having regard to Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC ⁽¹⁾, and in particular the third subparagraph of Article 10a(8) thereof,

Whereas:

- (1) Commission Decision 2010/670/EU ⁽²⁾ sets out the rules and criteria for the selection and implementation of commercial demonstration projects that aim at the environmentally safe capture and geological storage of CO₂ (hereinafter 'CCS demonstration projects') and demonstration projects of innovative renewable energy technologies (hereinafter 'RES demonstration projects'), covering 300 million allowances from the new entrants reserve of the Union emissions trading scheme and the basic rules for the monetisation of allowances and for the management of revenues.
- (2) Due to the economic crisis, it will not be possible to reach, as regards a significant number of projects awarded under Decision 2010/670/EU a final investment decision within 24 months of the adoption of the award decision for RES demonstration projects or within 36 months of the adoption of the award decision for CCS demonstration projects. It will therefore also not be possible for such projects to enter into operation within 4 years of the adoption of the award decision. The time limits for the final investment decision and the date of entry into operation should therefore be extended by 2 years. A period of grace of 1 year should also be applied with respect to the date of entry into operation.
- (3) The measures provided for in this Decision are in accordance with the opinion of the Climate Change Committee,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2010/670/EU is amended as follows:

(1) Article 9 is amended as follows:

- (a) in the first paragraph, '24 months' is replaced by '48 months';
- (b) in the second paragraph, '36 months' is replaced by '60 months';

(2) Article 11(1) is amended as follows:

- (a) in the second subparagraph '31 December 2015' is replaced by '31 December 2017' and '4 years' is replaced by '6 years';

⁽¹⁾ OJ L 275, 25.10.2003, p. 32.

⁽²⁾ Commission Decision 2010/670/EU of 3 November 2010 laying down criteria and measures for the financing of commercial demonstration projects that aim at the environmentally safe capture and geological storage of CO₂, as well as demonstration projects of innovative renewable energy technologies under the scheme for greenhouse gas emission allowance trading within the Community established by Directive 2003/87/EC of the European Parliament and of the Council (OJ L 290, 6.11.2010, p. 39).

(b) the following third and fourth subparagraphs are added:

‘Where the project has not entered into operation by the date of entry into operation set for that project that date is automatically extended by 1 year.

Award decisions shall cease to have legal effect where the project has not entered into operation by the date of entry into operation applicable pursuant to the third subparagraph. In this case, any funding disbursed or received for the purpose of disbursement shall be returned.’

Article 2

This Decision shall also apply to CCS and RES demonstration projects for which an award decision has been adopted before this Decision takes effect.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 5 February 2015.

For the Commission
Miguel ARIAS CAÑETE
Member of the Commission

