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Contents

Acts adopted pursuant to Title V of the Treaty on European Union

98/374/CFSP:

- * **Common Position of 8 June 1998 defined by the Council on the basis of Article J.2 of the Treaty on European Union concerning the prohibition of new investment in Serbia** 1

98/375/CFSP:

- * **Joint Action of 8 June 1998 adopted by the Council on the basis of Article J.3 of the Treaty on European Union concerning the nomination of an EU Special Representative for the Federal Republic of Yugoslavia (FRY)**..... 2

I Acts whose publication is obligatory

Commission Regulation (EC) No 1190/98 of 9 June 1998 establishing the standard import values for determining the entry price of certain fruit and vegetables 4

- * **Commission Regulation (EC) No 1191/98 of 9 June 1998 amending Annexes I and II to Council Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin ⁽¹⁾** 6

- * **Commission Regulation (EC) No 1192/98 of 9 June 1998 amending for the third time Regulation (EC) No 370/98 adopting exceptional support measures for the market in pigmeat in Germany** 9

Commission Regulation (EC) No 1193/98 of 9 June 1998 amending Regulation (EC) No 1773/97 on a special intervention measure for cereals in Finland and Sweden 10

⁽¹⁾ Text with EEA relevance

Commission Regulation (EC) No 1194/98 of 9 June 1998 amending the export refunds on poultrymeat	11
Commission Regulation (EC) No 1195/98 of 9 June 1998 determining the percentage of quantities covered by applications for export licences for poultrymeat which may be accepted	13
Commission Regulation (EC) No 1196/98 of 9 June 1998 concerning applications for import licences for quality wheat qualifying for the conditions referred to in Council Regulation (EC) No 1095/96	14

II Acts whose publication is not obligatory

Council

98/367/EC:

- ★ **Council Decision of 10 November 1997 concerning the conclusion of an Agreement in the form of an exchange of letters between the European Community and the Republic of Poland regarding the modernisation of the Polish oil sector within the framework of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part**

15

Agreement in the form of an exchange of letters between the European Community and the Republic of Poland regarding the modernization of the Polish oil sector within the framework of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part

16

Commission

98/368/EC:

- ★ **Commission Decision of 18 May 1998 adapting, pursuant to Article 42(3), Annexes II and III to Council Regulation (EEC) No 259/93 on the supervision and control of shipments of waste within, into and out of the European Community⁽¹⁾ (notified under document number C(1998) 1357)**

20

98/369/EC:

- ★ **Commission Decision of 19 May 1998 amending Decision 97/468/EC on drawing up provisional lists of third country establishments from which the Member States authorise imports of wild game meat⁽¹⁾ (notified under document number C(1998) 1375)**

30

98/370/EC:

- ★ **Commission Recommendation of 27 May 1998 on the ratification of ILO Convention No 177 on home work of 20 June 1996 (notified under document number C(1998) 764)**

32

3

⁽¹⁾ Text with EEA relevance

(Acts adopted pursuant to Title V of the Treaty on European Union)

COMMON POSITION

of 8 June 1998

defined by the Council on the basis of Article J.2 of the Treaty on European Union concerning the prohibition of new investment in Serbia

(98/374/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article J.2 thereof,

Whereas on 7 May 1998 the Council adopted Common Position 98/326/CFSP⁽¹⁾ concerning the freezing of funds held abroad by the Federal Republic of Yugoslavia (FRY) and Serbian Governments; whereas a further reduction of economic and financial relations with the FRY and Serbia was foreseen in case the conditions laid down in that common position for the FRY and Serbian Government were not met;

Whereas, as such conditions have not been fulfilled so far, further action to reduce economic and financial relations with Serbia should be taken;

Whereas, the restrictive measures set out in Article 1 will be reconsidered immediately if the FRY and Serbian Governments move to adopt a framework for dialogue and a stabilisation package,

HAS DEFINED THIS COMMON POSITION:

Article 1

New investments in Serbia are prohibited.

Article 2

This common position shall take effect from the date of its adoption.

Article 3

This common position shall be reviewed not later than six months after its adoption.

Article 4

This common position shall be published in the Official Journal.

Done at Luxembourg, 8 June 1998.

For the Council

The President

R. COOK

⁽¹⁾ OJ L 143, 14. 5. 1998, p. 1.

JOINT ACTION**of 8 June 1998****adopted by the Council on the basis of Article J.3 of the Treaty on European Union concerning the nomination of an EU Special Representative for the Federal Republic of Yugoslavia (FRY)**

(98/375/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Articles J.3 and J.11 thereof,

Having regard to the conclusions of the European Council, held in Amsterdam on 16 and 17 June 1997, concerning the Federal Republic of Yugoslavia (FRY),

Whereas on 29 April 1997 the Council adopted conclusions on the application of conditionality with a view to developing a coherent EU strategy applicable to relations with countries of south-east Europe which are not linked to the EU by an association agreement;

Whereas on 19 March 1998 the Council adopted conclusions nominating Mr Felipe González as EU Special Representative with a view to enhancing the effectiveness of the EU's contribution to the resolution of problems in the FRY;

Whereas in its conclusions of 25 May 1998 the Council indicated that a Joint Action should be adopted on the González mission;

Whereas the EU Special Representative will work in close consultation and concurrently with the OSCE Chairman-in-Office to assist the FRY in promoting internal dialogue on democratic reforms so as to contribute to the coherence of international efforts,

HAS ADOPTED THIS JOINT ACTION:

Article 1

Mr Felipe González shall be appointed EU Special Representative for the FRY for a period ending on 31 December 1998.

The Council may review the content and duration of the mandate of the EU Special Representative, including administrative and financial aspects, as appropriate before its expiry.

Article 2

The mandate of the EU Special Representative will be to enhance the effectiveness of the EU's contribution to the

resolution of problems in the FRY and to pursue the subject of FRY's future relations with the EU, its participation in OSCE and related matters.

The EU Special Representative will carry out his mandate under the authority of the Presidency and as appropriate in cooperation with the Commission.

The EU Special Representative will be guided by, and report under the authority of the Presidency to, the Council on a regular basis and as the need arises.

Article 3

1. In order to cover the costs related to the mission of the EU Special Representative a sum of up to ECU 1 million shall be charged to the general budget of the European Communities from the date of adoption of this Joint Action.

2. The expenditure financed by the amount stipulated in paragraph 1 shall be managed in accordance with the European Community procedures and rules applicable to the general budget.

Article 4

1. The Member States and the Community may propose the secondment of staff to work with the EU Special Representative. The remuneration of personnel, detached by a Member State, the Commission or another Community institution to the EU Special Representative shall be covered respectively by the Member State concerned, the Commission or the other Community institutions.

2. The team of the Special Representative will be composed by the Special Representative on his own responsibility in consultation with the Presidency assisted by the Commission. The Council notes that the Presidency will keep it regularly informed of developments.

3. The Council notes that the Presidency, Commission and/or Member States, as appropriate, will provide logistical support in the region.

4. The privileges, immunities and further guarantees necessary for the completion and smooth functioning of the mission of the EU Special Representative and the members of his staff shall be defined with the parties. The Member States and the Commission shall grant all necessary support to such effect.

Article 5

This Joint Action shall enter into force on the date of its adoption. It shall apply until 31 December 1998.

Article 6

The Joint Action shall be published in the Official Journal.

Done at Luxembourg, 8 June 1998.

For the Council

The President

R. COOK

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1190/98
of 9 June 1998
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 2375/96 ⁽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 10 June 1998.

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

Done at Brussels, 9 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 337, 24. 12. 1994, p. 66.

⁽²⁾ OJ L 325, 14. 12. 1996, p. 5.

⁽³⁾ OJ L 387, 31. 12. 1992, p. 1.

⁽⁴⁾ OJ L 22, 31. 1. 1995, p. 1.

ANNEX

to the Commission Regulation of 9 June 1998 establishing the standard import values for determining the entry price of certain fruit and vegetables

(ECU/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	204	85,8
	999	85,8
0707 00 05	052	94,8
	999	94,8
0709 90 70	052	66,3
	999	66,3
0805 30 10	382	57,2
	388	57,2
	528	51,5
	999	55,3
0808 10 20, 0808 10 50, 0808 10 90	388	72,1
	400	96,2
	404	91,0
	508	94,4
	512	71,3
	524	63,6
	528	62,0
	804	109,2
	999	82,5
	999	82,5
0809 10 00	052	266,4
	999	266,4
0809 20 95	052	309,3
	616	376,1
	999	342,7

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2317/97 (OJ L 321, 22. 11. 1997, p. 19). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1191/98

of 9 June 1998

amending Annexes I and II to Council Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2377/90 of 26 June 1990 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin ⁽¹⁾, as last amended by Commission Regulation (EC) No 1076/98 ⁽²⁾, and in particular Articles 6, 7 and 8 thereof,

Whereas, in accordance with Regulation (EEC) No 2377/90, maximum residue limits must be established progressively for all pharmacologically active substances which are used within the Community in veterinary medicinal products intended for administration to food-producing animals;

Whereas maximum residue limits should be established only after the examination within the Committee for Veterinary Medicinal Products of all the relevant information concerning the safety of residues of the substance concerned for the consumer of foodstuffs of animal origin and the impact of residues on the industrial processing of foodstuffs;

Whereas, in establishing maximum residue limits for residues of veterinary medicinal products in foodstuffs of animal origin, it is necessary to specify the animal species in which residues may be present, the levels which may be present in each of the relevant meat tissues obtained from the treated animal (target tissue) and the nature of the residue which is relevant for the monitoring of residues (marker residue);

Whereas, for the control of residues, as provided for in appropriate Community legislation, maximum residue limits should usually be established for the target tissues of liver or kidney; whereas, however, the liver and kidney are frequently removed from carcasses moving in interna-

tional trade, and maximum residue limits should therefore also always be established for muscle or fat tissues;

Whereas, in the case of veterinary medicinal products intended for use in laying birds, lactating animals or honey bees, maximum residue limits must also be established for eggs, milk or honey;

Whereas rifaximin and albendazole should be inserted into Annex I to Regulation (EEC) No 2377/90;

Whereas ketamine, denaverine hydrochloride, corticotropin and benzalkonium chloride should be inserted into Annex II to Regulation (EEC) No 2377/90;

Whereas a period of 60 days should be allowed before the entry into force of this Regulation in order to allow Member States to make any adjustment which may be necessary to the authorisations to place the veterinary medicinal products concerned on the market which have been granted in accordance with Council Directive 81/851/EEC ⁽³⁾, as last amended by Directive 93/40/EEC ⁽⁴⁾, to take account of the provisions of this Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Veterinary Medicinal Products,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EEC) No 2377/90 are hereby amended as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on the 60th day following its publication in the *Official Journal of the European Communities*.

⁽¹⁾ OJ L 224, 18. 8. 1990, p. 1.

⁽²⁾ OJ L 154, 28. 5. 1998, p. 14.

⁽³⁾ OJ L 317, 6. 11. 1981, p. 1.

⁽⁴⁾ OJ L 214, 24. 8. 1993, p. 31.

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

Done at Brussels, 9 June 1998.

For the Commission

Martin BANGEMANN

Member of the Commission

ANNEX

A. Annex I to Regulation (EEC) No 2377/90 is amended as follows:

1. Anti-infectious agents
 - 1.2. Antibiotics
 - 1.2.8. Naphtalene-ringed ansamycin

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target issues	Other provisions
'Rifaximin	Rifaximin	Bovine	60 µg/kg	Milk'	

2. Anti-parasitic agents
 - 2.1. Agents acting against endoparasites
 - 2.1.3. Benzimidazoles and pro-benzimidazoles

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target issues	Other provisions
'Albendazole	Sum of albendazole sulphoxide, albendazole sulphone, and albendazole 2-amino sulphone, expressed as albendazole	Bovine, ovine	100 µg/kg 100 µg/kg 1 000 µg/kg 500 µg/kg 100 µg/kg	Muscle Fat Liver Kidney Milk'	

B. Annex II to Regulation (EEC) No 2377/90 is amended as follows:

2. Organic compounds

Pharmacologically active substance(s)	Animal species	Other provisions
'Benzalkonium chloride	All food producing species	For use as an excipient at concentrations up to 0,05 % only'
Corticotropin	All food producing species	
Denaverine hydrochloride	Bovine	
Ketamine	All food producing species	

COMMISSION REGULATION (EC) No 1192/98
of 9 June 1998
amending for the third time Regulation (EC) No 370/98 adopting exceptional
support measures for the market in pigmeat in Germany

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2759/75 of 29 October 1975 on the common organisation of the market in pigmeat ⁽¹⁾, as last amended by Regulation (EC) No 3290/94 ⁽²⁾, and in particular Article 20 thereof,

Whereas, because of the outbreak of classical swine fever in certain production regions in Germany, the Commission adopted Regulation (EC) No 370/98 ⁽³⁾, as last amended by Regulation (EC) No 989/98 ⁽⁴⁾, which introduces exceptional support measures for the pigmeat market in that Member State;

Whereas, because the veterinary and trade restrictions continue to apply in the regions concerned, the number of piglets and young piglets which may be delivered to

the competent authorities should be increased, so that the exceptional measures can continue from 21 May 1998;

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

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 370/98 is replaced by 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 Communities*.

It shall apply with effect from 21 May 1998.

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

Done at Brussels, 9 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

‘ANNEX I

Total maximum number of animals from 31 January 1998:

Piglets and young piglets	85 000 head’
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⁽¹⁾ OJ L 282, 1. 11. 1975, p. 1.

⁽²⁾ OJ L 349, 31. 12. 1994, p. 105.

⁽³⁾ OJ L 47, 18. 2. 1998, p. 10.

⁽⁴⁾ OJ L 140, 12. 5. 1998, p. 6.

COMMISSION REGULATION (EC) No 1193/98
of 9 June 1998
amending Regulation (EC) No 1773/97 on a special intervention measure for
cereals in Finland and Sweden

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals⁽¹⁾, as last amended by Commission Regulation (EC) No 923/96⁽²⁾,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals⁽³⁾, as last amended by Regulation (EC) No 2052/97⁽⁴⁾,

Whereas Commission Regulation (EC) No 1773/97⁽⁵⁾, as last amended by Regulation (EC) No 837/98⁽⁶⁾, opens an invitation to tender for the refund for the export of oats produced in Finland and Sweden to all third countries; whereas, in the present situation, it is appropriate to increase the quantity put up for tender;

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

HAS ADOPTED THIS REGULATION:

Article 1

Article 1(1) of Regulation (EC) No 1773/97 is hereby amended as follows:

‘1. A special intervention measure in the form of an export refund shall be implemented in respect of 770 000 tonnes of oats produced in Finland and Sweden and intended for export from Finland and Sweden to all third countries.

Article 13 of Regulation (EEC) No 1766/92 and the provisions adopted for the application of that Article shall apply, *mutatis mutandis*, to the said refund.’

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, 9 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1. 7. 1992, p. 21.

⁽²⁾ OJ L 126, 24. 5. 1996, p. 37.

⁽³⁾ OJ L 147, 30. 6. 1995, p. 7.

⁽⁴⁾ OJ L 287, 21. 10. 1997, p. 14.

⁽⁵⁾ OJ L 250, 13. 9. 1997, p. 1.

⁽⁶⁾ OJ L 119, 22. 4. 1998, p. 14.

COMMISSION REGULATION (EC) No 1194/98
of 9 June 1998
amending the export refunds on poultrymeat

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

Having regard to Regulation (EEC) No 2777/75 of the Council of 29 October 1975 on the common organization of the market in poultrymeat ⁽¹⁾, as last amended by Regulation (EC) No 2916/95 ⁽²⁾, and in particular Article 8 (3) thereof,

Whereas the export refunds on poultrymeat were fixed by Commission Regulation (EC) No 835/98 ⁽³⁾, as last amended by Regulation (EC) No 1162/98 ⁽⁴⁾;

Whereas it follows from applying the criteria referred to in Article 8 of Regulation (EEC) No 2777/75 to the information known to the Commission that the export

refunds at present in force should be altered to the amounts set out in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1 paragraph 1 of Regulation (EEC) No 2777/75, exported in the natural state, as fixed in the Annex to amended Regulation (EC) No 835/98 are hereby altered as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 10 June 1998.

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

Done at Brussels, 9 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 282, 1. 11. 1975, p. 77.

⁽²⁾ OJ L 305, 19. 12. 1995, p. 49.

⁽³⁾ OJ L 119, 22. 4. 1998, p. 10.

⁽⁴⁾ OJ L 160, 4. 6. 1998, p. 30.

ANNEX

to the Commission Regulation of 9 June 1998 amending the export refunds on poultrymeat

Product code	Destination of refund	Amount of refund
		ECU/100 kg
0207 12 10 9900	—	—
0207 12 90 9190	—	—

NB: The product codes and the footnotes are defined in amended Commission Regulation (EEC) No 3846/87.

COMMISSION REGULATION (EC) No 1195/98
of 9 June 1998
determining the percentage of quantities covered by applications for export
licences for poultrymeat which may be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1372/95 of 16 June 1995 laying down detailed rules for implementing the system of export licences in the poultrymeat sector ⁽¹⁾, as last amended by Regulation (EC) No 1009/98 ⁽²⁾, and in particular Article 3(4) thereof,

Whereas Regulation (EC) No 1372/95 provides for specific measures where applications for export licences concern quantities and/or expenditure which exceed the normal trade patterns or where there is a risk that they will be exceeded, taking account of the limit referred to in Article 8(11) of Council Regulation (EEC) No 2777/75 ⁽³⁾, as last amended by Commission Regulation (EC) No 2916/95 ⁽⁴⁾, and/or the corresponding expenditure during the period in question;

Whereas there is a risk that the issue of licences for the quantities applied for from 1 to 5 June 1998 may lead to

an overrun in the quantities of the products concerned normally disposed of by way of trade,

HAS ADOPTED THIS REGULATION:

Article 1

With regard to applications for export licences for poultrymeat lodged pursuant to Regulation (EC) No 1372/95:

1. for applications from 1 to 5 June 1998, 100 % of the quantities applied for in the case of category 1 referred to in Annex I to the abovementioned Regulation shall be accepted;
2. for applications from 1 to 5 June 1998, 57,5 % of the quantities applied for in the case of categories 3 and 4 referred to in Annex I to the abovementioned Regulation shall be accepted.

Article 2

This Regulation shall enter into force on 10 June 1998.

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

Done at Brussels, 9 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 133, 17. 6. 1995, p. 26.

⁽²⁾ OJ L 145, 15. 5. 1998, p. 8.

⁽³⁾ OJ L 282, 1. 11. 1975, p. 77.

⁽⁴⁾ OJ L 305, 19. 12. 1995, p. 49.

COMMISSION REGULATION (EC) No 1196/98**of 9 June 1998****concerning applications for import licences for quality wheat qualifying for the conditions referred to in Council Regulation (EC) No 1095/96**

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

Having regard to Council Regulation (EC) No 1095/96 of 18 June 1996 on the implementation of the concessions set out in Schedule CXL drawn up in the wake of the conclusion of the GATT XXIV:6 negotiations⁽¹⁾, and in particular Article 1 thereof,

Whereas Commission Regulation (EC) No 529/97 of 21 March 1997 opening and administering a tariff quota of 300 000 tonnes of quality wheat and repealing Regulation (EC) No 1854/94⁽²⁾, as amended by Regulation (EC) No 850/97⁽³⁾, lays down special provisions on the organisation of imports under the quota opened by Regulation (EC) No 1095/96; whereas Article 3(2) of Regulation (EC) No 529/97 provides that the Commission is to fix a uniform percentage reduction in the quantities if applications for import licences exceed the quantities that may be imported; whereas applications for licences submitted between 4 May and 3 June 1998 relate to 147 197,86 tonnes of quality common wheat and whereas the

maximum quantity to be allocated is 100 000 tonnes; whereas the appropriate percentage of reduction for import licence applications submitted between 4 May and 3 June 1998 qualifying for the conditions provided for in Regulation (EC) No 1095/96 must therefore be set,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for import licences for quality common wheat qualifying for the conditions provided for in Regulation (EC) No 1095/96 submitted between 4 May and 3 June 1998 and notified to the Commission shall be accepted for the tonnages indicated therein multiplied by a coefficient of 0,68. Applications not notified to the Commission shall be refused.

Article 2

This Regulation shall enter into force on 10 June 1998.

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

Done at Brussels, 9 June 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 146, 20. 6. 1996, p. 1.

⁽²⁾ OJ L 82, 22. 3. 1997, p. 44.

⁽³⁾ OJ L 122, 14. 5. 1997, p. 10.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 10 November 1997

concerning the conclusion of an Agreement in the form of an exchange of letters between the European Community and the Republic of Poland regarding the modernisation of the Polish oil sector within the framework of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part

(98/367/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 113, in conjunction with the first sentence of Article 228(2) thereof,

Having regard to the proposal from the Commission,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement in the form of an exchange of letters between the European Community and the Republic of Poland regarding the modernisation of the Polish oil sector within the framework of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part,

and the Republic of Poland, of the other part, is hereby approved on behalf of the European Community.

The text of the Agreement is attached to this Decision.

Article 2

The President of the Council is hereby authorised to designate the person empowered to sign the Agreement in order to bind the Community.

Done at Brussels, 10 November 1997.

For the Council

The President

J. POOS

AGREEMENT IN THE FORM OF AN EXCHANGE OF LETTERS

between the European Community and the Republic of Poland regarding the modernization of the Polish oil sector within the framework of the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Poland, of the other part

A. Letter from the Community

Brussels, 3 March 1998

Sir,

I have the honour to refer to the consultations which took place on 17 and 18 October 1996 between the European Community and the Republic of Poland on the Polish oil sector.

I confirm the agreement of the European Community to the Agreement negotiated on 17 and 18 October 1996 and approved by the Association Committee on 6 and 7 March 1997. The terms agreed upon are annexed to this letter and form an integral part thereof.

Both Parties declare that they attach great importance to a full implementation of this Agreement, including the six-monthly meetings which will allow the developments to be followed closely.

Furthermore, the European Community welcomes the information received from the Republic of Poland that as of 13 February 1997 the prices for gasoline and gas oil have been fully liberalised by the decrees of the Minister of Finance (Monitor Polski No 7, position 58 and 59).

I should be obliged if you would confirm the agreement of the Republic of Poland to the contents of this letter.

Please accept, Sir, the assurance of my highest consideration.

*On behalf of
the Council of the European Union*



—

*ANNEX***TERMS AGREED UPON FOR OIL****1. Price liberalisation**

The Government of Poland continues the process of price liberalisation for fuels (as provided for in the programme of restructuring and privatisation of the Polish oil sector) with a view to taking a final decision on the price liberalisation before the end of 1996 if the market conditions allow, which means that crude oil prices will stabilise at the level of USD 20/bbl, during a one-month period. Should, however, oil prices remain above USD 20/bbl, price liberalisation will be introduced as from 1 January 1997, in a progressive way, to take account of the effects on inflation and its consequences with a view to reaching full liberalisation as soon as possible.

The programme of restructuring and privatisation of the oil sector provides for the liberalisation of fuel prices as part of the restructuring process applied to this sector. This process began in 1996 with the creation of a joint stock company 'Nafta Polska'. The retail prices of the fuels for the moment remain under the control of the Government which exercises this control by requiring entities to notify their intention to raise prices to the fiscal chambers, which have the authority to freeze such decisions for a period of three months. This regulation applies only to the basic product ranges of fuels produced domestically.

The timetable for the implementation of the programme of restructuring of the oil sector provided for full liberalisation of prices during 1996. The reason why this decision has not yet been taken is the high price of fuels, in particular of gas oil, prevailing on the world market.

However, some liberalisation has already been introduced insofar as importers are at present allowed to fix retail prices taking into account the distribution margin fixed by the Ministry of Finance. Review of these fixed margins will be also included in the price liberalisation decision. During the process of liberalisation, the fiscal advantages for domestic producers will be reviewed and eliminated for the main ones.

2. Programme for the early privatisation and modernisation of refineries

The Polish Government will continue to implement a programme for the early privatisation and modernisation of refineries.

According to the 'programme of restructuring and privatisation of the oil sector' adopted in 1995 by the Polish Government, the joint stock company Nafta Polska started operations in May 1996. The company has received 75 % of shares of five refineries, including Petrochemia Plock and Rafineria Gdanska. By the end of 1996, the company should also receive CPN's shares. A programme of privatisation and sale of shares in refineries to foreign investors has been prepared. A memorandum for foreign investors will be presented at the end of 1996.

Up to 30 % of shares of refineries will be offered to potential investors. 66 % of CPN shares will be owned by refineries.

3. Increase of security stocks

The Polish Government will continue the policy of increasing stocks.

Raising the present level of security stocks of liquid fuels in the appropriate quantities is necessary both for energy security reasons and in order to comply with the requirements of the European Union.

The present level of security stocks does not exceed 30 days.

The Law on state reserves and mandatory stocks of fuels, as adopted in 1996 by the Sejm, has created the legal grounds for the process of augmentation of stocks.

The draft decree of the Minister of Trade and Industry on mandatory stocks of liquid fuels which is an implementing regulation for this law, now under consultation between Ministries, imposes the obligation to create stocks on entities operating on the market, in compliance with Article 15.1 of the Law.

4. Equal treatment of all buyers by Polish refineries

The Polish side is not aware of any cases of unequal treatment of entities. The sale of products by refineries is done under market conditions. The Polish legislation guarantees an equal treatment for all buyers.

5. Automatic licensing system

Poland will lift all quantitative restrictions on imports of oil products as from 1 January 1997 and will apply an automatic licensing system with no quantitative restrictions in 1997.

6. Six-monthly meeting

Meetings will take place to monitor the implementation of these measures on a six-monthly basis at dates and locations to be mutually agreed. The first meeting will take place before the end of March 1997.

7. Level of tariff protection

Polish customs duties on imports of petroleum products originating in the EU.

	1996	1997	1998	1999	2000	2001
Gasoline ⁽¹⁾	15 %	13 %	10 %	5 %	3 %	0 %
Gas oil ⁽²⁾	25 %	20 %	15 %	11 %	4 %	0 %

⁽¹⁾ CN: 2710 00 11, 2710 00 15, 2710 00 21, 2710 00 25, 2710 00 26, 2710 00 27, 2710 00 29, 2710 00 32, 2710 00 34, 2710 00 36, 2710 00 37, 2710 00 39, 2710 00 41, 2710 00 45, 2710 00 51, 2710 00 55, 2710 00 59.

⁽²⁾ CN: 2710 00 61, 2710 00 65, 2710 00 691, 27 10 00 699.

B. Letter from the Republic of Poland

Warsaw, 24 March 1998

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

'I have the honour to refer to the consultations which took place on 17 and 18 October 1996 between the European Community and the Republic of Poland on the Polish oil sector.

I confirm the agreement of the European Community to the Agreement negotiated on 17 and 18 October 1996 and approved by the Association Committee on 6 and 7 March 1997. The terms agreed upon are annexed to this letter and form an integral part thereof.

Both Parties declare that they attach great importance to a full implementation of this Agreement, including the six-monthly meetings which will allow the developments to be followed closely.

Furthermore, the European Community welcomes the information received from the Republic of Poland that as of 13 February 1997 the prices for gasoline and gas oil have been fully liberalised by the decrees of the Minister of Finance (Monitor Polski No 7, position 58 and 59).

I should be obliged if you would confirm the agreement of the Republic of Poland to the contents of this letter.'

I have the honour to confirm that the Republic of Poland is in agreement with the contents of your letter.

*On behalf of the Government
of the Republic of Poland*



A handwritten signature in black ink, reading 'Ryszard Czarnecki'. The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

COMMISSION

COMMISSION DECISION

of 18 May 1998

adapting, pursuant to Article 42(3), Annexes II and III to Council Regulation (EEC) No 259/93 on the supervision and control of shipments of waste within, into and out of the European Community

(notified under document number C(1998) 1357)

(Text with EEA relevance)

(98/368/EC)

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

Having regard to Council Regulation (EEC) No 259/93 of 1 February 1993 on the supervision and control of shipments of waste within, into and out of the European Community⁽¹⁾, as amended by Commission Decision 94/721/EC⁽²⁾ and 96/660/EC⁽³⁾, and in particular Article 42(3) thereof,

Having regard to Council Directive 75/442/EEC of 15 July 1975 on waste⁽⁴⁾, as last amended by Commission Decision 96/350/EC⁽⁵⁾, and in particular Article 18 thereof,

Whereas, in accordance with Article 42(3) of Regulation (EEC) No 259/93, Annexes II, III and IV have to be adapted to reflect only those changes already agreed under the review mechanism of the OECD;

Whereas the Council of the OECD⁽⁶⁾ has decided in the framework of the review mechanism to modify the green and amber lists of wastes;

Whereas it is necessary to modify Annex II of the Regulation to reflect these modifications;

Whereas the Commission, in order to adapt Annexes II, III and IV to the Regulation is assisted in this task by the

Committee established pursuant to Article 18 of the Council Directive 75/442/EEC of 15 July 1975 on waste, as amended;

Whereas the measures envisaged by this Decision are in accordance with the opinion expressed by the aforementioned Committee,

HAS ADOPTED THIS DECISION:

Article 1

Annexes II and III to Regulation (EEC) No 259/93 are hereby replaced by the Annexes to the present Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 18 May 1998.

For the Commission

Ritt BJERREGAARD

Member of the Commission

⁽¹⁾ OJ L 30, 6. 2. 1993, p. 1.

⁽²⁾ OJ L 288, 9. 11. 1994, p. 36.

⁽³⁾ OJ L 304, 27. 11. 1996, p. 15.

⁽⁴⁾ OJ L 194, 25. 7. 1975, p. 47.

⁽⁵⁾ OJ L 135, 6. 6. 1996, p. 32.

⁽⁶⁾ OECD Council, 10 December 1996, Doc. Ref. C(96)231/final

ANNEX

ANNEX II

GREEN LIST OF WASTES (*)

Regardless of whether or not wastes are included on this list, they may not be moved as green wastes if they are contaminated by other materials to an extent which (a) increases the risks associated with the waste sufficiently to render it appropriate for inclusion in the amber or red lists, or (b) prevents the recovery of the waste in an environmentally sound manner.

GA. METAL AND METAL-ALLOY WASTES IN METALLIC, NON-DISPERSIBLE FORM (**)

The following waste and scrap of precious metals and their alloys:

GA 010	ex 7112 10	— Of gold
GA 020	ex 7112 20	— Of platinum (the expression "platinum" includes platinum, iridium, osmium, palladium, rhodium and ruthenium)
GA 030	ex 7112 30	— Of other precious metal, e.g. silver

NB: Mercury is specifically excluded as a contaminant of these metals or their alloys or amalgams.

The following ferrous waste and scrap of iron or steel:

GA 040	7204 10	Waste and scrap of cast iron
GA 050	7204 21	Waste and scrap of stainless steel
GA 060	7204 29	Waste and scrap of other alloy steels
GA 070	7204 30	Waste and scrap of tinned iron or steel
GA 080	7204 41	Turnings, shavings, chips, milling waste, filings, trimmings and stampings, whether or not in bundles
GA 090	7204 49	Other ferrous waste and scrap
GA 100	7204 50	Re-melting scrap ingots
GA 110	ex 7302 10	Used iron and steel rails

The following waste and scrap of non-ferrous metals and their alloys:

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 180	ex 8101 91	Tungsten waste and scrap
GA 190	ex 8102 91	Molybdenum waste and scrap
GA 200	ex 8103 10	Tantalum waste and scrap
GA 210	8104 20	Magnesium waste and scrap (excluding those listed in AA 190)
GA 220	ex 8105 10	Cobalt waste and scrap
GA 230	ex 8106 00	Bismuth waste and scrap
GA 240	ex 8107 10	Cadmium waste and scrap

(*) Wherever possible, the code number of the Harmonised Commodity Description and Coding System, established by the Brussels Convention of 14 June 1983 under the auspices of the Customs Cooperation Council (Harmonised System) is listed opposite an entry. This code may apply to both wastes and products. This Regulation does not include items which are not wastes. Therefore, the code — used by customs officials in order to facilitate their procedures as well as by others — is only provided here to help in identifying wastes that are listed and subject to this Regulation. However, corresponding official Explanatory Notes as issued by the Customs Cooperation Council should be used as interpretative guidance to identify wastes covered by generic headings.

The indicative "ex" identifies a specific item contained within a heading of the Harmonised System code.

The code in bold in the first column is the OECD code: it consists of two letters (one for the list: Green, Amber or Red and one for the category of waste: A, B, C, ...) followed by a number.

(**) "Non-dispersible" does not include any wastes in the form of powder, sludge, dust or solid items containing encased hazardous waste liquids.

GA 250	ex 8108 10	Titanium waste and scrap
GA 260	ex 8109 10	Zirconium waste and scrap
GA 270	ex 8110 00	Antimony waste and scrap
GA 280	ex 8111 00	Manganese waste and scrap
GA 290	ex 8112 11	Beryllium waste and scrap
GA 300	ex 8112 20	Chromium waste and scrap
GA 310	ex 8112 30	Germanium waste and scrap
GA 320	ex 8112 40	Vanadium waste and scrap
	ex 8112 91	Wastes and scrap of:
GA 330		— Hafnium
GA 340		— Indium
GA 350		— Niobium
GA 360		— Rhenium
GA 370		— Gallium
GA 400	ex 2804 90	Selenium waste and scrap
GA 410	ex 2804 50	Tellurium waste and scrap
GA 420	ex 2805 30	Rare earth waste and scrap

GB. METAL BEARING WASTES ARISING FROM MELTING, SMELTING AND REFINING OF METALS

GB 010	2620 11	Hard zinc spelter
GB 020		Zinc containing drosses:
GB 021		— Galvanising slab zinc top dross (> 90 % Zn)
GB 022		— Galvanising slab zinc bottom dross (> 92 % Zn)
GB 023		— Zinc die cast dross (> 85 % Zn)
GB 024		— Hot dip galvanisers slab zinc dross (batch) (> 92 % Zn)
GB 025		— Zinc skimmings
GB 030		Aluminium skimmings
GB 040	ex 2620 90	Slags from precious metals and copper processing for further refining
GB 050	ex 2620 90	Tantalum bearing tin slags with less than 0,5 % tin

GC. OTHER WASTES CONTAINING METALS

GC 010		Electrical assemblies consisting only of metals or alloys
GC 020		Electronic scrap (e.g. printed circuit boards, electronic components, wire, etc.) and reclaimed electronic components suitable for base and precious metal recovery
GC 030	ex 8908 00	Vessels and other floating structures for breaking up, properly emptied of any cargo and other materials arising from the operation of the vessel which may have been classified as a dangerous substance or waste
GC 040		Motor vehicle wrecks, drained of liquids
GC 050		Spent fluid catalytic cracking (FCC) catalysts (e.g. aluminium oxide, zeolites)
GC 060		Spent metal bearing catalysts containing any of:
		— Precious metals: gold, silver
		— Platinum-group metals: ruthenium, rhodium, palladium, osmium, iridium, platinum
		— Transition metals: scandium, vanadium, manganese, cobalt, copper, yttrium, niobium, hafnium, tungsten, titanium, chromium, iron, nickel, zinc, zirconium, molybdenum, tantalum, rhenium
		— Lanthanides (rare earth metals): lanthanum, praseodymium, samarium, gadolinium, dysprosium, erbium, ytterbium, cerium, neodymium, europium, terbium, holmium, thulium, lutetium

GC 070	ex 2619 00	Slags arising from the manufacture of iron and carbon steel (including low alloy steel) excluding those slags which have been specifically produced to meet both national and relevant international requirements and standards ⁽¹⁾
GC 080		Mill scale (ferrous metal)

GD. WASTES FROM MINING OPERATIONS: THESE WASTES TO BE IN NON-DISPERSIBLE FORM

GD 010	ex 2504 90	Natural graphite waste
GD 020	ex 2514 00	Slate waste, whether or not roughly trimmed or merely cut, by sawing or otherwise
GD 030	2525 30	Mica waste
GD 040	ex 2529 30	Leucite, nepheline and nepheline syenite waste
GD 050	ex 2529 10	Feldspar waste
GD 060	ex 2529 21	Fluospar waste
	ex 2529 22	
GD 070	ex 2811 22	Silica wastes in solid form excluding those used in foundry operations

GE. GLASS WASTE IN NON-DISPERSIBLE FORM

GE 010	ex 7001 00	Cullet and other waste and scrap of glass except for glass from cathode-ray tubes and other activated glasses
GE 020		Fibre glass wastes

GF. CERAMIC WASTES IN NON-DISPERSIBLE FORM

GF 010		Ceramic wastes which have been fired after shaping, including ceramic vessels (before and/or after use)
GF 020	ex 8113 00	Cermet waste and scrap (metal ceramic composites)
GF 030		Ceramic based fibres not elsewhere specified or included

GG. OTHER WASTES CONTAINING PRINCIPALLY INORGANIC CONSTITUENTS, WHICH MAY CONTAIN METALS AND ORGANIC MATERIALS

GG 010		Partially refined calcium sulphate produced from flue gas desulphurisation (FGD)
GG 020		Waste gypsum wallboard or plasterboard arising from the demolition of buildings
GG 030	ex 2621	Bottom ash and slag tap from coal-fired power plants
GG 040	ex 2621	Coal-fired power plants fly ash
GG 050		Anode butts of petroleum coke and/or bitumen
GG 060	ex 2803	Spent activated carbon, resulting from the treatment of potable water and processes of the food industry and vitamin production
GG 080	ex 2621 00	Slag from copper production, chemical stabilised, having a high iron content (above 20 %) and processed according to industrial specifications (e.g. DIN 4301 and DIN 8201) mainly for construction and abrasive applications
GG 090		Sulphur in solid form
GG 100		Limestone from production of calcium cyanamide (having a pH less than 9)
GG 110	ex 2621 00	Neutralised red mud from alumina production
GG 120		Sodium, potassium, calcium chlorides
GG 130		Carborundum (silicon carbide)
GG 140		Broken concrete
GG 150	ex 2620 90	Lithium-tantalum and lithium-niobium containing glass scraps

⁽¹⁾ This entry covers the use of such slags as a source of titanium dioxide and vanadium.

GH. SOLID PLASTIC WASTES

Including, but not limited to:

GH 010	3915	Waste, parings and scrap of plastics of:
GH 011	ex 3915 10	— Polymers of ethylene
GH 012	ex 3915 20	— Polymers of styrene
GH 013	ex 3915 30	— Polymers of vinyl chloride
GH 014	ex 3915 90	— Polymerized or co-polymers: for example: — Polypropylene — Polyethylene terephthalate — Acrylonitrile copolymer — Butadiene copolymer — Styrene copolymer — Polyamides — Polybutylene terephthalates — Polycarbonates — Polyphenylene sulphides — Acrylic polymers — Paraffins (C10-C13)⁽¹⁾ — Polyurethane (not containing chlorofluorocarbons) — Polysiloxanes (silicones) — Polymethyl methacrylate — Polyvinyl alcohol — Polyvinyl butyral — Polyvinyl acetate — Polymers of fluorinated ethylene (Teflon, PTFE)
GH 015	ex 3915 90	— Resins or condensation products, for example: — Urea formaldehyde resins — Phenol formaldehyde resins — Melamine formaldehyde resins — Epoxy resins — Alkyd resins — Polyamides

GI. PAPER, PAPERBOARD AND PAPER PRODUCT WASTES

GI 010	4707	Waste and scrap of paper or paperboard:
GI 011	4707 10	— Of unbleached kraft paper or paperboard or of corrugated paper or paperboard
GI 012	4707 20	— Of other paper or paperboard, made mainly of bleached chemical pulp, not coloured in the mass
GI 013	4707 30	— Of paper or paperboard made mainly of mechanical pulp (for example, newspapers, journals and similar printed matter)
GI 014	4707 90	— Other, including but not limited to: 1. Laminated paperboard 2. Unsorted waste and scrap

GJ. TEXTILE WASTES

GJ 010	5003	Silk waste (including cocoons unsuitable for reeling, yarn waste and garnetted stock)
GJ 011	5003 10	— Not carded or combed
GJ 012	5003 90	— Other
GJ 020	5103	Waste of wool or of fine or coarse animal hair, including yarn waste but excluding garnetted stock
GJ 021	5103 10	— Noils of wool or of fine animal hair
GJ 022	5103 20	— Other waste of wool or of fine animal hair
GJ 023	5103 30	— Waste of coarse animal hair

⁽¹⁾ These cannot be polymerised and are used as plasticisers.

GJ 030	5202	Cotton waste (including yarn waste and garnetted stock)
GJ 031	5202 10	— Yarn waste (including thread waste)
GJ 032	5202 91	— Garnetted stock
GJ 033	5202 99	— Other
GJ 040	5301 30	Flax tow and waste
GJ 050	ex 5302 90	Tow and waste (including yarn waste and garnetted stock) of true hemp (<i>Cannabis sativa</i> L.)
GJ 060	ex 5303 90	Tow and waste (including yarn waste and garnetted stock) of jute and other textile bast fibres (excluding flax, true hemp and ramie)
GJ 070	ex 5304 90	Tow and waste (including yarn waste and garnetted stock) of sisal and other textile fibres of the genus <i>Agave</i>
GJ 080	ex 5305 19	Tow, noils and waste (including yarn waste and garnetted stock) of coconut
GJ 090	ex 5305 29	Tow, noils and waste (including yarn waste and garnetted stock) of abaca (<i>Manila hemp</i> or <i>Musa textilis</i> Nee)
GJ 100	ex 5305 99	Tow, noils and waste (including yarn waste and garnetted stock) of ramie and other vegetable textile fibres, not elsewhere specified or included
GJ 110	5505	Waste (including noils, yarn waste and garnetted stock) of man-made fibres
GJ 111	5505 10	— Of synthetic fibres
GJ 112	5505 20	— Of artificial fibres
GJ 120	6309 00	Worn clothing and other worn textile articles
GJ 130	ex 6310	Used rags, scrap twine, cordage, rope and cables and worn out articles of twine, cordage, rope or cables of textile materials
GJ 131	ex 6310 10	— Sorted
GJ 132	ex 6310 90	— Other

GK. RUBBER WASTES

GK 010	4004 00	Waste, parings and scrap of rubber (other than hard rubber) and granules obtained therefrom
GK 020	4012 20	Used pneumatic tyres
GK 030	ex 4017 00	Waste and scrap of hard rubber (for example, ebonite)

GL. UNTREATED CORK AND WOOD WASTES

GL 010	ex 4401 30	Wood waste and scrap, whether or not agglomerated in logs, briquettes, pellets or similar forms
GL 020	4501 90	Cork waste; crushed, granulated or ground cork

GM. WASTES ARISING FROM AGRO-FOOD INDUSTRIES

GM 070	ex 2307	Wine lees
GM 080	ex 2308	Dried and sterilised vegetable waste, residues and by-products, whether or not in the form of pellets, of a kind used in animal feeding, not elsewhere specified or included
GM 090	1522	Degras; residues resulting from the treatment of fatty substances or animal or vegetable waxes
GM 100	0506 90	Waste of bones and horn-cones, unworked, defatted, simply prepared (but not cut to shape), treated with acid or degelatinised
GM 110	ex 0511 91	Fish waste
GM 120	1802 00	Cocoa shells, husks, and other cocoa waste
GM 130		Waste from the agro-food industry excluding by-products which meet national and international requirements and standards for human or animal consumption

GN. WASTES ARISING FROM TANNING AND FELLMONGERY OPERATIONS AND LEATHER USE

GN 010	ex 0502 00	Waste of pigs', hogs' or boars' bristles and hair or of badger hair and other brushmaking hair
GN 020	ex 0503 00	Horsehair waste, whether or not put up as a layer with or without supporting material
GN 030	ex 0505 90	Waste of skins and other parts of birds, with their feathers or down, of feathers and parts of feathers (whether or not with trimmed edges) and down, not further worked than cleaned, disinfected or treated for preservation
GN 040	ex 4110 00	Parings and other waste of leather or of composition leather, not suitable for the manufacture of leather articles, excluding leather sludges

GO. OTHER WASTES CONTAINING PRINCIPALLY ORGANIC CONSTITUENTS, WHICH MAY CONTAIN METALS AND INORGANIC MATERIALS

GO 010	ex 0501 00	Waste of human hair
GO 020		Waste straw
GO 030		Deactivated fungus mycelium from penicillin production to be used as animal feed
GO 040		Waste photographic film base and waste photographic film not containing silver
GO 050		Single-use cameras without batteries

ANNEX III

AMBER LIST OF WASTES (*)

Regardless of whether or not wastes are included on this list, they may not be moved as amber wastes if they are contaminated by other materials to an extent which (a) increases the risks associated with the waste sufficiently to render it appropriate for inclusion in the red list, or (b) prevents the recovery of the waste in an environmentally sound manner.

AA. METAL BEARING WASTES

AA 010	ex 2619 00	Dross, scalings and other wastes from the manufacture of iron and steel (**)
AA 020	ex 2620 19	Zinc ashes and residues (**)
AA 030	2620 20	Lead ashes and residues (**)
AA 040	ex 2620 30	Copper ashes and residues (**)
AA 050	ex 2620 40	Aluminium ashes and residues (**)
AA 060	ex 2620 50	Vanadium ashes and residues (**)
AA 070	2620 90	Ashes and residues (**) containing metals or metal compounds not elsewhere specified or included
AA 080	ex 8112 91	Thallium waste scrap and residues (**)
AA 090	ex 2804 80	Arsenic waste and residues (**)
AA 100	ex 2805 40	Mercury waste and residues (**)
AA 110		Residues from alumina production not elsewhere specified or included
AA 120		Galvanic sludges
AA 130		Liquors from the pickling of metals
AA 140		Leaching residues from zinc processing, dusts and sludges such as jarosite, hematite, goethite, etc.
AA 150		Precious metal bearing residues in solid form which contain traces of inorganic cyanides
AA 160		Precious metal ash, sludge, dust and other residues such as:
AA 161		— Ash from incineration of printed circuit boards
AA 162		— Photographic film ash
AA 170		Lead-acid batteries, whole or crushed
AA 180		Used batteries or accumulators, whole or crushed, other than lead-acid batteries, and waste and scrap arising from the production of batteries and accumulators, not otherwise specified or included
AA 190	8014 20	Magnesium waste and scrap that is flammable, pyrophoric or emits, upon contact with water, flammable gases in dangerous quantities.

AB. WASTES CONTAINING PRINCIPALLY INORGANIC CONSTITUENTS, WHICH MAY CONTAIN METALS AND ORGANIC MATERIALS

AB 010	2621 00	Slag, ash and residues (**), not elsewhere specified or included
AB 020		Residues arising from the combustion of municipal/household wastes
AB 030		Wastes from non-cyanide based systems which arise from surface treatment of metals

(*) Wherever possible, the code number of the Harmonised Commodity Description and Coding System, established by the Brussels Convention on 14 June 1983 under the auspices of the Customs Cooperation Council (Harmonised System) is listed opposite an entry. This code may apply to both wastes and products. This Regulation does not include items which are not wastes. Therefore, the code — used by customs officials in order to facilitate their procedures as well as by others — is only provided here to help in identifying wastes that are listed and subject to this Regulation. However, corresponding official Explanatory Notes as issued by the Customs Cooperation Council should be used as interpretative guidance to identify wastes covered by generic headings.

The indicative "ex" identifies a specific item contained within a heading of the Harmonised System code.

The code in bold in the first column is the OECD: it consists of two letters (one for the list: Green, Amber or Red, and one for the category of waste: A, B, C, ...) followed by a number.

(**) This listing includes wastes in the form of ash, residue, slag, dross, skimming, scaling, dust, powder, sludge and cake, unless a material is expressly listed elsewhere.

AB 040	ex 7001 30	Glass waste from cathode-ray tubes and other activated glasses
AB 050	ex 2529 21	Calcium fluoride sludge
AB 060		Other inorganic fluorine compounds in the form of liquids or sludges
AB 070		Sands used in foundry operations
AB 080		Spent catalysts not on the green list
AB 090		Waste hydrates of aluminium
AB 100		Waste alumina
AB 110		Basic solutions
AB 120		Inorganic halide compounds, not elsewhere specified or included
AB 130		Used blasting grit
AB 140		Gypsum arising from chemical industry processes
AB 150		Unrefined calcium sulphite and calcium sulphate from flue gas desulphurisation (FGD)

AC. WASTES CONTAINING PRINCIPALLY ORGANIC CONSTITUENTS, WHICH MAY CONTAIN METALS AND INORGANIC MATERIALS

AC 010	ex 2713 90	Waste from the production/processing of petroleum coke and bitumen, excluding anode butts
AC 020		Asphalt cement wastes
AC 030		Waste oils unfit for their originally intended use
AC 040		Leaded petrol (gasoline) sludges
AC 050		Thermal (heat transfer) fluids
AC 060		Hydraulic fluids
AC 070		Brake fluids
AC 080		Antifreeze fluids
AC 090		Waste from production, formulation and use of resins, latex, plasticizers, glues and adhesives
AC 100	ex 3915 90	Nitrocellulose
AC 110		Phenols, phenol compounds including chlorophenol in the form of liquids or sludges
AC 120		Polychlorinated naphthalenes
AC 130		Ethers
AC 140		Triethylamine catalyst for setting foundry sands
AC 150		Chlorofluorocarbons
AC 160		Halons
AC 170		Treated cork and wood wastes
AC 180	ex 4110 00	Leather dust, ash, sludges and flours
AC 190		Fluff — light fraction from automobile shredding
AC 200		Organic phosphorous compounds
AC 210		Non-halogenated solvents
AC 220		Halogenated solvents
AC 230		Halogenated or unhalogenated non-aqueous distillation residues arising from organic solvent recovery operations
AC 240		Wastes arising from the production of aliphatic halogenated hydrocarbons (such as chloromethanes, dichloro-ethane, vinyl chloride, vinylidene chloride, allyl chloride and epichlorhydrin)
AC 250		Surface active agents (surfactants)
AC 260		Liquid pig manure; faeces
AC 270		Sewage sludge

AD. WASTES WHICH MAY CONTAIN EITHER INORGANIC OR ORGANIC CONSTITUENTS

AD 010		Wastes from the production and preparation of pharmaceutical products
AD 020		Wastes from the production, formulation and use of biocides and phyto-pharmaceuticals

AD 030		Wastes from the manufacture, formulation and use of wood preserving chemicals
AD 040		Wastes that contain, consist of or are contaminated with any of the following: — Inorganic cyanides, excepting precious metal-bearing residues in solid form containing traces of inorganic cyanides — Organic cyanides
AD 050		Waste oils/water, hydrocarbons/water mixtures, emulsions
AD 060		Wastes from production, formulation and use of inks, dyes, pigments, paints, lacquers, varnish
AD 070		Wastes of an explosive nature, when not subject to specific other legislation
AD 080		Wastes from production, formulation and use of reprographic and photographic chemicals and materials not elsewhere specified or included
AD 090		Wastes from non-cyanide based systems which arise from surface treatment of plastics
AD 100		Acidic solutions
AD 110		Ion exchange resins
AD 120		Single-use cameras with batteries
AD 130		Wastes from industrial pollution control devices for cleaning of industrial off-gases, not elsewhere specified or included
AD 140		Naturally occurring organic material used as a filter medium (such as bio-filters)
AD 150		Municipal/household wastes
AD 160		Spent activated carbon having hazardous characteristics and resulting from its use in the inorganic chemical, organic chemical and pharmaceutical industries, waste water treatment, gas/air cleaning processes and similar applications.'
AD 170	ex 2803	

COMMISSION DECISION

of 19 May 1998

amending Decision 97/468/EC on drawing up provisional lists of third country establishments from which the Member States authorise imports of wild game meat

(notified under document number C(1998) 1375)

(Text with EEA relevance)

(98/369/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 95/408/EC of 22 June 1995 on the conditions for drawing up, for an interim period, provisional lists of third country establishments from which Member States are authorised to import certain products of animal origin, fishery products or live bivalve molluscs⁽¹⁾, as last amended by Decision 97/34/EC⁽²⁾, and in particular Article 2(4) thereof,

Whereas provisional lists of establishments producing wild game meat have been drawn up by Commission Decision 97/468/EC⁽³⁾;

Whereas Canada, New Zealand, the USA and Uruguay have sent a list of establishments producing wild game meat and for which the responsible authorities certify that the establishments are in accordance with the Community rules;

Whereas a provisional list of establishments producing wild game meat can thus be drawn up for Canada, New Zealand, the USA and Uruguay;

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

The Annex to this Decision is added to the Annex of Decision 97/468/EC.

Article 2

This Decision shall apply from 10 May 1998.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 19 May 1998.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 243, 11. 10. 1995, p. 17.

⁽²⁾ OJ L 13, 16. 1. 1997, p. 33.

⁽³⁾ OJ L 199, 26. 7. 1997, p. 62.

*ANEXO — BILAG — ANHANG — ΠΑΡΑΡΤΗΜΑ — ANNEX — ANNEXE — ALLEGATO —
BIJLAGE — ANEXO — LIITE — BILAGA*

**País: Canadá / Land: Canada / Land: Kanada / Χώρα: Καναδάς / Country: Canada / Pays: Canada /
Paese: Canada / Land: Canada / País: Canadá / Maa: Kanada / Land: Kanada**

1	2	3	4	5	6
54	Alsask Beef Company Ltd	Edmonton	Alberta	PH	a

**País: Nueva Zelanda / Land: New Zealand / Land: Neuseeland / Χώρα: Νέα Ζηλανδία / Country:
New Zealand / Pays: Nouvelle-Zélande / Paese: Nuova Zelanda / Land: Nieuw-Zeeland /
País: Nova Zelândia / Maa: Uusi-Seelanti / Land: Nya Zeeland**

1	2	3	4	5	6
PH 3	Waitaki Biosciences International Ltd	Christchurch	Christchurch	PH-CS	a
PH 23	Mair Venison Ltd	Rotorua	Rotorua	PH-CS	a
PH 26	McFarlane Laboratories NZ Ltd	Avondale	Auckland	PH-CS	a
PH 58	PPCS Mossburn	Mossburn	Mossburn	PH-CS	a
PH 83	Venex Ltd	Wairoa	Wairoa	PH-CS	a
PH 206	Mair Venison Ltd	Hokitika	West Coast	PH-CS	a
PH 248	Glenalbany Holdings Ltd	Kaiapoi	Christchurch	PH-CS	a
PH 356	Mountain Range Venison Ltd	Murupara	Murupara	PH-CS	a
PH 436	BioProducts (New Zealand) Ltd	Mosgiel	Mosgiel	PH-CS	a
PH 469	Pacifica Venison Ltd	Oxford	North Canterbury	PH-CS	a

**País: USA / Land: USA / Land: USA / Χώρα: ΗΠΑ / Country: USA / Pays: USA / Paese: USA /
Land: USA / País: USA / Maa: USA / Land: USA**

1	2	3	4	5	6
13517/ P-13517	Southern Wild Game/Intergame USA	Devine	Texas	PH	aT

**País: URUGUAY / Land: URUGUAY / Land: URUGUAY / Χώρα: URUGUAY / Country:
URUGUAY / Pays: URUGUAY / Paese: URUGUAY / Land: URUGUAY / País: URUGUAY /
Maa: URUGUAY / Land: URUGUAY**

1	2	3	4	5	6
58	Frigorífico Casablanca SA (Fricasa)	Casa Blanca	Paysandú	PH	b

COMMISSION RECOMMENDATION**of 27 May 1998****on the ratification of ILO Convention No 177 on home work of 20 June 1996***(notified under document number C(1998) 764)**(98/370/EC)*

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community, and in particular the second indent of Article 155 thereof,

Whereas ILO Convention No 177 on home work of 20 June 1996, as supplemented by a recommendation adopted on the same day, provides a framework for protecting homeworkers;

Whereas that Convention requires countries which ratify it to adopt, implement and periodically review a national policy on home work aiming at improving the situation of homeworkers;

Whereas the Convention also expressly states that the national policy on home work should promote, as far as possible, equality of treatment;

Whereas the aims pursued by the Convention meet the objectives of the Commission as expressed in its medium-term social action programme (1995 to 1997);

Whereas the aims pursued by the Convention help to promote the objective of striking a balance between flexibility of the labour market and security of the employees;

Whereas the second indent of the first paragraph of Article 118 of the Treaty gives the Commission the task of promoting close cooperation between Member States in the social field, particularly in matters relating to labour law and working conditions;

Whereas the Community Charter of the Fundamental Social Rights of Workers states (point 10) that 'Every worker of the European Community shall have a right to adequate social protection and shall, whatever his status and whatever the size of the undertaking in which he is

employed enjoy an adequate level of social security benefits';

Whereas 6,9 million people in the Community usually perform their work at home, which at Community level is equivalent to 4,9 % of the working population;

Whereas the particular vulnerability of homeworkers and the need to provide them with appropriate protection are acknowledged;

Whereas the nature of home work is evolving rapidly with the introduction of new information technologies, making the need for appropriate protection even more necessary;

Whereas most homeworkers are women; whereas they choose homeworking as a way to combine earning a wage needed for the household with taking care of dependants, most commonly young children; whereas this choice made by women is often a result of external factors such as limited job opportunities or lack of childcare or other supporting facilities,

HEREBY RECOMMENDS:

- that Member States which have not yet done so ratify the ILO home work Convention, adopted on 20 June 1996,
- that Member States inform the Commission, within a period of 18 months from publication of this recommendation, of the steps taken pursuant to it.

Done at Brussels, 27 May 1998.

For the Commission

Pádraig FLYNN

Member of the Commission