

Official Journal

of the European Communities

ISSN 0378-6978

L 190

Volume 38

11 August 1995

English edition

Legislation

Contents

I *Acts whose publication is obligatory*

Commission Regulation (EC) No 1968/95 of 10 August 1995 on the issue of import licences for garlic originating in China	1
* Commission Regulation (EC) No 1969/95 of 10 August 1995 amending Commission Regulation (EC) No 1507/95 concerning derogations in the beef and veal sector from Regulation (EEC) No 3665/87 laying down common detailed rules for the application of the system of export refunds on agricultural products and from Regulation (EEC) No 3719/88 laying down common detailed rules for the application of the system of import and export licences and advance-fixing certificates for agricultural products	2
Commission Regulation (EC) No 1970/95 of 10 August 1995 on the issuing of export licences for fruit and vegetables	3
Commission Regulation (EC) No 1971/95 of 10 August 1995 on the issue of import licences for high-quality fresh, chilled or frozen beef and veal	4
Commission Regulation (EC) No 1972/95 of 10 August 1995 establishing the standard import values for determining the entry price of certain fruit and vegetables	5
Commission Regulation (EC) No 1973/95 of 10 August 1995 amending representative prices and additional duties for the import of certain products in the sugar sector	7

Commission

95/322/EC :

- ★ **Commission Decision of 25 July 1995 amending Council Decision 79/542/EEC and Commission Decisions 92/260/EEC, 93/195/EEC, 93/196/EEC and 93/197/EEC with regard to the animal health conditions and veterinary certification for the temporary admission and re-entry of registered horses and imports into the Community of equidae for slaughter, registered equidae and equidae for breeding and production from Morocco ⁽¹⁾.....** 9

95/323/EC :

- ★ **Commission Decision of 25 July 1995 amending Council Decision 79/542/EEC and Commission Decisions 92/260/EEC, 93/195/EEC and 93/197/EEC with regard to the animal health conditions for the temporary admission, re-entry and imports into the Community of registered horses from Syria ⁽¹⁾** 11

95/324/EC :

- ★ **Commission Decision of 26 July 1995 on the quantities of controlled substances allowed for essential uses in the Community in 1996 under Council Regulation (EC) No 3093/94 on substances that deplete the ozone layer** 13

95/325/ECSC :

- ★ **Commission Decision of 26 July 1995 derogating from High Authority recommendation No 1/64 concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community (160th derogation).....** 16

Corrigenda

- ★ **Corrigendum to Commission Regulation (EC) No 1713/95 of 13 July 1995 laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Association Agreements between the Community and the Baltic States (OJ No L 163 of 14. 7. 1995)** 18

⁽¹⁾ Text with EEA relevance

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1968/95
of 10 August 1995
on the issue of import licences for garlic originating in China

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 1363/95⁽²⁾,

Having regard to Council Regulation (EC) No 1153/95 of 22 May 1995 concerning a protective measure applicable to imports of garlic from China⁽³⁾, and in particular Article 1 (3) thereof,

Whereas pursuant to Commission Regulation (EEC) No 1859/93⁽⁴⁾, as amended by Regulation (EC) No 1662/94⁽⁵⁾, the release for free circulation in the Community of garlic imported from third countries is subject to presentation of an import licence;

Whereas Article 1 (1) of Commission Regulation (EC) No 1153/95, restricts the issue of import licences for garlic originating in China to a maximum monthly quantity in the case of applications lodged from 1 June 1995 to 31 May 1996;

Whereas, given the criteria laid down in Article 1 (2) of that Regulation and the import licences already issued,

the quantity applied for at 7 August 1995 is in excess of the maximum monthly quantity for August 1995; whereas it is therefore necessary to determine to what extent import licences may be issued in response to these applications; whereas the issue of licences in response to these applications; whereas the issue of licences in response to applications lodged after 7 August 1995 and before 5 September 1995 should be refused,

HAS ADOPTED THIS REGULATION:

Article 1

Import licences applied for under Article 1 of Regulation (EEC) No 1859/93 at 7 August 1995 for garlic falling within CN code 0703 20 00 originating in China shall be issued for 0,4585 % of the quantity applied for, having regard to the information available to the Commission on 9 August 1995.

For the abovementioned products applications for import licences lodged after 7 August 1995 and before 5 September 1995 shall be refused.

Article 2

This Regulation shall enter into force on 11 August 1995.

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

Done at Brussels, 10 August 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 132, 16. 6. 1995, p. 8.

⁽³⁾ OJ No L 116, 23. 5. 1995, p. 23.

⁽⁴⁾ OJ No L 170, 13. 7. 1993, p. 10.

⁽⁵⁾ OJ No L 176, 9. 7. 1994, p. 1.

COMMISSION REGULATION (EC) No 1969/95

of 10 August 1995

amending Commission Regulation (EC) No 1507/95 concerning derogations in the beef and veal sector from Regulation (EEC) No 3665/87 laying down common detailed rules for the application of the system of export refunds on agricultural products and from Regulation (EEC) No 3719/88 laying down common detailed rules for the application of the system of import and export licences and advance-fixing certificates for agricultural products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3290/94 of 22 December 1994 on the adjustments and transitional arrangements required in the agricultural sector in order to implement the agreements concluded during the Uruguay Round of multilateral trade negotiations⁽¹⁾, and in particular Article 3 thereof,

Having regard to Council Regulation (EEC) No 805/68 of 27 June 1968 on the common organization of the market in beef and veal⁽²⁾, as last amended by Regulation (EC) No 424/95⁽³⁾, and in particular Article 15 thereof,

Whereas Commission Regulation (EC) No 1507/95⁽⁴⁾ provides for a derogation from Article 4 and Article 32 (1) of Commission Regulation (EEC) No 3665/87⁽⁵⁾, as last amended by Regulation (EC) No 1384/95⁽⁶⁾ and from Article 30 (1) (b) (i) of Commission Regulation (EEC) No 3719/88⁽⁷⁾, as last amended by Regulation (EC) No 1199/95⁽⁸⁾, by extending the time limit by which the products must leave the customs territory of the Community from 60 to 90 days for boned meat covered by Code 0201 30 00 100 of the nomenclature of agricultural products for export refunds;

Whereas verification shows that the same disposal problem exists for other presentations of beef and veal whether boned or not; whereas, as a result, that deroga-

tion should be extended to all fresh or frozen bovine meat;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Beef and Veal,

HAS ADOPTED THIS REGULATION:

Article 1

Article 1 of Regulation (EC) No 1507/95 is hereby replaced by the following:

'Article 1

By way of derogation from Article 30 (1) (b) (i) of Regulation (EEC) No 3719/88 and Article 4 and Article 32 (1) of Regulation (EEC) No 3665/87, the time limit of 60 days shall be increased to 90 days for meat covered by Codes 0201 and 0202 of the nomenclature of agricultural products for export refunds for which an export licence or an advance-fixing certificate issued before 1 May 1995 has been submitted, supported by the export declaration or the declaration of payment referred to in Article 25 (1) of Regulation (EEC) No 3665/87.'

Article 2

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

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

Done at Brussels, 10 August 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 349, 31. 12. 1994, p. 105.

⁽²⁾ OJ No L 148, 28. 6. 1968, p. 24.

⁽³⁾ OJ No L 45, 1. 3. 1995, p. 2.

⁽⁴⁾ OJ No L 147, 30. 6. 1995, p. 24.

⁽⁵⁾ OJ No L 351, 14. 12. 1987, p. 1.

⁽⁶⁾ OJ No L 134, 20. 6. 1995, p. 14.

⁽⁷⁾ OJ No L 331, 2. 12. 1988, p. 1.

⁽⁸⁾ OJ No L 119, 30. 5. 1995, p. 4.

COMMISSION REGULATION (EC) No 1970/95
of 10 August 1995
on the issuing of export licences for fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1035/72 of 18 May 1972 on the common organization of the market in fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 1363/95⁽²⁾,

Having regard to Commission Regulation (EC) No 1488/95 of 28 June 1995 on implementing rules for export refunds on fruit and vegetables⁽³⁾, and in particular Article 4 (1) thereof,

Whereas Commission Regulation (EC) No 1489/95⁽⁴⁾ specifies the quantities which may be covered by applications submitted for export licences with advance fixing of the refund other than those applied for in connection with food aid;

Whereas Article 4 of Regulation (EC) No 1488/95 lays down the conditions under which special measures may be taken by the Commission to prevent an overrun in the quantities for which export licence applications may be submitted;

Whereas, in view of the information available to the Commission as of today, the quantity of 477 tonnes of hazelnuts without shells in Annex I to Regulation (EC) No 1489/95, reduced or increased by the quantities

referred to in Article 4 (1) of Regulation (EC) No 1488/95, would be exceeded if licences were issued with advanced fixing of refunds without restriction in response to applications submitted since 9 August 1995; whereas a reducing factor should accordingly be applied to the quantities applied for on 9 August 1995, and applications for export licences with advance fixing of refunds submitted subsequently with a view to such licences being issued during the current period should be rejected,

HAS ADOPTED THIS REGULATION:

Article 1

Export licences with advance fixing of the refund for hazelnuts without shells for which applications are submitted on 9 August 1995 under Article 1 of Regulation (EC) No 1489/95 shall be issued for 6,13 % of the quantities applied for.

Applications for export licences with advance fixing of refunds for the above product submitted after 9 August 1995 and before 25 August 1995 shall be rejected.

Article 2

This Regulation shall enter into force on 11 August 1995.

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

Done at Brussels, 10 August 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 118, 20. 5. 1972, p. 1.

⁽²⁾ OJ No L 132, 16. 6. 1995, p. 8.

⁽³⁾ OJ No L 145, 29. 6. 1995, p. 68.

⁽⁴⁾ OJ No L 145, 29. 6. 1995, p. 75.

COMMISSION REGULATION (EC) No 1971/95**of 10 August 1995****on the issue of import licences for high-quality fresh, chilled or frozen beef and veal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1203/95 of 29 May 1995 opening and providing for the administration of tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat for the period 1 July 1995 to 30 June 1996⁽¹⁾, and in particular Article 5 (3) thereof,

Whereas Commission Regulation (EC) No 1203/95 provides in Articles 4 and 5 the conditions for applications and for the issue of import licences for meat referred to in Article 2 (e);

Whereas Article 2 (e) of Regulation (EC) No 1203/95 fixes the amount of high-quality fresh, chilled or frozen beef and veal originating in and imported from the United States of America and Canada which may be imported on special terms for the period 1 July 1995 to 30 June 1996 at 10 000 tonnes;

Whereas it should be recalled that licences issued pursuant to this Regulation will, throughout the period of

validity, be open for use only in so far as provisions on health protection in force permit,

HAS ADOPTED THIS REGULATION :

Article 1

1. All applications for import licences from 1 until 5 August 1995 for high-quality fresh, chilled or frozen beef and veal as referred to in Article 2 (e) of Regulation (EC) No 1203/95 shall be met in full.

2. Applications for licences may be submitted, in accordance with Article 5 of Regulation (EC) No 1203/95, during the first five days of September 1995 for 1 494 tonnes.

Article 2

This Regulation shall enter into force on 11 August 1995.

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

Done at Brussels, 10 August 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 119, 30. 5. 1995, p. 13.

COMMISSION REGULATION (EC) No 1972/95
of 10 August 1995
establishing the standard import values for determining the entry price of
certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables⁽¹⁾, as last amended by Regulation (EC) No 1740/95⁽²⁾, and in particular Article 4 (1) thereof,

Having regard to Council Regulation (EEC) No 3813/92 of 28 December 1992 on the unit of account and the conversion rates to be applied for the purposes of the common agricultural policy⁽³⁾, as last amended by Regulation (EC) No 150/95⁽⁴⁾, and in particular Article 3 (3) thereof,

Whereas Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commis-

sion fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto;

Whereas, in compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 August 1995.

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

Done at Brussels, 10 August 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ No L 167, 18. 7. 1995, p. 10.

⁽³⁾ OJ No L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ No L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 10 August 1995 establishing the standard import values
for determining the entry price of certain fruit and vegetables

(ECU/100 kg)			(ECU/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value	CN code	Third country code ⁽¹⁾	Standard import value
0702 00 35	052	47,7	0808 10 92, 0808 10 94, 0808 10 98	512	186,0
	060	80,2		600	94,9
	066	41,7		624	130,2
	068	32,4		999	129,9
	204	50,9		039	79,3
	212	117,9		064	79,1
	624	75,0		388	56,4
	999	63,7		400	56,6
				508	68,4
0707 00 25	052	50,1	0808 20 57	512	46,4
	053	166,9		524	45,8
	060	39,2		528	52,5
	066	53,8		800	89,4
	068	60,4		804	74,9
	204	49,1		999	64,9
	624	207,3		052	76,5
	999	89,5		388	48,9
0709 90 79	052	55,6		512	45,2
	204	77,5		528	54,0
	624	196,3		800	55,8
	999	109,8		804	64,8
0805 30 30	388	61,9		999	57,5
	512	77,7	0809 30 41, 0809 30 49	052	59,2
	524	62,8		220	121,8
	528	59,0		624	106,8
	600	54,7		999	95,9
	624	78,0	0809 40 30	064	76,4
	999	65,7		066	62,1
0806 10 40	052	106,0		624	152,8
	220	110,8		999	97,1
	400	148,8			
	412	132,4			

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 3079/94 (OJ No L 325, 17. 12. 1994, p. 17). Code '999' stands for 'of other origin.'

COMMISSION REGULATION (EC) No 1973/95

of 10 August 1995

amending representative prices and additional duties for the import of certain products in the sugar sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,
Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1785/81 of 30 June 1981 on the common organization of the markets in the sugar sector ⁽¹⁾, as last amended by Regulation (EC) No 1101/95 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽³⁾, and in particular the second subparagraph of Article 1 (2), and Article 3 (1) thereof,

Whereas the amounts of the representative prices and additional duties applicable to the import of white sugar, raw sugar and certain syrups are fixed by Commission Regulation (EC) No 1568/95 ⁽⁴⁾, as last amended by Regulation (EC) No 1966/95 ⁽⁵⁾;

Whereas it follows from applying the general and detailed fixing rules contained in Regulation (EC) No 1423/95 to the information known to the Commission that the representative prices and additional duties at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95 shall be as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 August 1995.

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

Done at Brussels, 10 August 1995.

For the Commission

Martin BANGEMANN

Member of the Commission

⁽¹⁾ OJ No L 177, 1. 7. 1981, p. 4.

⁽²⁾ OJ No L 110, 17. 5. 1995, p. 1.

⁽³⁾ OJ No L 141, 24. 6. 1995, p. 16.

⁽⁴⁾ OJ No L 150, 1. 7. 1995, p. 36.

⁽⁵⁾ OJ No L 189, 10. 8. 1995, p. 27.

ANNEX

to the Commission Regulation of 10 August 1995 amending representative prices and the amounts of additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99

(ECU)

CN code	Amount of representative prices per 100 kg net of product concerned	Amount of additional duty per 100 kg net of product concerned
1701 11 10 ⁽¹⁾	23,83	4,39
1701 11 90 ⁽¹⁾	23,83	9,62
1701 12 10 ⁽¹⁾	23,83	4,20
1701 12 90 ⁽¹⁾	23,83	9,19
1701 91 00 ⁽²⁾	32,94	8,76
1701 99 10 ⁽²⁾	32,94	4,46
1701 99 90 ⁽²⁾	32,94	4,46
1702 90 99 ⁽³⁾	0,33	0,33

⁽¹⁾ For the standard quality as defined in Article 1 of Council Regulation (EEC) No 431/68 (OJ No L 89, 10. 4. 1968, p. 3).

⁽²⁾ For the standard quality as defined in Article 1 of Council Regulation (EEC) No 793/72 (OJ No L 94, 21. 4. 1972, p. 1).

⁽³⁾ By 1 % sucrose content.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 25 July 1995

amending Council Decision 79/542/EEC and Commission Decisions 92/260/EEC, 93/195/EEC, 93/196/EEC and 93/197/EEC with regard to the animal health conditions and veterinary certification for the temporary admission and re-entry of registered horses and imports into the Community of equidae for slaughter, registered equidae and equidae for breeding and production from Morocco

(Text with EEA relevance)

(95/322/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/426/EEC of 26 June 1990 on animal health conditions governing the movement and imports from third countries of equidae ⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Articles 12, 13, 14, 15, 16, 18 and 19 (ii) thereof,

Whereas by Council Decision 79/542/EEC ⁽²⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, a list of third countries from which Member States authorize imports of bovine animals, swine, equidae, sheep and goats, fresh meat and meat products has been established;

Whereas the health conditions and veterinary certification for the temporary admission of registered horses, for the imports of equidae for slaughter and for imports of registered equidae and equidae for breeding and production are laid down respectively in Decisions 92/260/EEC ⁽³⁾, 93/196/EEC ⁽⁴⁾ and 93/197/EEC ⁽⁵⁾, all as last amended by the Act of Accession of Austria, Finland and Sweden, and

for the re-entry of registered horses after temporary export in Decision 93/195/EEC ⁽⁶⁾, as last amended by Commission Decision 95/99/EC ⁽⁷⁾;

Whereas following a Commission veterinary inspection mission to Morocco and after receiving a comprehensive report on the control measures taken by the competent authorities of Morocco, the equine health situation appears to be under the satisfactory control of well structured and organized veterinary services;

Whereas Morocco has now been free from African horse sickness for more than two years and vaccination against this disease has not been carried out during the last twelve months;

Whereas the veterinary authorities of Morocco have guaranteed to notify within 24 hours by telefax, telegram or telex to the Commission and the Member States the

⁽¹⁾ OJ No L 224, 18. 8. 1990, p. 42.

⁽²⁾ OJ No L 146, 14. 6. 1979, p. 15.

⁽³⁾ OJ No L 130, 15. 5. 1992, p. 67.

⁽⁴⁾ OJ No L 86, 6. 4. 1993, p. 7.

⁽⁵⁾ OJ No L 86, 6. 4. 1993, p. 16.

⁽⁶⁾ OJ No L 86, 6. 4. 1993, p. 1.

⁽⁷⁾ OJ No L 76, 5. 4. 1995, p. 16.

confirmation of any infectious or contagious disease in equidae mentioned in Annex A of Council Directive 90/426/EEC and any change in the vaccination or import policy in respect of equidae;

Whereas the animal health conditions and veterinary certification must be adopted according to the animal health situation of the third country concerned; whereas the present case relates only to registered horses;

Whereas Council Decision 79/542/EEC and Commission Decisions 92/260/EEC, 93/195/EEC, 93/196/EEC and 93/197/EEC must be amended accordingly;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

In Part 1 of the Annex to Council Decision 79/542/EEC the line referring to Morocco is hereby amended as follows:

The reference to footnote '(6)' is deleted in the sub-heading 'live animals' in the column for 'Special Remarks'.

Article 2

Commission Decision 92/260/EEC is amended as follows:

1. 'Morocco' is added in alphabetical order to the list of third countries in Group E of Annex I.
2. 'Morocco' is added in alphabetical order to the list of third countries in the title of the health certificate set out in Annex II (E).

Article 3

Commission Decision 93/195/EEC is amended as follows:

1. 'Morocco' is added in alphabetical order to the list of third countries in Group E of Annex I.
2. 'Morocco' is added in alphabetical order to the list of third countries under 'Group E' in the title of the health certificate set out in Annex II.

Article 4

'Morocco' is added in alphabetical order to the list of third countries in footnote (3), Group E of Annex II to Commission Decision 93/196/EEC.

Article 5

Commission Decision 93/197/EEC is amended as follows:

1. 'Morocco' is added in alphabetical order to the list of third countries in Group E of Annex I.
2. 'Morocco' is added in alphabetical order to the list of third countries in the second part of the sentence of the title relating to registered equidae and equidae for breeding and production of the health certificate set out in Annex II E.

Article 6

This Decision is addressed to the Member States.

Done at Brussels, 25 July 1995.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION DECISION

of 25 July 1995

amending Council Decision 79/542/EEC and Commission Decisions 92/260/EEC, 93/195/EEC and 93/197/EEC with regard to the animal health conditions for the temporary admission, re-entry and imports into the Community of registered horses from Syria

(Text with EEA relevance)

(95/323/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/426/EEC of 26 June 1990 on animal health conditions governing the movement and imports from third countries of equidae⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, and in particular Articles 12, 13, 15, 16 and 19 (ii) thereof,

Whereas by Council Decision 79/542/EEC⁽²⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, a list of third countries from which Member States authorize imports of bovine animals, swine, equidae, sheep and goats, fresh meat and meat products has been established;

Whereas the health conditions and veterinary certification for the temporary admission and imports of registered horses are laid down respectively in Commission Decisions 92/260/EEC⁽³⁾ and 93/197/EEC⁽⁴⁾, both as last amended by the Act of Accession of Austria, Finland and Sweden, and for the re-entry of registered horses after temporary export in Commission Decision 93/195/EEC⁽⁵⁾, as last amended by Decision 95/99/EC⁽⁶⁾;

Whereas following a Commission veterinary inspection mission to Syria the animal health situation appears to be under the satisfactory control of well structured and organized veterinary services;

Whereas Syria has been free from African horse sickness for more than two years and systematic vaccination against this disease has not been carried out during the last twelve months, from glanders and dourine for more

than six months and Venezuelan equine encephalomyelitis and vesicular stomatitis have never occurred;

Whereas the veterinary authorities of Syria have guaranteed to notify within 24 hours by telefax, telegram or telex to the Commission and the Member States the confirmation of any infectious or contagious disease in equidae mentioned in Annex A of Council Directive 90/426/EEC and any change in the vaccination or import policy in respect of equidae;

Whereas the animal health conditions and veterinary certification must be adopted according to the animal health situation of the third country concerned; whereas the present case relates only to registered horses;

Whereas Council Decision 79/542/EEC and Commission Decisions 92/260/EEC, 93/195/EEC and 93/197/EEC must be amended accordingly;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

In Part 2 of the Annex to Council Decision 79/542/EEC, special column for equidae, the following line is inserted in accordance with the alphabetical order of the ISO code:

' | SY | Syria | × | | '.

Article 2

Commission Decision 92/260/EEC is amended as follows:

1. 'Syria' is added in alphabetical order to the list of third countries in Group E of Annex I.

⁽¹⁾ OJ No L 224, 18. 8. 1990, p. 42.

⁽²⁾ OJ No L 146, 14. 6. 1979, p. 15.

⁽³⁾ OJ No L 130, 15. 5. 1992, p. 67.

⁽⁴⁾ OJ No L 86, 6. 4. 1993, p. 16.

⁽⁵⁾ OJ No L 86, 6. 4. 1993, p. 1.

⁽⁶⁾ OJ No L 76, 5. 4. 1995, p. 16.

2. 'Syria' is added in alphabetical order to the list of third countries in the title of the health certificate set out in Annex II (E).

Article 3

Commission Decision 93/195/EEC is amended as follows :

1. 'Syria (?)' is added in alphabetical order to the list of third countries in Group E of Annex I.
2. 'Syria' is added in alphabetical order to the list of third countries under 'Group E' in the title of the health certificate set out in Annex II.

Article 4

Commission Decision 93/197/EEC is amended as follows :

1. 'Syria (?)' is added in alphabetical order to the list of third countries in Group E of Annex I.
2. 'Syria' is added in alphabetical order to the list of third countries in the first half sentence of the title relating to registered horses of the health certificate set out in Annex II E.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 25 July 1995.

For the Commission

Franz FISCHLER

Member of the Commission

COMMISSION DECISION

of 26 July 1995

on the quantities of controlled substances allowed for essential uses in the Community in 1996 under Council Regulation (EC) No 3093/94 on substances that deplete the ozone layer

(95/324/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

acceptable from the standpoint of environment and health ;

Having regard to the Treaty establishing the European Community,

(b) that production and consumption, if any, of a controlled substance for essential uses should be permitted only if :

Having regard to Council Regulation (EC) No 3093/94 of 15 December 1994 on substances that deplete the ozone layer⁽¹⁾, especially Articles 3, 4 and 7,

(i) all economically feasible steps have been taken to minimize the essential use and associated emission of the controlled substance ; and

Whereas because of the state of the concern for the ozone layer, the Community has decided to phase out certain controlled substances earlier than in the Montreal Protocol commencing on 1 January 1995 ;

(ii) the controlled substance is not available in sufficient quantity and quality from existing stocks of banked or recycled controlled substances, also bearing in mind the developing countries' need for controlled substances ;

Whereas Article 3 (1, 2, 3, 4, 5 and 7) of Regulation (EC) No 3093/94 states that the Commission shall determine every year any essential uses which may be permitted in the Community and any quantities of controlled substances which may be produced, placed on the market or used for these purposes ;

Whereas Decision VI/9 of the Parties to the Montreal Protocol authorizes the levels of production or consumption necessary to satisfy essential uses of controlled substances for (i) metered dose inhalers (MDIs) for the treatment of asthma, chronic obstructive pulmonary diseases (COPD) and for (ii) laboratory and analytical uses as specified in Annex of this Decision ;

Whereas those essential uses have to be decided for chlorofluorocarbons, pursuant to Articles 3 (1) and 4 (1) ; other fully halogenated chlorofluorocarbons, pursuant to Articles 3 (2) and 4 (2) ; halons, pursuant to Articles 3 (3) and 4 (3) ; carbon tetrachloride, pursuant to Articles 3 (4) and 4 (4) ; 1,1,1-trichloroethane pursuant to Articles 3 (5) and 4 (5) ; and HBFCs pursuant to Articles 3 (7) and 4 (7) of Regulation (EC) No 3093/94 ;

Whereas Decision VI/9 of the Protocol also requests Parties to endeavour to minimize use and emissions by all practical steps ; in the case of metered dose inhalers, these steps include education of physicians and patients about other treatment options and good-faith efforts to eliminate or recapture emissions from filling and testing consistent with national laws and regulations ;

Whereas the criteria applied to assessing essential uses are in line with Decision IV/25 of the Parties to the Montreal Protocol and are :

Whereas after receiving a certain number of applications from Member States, the Commission nominates the essential uses and respective quantities for the European Community, on behalf of the Member States for 1996, in line with the abovementioned Montreal Protocol Decisions IV/25 and VI/9 ;

(a) that a use of a controlled substance should qualify as 'essential' only if :

(i) it is necessary for the health, safety or is critical for the functioning of society (encompassing cultural and intellectual aspects) ; and

Whereas the list of essential uses and the quantities of the controlled substances are hereby given for the information of producer and user industries ;

(ii) there are no available technically and economically feasible alternatives or substitutes that are

Whereas the allocation of quantities of controlled substances allowed for essential uses in the Community in 1996 shall be presented in a Commission Decision at a later stage ;

⁽¹⁾ OJ No L 333, 22. 12. 1994, p. 1.

Whereas the measures provided for in this Decision are in accordance with the opinion of the Committee referred to in Article 16 of Regulation (EC) No 3093/94,

HAS ADOPTED THIS DECISION :

Article 1

1. The agreed essential uses and the total quantities of chlorofluorocarbons, other fully halogenated chlorofluorocarbons, halons, carbon tetrachloride, 1,1,1-trichloroethane and HBFCs to be placed on the market or used for which production or importation could be authorized in 1996 are for the :

- (a) production of metered dose inhalers (MDIs) for the treatment of asthma and other chronic obstructive pulmonary diseases :

CFC 11, 12, 113, 114 and 115: 7 548 tonnes ;

- (b) laboratory uses in accordance with the conditions set out in Annex :

CFC 11, 12, 113, 114 and 115: 240 tonnes,

Carbon tetrachloride : 220 tonnes.

2. This Decision shall apply from 1 January to 31 December 1996.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 26 July 1995.

For the Commission

Ritt BJERREGAARD

Member of the Commission

*ANNEX***CONDITIONS APPLIED TO EXEMPTION FOR LABORATORY AND ANALYTICAL USES**

1. Laboratory purposes are defined at this time to include equipment calibration ; use as extraction solvents, diluents, or carriers in chemical analysis ; biochemical research ; inert solvents used for chemical reactions, as a carrier or laboratory chemical and for other critical analytical and laboratory purposes. Production for laboratory and analytical purposes is authorized provided that these laboratory and analytical chemicals shall contain only controlled substances manufactured to the following purities :

CTC (reagent grade)	99,5 %
1,1,1-trichloroethane	99,0 %
CFC 11	99,5 %
CFC 13	99,5 %
CFC 12	99,5 %
CFC 113	99,5 %
CFC 114	99,5 %
Other w/Boiling $P > 20^{\circ}\text{C}$	99,5 %
Other w/Boiling $P < 20^{\circ}\text{C}$	99,0 %

2. These pure, controlled substances can be subsequently mixed by manufacturers, agents, or distributors with other chemicals controlled or not controlled by the Montreal Protocol as is customary for laboratory and analytical uses.
 3. These high purity substances and mixtures containing controlled substances shall be supplied only in re-closable containers or high pressure cylinders smaller than three litres or in 10 millilitre or smaller glass ampoules, marked clearly as substances that deplete the ozone layer, restricted to laboratory use and analytical purposes and specifying that used or surplus substances should be collected and recycled, if practical. The material should be destroyed if recycling is not practical.
-

COMMISSION DECISION

of 26 July 1995

derogating from High Authority recommendation No 1/64 concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community (160th derogation)

(95/325/ECSC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Coal and Steel Community, and in particular the third paragraph of Article 71 thereof,

Having regard to High Authority recommendation No 1/64 of 15 January 1964 to the Governments of the Member States concerning an increase in the protective duty on iron and steel products at the external frontiers of the Community ⁽¹⁾, as last amended by recommendation 88/27/ECSC ⁽²⁾, and in particular Article 3 thereof,

Whereas certain iron and steel products indispensable to the manufacture of certain goods and having very special physical and chemical characteristics are not produced in the Community, or produced in insufficient quantities; whereas for a number of years insufficiency has been overcome by duty-free tariff quotas; whereas Community producers are still not in a position to comply with the present quality requirements put forward by the users; whereas duty-free quotas at a level securing the supply of users is consequently required;

Whereas import of these products on preferential terms is not injurious to iron and steel undertakings in the Community which produce directly competing products;

Whereas neither this suspension of duties nor this tariff quota is likely to jeopardize the objectives of recommen-

dation No 1/64, but will help to maintain existing trade flows between Member States and non-member countries;

Whereas these are special cases in the commercial policy field justifying the authorization of derogations pursuant to Article 3 of recommendation No 1/64;

Whereas it is necessary to make sure that the tariff quota granted will have no other function than meeting the specific needs of certain transforming industries;

Whereas the Governments of the Member States have been consulted on the tariff quota set out below,

HAS ADOPTED THIS DECISION:

Article 1

1. Member States are hereby authorized to derogate from the obligations arising pursuant to Article 1 of High Authority recommendation No 1/64 to the extent necessary to suspend at the levels indicated the customs duties on the products set out below, within tariff quota of the amounts indicated for the Member States concerned:

CN code	Description	Quota (tonnes)	Duty (%)
	Special wire rod for the manufacture of valve springs with a diameter of 5 mm or more but not exceeding 15 mm:	20 000	0
(a) ex 7213 50 10	Of iron or non-alloy steel, containing by weight : — 0,6 % or more but not more than 0,8 % of carbon — 0,30 % or less of silicon — 0,5 % or more but not more than 0,9 % of manganese — 0,03 % or less of sulphur — 0,03 % or less of phosphorus — 0,06 % or less of copper		

⁽¹⁾ OJ No 8, 22. 1. 1964, p. 99/64.

⁽²⁾ OJ No L 15, 20. 1. 1988, p. 13.

CN code	Description	Quota (tonnes)	Duty (%)
(b) 7227 90 70	Of other alloy steel containing by weight : — 0,5 % or more but not more than 0,8 % of carbon — 0,1 % or more but not more than 1,7 % of silicon — 0,5 % or more but not more than 0,8 % of manganese — 0,03 % or less of sulphur — 0,03 % or less of phosphorus — 0,4 % or more but not more than 0,8 % of chrome — 0,1 % or more but not more than 0,3 % of vanadium		

2. The abovementioned products must, in addition, comply with the following physical specifications :

(a) decarburization :

depth of decarburization measured without defects :

- wire rod as under (a) and (b) : 0,05 mm maximum,
- wire rod as under (c) : 0,07 mm maximum ;

(b) surface condition :

maximum depth of defects (tears, fissures or folds) measured perpendicular to the surface : 0,05 mm.

(c) non-metallic inclusions :

examination to be carried out in accordance with the AFNOR standard (ref. A 04/106) of July 1972 and with Stahl-Eisen-Blatt 1570/71,

typical maximum value figure 1 from the surface to two-thirds of the radius,

typical maximum value figure 2 beyond two-thirds of the radius to the core.

The values indicated are valid for any type of inclusion.

Article 2

1. Member States accorded quotas pursuant to Article 1 shall ensure, in liaison with the Commission, that such quotas are apportioned among third countries on a non-discriminatory basis.

2. Community provisions on the matter shall apply for the purpose of verifying that the products in question are used for the particular purpose prescribed.

Article 3

This Decision is addressed to the Member States.

It shall apply from 1 January until 31 December 1995.

Done at Brussels, 26 July 1995.

For the Commission

Leon BRITTAN

Vice-President

CORRIGENDA

Corrigendum to Commission Regulation (EC) No 1713/95 of 13 July 1995 laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Association Agreements between the Community and the Baltic States

(Official Journal of the European Communities No L 163 of 14 July 1995)

On page 5, in the title :

for: 'laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Association Agreements between the Community and the Baltic States',

read: 'laying down detailed rules for the application to milk and milk products of the arrangements provided for in the Agreements on free trade between the Community and the Baltic States'.
