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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 337/2000
of 14 February 2000
concerning a flight ban and a freeze of funds and other financial resources in respect of the Taliban
of Afghanistan

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Council Common Position 1999/727/CFSP of 15 November 1999 concerning restrictive measures against the Taliban ⁽¹⁾,

Having regard to the proposal from the Commission,

Whereas:

- (1) On 15 October 1999, the United Nations Security Council adopted Resolution 1267 (1999); in paragraph 2 of that resolution the Security Council demanded that the Taliban without delay hand over Usama bin Laden to the authorities mentioned in that paragraph.
- (2) In paragraph 3 of Resolution 1267 (1999) the Security Council decided that a flight ban and a freeze of funds and other financial resources as set out in paragraph 4 of that resolution should be imposed on 14 November 1999 unless the Security Council decided that the Taliban had fully complied with the obligation set out in the aforementioned paragraph 2.
- (3) The measures set out in paragraph 4 of Resolution 1267 (1999) fall under the scope of the Treaty and, therefore, notably with a view to avoiding distortion of competition, Community legislation is necessary to implement the relevant decisions of the Security Council as far as the territory of the Community is concerned, such territory being deemed to encompass, for the purposes of this Regulation, the territories of the Member States to which the Treaty is applicable, under the conditions laid down in that Treaty.
- (4) In order to create maximum legal certainty within the Community, names and other relevant data with regard to persons and bodies and aircraft, as designated by the Committee established under the Resolution 1267 (1999), should be made publicly known; appropriate

procedures should be established within the Community regarding this aspect.

- (5) Resolution 1267 (1999) provides for certain exemptions to the restrictions imposed on the condition of prior approval of the said Committee.
- (6) The approval of the said Committee should be obtained through the competent national authorities of the Member States, whose names and addresses should, therefore, be made available and annexed to this Regulation.
- (7) For reasons of expediency, the Commission should be empowered to supplement and/or amend the Annexes to this Regulation on the basis of pertinent notifications from the said Committee.
- (8) The competent authorities of the Member States should, where necessary, be empowered to ensure compliance with this Regulation.
- (9) Violations of the provisions of this Regulation should be penalised and Member States should impose appropriate penalties to that effect.
- (10) The Security Council calls for the measures to be applied notwithstanding any rights conferred or obligations imposed by any international agreement signed or any contract entered into or any licence or permit granted before the entry into force of the relevant paragraphs of Resolution 1267 (1999) enter into force.
- (11) The Commission and Member States should inform each other of the measures taken under this Regulation and of other relevant information at their disposal in connection with this Regulation, and cooperate with the said Committee, including by supplying information to it,

HAS ADOPTED THIS REGULATION:

Article 1

For the purpose of this Regulation:

⁽¹⁾ OJ L 294, 16.11.1999, p. 1.

1. Taliban shall mean: the Afghan faction which also calls itself the Islamic Emirate of Afghanistan;
2. Taliban Sanctions Committee shall mean: the Committee established by United Nations Security Council Resolution 1267 (1999).

Article 2

This Regulation shall apply to any funds, other financial resources, and aircraft designated by the Taliban Sanctions Committee.

The funds and other financial resources referred to in the first subparagraph shall be listed in Annex I and the aircraft referred to therein in Annex II to this Regulation.

Article 3

1. All funds and other financial resources designated by the Taliban Sanctions Committee, listed in Annex I, shall be frozen.
2. No funds or other financial resources designated by the Taliban Sanctions Committee, listed in Annex I, shall be made available to or for the benefit of the Taliban or any undertaking owned or controlled, directly or indirectly, by the Taliban.

Article 4

Without prejudice to the Community rules concerning confidentiality and to the provisions of Article 284 of the Treaty, the competent authorities of the Member States shall have the power to require banks, other financial institutions, insurance companies, and other bodies and persons to provide all relevant information necessary for ensuring compliance with this Regulation.

Article 5

It shall be prohibited for any aircraft designated by the Taliban Sanctions Committee, listed in Annex, II, to take off from, or land in, the territory of the Community.

Article 6

1. Article 3 shall not apply to funds and other financial resources for which the Taliban Sanctions Committee has granted an exemption.
2. Article 5 shall not apply to flights for which the Taliban Sanctions Committee has granted an exemption.
3. No exemptions from Articles 3 and 5 other than those referred to in paragraphs 1 and 2 of this Article may be granted.
4. Exemptions referred to in paragraphs 1 and 2 shall be obtained, where appropriate, through the competent authorities of the Member States listed in Annex III. Exemptions

granted by the Taliban Sanctions Committee shall apply throughout the Community.

Article 7

Without prejudice to the rights and obligations of the Member States under the Charter of the United Nations, the Commission shall:

- supplement and/or amend Annexes I and II on the basis of determinations made by the United Nations Security Council or the Taliban Sanctions Committee,
- supplement and/or amend Annex III on the basis of information supplied by the competent authorities within the Community,
- maintain all the necessary contacts with the Taliban Sanctions Committee for the purpose of the effective implementation of this Regulation.

Article 8

The Commission and the Member States shall inform each other immediately of the measures taken under this Regulation and supply each other with the relevant information at their disposal in connection with this Regulation, and in respect of violation and enforcement problems or judgements handed down by national courts.

Article 9

This Regulation shall apply notwithstanding any rights conferred or obligations imposed by any international agreement signed or any contract entered into or any licence or permit granted before the entry into force of this Regulation.

Article 10

Each Member State shall determine the sanctions to be imposed where the provisions of this Regulation are infringed. Such sanctions shall be effective, proportionate and dissuasive.

Article 11

This Regulation shall apply:

- within the territory of the Community, including its airspace,
- on board any aircraft or any vessel under the jurisdiction of a Member State,
- to any person elsewhere who is a national of a Member State,
- to any body which is incorporated or constituted under the law of a Member State.

Article 12

This Regulation shall enter into force on the day following that 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, 14 February 2000.

For the Council

The President

J. GAMA

ANNEX I

List of funds and other financial resources referred to in Article 2

ANNEX II

List of aircrafts referred to in Article 2

Operator	Owner	Registration/Serial	Make	Model
Afghan Air Force	Afghan Air Force	229 SFG1008	Antonov	AN26
Afghan Air Force	Afghan Air Force	230 SFG1009	Antonov	AN26
Afghan Air Force	Afghan Air Force	231 SFG1010	Antonov	AN26
Afghan Air Force	Afghan Air Force	232 SFG1011	Antonov	AN26
Afghan Air Force	Afghan Air Force	233 SFG1012	Antonov	AN26
Afghan Air Force	Afghan Air Force	234 SFG1013	Antonov	AN26
Afghan Air Force	Afghan Air Force	235 SFG1014	Antonov	AN26
Afghan Air Force	Afghan Air Force	236 SFG1015	Antonov	AN26
Afghan Air Force	Afghan Air Force	237 SFG1016	Antonov	AN26
Afghan Air Force	Afghan Air Force	238 SFG1017	Antonov	AN26
Afghan Air Force	Afghan Air Force	239 SFG1018	Antonov	AN26
Afghan Air Force	Afghan Air Force	240 SFG1019	Antonov	AN26
Afghan Air Force	Afghan Air Force	241 SFG1020	Antonov	AN26
Afghan Air Force	Afghan Air Force	242 SFG1021	Antonov	AN26
Afghan Air Force	Afghan Air Force	243 SFG1022	Antonov	AN26
Afghan Air Force	Afghan Air Force	244 SFG1023	Antonov	AN26
Afghan Air Force	Afghan Air Force	245 SFG1024	Antonov	AN26
Afghan Air Force	Afghan Air Force	246 SFG1025	Antonov	AN26
Afghan Air Force	Afghan Air Force	247 SFG1026	Antonov	AN26
Afghan Air Force	Afghan Air Force	252 SFG1027	Antonov	AN26
Afghan Air Force	Afghan Air Force	268 SFG1028	Antonov	AN26
Afghan Air Force	Afghan Air Force	284 AN32021	Antonov	AN32
Afghan Air Force	Afghan Air Force	301 AN32053	Antonov	AN32
Afghan Air Force	Afghan Air Force	302 AN32054	Antonov	AN32
Afghan Air Force	Afghan Air Force	303 AN32055	Antonov	AN32
Afghan Air Force	Afghan Air Force	304 AN32056	Antonov	AN32
Afghan Air Force	Afghan Air Force	305 AN32057	Antonov	AN32
Afghan Air Force	Afghan Air Force	306 AN32058	Antonov	AN32
Afghan Air Force	Afghan Air Force	307 AN32022	Antonov	AN32
Afghan Air Force	Afghan Air Force	308 AN32023	Antonov	AN32
Afghan Air Force	Afghan Air Force	346 AN32059	Antonov	AN32
Afghan Air Force	Afghan Air Force	353 AN32024	Antonov	AN32
Afghan Air Force	Afghan Air Force	363 AN32060	Antonov	AN32
Afghan Air Force	Afghan Air Force	381 AN12235	Antonov	AN12
Afghan Air Force	Afghan Air Force	382 AN12236	Antonov	AN12

Operator	Owner	Registration/Serial	Make	Model
Afghan Air Force	Afghan Air Force	384 AN12237	Antonov	AN12
Afghan Air Force	Afghan Air Force	387 4342205	Antonov	AN12
Afghan Air Force	Afghan Air Force	388 AN12238	Antonov	AN12
Afghan Air Force	Afghan Air Force	390 AN12239		AN12
Afghan Air Force	Afghan Air Force	T-001 B7010105	Ilyushin	IL18
Afghan Air Force	Afghan Air Force	T-004 SFG1007	Antonov	AN26
Afghan Air Force	Afghan Air Force	T-005 SFG1006	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	CCCP-87255 AFG01	Yakoviev	YK40
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAG 7306602	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAH 17306709	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAL 14105	Antonov	AN26
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAN 14304	Antonov	AN26
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-BAO 14305	Antonov	AN26
Ariana Afghan Airlines	Unconfirmed CIS Operator	YA-DAA AN12353	Antonov	AN12
Ariana Afghan Airlines	Polet Russian Air Company	YA-DAB 5342801	Antonov	AN12
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-DAG 87304504	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-FAU 20343	Boeing	B727
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-FAW 19619	Boeing	B727
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-GAX 331	De Haviland	DHC6
Caspian Airlines	Ariana Afghan Airlines	EP-CPG 748	Tupolev	T154
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-DAF	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-DAJ 47309603	Antonov	AN24
Ariana Afghan Airlines	Ariana Afghan Airlines	YA-FAY 22289	Boeing	B727
Ariana Afghan Airlines	Tyumenaviatrans	YA-87486 9441438	Yakoviev	YK40

ANNEX III

List of competent authorities referred to in Article 6(4)**A. FLIGHT BAN**

BELGIUM

Ministère des communications et de l'infrastructure
Administration de l'aéronautique
Centre Communications Nord — 4^e étage
Rue du Progrès 80 — Boîte 5
B-1030 Bruxelles
Tel. (32-2) 206 32 00
Fax (32-2) 203 15 28

DENMARK

Civil Aviation Administration
Luftfartshuset
Box 744
Ellebjergervej 50
DK-2450 København
Tel. (45) 36 44 48 48
Fax (45) 36 44 03 03

GERMANY

Generaldirektor für Luft- und Raumfahrt
Bundesministerium für Verkehr
Postfach 200 100
D-53170 Bonn
Tel. (49-228) 300 45 00
Fax (49-228) 300 79 29

GREECE

Ministry of Transport and Communications
Hellenic Civil Aviation Authority
PO Box 73 751
GR-16604 Helliniko
Tel. (30-1) 894 42 63
Fax (30-1) 894 42 79

SPAIN

Dirección General de Aviación Civil
Ministerio de Fomento
Paseo de la Castellana, 67
E-28071 Madrid
Tel. (34-91) 597 70 00
Fax (34-91) 597 53 57

FRANCE

Ministère de l'équipement, des transports et du logement
Direction générale de l'aviation civile
Direction des transports aériens
50, rue Henri Farman
F-75720 Paris cedex 15
Tel. (33-1) 58 09 43 21
Fax (33-1) 58 09 36 36

IRELAND

General Director for Civil Aviation
Department of Transport, Energy and Communications
44, Kildare Street
Dublin 2
Ireland
Tel. (353-1) 604 10 36
Fax (353-1) 604 11 81

ITALY

Ente Nazionale per l'Aviazione Civile (ENAC)
Via di Villa Ricotti 42
I-00161 Roma
Tel. (39-06) 44 18 52 08/44 18 52 09
Fax (39-06) 44 18 53 16

LUXEMBOURG

Directeur de l'aviation civile
Ministère des transports
19-21, boulevard Royal
L-2938 Luxembourg
Tel. (352) 478 44 12
Fax (352) 46 77 90

NETHERLAND

Ministry of Transport, Public Works and Water Management
Directorate General of Civil Aviation
Plesmanweg 1-6
PO Box 90771
2509 LT Den Haag
Netherlands
Tel. (31-70) 351 72 45
Fax (31-70) 351 63 48

AUSTRIA

Bundesministerium für Wissenschaft und Verkehr
Zentralsektion Verkehr, Luftfahrt
Radetzkystrae 2
A-1030 Wien
Tel. (43-1) 711 62 70 00
Fax (43-1) 711 62 70 99

PORTUGAL

Instituto Nacional da Aviação Civil
Ministério do Equipamento Social
Rua B, edifícios 4, 5, 6
Aeroporto da Portela
P-1749-034 Lisboa
Tel.: (351-21) 842 35 00
Fax: (351-21) 840 23 98
Email: inacgeral@mail.telepac.pt

FINLAND

Civil Aviation Administration
Ilmailulaitos/Luftfartsverket
PO Box 50
FIN-01531 Vantaa
Tel. (358-9) 82 77 20 10
Fax (358-9) 82 77 20 91

SWEDEN

Regeringskansliet
Utrikesdepartementet
Rattssekreterariatet för EU-fragor
Fredsgatan 6
S-103 39 Stockholm
Tel. (46-8) 405 10 00
Fax (46-8) 723 11 76

UNITED KINGDOM

Department of Environment, Transport and the Regions
International Aviation Negotiations
Great Minster House
76, Marsham Street
London SW1P 4DR
United Kingdom
Tel. (44-171) 890 58 01
Fax (44-171) 676 21 94

EUROPEAN COMMUNITY

Commission of the European Communities
Directorate-General for External Relations
Mr A. de Vries, DM24 5/75
Rue de la Loi/Wetstraat 200
B-1049 Bruxelles/Brussel
Tel.: (32-2) 295 68 80
Fax: (32-2) 295 73 31

B. FREEZE OF FUNDS

BELGIUM

Ministere des finances
Trésorerie
avenue des Arts 30
B-1040 Bruxelles
Fax (32-2) 233 75 18

DENMARK

Erhvervsfremmestyrelsen
Dahlerups Pakhus
Langelinie Alle 17
DK-2100 København Ø
Tel. (45) 35 46 60 00
Fax (45) 35 46 60 01

GERMANY

1. For examinations of the status of banks:

Landeszentralbank in Baden-Württemberg
Postfach 10 60 21
D-70049 Stuttgart
Tel. 07 11/9 44-11 20/21/23
Fax. 07 11/9 44-19 06

Landeszentralbank in Freistaat Bayern
D-80291 München
Tel. 0 89/280 89-32 64
Fax. 0 89/28 89-38 78

Landeszentralbank in Berlin und Brandenburg
Postfach 11 01 60
D-10831 Berlin
Tel. 0 30/34 75/11 10/15/20
Fax. 0 30/34 75/11 90

Landeszentralbank in der Freien Hansestadt Hamburg, in Mecklenburg-Vorpommern und Schleswig-Holstein
Postfach 57 03 48
D-22772 Hamburg
Tel. 0 40/37 07/66 00
Fax. 0 40/37 07-66 15

Landeszentralbank in Hessen
Postfach 11 12 32
D-60047 Frankfurt am Main
Tel. 0 69/23 88-19 20
Fax. 0 69/23 88-19 19

Landeszentralbank in der Freien Hansestadt Bremen, in Niedersachsen und Sachsen-Anhalt
Postfach 2 45
D-30002 Hannover
Tel. 05 11/30 33-27 23
Fax. 05 11/30 33-27 30

Landeszentralbank in Nordrhein-Westfalen
Postfach 10 11 48
D-40002 Düsseldorf
Tel. 02 11/8 74-23 73/31 59
Fax: 02 11/8 74-23 78

Landeszentralbank in Rheinland-Pfalz und im Saarland
Postfach 30 09
D-55020 Mainz
Tel: 0 61 31/3 77-4 10/4 16
Fax: 0 61 31/3 77-4 24

Landeszentralbank in den Freistaaten Sachsen und Thüringen
Postfach 90 11 21
D-04103 Leipzig
Tel. 03 41/8 60-22 00
Fax. 03 41/8 60-23 89

2. For examinations of the status of companies, undertakings, entities and institutions other than banks:

Bundesausfuhramt
Referat 214
Postfach 51 60
D-65726 Eschborn
Tel. 0 61 96/9 08-0
Fax. 0 61/96/9 08-4 12

GREECE

Ministry of National Economy
Secretariat-General for International Economic Relations
Directorate-General for External Economic and Trade Relations
Director General Mr V. Kanellakis
Ermou and Kornarou 1
GR-105 63 Athens
Tel. (31) 32 86 401-3
Fax (31) 32 86 404

SPAIN

Dirección General de Política Comercial e Inversiones Exteriores
Subdirección General de Gestión de las Transacciones con el Exterior
(Ministerio de Economía y Hacienda)
Pº de la Castellana, 162 — Planta 9
E-28046 Madrid
Tel. (00-34) 91 583 74 00
Fax (00-34) 91 583 55 09

Dirección General del Tesoro y Política Financiera
Subdirección General de Inspección y Control de Movimientos de Capitales
(Ministerio de Economía y Hacienda)
Pl. de Jacinto Benavente, 3
E-28071 Madrid
Tel. (00-34) 91 360 45 88
Fax (00-34) 91 583 52 14

FRANCE

Ministère de l'économie, des finances et de l'industrie
Direction du Trésor
Service des affaires européennes et internationales
Sous-direction E
139, rue du Bercy
F-75572 Paris-cedex 12
Tel. (33-1) 44 87 17 17
Fax (33-1) 53 18 36 15

IRELAND

Central Bank of Ireland
Financial Markets Department
P.O. Box 559
Dame Street
Dublin 2
Tel. (353-1) 671 66 66

Department of Foreign Affairs
Bilateral Economic Relations Section
76-78 Harcourt Street
Dublin 2
Tel. (353-1) 408 24 92

ITALY

Ministero del Commercio Estero
Direzione Generale per la Politica Commerciale e per la Gestione del Regime degli Scambi
Divisione IV
Viale America, 341
I-00144 Roma
Tel: (39-06) 59 93 24 39
Fax: (39-06) 59 64 75 06

LUXEMBOURG

Ministère des affaires étrangères
Direction des relations économiques internationales et de la coopération
BP 1602
L-1016 Luxembourg

NETHERLANDS

Ministerie van Financiën
Directie Wetgeving, Juridische en Bestuurlijke Zaken
Postbus 20201
2500 EE Den Haag
Nederland
Tel. (31-70) 342 82 27
Fax (31-70) 342 79 05

AUSTRIA

Bundesministerium für wirtschaftliche Angelegenheiten
Abteilung II/A/2
Landstrasser Hauptstraße 55-57
A-1030 Wien

Österreichische Nationalbank
Otto Wagner-Platz 3
A-1090 Wien
Tel. (43-1) 40 420-0
Fax. (43-1) 40 420-73 99

PORTUGAL

Ministério das Finanças
Direcção Geral dos Assuntos Europeus e Relações Internacionais
Avenida Infante D. Henrique, n.º 1, C 2.º
P-1100 Lisboa
Tel. (351-1) 882 32 40/47
Fax (351-1) 882 32 49
E-mail. dgaeri@mfinancas,mailpac.pt

FINLAND

Ulkoasiainministeriö/Utrikesministeriet
PL 176
SF-00161 Helsinki
Tel. (358-9) 13 41 51
Fax. (358-9) 13 41 57 07 and (358-9) 62 98 40

SWEDEN

Regeringskansliet
Utrikesdepartementet
Rattssekretariatet för EU-frågor
Fredsgatan 6
S-103 39 Stockholm
Tel. (46-8) 405 10 00
Fax (46-8) 723 11 76

UNITED KINGDOM

HM Treasury
International Financial Services
Parliament Street
London SW1P 3AG
United Kingdom
Tel: (44-171) 270 55 50
Fax: (44-171) 270 43 65

Bank of England
Sanctions Emergency Unit
London EC2R 8AH
United Kingdom
Tel. (44-171) 601 46 07
Fax (44-171) 601 43 09

EUROPEAN COMMUNITY

Commission of the European Communities
Directorate-General External Relations
Mr A. de Vries, DM24 5/75
Rue de la Loi/Wetstraat 200
B-1049 Bruxelles/Brussel
Tel.: (32-2) 295 68 80
Fax: (32-2) 295 73 31

COMMISSION REGULATION (EC) No 338/2000
of 15 February 2000
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 1498/98 ⁽²⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto.

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 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 16 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 15 February 2000 establishing the standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)

CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	204	53,2
	624	245,4
	999	149,3
0707 00 05	052	132,6
	628	159,4
	999	146,0
0709 10 00	220	217,7
	999	217,7
0709 90 70	052	133,2
	204	58,3
	628	141,9
	999	111,1
0805 10 10, 0805 10 30, 0805 10 50	052	38,0
	204	38,8
	212	41,1
	220	23,6
	624	62,0
	999	40,7
0805 20 10	052	53,6
	204	70,2
	999	61,9
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	68,1
	204	63,1
	464	120,7
	600	79,9
	624	64,9
	999	79,3
0805 30 10	052	39,7
	600	64,9
	999	52,3
0808 10 20, 0808 10 50, 0808 10 90	060	48,4
	400	89,2
	404	84,4
	720	76,2
	728	82,9
	999	76,2
0808 20 50	388	102,8
	400	109,1
	528	100,3
	720	55,0
	999	91,8

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2543/1999 (OJ L 307, 2.12.1999, p. 46). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 339/2000**of 15 February 2000****setting export refunds on products processed from fruit and vegetables other than those granted for added sugar**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

resulting from agreements concluded in accordance with Article 300 of the Treaty.

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2201/96 of 28 October 1996 on the common organisation of the market in products processed from fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 2701/1999 ⁽²⁾, and in particular Article 16(3),

Whereas:

(1) Commission Regulation (EC) No 1429/95 ⁽³⁾, as last amended by Regulation (EC) No 1007/97 ⁽⁴⁾, sets implementing rules for export refunds on products processed from fruit and vegetables.

(2) Article 16(1) of Regulation (EC) No 2201/96 states that, to the extent necessary to permit exports in economically significant quantities of the products referred to in Article 1(1)(a) of that Regulation, on the basis of prices for those products in international trade, the difference between those prices and prices in the Community may be covered by export refunds; Article 18(4) of Regulation (EC) No 2201/96 provides that, if the refund on sugar incorporated into the products listed in Article 1(1) is insufficient to allow export of the products, the refund fixed in accordance with Article 17 is to be applicable to those products.

(3) Article 17(2) of Regulation (EC) No 2201/96 states that refunds must be fixed with regard to the existing situation and outlook for prices for products processed from fruit and vegetables on the Community market and supply availability, on the one hand, and prices in international trade on the other hand. Account must also be taken of the costs indicated at (b) in that paragraph and of the economic aspect of the envisaged exports.

(4) Refunds are, pursuant to Article 16(1) of Regulation (EC) No 2201/96, to be set with due regard to the limits

(5) Article 17(3) of Regulation (EC) No 2201/96 states that prices on the Community market are to be determined taking account of those most favourable from the exportation standpoint; whereas international trade prices are to be determined account taken of the prices indicated in the second subparagraph of that paragraph.

(6) The international trade situation or the special requirements of certain markets may make it necessary to vary the refund on a given product depending on the destination of that product.

(7) Economically significant exports can be made at the present time of provisionally preserved cherries, peeled tomatoes, preserved cherries, prepared hazelnuts and some orange juices.

(8) Application of the rules mentioned above to the present and forecast market situation, in particular to prices of products processed from fruit and vegetables in the Community and in international trade, leads to the refund rates set in the Annex hereto.

(9) Pursuant to Article 16(2) of Regulation (EC) No 2201/96, the most efficient possible use should be made of the resources available without creating discrimination between traders. Therefore, care should be taken not to disturb the trade flows previously induced by the refund arrangements.

(10) Commission Regulation (EEC) No 3846/87 ⁽⁵⁾, as last amended by Regulation (EC) No 2765/1999 ⁽⁶⁾, establishes an agricultural product nomenclature for export refunds.

(11) Commission Regulation (EEC) No 3719/88 ⁽⁷⁾, as last amended by Regulation (EC) No 1127/1999 ⁽⁸⁾, lays down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products.

⁽¹⁾ OJ L 297, 21.11.1996, p. 29.

⁽²⁾ OJ L 327, 21.12.1999, p. 5.

⁽³⁾ OJ L 141, 24.6.1995, p. 28.

⁽⁴⁾ OJ L 145, 5.6.1997, p. 16.

⁽⁵⁾ OJ L 366, 24.12.1987, p. 1.

⁽⁶⁾ OJ L 338, 30.12.1999, p. 1.

⁽⁷⁾ OJ L 331, 2.12.1988, p. 1.

⁽⁸⁾ OJ L 135, 29.5.1999, p. 48.

- (12) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Products Processed from Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

1. The export refund rates in the processed fruit and vegetables sector shall be those fixed in the Annex hereto.
2. Quantities for which licences are issued in the context of food aid, as referred to in Article 14a of Regulation (EEC) No 3719/88 shall not count against the eligible quantities referred to in the first paragraph.

Article 2

This Regulation shall enter into force on 23 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission
Franz FISCHLER
Member of the Commission

ANNEX

Product (The full definitions of the eligible products are given in the 'processed fruit and vegetables' sector of Commission Regulation (EEC) No 3846/87, as amended)		Product code	Destination code ⁽¹⁾	Licence issuing period: March to June 2000	
				Period for submission of applications: from 23 February to 23 June 2000	
				Refund rate (EUR/t net)	Quantities provided (in t)
Provisionally preserved cherries		0812 10 00 9100	F06	55	3 358
Peeled tomatoes		2002 10 10 9100	A20	50	50 000
Preserved cherries		2006 00 31 9000 2006 00 99 9100	F06	170	338
Prepared hazelnuts		2008 19 19 9100 2008 19 99 9100	A00	66	405
Orange juice	With a sugar content of not less than 10° Brix, but less than 22° Brix	2009 11 99 9110 2009 19 99 9110	A00	6	353
	With a sugar content of not less than 55° Brix	2009 11 99 9150 2009 19 99 9150	A00	32	354

⁽¹⁾ The destination codes are defined as follows:

A00: All destinations,

A20: All destinations except the United States of America,

F06: All destinations except the countries of North America.

COMMISSION REGULATION (EC) No 340/2000**of 15 February 2000****amending Regulation (EC) No 2198/98 increasing to 4 550 068 tonnes the quantity of barley held by the German intervention agency for which a standing invitation to tender for export has been opened**

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 Regulation (EC) No 1253/1999 ⁽²⁾, and in particular Article 5 thereof,

Whereas:

- (1) Commission Regulation (EEC) No 2131/93 ⁽³⁾, as last amended by Regulation (EC) No 39/1999 ⁽⁴⁾, lays down the procedures and conditions for the disposal of cereals held by the intervention agencies.
- (2) Commission Regulation (EC) No 2198/98 ⁽⁵⁾, as last amended by Regulation (EC) No 182/2000 ⁽⁶⁾, opened a standing invitation to tender for the export of 3 800 007 tonnes of barley held by the German intervention agency; Germany informed the Commission of the intention of its intervention agency to increase by 750 061 tonnes the quantity for which a standing invitation to tender for export has been opened. The total quantity of barley held by the German intervention agency for which a standing invitation to tender for export has been opened should be increased to 4 550 068 tonnes.
- (3) This increase in the quantity put out to tender makes it necessary to alter the list of regions and quantities in

store; whereas Annex I to Regulation (EC) No 2198/98 must therefore be amended.

- (4) 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

Regulation (EC) No 2198/98 is hereby amended as follows:

1. Article 2 is replaced by the following:

'Article 2

1. The invitation to tender shall cover a maximum of 4 550 068 tonnes of barley for export to third countries, with the exception of the United States of America, Canada and Mexico.

2. The regions in which the 4 550 068 tonnes of barley are stored are stated in Annex I to this Regulation.'

2. Annex I is replaced by the Annex hereto.

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, 15 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 160, 26.6.1999, p. 18.

⁽³⁾ OJ L 191, 31.7.1993, p. 76.

⁽⁴⁾ OJ L 5, 9.1.1999, p. 64.

⁽⁵⁾ OJ L 277, 14.10.1998, p. 9.

⁽⁶⁾ OJ L 22, 27.1.2000, p. 44.

ANNEX

ANNEX I

(tonnes)	
Place of storage	Quantity
Schleswig-Holstein/Hamburg/Niedersachsen/ Bremen/Nordrhein-Westfalen	1 386 565
Hessen/Rheinland-Pfalz/Baden-Württemberg/ Saarland/Bayern	347 702
Berlin/Brandenburg/Mecklenburg-Vorpommern	1 361 213
Sachsen/Sachsen-Anhalt/Thüringen	1 454 588'

COMMISSION REGULATION (EC) No 341/2000

of 15 February 2000

fixing the exchange rate applicable to certain direct aids and measures of a structural or environmental nature

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2799/98 of 15 December 1998 establishing agrimonetary arrangements for the euro ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1410/1999 amending Regulation (EC) No 2808/98 laying down detailed rules for the application of the agrimonetary system for the euro in agriculture ⁽²⁾, and in particular Article 2 thereof,

Whereas:

- (1) Under Article 42 of Commission Regulation (EC) No 2342/1999 of 28 October 1999 ⁽³⁾, laying down detailed rules for the application of Council Regulation (EC) No 1254/1999 on the common organisation of the market in beef and veal as regards premium schemes ⁽⁴⁾, the date of submission of the application constitutes the operative event for determining the year to which animals covered by the premium schemes in the beef and veal sector are allocated. Under Article 43 of that Regulation conversion into national currency of premium amounts and of the extensification payment is carried out in accordance with the average, calculated *pro rata temporis*, of the exchange rates applicable in the month of December preceding the allocation year.
- (2) Under Article 4(2) of Commission Regulation (EC) No 2808/98 of 22 December 1998 laying down detailed rules for the application of the agrimonetary system for the euro in agriculture ⁽⁵⁾, as last amended by Regulation (EC) No 1410/1999, the operative event for the exchange rate in the case of amounts of a structural or environmental nature is 1 January of the year during which the decision to grant the aid is taken. Under Article 4(3) of that Regulation, the exchange rate to be used is the average of the exchange rates applicable during the month preceding the date of the operative event, calculated *pro rata temporis*.
- (3) Under Article 12 of Commission Regulation (EC) No 293/98 of 4 February 1998 determining the operative events applicable to products in the fruit and vegetables sector, to processed fruit and vegetable products and partly to live plants and floricultural products and to certain products listed in Annex I to the EC Treaty, and

repealing Regulation (EEC) No 1445/93 ⁽⁶⁾, as last amended by Regulation (EC) No 1410/1999, the conversion rate to be applied for the conversion each year into national currency of the maximum aid per hectare to improve the quality and marketing of nuts and locust beans fixed in Article 2 of Council Regulation (EEC) No 790/89 ⁽⁷⁾, as last amended by Commission Regulation (EEC) No 1825/97 ⁽⁸⁾ is the average of the exchange rates applicable during the month before 1 January of the annual reference period within the meaning of Article 19 of Commission Regulation (EEC) No 2159/89 ⁽⁹⁾, as last amended by Regulation (EC) No 1363/95 ⁽¹⁰⁾, calculated *pro rata temporis*.

- (4) Under Article 6(2) of Commission Regulation (EEC) No 2700/93 of 30 September 1993 on detailed rules for the application of the premium in favour of sheepmeat and goatmeat producers ⁽¹¹⁾, as last amended by Regulation (EC) No 1410/1999, the conversion rate to be applied to the amount of the balance of the premium in the sheepmeat sector is the average of the exchange rates applicable during the month before the last day of the marketing year in respect of which the premium is granted, calculated *pro rata temporis*.
- (5) Under Article 6(1) of Regulation (EEC) No 2700/93, the conversion rate to be applied to the amount of the advance payment in the sheepmeat sector is the average of the exchange rates applicable during the month before the first day of the marketing year in respect of which the premium is granted, calculated *pro rata temporis*.

HAS ADOPTED THIS REGULATION:

Article 1

1. The conversion rate to be applied to:
 - the amounts of premiums in the beef and veal sector referred to in Regulation (EC) No 1254/1999,
 - the maximum aid per hectare to improve marketing in the nuts and locust beans sector fixed in Article 2 of Regulation (EEC) No 790/89, and
 - the amounts of a structural or environmental nature referred to in Article 5 of Regulation (EC) No 2799/98,
 is set out in Annex I.

⁽¹⁾ OJ L 349, 24.12.1998, p. 1.

⁽²⁾ OJ L 164, 30.6.1999, p. 53.

⁽³⁾ OJ L 281, 4.11.1999, p. 30.

⁽⁴⁾ OJ L 160, 26.6.1999, p. 21.

⁽⁵⁾ OJ L 349, 24.12.1998, p. 36.

⁽⁶⁾ OJ L 30, 5.2.1998, p. 16.

⁽⁷⁾ OJ L 85, 30.3.1989, p. 6.

⁽⁸⁾ OJ L 260, 23.9.1997, p. 9.

⁽⁹⁾ OJ L 207, 19.7.1989, p. 19.

⁽¹⁰⁾ OJ L 132, 16.6.1995, p. 8.

⁽¹¹⁾ OJ L 245, 1.10.1993, p. 99.

2. The conversion rate to be applied to the amount of the balance and of the premium referred to in the fourth subparagraph of Article 5(6) of Council Regulation (EC) No 2467/98 ⁽¹⁾, and to the amount of the deduction referred to in Article 4 of Council Regulation (EEC) No 3493/90 ⁽²⁾ is set out in Annex II.
3. The conversion rate to be applied to the amount of the advance payment referred to in the second subparagraph of Article 5(6) of Regulation (EC) No 2467/98 and to the amount of the deduction referred to in Article 4 of Regulation (EEC) No 3493/90 is set out in Annex III.

Article 2

This Regulation shall enter into force on the seventh day following 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, 15 February 2000.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 312, 20.11.1998, p. 1.
⁽²⁾ OJ L 337, 4.12.1990, p. 7.

ANNEX I

Rate of conversion referred to in Article 1(1)*EUR 1 = (average 1.12.1999 to 31.12.1999)*

7,44023	Danish krone
329,655	Greek drachma
8,58622	Swedish krona
0,626674	pound sterling

ANNEX II

Rate of conversion referred to in Article 1(2)*EUR 1 = (average 2.12.1999 to 1.1.2000)*

7,44036	Danish krone
329,705	Greek drachma
8,58643	Swedish krona
0,626326	pound sterling

ANNEX III

Rate of conversion referred to in Article 1(3)*EUR 1 = (average 31.12.1999 to 2.1.2000)*

7,44048	Danish krone
329,762	Greek drachma
8,58502	Swedish krona
0,626045	pound sterling

COMMISSION REGULATION (EC) No 342/2000**of 15 February 2000****fixing the rates of the refunds applicable to eggs and egg yolks exported in the form of goods not covered by Annex I to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs ⁽¹⁾, as last amended by Commission Regulation (EC) No 1516/96 ⁽²⁾, and in particular Article 8(3) thereof,

Whereas:

- (1) Article 8(1) of Regulation (EEC) No 2771/75 provides that the difference between prices in international trade for the products listed in Article 1(1) of that Regulation and prices within the Community may be covered by an export refund where these goods are exported in the form of goods listed in the Annex to that Regulation. Whereas Commission Regulation (EC) No 1222/94 of 30 May 1994 laying down common detailed rules for the application of the system of granting export refunds on certain agricultural products exported in the form of goods not covered by Annex I to the Treaty, and the criteria for fixing the amount of such refunds ⁽³⁾, as last amended by Regulation (EC) No 238/2000 ⁽⁴⁾, specifies the products for which a rate of refund should be fixed, to be applied where these products are exported in the form of goods listed in the Annex to Regulation (EEC) No 2771/75.
- (2) In accordance Article 4(1) of Regulation (EC) No 1222/94, the rate of the refund per 100 kilograms for each of the basic products in question must be fixed for a period

of the same duration as that for which refunds are fixed for the same products exported unprocessed.

- (3) Article 11 of the Agreement on Agriculture concluded under the Uruguay Round lays down that the export refund for a product contained in a good may not exceed the refund applicable to that product when exported without further processing.
- (4) It is necessary to ensure continuity of strict management taking account of expenditure forecasts and funds available in the budget.
- (5) Whereas the Management Committee for Poultrymeat and Eggs has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The rates of the refunds applicable to the basic products appearing in Annex A to Regulation (EC) No 1222/94 and listed in Article 1(1) of Regulation (EEC) No 2771/75, exported in the form of goods listed in the Annex I to Regulation (EEC) No 2771/75, are hereby fixed as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 16 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission

Erkki LIIKANEN

Member of the Commission

⁽¹⁾ OJ L 282, 1.11.1975, p. 49.

⁽²⁾ OJ L 189, 30.7.1996, p. 99.

⁽³⁾ OJ L 136, 31.5.1994, p. 5.

⁽⁴⁾ OJ L 24, 29.1.2000, p. 45.

ANNEX

to the Commission Regulation of 15 February 2000 fixing the rates of the refunds applicable to eggs and egg yolks exported in the form of goods not covered by Annex I to the Treaty

(EUR/100 kg)

CN code	Description	Destination (¹)	Rate of refund
0407 00	Birds' eggs, in shell, fresh, preserved or cooked:		
	– Of poultry:		
0407 00 30	– – Other:		
	a) On exportation of ovalbumin of CN codes 3502 11 90 and 3502 19 90	02	11,46
		03	14,33
		04	5,73
	b) On exportation of other goods	01	5,73
0408	Birds' eggs, not in shell and egg yolks, fresh, dried, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter:		
	– Egg yolks:		
0408 11	– – Dried:		
ex 0408 11 80	– – – Suitable for human consumption:		
	not sweetened	01	55,39
0408 19	– – Other:		
	– – – Suitable for human consumption:		
ex 0408 19 81	– – – – Liquid:		
	not sweetened	01	25,79
ex 0408 19 89	– – – – Frozen:		
	not sweetened	01	25,79
	– Other:		
0408 91	– – Dried:		
ex 0408 91 80	– – – Suitable for human consumption:		
	not sweetened	01	41,07
0408 99	– – Other:		
ex 0408 99 80	– – – Suitable for human consumption:		
	not sweetened	01	10,51

(¹) The destinations are as follows:

01 Third countries,

02 Kuwait, Bahrain, Oman, Qatar, United Arab Emirates, Yemen, Hong Kong SAR and Russia,

03 South Korea, Japan, Malaysia, Thailand, Taiwan, the Philippines and Egypt,

04 All destinations except Switzerland and those of 02 and 03.

COMMISSION REGULATION (EC) No 343/2000
of 15 February 2000
fixing the export refunds on eggs

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organization of the market in eggs ⁽¹⁾, as last amended by Commission Regulation (EC) No 1516/96 ⁽²⁾, and in particular Article 8(3) thereof,

Whereas:

- (1) Article 8 of Regulation (EEC) No 2771/75 provides that the difference between prices on the world market for the products listed in Article 1(1) of that Regulation and prices for those products within the Community may be covered by an export refund.
- (2) The present market situation in certain third countries and that regarding competition on particular third country markets make it necessary to fix a refund differentiated by destination for certain products in the egg sector.

(3) It follows from applying these rules and criteria to the present situation on the market in eggs that the refund should be fixed at an amount which would permit Community participation in world trade and would also take account of the nature of these exports and their importance at the present time.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

The list of codes of products for which, when they are exported, the export refund referred to in Article 8 of Regulation (EEC) No 2771/75 is granted, and the amount of that refund shall be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 16 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 282, 1.11.1975, p. 49.

⁽²⁾ OJ L 189, 30.7.1996, p. 99.

ANNEX

to the Commission Regulation of 15 February 2000 fixing the export refunds on eggs

Product code	Destination ⁽¹⁾	Amount of refund
		EUR/100 units
0407 00 11 9000	02	3,30
0407 00 19 9000	02	1,50
		EUR/100 kg
0407 00 30 9000	03	12,00
	04	6,00
	05	15,00
0408 11 80 9100	01	58,00
0408 19 81 9100	01	27,00
0408 19 89 9100	01	27,00
0408 91 80 9100	01	43,00
0408 99 80 9100	01	11,00

⁽¹⁾ The destinations are as follows:

01 All destinations except Switzerland,

02 All destinations except the United States of America,

03 Kuwait, Bahrain, Oman, Qatar, the United Arab Emirates, Yemen, Hong Kong SAR and Russia,

04 All destinations except Switzerland and those of 03 and 05,

05 South Korea, Japan, Malaysia, Thailand, Taiwan, the Philippines and Egypt.

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

COMMISSION REGULATION (EC) No 344/2000
of 15 February 2000
fixing representative prices in the poultrymeat and egg sectors and for egg albumin, and amending
Regulation (EC) No 1484/95

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2771/75 of 29 October 1975 on the common organisation of the market in eggs ⁽¹⁾, as last amended by Commission Regulation (EC) No 1516/96 ⁽²⁾, and in particular Article 5(4) thereof,

Having regard to Council Regulation (EEC) No 2777/75 of 29 October 1975 on the common organisation of the market in poultrymeat ⁽³⁾, as last amended by Commission Regulation (EC) No 2916/95 ⁽⁴⁾, and in particular Article 5(4) thereof,

Having regard to Council Regulation (EEC) No 2783/75 of 29 October 1975 on the common system of trade for ovalbumin and lactalbumin ⁽⁵⁾, as last amended by Regulation (EC) No 2916/95, and in particular Article 3(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1484/95 ⁽⁶⁾, as last amended by Regulation (EC) No 108/2000 ⁽⁷⁾, fixes detailed rules for implementing the system of additional import duties and fixes representative prices in the poultrymeat and egg sectors and for egg albumin.

- (2) It results from regular monitoring of the information providing the basis for the verification of the import prices in the poultrymeat and egg sectors and for egg albumin that the representative prices for imports of certain products should be amended taking into account variations of prices according to origin. Therefore, representative prices should be published.

- (3) It is necessary to apply this amendment as soon as possible, given the situation on the market.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 1484/95 is hereby replaced by the Annex hereto.

Article 2

This Regulation shall enter into force on 16 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 282, 1.11.1975, p. 49.

⁽²⁾ OJ L 189, 30.7.1996, p. 99.

⁽³⁾ OJ L 282, 1.11.1975, p. 77.

⁽⁴⁾ OJ L 305, 19.12.1995, p. 49.

⁽⁵⁾ OJ L 282, 1.11.1975, p. 104.

⁽⁶⁾ OJ L 145, 29.6.1995, p. 47.

⁽⁷⁾ OJ L 13, 19.1.2000, p. 8.

ANNEX

ANNEX I

CN code	Description	Representative price EUR/100 kg	Security referred to in Article 3(3) EUR/100 kg	Origin (¹)
0207 14 10	Boneless cuts of fowls of the species <i>gallus domesticus</i> , frozen	195,0	33	01
		197,6	31	02
		277,9	7	03
		277,9	7	04
1602 32 11	Preparations uncooked of fowls of the species <i>gallus domesticus</i>	209,5	23	01
		205,8	24	02

(¹) Origin of imports:

- 01 Brazil
- 02 Thailand
- 03 Chile
- 04 Argentina.'

**COMMISSION REGULATION (EC) No 345/2000
of 15 February 2000
fixing the export refunds on poultrymeat**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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

Whereas:

- (1) Article 8 of Regulation (EEC) No 2777/75 provides that the difference between prices on the world market for the products listed in Article 1(1) of that Regulation and prices for those products within the Community may be covered by an export refund.
- (2) It follows from applying these rules and criteria to the present situation on the market in poultrymeat that the refund should be fixed at an amount which would permit Community participation in world trade and

would also take account of the nature of these exports and their importance at the present time.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Poultrymeat and Eggs,

HAS ADOPTED THIS REGULATION:

Article 1

The list of product codes for which, when they are exported, the export refund referred to in Article 8 of Regulation (EEC) No 2777/75 is granted, and the amount of that refund shall be as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 16 February 2000.

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

Done at Brussels, 15 February 2000.

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.

ANNEX

to the Commission Regulation of 15 February 2000 fixing the export refunds on poultrymeat

Product code	Destination of refund ⁽¹⁾	Amount of refund
		EUR/100 units
0105 11 11 9000	01	1,40
0105 11 19 9000	01	1,40
0105 11 91 9000	01	1,40
0105 11 99 9000	01	1,40
0105 12 00 9000	01	3,30
0105 19 20 9000	01	3,30
		EUR/100 kg
0207 12 10 9900	02	25,00
	03	25,00
0207 12 90 9190	02	25,00
	03	25,00
0207 12 90 9990	02	25,00
	03	25,00

⁽¹⁾ The destinations are as follows:

01 All destinations except the United States of America,

02 Angola, Saudi Arabia, Kuwait, Bahrain, Qatar, Oman, the United Arab Emirates, Jordan, Yemen, Lebanon, Iraq and Iran,

03 Armenia, Azerbaijan, Belarus, Georgia, Kazakhstan, Kyrgyzstan, Moldova, Russia, Tajikistan, Turkmenistan, Uzbekistan and Ukraine.

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

COMMISSION REGULATION (EC) No 346/2000
of 15 February 2000
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 (EC) No 2038/1999 of 13 September 1999 on the common organization of the markets in the sugar sector ⁽¹⁾,

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 ⁽²⁾, as last amended by Regulation (EC) No 624/98 ⁽³⁾, and in particular the second subparagraph of Article 1(2), and Article 3(1) thereof,

Whereas:

- (1) 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 1441/1999 ⁽⁴⁾, as last amended by Regulation (EC) No 291/2000 ⁽⁵⁾.

- (2) 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 16 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 252, 25.9.1999, p. 1.

⁽²⁾ OJ L 141, 24.6.1995, p. 16.

⁽³⁾ OJ L 85, 20.3.1998, p. 5.

⁽⁴⁾ OJ L 166, 1.7.1999, p. 77.

⁽⁵⁾ OJ L 33, 8.2.2000, p. 10.

ANNEX

to the Commission Regulation of 15 February 2000 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

(EUR)

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⁾	13,85	9,95
1701 11 90 ⁽¹⁾	13,85	16,25
1701 12 10 ⁽¹⁾	13,85	9,72
1701 12 90 ⁽¹⁾	13,85	15,73
1701 91 00 ⁽²⁾	16,27	19,02
1701 99 10 ⁽²⁾	16,27	13,57
1701 99 90 ⁽²⁾	16,27	13,57
1702 90 99 ⁽³⁾	0,16	0,48

⁽¹⁾ For the standard quality as defined in Article 1 of amended Council Regulation (EEC) No 431/68 (OJ 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 L 94, 21.4.1972, p. 1).

⁽³⁾ By 1 % sucrose content.

COMMISSION REGULATION (EC) No 347/2000
of 15 February 2000
fixing the import duties in the cereals sector

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 Regulation (EC) No 1253/1999 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector ⁽³⁾, as last amended by Regulation (EC) No 2519/98 ⁽⁴⁾, and in particular Article 2 (1) thereof,

Whereas:

- (1) Article 10 of Regulation (EEC) No 1766/92 provides that the rates of duty in the Common Customs Tariff are to be charged on import of the products referred to in Article 1 of that Regulation; however, in the case of the products referred to in paragraph 2 of that Article, the import duty is to be equal to the intervention price valid for such products on importation and increased by 55 %, minus the cif import price applicable to the consignment in question; however, that duty may not exceed the rate of duty in the Common Customs Tariff.
- (2) Pursuant to Article 10 (3) of Regulation (EEC) No 1766/92, the cif import prices are calculated on the basis of the representative prices for the product in question on the world market.

- (3) Regulation (EC) No 1249/96 lays down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector.
- (4) The import duties are applicable until new duties are fixed and enter into force; they also remain in force in cases where no quotation is available for the reference exchange referred to in Annex II to Regulation (EC) No 1249/96 during the two weeks preceding the next periodical fixing.
- (5) In order to allow the import duty system to function normally, the representative market rates recorded during a reference period should be used for calculating the duties.
- (6) Application of Regulation (EC) No 1249/96 results in import duties being fixed as set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The import duties in the cereals sector referred to in Article 10 (2) of Regulation (EEC) No 1766/92 shall be those fixed in Annex I to this Regulation on the basis of the information given in Annex II.

Article 2

This Regulation shall enter into force on 16 February 2000.

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

Done at Brussels, 15 February 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 160, 26.6.1999, p. 18.

⁽³⁾ OJ L 161, 29.6.1996, p. 125.

⁽⁴⁾ OJ L 315, 25.11.1998, p. 7.

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EEC) No 1766/92

CN code	Description	Import duty by land inland waterway or sea from Mediterranean, the Black Sea or Baltic Sea ports (EUR/tonne)	Import duty by air or by sea from other ports ⁽²⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	22,84	12,84
	medium quality ⁽¹⁾	32,84	22,84
1001 90 91	Common wheat seed	36,12	26,12
1001 90 99	Common high quality wheat other than for sowing ⁽³⁾	36,12	26,12
	medium quality	71,05	61,05
	low quality	82,08	72,08
1002 00 00	Rye	80,45	70,45
1003 00 10	Barley, seed	80,45	70,45
1003 00 90	Barley, other ⁽³⁾	80,45	70,45
1005 10 90	Maize seed other than hybrid	84,53	74,53
1005 90 00	Maize other than seed ⁽³⁾	84,53	74,53
1007 00 90	Grain sorghum other than hybrids for sowing	80,45	70,45

⁽¹⁾ In the case of durum wheat not meeting the minimum quality requirements for durum wheat of medium quality, referred to in Annex I to Regulation (EC) No 1249/96, the duty applicable is that fixed for low-quality common wheat.

⁽²⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3 per tonne, where the port of unloading is on the Mediterranean Sea, or

— EUR 2 per tonne, where the port of unloading is in Ireland, the United Kingdom, Denmark, Sweden, Finland or the Atlantic Coasts of the Iberian Peninsula.

⁽³⁾ The importer may benefit from a flat-rate reduction of EUR 14 or 8 per tonne, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(period from 1 February 2000 to 14 February 2000)

1. Averages over the two-week period preceding the day of fixing:

Exchange quotations	Minneapolis	Kansas-City	Chicago	Chicago	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2. 14 %	HRW2. 11,5 %	SRW2	YC3	HAD2	Medium quality (*)	US barley 2
Quotation (EUR/t)	119,66	108,64	98,06	88,86	162,05 (**)	152,05 (**)	104,44 (**)
Gulf premium (EUR/t)	29,11	5,20	4,75	11,50	—	—	—
Great Lakes premium (EUR/t)	—	—	—	—	—	—	—

(*) A discount of EUR 10/t (Article 4(1) of Regulation (EC) No 1249/96).

(**) Fob Gulf.

2. Freight/cost: Gulf of Mexico — Rotterdam: 16,05 EUR/t; Great Lakes — Rotterdam: 28,78 EUR/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96: EUR 0,00/t (HRW2)
EUR 0,00/t (SRW2).

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 22 December 1999

on certain protection measures with regard to imports from Israel of live equidae, live birds and hatching eggs thereof

(notified under document number C(1999) 4978)

(Text with EEA relevance)

(2000/133/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/496/EEC of 15 July 1991 laying down the principles governing the organisation of veterinary checks on animals entering the Community from third countries and amending Directives 89/662/EEC, 90/425/EEC and 90/675/EEC ⁽¹⁾, as last amended by Directive 96/43/EC ⁽²⁾, and in particular Article 18 thereof,

Whereas:

- (1) in accordance with Council Directive 90/426/EEC ⁽³⁾, Israel is included in the list of third countries from which the Member States authorise imports of equidae, established by Council Decision 79/542/EEC ⁽⁴⁾, as last amended by Commission Decision 1999/759/EC ⁽⁵⁾;
- (2) in accordance with Council Directive 90/539/EEC ⁽⁶⁾, Israel is included in the list of third countries from which the Member States authorise imports of live poultry and hatching eggs, established by Commission Decision 95/233/EC ⁽⁷⁾, as last amended by Decision 96/619/EC ⁽⁸⁾;
- (3) birds other than those referred to in Directive 90/539/EEC may be imported in accordance with the provisions of Council Directive 92/65/EEC, laying down animal health requirements governing trade and imports

into the Community of animals, semen, ova and embryos not subject to the animal health requirements laid down in specific Community rules referred to in Annex A(I) to Directive 90/425/EEC ⁽⁹⁾;

- (4) cases of West Nile Fever have been reported in poultry, in particular geese, in Israel;
- (5) the presence of this disease is liable to constitute a danger for humans and Community equidae and poultry;
- (6) although the virus usually circulates in a bird-mosquito-cycle, it is occasionally transmitted by vector insects to humans or equidae, in which cases of fatality have been described;
- (7) it is necessary to adopt rapidly protection measures at Community level with regard to importation from Israel of live equidae, live poultry, other birds and hatching eggs thereof;
- (8) therefore, the temporary admission of registered horses, the re-entry after temporary export of registered horses, the permanent imports and transit of equidae from Israel should be prohibited;
- (9) moreover, imports of live poultry, including ratites, live game birds and other live birds and hatching eggs thereof should be prohibited;
- (10) the measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

⁽¹⁾ OJ L 268, 24.9.1991, p. 56.

⁽²⁾ OJ L 162, 1.7.1996, p. 1.

⁽³⁾ OJ L 224, 18.8.1990, p. 42.

⁽⁴⁾ OJ L 146, 14.6.1979, p. 15.

⁽⁵⁾ OJ L 300, 23.11.1999, p. 30.

⁽⁶⁾ OJ L 303, 31.10.1990, p. 6.

⁽⁷⁾ OJ L 156, 7.7.1999, p. 76.

⁽⁸⁾ OJ L 276, 29.10.1996, p. 18.

⁽⁹⁾ OJ L 268, 14.9.1992, p. 54.

HAS ADOPTED THIS DECISION:

Article 1

The temporary admission of registered horses, the re-admission after temporary export of registered horses, and the imports and transit of equidae originating in, coming from or transiting through Israel are prohibited.

Article 2

1. Imports into the Community of live poultry, including ratites, and other live birds originating in, coming from or transiting through Israel are prohibited.
2. Imports into the Community of hatching eggs of poultry, including ratites and other birds originating in Israel are prohibited.

Article 3

Member States shall amend the measures they apply with regard to Israel to bring them into line with this Decision. They shall inform the Commission thereof.

Article 4

This Decision shall be reviewed in January 2000 and shall apply until 31 March 2000.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 22 December 1999.

For the Commission

David BYRNE

Member of the Commission
