

Official Journal

of the European Communities

ISSN 0378-6978

L 64

Volume 43

11 March 2000

English edition

Legislation

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Commission

2000/208/EC:

- ★ **Commission Decision of 24 February 2000 establishing detailed rules for the application of Council Directive 97/78/EC concerning the transit of products of animal origin from one third country to another third country by road only across the European Community ⁽¹⁾ (notified under document number C(2000) 468)**

2000/209/EC:

- ★ **Commission Decision of 24 February 2000 amending Council Decision 79/542/EEC and Decisions 92/260/EEC, 93/195/EEC and 93/197/EEC with regard to the animal health conditions for the temporary admission, re-entry and imports into the Community of registered horses from the Republic of Korea ⁽¹⁾ (notified under document number C(2000) 472)**

2000/210/EC:

- ★ **Commission Decision of 25 February 2000 recognising in principle the completeness of the dossier submitted for detailed examination with a view to the possible inclusion of spinosad in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market ⁽¹⁾ (notified under document number C(2000) 476)**

I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 521/2000
of 10 March 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 11 March 2000.

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

Done at Brussels, 10 March 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 10 March 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	91,4
	212	158,6
	624	174,8
	999	141,6
0707 00 05	052	120,7
	068	81,3
	628	140,7
	999	114,2
0709 10 00	220	163,4
	999	163,4
0709 90 70	052	99,2
	204	67,6
	628	141,9
	999	102,9
0805 10 10, 0805 10 30, 0805 10 50	052	45,1
	204	36,8
	212	37,9
	600	40,6
	624	54,0
	999	42,9
0805 30 10	052	60,1
	220	69,6
	600	95,2
	999	75,0
0808 10 20, 0808 10 50, 0808 10 90	388	100,6
	400	92,6
	404	80,9
	508	84,6
	512	90,2
	528	97,2
	720	64,2
	728	93,4
	999	88,0
	388	85,4
0808 20 50	400	106,0
	512	71,9
	528	76,3
	624	67,3
	999	81,4

⁽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 522/2000
of 10 March 2000
establishing the quantity of certain poultrymeat and eggs sector products available for the second
quarter of 2000 pursuant to Regulation (EC) No 1866/95

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1866/95 of 26 July 1995 laying down detailed rules for the application in the poultrymeat and eggs sector of the arrangements provided for in the free trade agreements between the Community, of the one part and Latvia, Lithuania and Estonia, of the other part ⁽¹⁾, as last amended by Regulation (EC) No 1514/97 ⁽²⁾, and in particular Article 4(4) thereof,

Whereas:

In order to ensure distribution of the quantities available, the quantities carried forward from the period 1 April to 30 June

2000 should be added to the quantities available for the period 1 January to 31 March 2000,

HAS ADOPTED THIS REGULATION:

Article 1

The quantity available for the period 1 April to 30 June 2000 pursuant to Regulation (EC) No 1866/95 is set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 April 2000.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

(t)

Group No	Total quantity available for the period 1 April to 30 June 2000
50	600,00
60	600,00
70	600,00
75	120,00

⁽¹⁾ OJ L 179, 29.7.1995, p. 26.

⁽²⁾ OJ L 204, 31.7.1997, p. 16.

COMMISSION REGULATION (EC) No 523/2000
of 10 March 2000
establishing the quantity of certain poultrymeat sector products available for the second quarter of
2000 pursuant to Regulation (EC) No 1396/98

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1396/98 of 30 June 1998 laying down procedures for applying in the poultrymeat sector Council Regulation (EC) No 779/98 on the import into the Community of agricultural products originating in Turkey, repealing Regulation (EEC) No 4115/86 and amending Regulation (EC) No 3010/95 ⁽¹⁾, and in particular Article 4(5) thereof,

Whereas:

In order to ensure distribution of the quantities available, the quantities carried forward from the period 1 January to 31

March 2000 should be added to the quantities available for the period 1 April to 30 June 2000,

HAS ADOPTED THIS REGULATION:

Article 1

The quantity available for the period 1 April to 30 June 2000 pursuant to Regulation (EC) No 1396/98 is set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 April 2000.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

(t)

Group No	Total quantity available for the period 1 April to 30 June 2000
T1	500,00

⁽¹⁾ OJ L 187, 1.7.1998, p. 41.

COMMISSION REGULATION (EC) No 524/2000
of 10 March 2000
establishing the quantity of certain poultrymeat sector products available for the second quarter of
2000 pursuant to Regulation (EC) No 2497/96

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 2497/96 of 18 December 1996 laying down rules for the application in the poultrymeat sector of the system provided for by the Association Agreement and the Interim Agreement between the European Community and the State of Israel ⁽¹⁾, as amended by Regulation (EC) No 1514/97 ⁽²⁾, and in particular Article 4(5) thereof,

Whereas:

In order to ensure distribution of the quantities available, the quantities carried forward from the period 1 January to 31

March 2000 should be added to the quantities available for the period 1 April to 30 June 2000,

HAS ADOPTED THIS REGULATION:

Article 1

The quantity available for the period 1 April to 30 June 2000 pursuant to Regulation (EC) No 2497/96 is set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 1 April 2000.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

(t)

Group No	Total quantity available for the period 1 April to 30 June 2000
II	700,00

⁽¹⁾ OJ L 338, 28.12.1996, p. 48.

⁽²⁾ OJ L 204, 31.7.1997, p. 16.

**COMMISSION REGULATION (EC) No 525/2000
of 10 March 2000**

concerning tenders submitted in response to the invitation to tender for the export to certain third countries of wholly milled medium and long grain A rice issued in Regulation (EC) No 2179/1999

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13(3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued under Commission Regulation (EC) No 2179/1999 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, to make no award.

(3) On the basis of the criteria laid down in Article 13 of Regulation (EC) No 3072/95 a maximum refund should not be fixed.

(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

No action shall be taken on the tenders submitted from 3 to 9 March 2000 in response to the invitation to tender for the export refund on wholly milled medium and long grain A rice to certain third European countries issued in Regulation (EC) No 2179/1999.

Article 2

This Regulation shall enter into force on 11 March 2000.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 13.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

**COMMISSION REGULATION (EC) No 526/2000
of 10 March 2000**

**fixing the maximum export refund on wholly milled round grain rice in connection with the
invitation to tender issued in Regulation (EC) No 2180/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organization of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 (3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued pursuant to Commission Regulation (EC) No 2180/1999 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to fix, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, a maximum export refund. In fixing this maximum, the criteria provided for in Article 13 of Regulation (EC) No 3072/95 must be taken into account. A contract is awarded to any tenderer whose tender is equal to or less than the maximum export refund.

(3) The application of the abovementioned criteria to the current market situation for the rice in question results in the maximum export refund being fixed at the amount specified in Article 1.

(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

The maximum export refund on wholly milled round grain rice to be exported to certain third countries pursuant to the invitation to tender issued in Regulation (EC) No 2180/1999 is hereby fixed on the basis of the tenders submitted from 3 to 9 March 2000 at 160,00 EUR/t.

Article 2

This Regulation shall enter into force on 11 March 2000.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 16.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 527/2000**of 10 March 2000****concerning tenders submitted in response to the invitation to tender for the export to certain third countries of wholly milled long grain rice issued in Regulation (EC) No 2176/1999**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular Article 13 (3) thereof,

Whereas:

- (1) An invitation to tender for the export refund on rice was issued under Commission Regulation (EC) No 2176/99 ⁽³⁾.
- (2) Article 5 of Commission Regulation (EEC) No 584/75 ⁽⁴⁾, as last amended by Regulation (EC) No 299/95 ⁽⁵⁾, allows the Commission to decide, in accordance with the procedure laid down in Article 22 of Regulation (EC) No 3072/95 and on the basis of the tenders submitted, to make no award.

(3) On the basis of the criteria laid down in Article 13 of Regulation (EC) No 3072/95 a maximum refund should not be fixed.

(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

No action shall be taken on the tenders submitted from 3 to 9 March 2000 in response to the invitation to tender for the export refund on wholly milled long grain rice to certain third countries issued in Regulation (EC) No 2176/1999.

Article 2

This Regulation shall enter into force on 11 March 2000.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 267, 15.10.1999, p. 4.

⁽⁴⁾ OJ L 61, 7.3.1975, p. 25.

⁽⁵⁾ OJ L 35, 15.2.1995, p. 8.

COMMISSION REGULATION (EC) No 528/2000

of 10 March 2000

opening an invitation to tender for the resale on the internal market of approximately 14 000 tonnes of rice held by the Greek intervention agency

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice ⁽¹⁾, as last amended by Regulation (EC) No 2072/98 ⁽²⁾, and in particular the last indent of Article 8(b) thereof,

Whereas:

- (1) Approximately 14 000 tonnes of paddy rice held by the Greek intervention agency should be put back on the Community market for sale in accordance with Commission Regulation (EEC) No 75/91 of 11 January 1991 laying down the procedures and conditions for the disposal of paddy rice held by intervention agencies ⁽³⁾.
- (2) As a result of the product's deterioration after a long period of storage a minimum selling price should be determined for each lot put up for sale taking account of its specific characteristics, in accordance with Article 2(3)(d) of Commission Regulation (EEC) No 3597/90 of 12 December 1990 on the accounting rules for intervention measures involving the buying-in, storage and sale of agricultural products by intervention agencies ⁽⁴⁾, as last amended by Regulation (EC) No 1392/97 ⁽⁵⁾.
- (3) The Management Committee for rice has not delivered an opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION:

Article 1

The Greek intervention agency shall open, under the conditions laid down in Regulation (EEC) No 75/91, an invitation to tender for the resale on the internal market of approximately 14 000 tonnes of rice held by that agency.

Article 2

By derogation from Article 3(2) of Regulation (EEC) No 75/91 tenders must relate to an entire lot.

Article 3

1. The closing date for the initial submission of tenders shall be 21 March 2000; for the final submission of tenders it shall be 4 April 2000.

⁽¹⁾ OJ L 329, 30.12.1995, p. 18.

⁽²⁾ OJ L 265, 30.9.1998, p. 4.

⁽³⁾ OJ L 9, 12.1.1991, p. 15.

⁽⁴⁾ OJ L 350, 14.12.1990, p. 43.

⁽⁵⁾ OJ L 190, 19.7.1997, p. 22.

2. Tenders must be lodged with the Greek intervention agency at the following address:

DIDAGEP

Directorate General for the Administration of Purchases of Agricultural Produce

Acharnon Street 241

GR-10466 Athens

Tel. (30-1) 865 99 41 and 867 31 49

Fax (30-1) 862 93 73

Article 4

The following minimum selling prices shall be respected:

- | | |
|-------------------------------|---------------|
| — Lot No 1 EUR 185/t | |
| — Store: Krokio Volos No 514 | (559,640 t) |
| — Lot No 2 EUR 195/t | |
| — Store: Krokio Volos No 504 | (1 815,650 t) |
| — Store: Krokio Volos No 511 | (1 313,280 t) |
| — Lot No 3 EUR 206/t | |
| — Store: Miloi Giannitsa No 4 | (1 615,100 t) |
| — Store: Miloi Giannitsa No 5 | (1 574,520 t) |
| — Lot No 4 EUR 214/t | |
| — Store: Miloi Giannitsa No 2 | (1 615,100 t) |
| — Lot No 5 EUR 224/t | |
| — Store: Miloi Giannitsa No 1 | (1 609,690 t) |
| — Store: Miloi Giannitsa No 3 | (1 606,980 t) |
| — Lot No 6 EUR 242/t | |
| — Store: Miloi Giannitsa No 8 | (810,218 t) |
| — Store: Miloi Giannitsa No 9 | (1 094,480 t) |

Article 5

By Tuesday of the week following the closing date for the submission of tenders, the Greek intervention agency shall notify the Commission of the quantities and prices of the various lots sold.

Article 6

This Regulation shall enter into force on the third 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, 10 March 2000.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 529/2000**of 10 March 2000****on the issuing of a standing invitation to tender for the resale on the internal market of 24 000 tonnes of maize held by the French intervention agency**

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 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 procedure and conditions for the disposal of cereals held by the intervention agencies.
- (2) In the present market situation, a standing invitation to tender for the resale on the internal market of 24 000 tonnes of maize held by the French intervention agency should be issued.
- (3) 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

The French intervention agency shall issue pursuant to Regulation (EEC) No 2131/93 a standing invitation to tender for the

resale on the internal market of 24 000 tonnes of maize held by it.

Article 2

1. The final date for the submission of tenders for the first partial invitation to tender shall be 21 March 2000.
2. The final date for the submission of tenders for the last partial invitation to tender shall expire on 30 May 2000.
3. Tenders must be lodged with the French intervention agency at the following address:
Office national interprofessionnel des céréales
21, avenue Bosquet
F-75341 Paris Cedex 07
(Telex: OFICE 20 04 90 F/OFIDM 20 36 62 F;
Fax: 47 05 61 32).

Article 3

Not later than Tuesday of the week following the final date for the submission of tenders, the French intervention agency shall notify the Commission of the quantities and average prices of the various lots sold.

Article 4

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

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

Done at Brussels, 10 March 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.

COMMISSION REGULATION (EC) No 530/2000**of 10 March 2000****on the issuing of a standing invitation to tender for the resale on the internal market of 4 428 tonnes of rye held by the French intervention agency**

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 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 procedure and conditions for the disposal of cereals held by the intervention agencies.
- (2) In the present market situation, a standing invitation to tender for the resale on the internal market of 4 428 tonnes of rye held by the French intervention agency should be issued.
- (3) 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

The French intervention agency shall issue pursuant to Regulation (EEC) No 2131/93 a standing invitation to tender for the resale on the internal market of 4 428 tonnes of rye held by it.

Article 2

1. The final date for the submission of tenders for the first partial invitation to tender shall be 21 March 2000.

2. The final date for the submission of tenders for the last partial invitation to tender shall expire on 30 May 2000.

3. Tenders must be lodged with the French intervention agency at the following address:

Office national interprofessionnel des céréales
21, avenue Bosquet
F-75341 Paris Cedex 07
(Telex: OFICE 20 04 90 F/OFIDM 20 36 62 F;
Fax: 47 05 61 32).

Article 3

Not later than Tuesday of the week following the final date for the submission of tenders, the French intervention agency shall notify the Commission of the quantities and average prices of the various lots sold.

Article 4

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

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

Done at Brussels, 10 March 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.

**COMMISSION REGULATION (EC) No 531/2000
of 10 March 2000**

amending Regulation (EC) No 2848/98 laying down detailed rules for the application of Council Regulation (EEC) No 2075/92 as regards the premium scheme, the production quotas and the specific aid to be granted to producer groups in the raw tobacco sector

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2075/92 of 30 June 1992 on the common organisation of the market in raw tobacco ⁽¹⁾, as last amended by Regulation (EC) No 660/1999 ⁽²⁾, and in particular Articles 7, 9(5) and 11 thereof,

Whereas:

- (1) Articles 18(4) and 20(4) of Commission Regulation (EC) No 2848/98 ⁽³⁾, as last amended by Regulation (EC) No 2637/1999 ⁽⁴⁾, stipulate that payments to producers and to producer groups of the premium paid by the Member State or by the first processor must be made by bank or postal transfer to a single account. Application of that provision is posing difficulties for producer groups because the system does not allow for fund management to be evenly spread throughout the territory or for operating loans to be obtained from banks not managing the premiums. Provision should therefore be made for the premiums to be paid into accounts earmarked for premium payments and for the account numbers to be communicated to the competent control body.
- (2) Under Article 20 of the above Regulation certain Member States have, for a period of two years, been able to make premium payments to producers via the intermediary of the first processor without an advance payment facility. That situation has caused producers cash flow problems since they are not paid until after they have delivered their entire production. Those producers should therefore be given the opportunity to obtain advance payments via first processors under the same conditions as those laid down in Article 19 for producers receiving their premiums direct from the Member States.
- (3) Article 29 of the same Regulation states that the national reserve may be made up, *inter alia*, of quotas released by a linear reduction of up to 2 % of the quantities that have been permanently transferred. The national reserve is to be allocated by the end of February pursuant to Article 22(3) and that time limit does not permit the use of quotas deriving from permanent transfers for the same production year. Provision should therefore be made for the permanently transferred quantities to be applied to the harvest in progress and,

to that end, for those quantities to be allocated up to the time limit for the conclusion of cultivation contracts.

- (4) Article 33(3) of the same Regulation stipulates that transfers of production quotas may not involve quantities of less than 100 kg. That provision should be relaxed to allow tobacco producers whose quota for the group of varieties in question is less than 100 kg to transfer it in its entirety.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Tobacco,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 2848/98 is amended as follows:

1. In Article 18, paragraph 4 is replaced by the following:

‘4. Payment to producer groups of the amounts referred to in paragraphs 1 and 2, and payment of the purchase price to producers by first processors may be made only by bank or postal transfer, to accounts earmarked for such payments the numbers of which shall be communicated to the competent control body and which, in the case of a producer group, must be linked to payments to individual producer group members.’

2. Article 19 is replaced by the following:

‘Article 19

1. Member States shall apply a system of advances on premiums for producers in accordance with paragraphs 2 to 8.

2. The advance referred to in paragraph 1 shall be paid, on application by the producer or, for the 2000 harvest, the first processor, on the basis of a statement of eligibility for the advance, prepared by the competent control body.

3. The following documents must accompany producers' applications for an advance save where a Member State provides otherwise on the grounds that they are already in its possession:

- (a) a copy of the cultivation contract concluded by the producer issued in his name;
- (b) a copy of the quota statement issued to the producer and covered by the said cultivation contract;
- (c) a written declaration from the producer concerned specifying the quantities of tobacco he is in a position to deliver during the current harvest.

⁽¹⁾ OJ L 215, 30.7.1992, p. 70.

⁽²⁾ OJ L 83, 27.3.1999, p. 10.

⁽³⁾ OJ L 358, 31.12.1998, p. 17.

⁽⁴⁾ OJ L 323, 15.12.1999, p. 8.

4. The statement referred to in paragraph 2 shall be issued by the control body once the documents referred to in paragraph 3 are verified and the written declaration supplied by the producer is substantiated.

Where a first processor is concerned, that statement shall be issued on the basis of the cultivation contracts concluded by him and of anticipated or effected deliveries.

5. Payment of the advance, the maximum amount of which shall be equal to the fixed part of the premium payable, shall be subject to the lodging of a security equal to the amount of the advance plus 15 %.

The advance shall be paid from 16 October of the year of the harvest and must be paid within 30 days of submission of the application referred to in paragraph 2 and of proof that the security has been lodged save where the application is submitted before 16 September, in which case the period shall be increased to 77 days.

6. Where the advance is granted to a producer group or a first processor but has not been paid to the members or producers entitled or reimbursed to the Member State within 30 days of receipt, interest shall be payable on the amount still available at a rate to be determined by the Member State. The interest shall be calculated from the date the advance was received, and booked to the European Agricultural Guidance and Guarantee Fund (EAGGF).

7. The advance paid shall be deducted from the amount of the premium payable under Article 18(1) or 20(1), starting from the first delivery made.

The security lodged shall be released on presentation of the control certificate for the quantity of tobacco in question and of proof that the amount corresponding to the premium has been paid to the producers entitled thereto. Member States shall establish any further conditions, particularly the tobacco delivery periods or the minimum quantities for which a control certificate may be drawn up.

Once 50 % of the premium due has been paid, 50 % of the security shall be released.

The security lodged shall be released when the entire advance paid has been deducted from the premiums payable.

8. Where (except in cases of *force majeure*) deliveries are not made within the time limit laid down in Article 16(1) which would enable full deduction of the advance paid from the premiums payable, the security lodged shall be forfeited at a rate equal to the amount of the advance not recovered.

9. Member States shall determine any further conditions governing the grant of advances, and in particular the final date for lodging applications. Producers may not lodge an application for an advance once they have begun making deliveries.'

3. In Article 20, paragraph 4 is replaced by the following:

'4. Payment of the amounts referred to in paragraph 1 may be made only by bank or postal transfer, to accounts earmarked for such payments the numbers of which shall be communicated to the competent control body and which, in the case of a producer group, must be linked to payments to individual producer group members.'

4. In Article 29(3) the following subparagraph is added:

'Production quotas resulting from application of the first indent of the second subparagraph of paragraph 2 may be allocated up to the time limit for the conclusion of cultivation contracts.'

5. In Article 33, paragraph 3 is replaced by the following:

'3. Transfers of production quotas as referred to in paragraph 1 may not involve quantities of less than 100 kg except in the case of production quotas of less than 100 kg, which are to be transferred in their entirety. However, transfers of less than 100 kg must be notified to the Commission.'

Article 2

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

It shall apply with effect from the 2000 harvest.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

**COMMISSION REGULATION (EC) No 532/2000
of 10 March 2000**

**derogating from Regulation (EC) No 658/96 on certain conditions for granting compensatory
payments under the support system for producers of certain arable crops**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1765/92 of 30 June 1992 establishing a support system for producers of certain arable crops ⁽¹⁾, as last amended by Regulation (EC) No 1624/98 ⁽²⁾, and in particular Article 12 thereof,

Whereas:

- (1) Commission Regulation (EC) No 658/96 ⁽³⁾, as last amended by Regulation (EC) No 610/1999 ⁽⁴⁾, establishes the rules for applying Regulation (EEC) No 1765/92 as regards the conditions for granting compensatory payments for certain arable crops. Article 3(1)(c) stipulates that the arable crop must be maintained in normal growth conditions until at least the beginning of the flowering period.
- (2) During May 1999 certain Community regions were hit by flooding thus preventing them from complying with the above condition.
- (3) Since non-compliance with the condition was due to circumstances beyond the control of those concerned, it would not be appropriate to refuse to grant compensatory payments for the flooded land. It is therefore

necessary to derogate from Regulation (EC) No 658/96 under certain conditions.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Joint Meeting of Management Committees for Cereals, Oils and Fats and Dried Fodder,

HAS ADOPTED THIS REGULATION:

Article 1

For the 1999/2000 marketing year and by derogation from Article 3(1)(c) of Regulation (EC) No 658/96, land sown to arable crops and declared flooded in the regions listed in the Annex to this Regulation shall remain eligible for the compensatory payments laid down for non-irrigated crops provided that that land remained unused during the normal flowering period of the damaged crop.

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 to compensatory payments for the 1999/2000 marketing year.

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

Done at Brussels, 10 March 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 12.

⁽²⁾ OJ L 210, 28.7.1998, p. 3.

⁽³⁾ OJ L 91, 12.4.1996, p. 46.

⁽⁴⁾ OJ L 75, 20.3.1999, p. 24.

ANNEX

1. GERMANY

Hessen

Landkreise: Groß-Gerau, Bergstrasse

Rheinland-Pfalz

Landkreise: Alzey-Worms, Ludwigshafen, Germersheim

Kreisfreie Städte: Worms, Frankenthal (Pfalz), Ludwigshafen a.R., Speyer

Baden-Württemberg

Regierungsbezirk Karlsruhe:

Landkreise: Karlsruhe, Rastatt; Rhein-Neckar-Kreis

Regierungsbezirk Freiburg:

Ortenaukreis, Landkreise Emmendingen, Konstanz

Regierungsbezirk Tübingen:

Landkreis Ravensburg, Bodensee-Kreis

Bayern

Regierungsbezirk Schwaben

Landkreise: Donau-Ries, Dillingen a.d. Donau, Aichach-Friedberg, Günzburg, Augsburg, Neu-Ulm, Unterallgäu, Ostallgäu (einschließlich Stadt Kaufbeuren), Oberallgäu (einschließlich Stadt Kempten), Lindau/B.

Regierungsbezirk Oberbayern

Landkreise: Eichstätt (einschließlich Stadt Ingolstadt), Berchtesgadener-Land, Traunstein, Neuburg-Schrobenhausen, Pfaffenhofen a.d. Ilm, Freising, Dachau, Erding, Mühldorf a. Inn, Fürstenfeldbruck, Starnberg, München, Ebersberg, Rosenheim, Miesbach, Bad Tölz-Wolfratshausen, Landsberg a. Lech, Weilheim-Schongau, Garmisch-Partenkirchen

Regierungsbezirk Niederbayern

Landkreise: Straubing-Bogen (einschließlich Stadt Straubing), Deggendorf, Dingolfing-Landau, Landshut, Kehlheim, Passau, Rottal-Inn

Regierungsbezirk Oberpfalz

Landkreise: Landkreis Regensburg (einschließlich Stadt Regensburg), Cham (einschließlich Stadt Cham)

Regierungsbezirk Mittelfranken

Landkreis Roth

2. AUSTRIA

Burgenland

Oberwart, Güssing

Niederösterreich

Amstetten, Melk, Krems Stadt, Krems Land, St. Pölten Land, Tulln, Korneuburg, Wien-Umgebung, Gänserndorf, Bruck/Leitha

Oberösterreich

Perg, Eferding

Steiermark

Feldbach

Tirol

Imst

Vorarlberg

Gesamtes Bundesland

3. FRANCE**Bas-Rhin**

COMMISSION REGULATION (EC) No 533/2000**of 10 March 2000****determining the world market price for unginned cotton and the rate for the aid**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of Greece, and in particular paragraphs 3 and 10 of Protocol 4 on cotton, as last amended by Council Regulation (EC) No 1553/95 ⁽¹⁾,

Having regard to Council Regulation (EC) No 1554/95 of 29 June 1995 ⁽²⁾ laying down general rules for the system of aid for cotton and repealing Regulation (EEC) No 2169/81, as last amended by Regulation (EC) No 1419/98 ⁽³⁾, and in particular Articles 3, 4 and 5 thereof,

Whereas:

- (1) Article 3 of Regulation (EC) No 1554/95 requires a world market price for unginned cotton to be periodically determined from the world market price determined for ginned cotton, using the historical relationship between the two prices as specified in Article 1(2) of Commission Regulation (EEC) No 1201/89 of 3 May 1989 laying down rules for implementing the system of aid for cotton ⁽⁴⁾, as last amended by Regulation (EC) No 1624/1999 ⁽⁵⁾. If it cannot be determined in this way it is to be based on the last price determined.
- (2) Article 4 of Regulation (EC) No 1554/95 requires the world market price for ginned cotton to be determined for a product of specific characteristics using the most favourable offers and quotations on the world market of those considered representative of the real market trend. To this end an average is to be calculated of offers and quotations on one or more European exchanges for a cif product to a North European port from the supplier countries considered most representative as regards international trade. These rules for determination of the world market price for ginned cotton provide for adjust-

ments to reflect differences in product quality and the nature of offers and quotations; whereas these adjustments are specified in Article 2 of Regulation (EEC) No 1201/89.

- (3) Application of the above rules gives the world market price for unginned cotton indicated hereunder.
- (4) The second subparagraph of Article 5(3a) of Regulation (EC) No 1554/95 stipulates that the advance payment rate for the aid is to be the guide price less the world market price and less a further amount calculated by the formula applicable when the guaranteed maximum quantity based on the revised production estimate for unginned cotton plus at least 7,5 %. Commission Regulation (EC) No 2606/1999 ⁽⁶⁾ fixes the production estimate for the 1999/2000 marketing year, and the relevant percentage increase. The application of this method results in the fixing of the advance payment rate for each Member State at the levels set out below,

HAS ADOPTED THIS REGULATION:

Article 1

1. The world market price for unginned cotton as indicated in Article 3 of Regulation (EC) No 1554/95 is set at 31,942 EUR/100 kg.
2. The advance payment of the aid referred to in Article 5(3a), second subparagraph, of Regulation (EC) No 1554/95 is fixed at:
 - 37,897 EUR/100 kg in Spain,
 - 33,964 EUR/100 kg in Greece,
 - 74,358 EUR/100 kg in other Member States.

Article 2

This Regulation shall enter into force on 11 March 2000.

⁽¹⁾ OJ L 148, 30.6.1995, p. 45.

⁽²⁾ OJ L 148, 30.6.1995, p. 48.

⁽³⁾ OJ L 190, 4.7.1998, p. 4.

⁽⁴⁾ OJ L 123, 4.5.1989, p. 23.

⁽⁵⁾ OJ L 192, 24.7.1999, p. 39.

⁽⁶⁾ OJ L 316, 10.12.1999, p. 36.

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

Done at Brussels, 10 March 2000.

For the Commission
Franz FISCHLER
Member of the Commission

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 24 February 2000

establishing detailed rules for the application of Council Directive 97/78/EC concerning the transit of products of animal origin from one third country to another third country by road only across the European Community

(notified under document number C(2000) 468)

(Text with EEA relevance)

(2000/208/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries ⁽¹⁾, and in particular Article 11(4) thereof,

Whereas:

- (1) It is necessary to adopt as a priority, to avoid any unnecessary delays to trade, rules for the exit of products of animal origin transiting the European Community by road only from one third country to another third country.
- (2) These rules apply in respect of Article 11(2)(e) of Directive 97/78/EC for the procedures for crossing the Community by road only.
- (3) It is important that the official veterinarian responsible at a border inspection post receiving goods in transit for exit from the Community is made aware of consignments arriving at all times but especially those arriving outside normal working hours of the border inspection post.
- (4) it is important to specify the checks that must be performed at the border inspection post of exit to verify the provenance of the consignment.

- (5) It is also important to specify the category of approval of the border inspection post of exit to ensure that the personnel operating there are familiar with the products that are presented for examination.
- (6) It is necessary to have a harmonised approach to the examination of consignments so presented and to the annotation of documents being returned to the border inspection post of introduction.
- (7) A derogation concerning the personnel carrying out checks has been put in place for border inspection posts which are approved only for checks on fishery products.
- (8) This Decision will apply separately from any working arrangements entered into by the Community with particular third countries under accepted international agreements.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

In application of Article 11 of Directive 97/78/EC and in particular Article 11(2)(e) thereof the following rules shall apply in the case of transit of products of animal origin across the European Community by road only from one third country to another third country.

⁽¹⁾ OJ L 24, 30.1.1998, p. 3.

Article 2

The border inspection post mentioned in Article 11(2)(e) of Directive 97/78/EC must be:

- for fishery products, all border inspection posts appearing on the list established by Commission Decision 97/778/EC ⁽¹⁾ (as amended),
- for other products of animal origin not referred to in the first indent, all border inspection posts referred to in the first indent with the exception of those that are approved only for the inspection of fishery products.

Article 3

The official veterinarian, or in the case of fishery products either the official veterinarian or the designated agent appointed by the competent authority, shall be responsible for seeing that the necessary checks are carried out at the border inspection post of exit on consignments exiting the Community under this provision. The checks are to confirm that the consignment received conforms to that despatched from the border inspection post of introduction, and that it matches the information given in the certificate accompanying the consignment according to the model shown in Annex B to Commission Decision 93/13/EEC ⁽²⁾.

Article 4

On completion of the checks the certificate referred to in Article 5(1) of Directive 97/78/EC accompanying the consignment must be annotated with the words, 'formalities of exit

from the EC, and checks made of transiting goods, confirmed in accordance with Article 11(2)(e) of Directive 97/78/EC', stamped with the stamp of the border inspection post, dated, and then signed by the official veterinarian or in the case of fishery products, by either the official veterinarian or the designated agent appointed by the competent authority.

Article 5

This Decision shall apply without prejudice to any arrangements entered into by the Community under any internationally accepted agreements with third countries.

Article 6

The present Decision shall apply from 1 April 2000.

Article 7

This Decision is addressed to Member States.

Done at Brussels, 24 February 2000.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 315, 19.11.1997, p. 15.

⁽²⁾ OJ L 9, 15.1.1993, p. 33.

COMMISSION DECISION

of 24 February 2000

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

(notified under document number C(2000) 472)

(Text with EEA relevance)

(2000/209/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

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

Whereas:

- (1) Council Decision 79/542/EEC⁽²⁾, as last amended by Commission Decision 2000/2/EC⁽³⁾, established a list of third countries from which Member States authorise imports of bovine animals, swine, equidae, sheep and goats, fresh meat and meat products.
- (2) The health conditions and veterinary certification for the temporary admission, imports and re-entry and of registered horses are laid down respectively in Commission Decisions 92/260/EEC⁽⁴⁾ and 93/197/EEC⁽⁵⁾, both as last amended by Commission Decisions 1999/613/EC⁽⁶⁾ and 93/195/EEC⁽⁷⁾, as last amended by Decision 1999/558/EC⁽⁸⁾.
- (3) Following a Commission veterinary inspection mission to the Republic of Korea the animal health situation appears to be under the satisfactory control of the veterinary services.
- (4) The veterinary authorities of the Republic of Korea have provided a written undertaking to notify within 24 hours by fax, telegram or telex to the Commission and the Member States the confirmation of any infectious or contagious disease in equidae mentioned in Annex A to Directive 90/426/EEC, which are compulsorily notifiable in the country, and within due time any change in the vaccination or import policy in respect of equidae.
- (5) Following a serological survey carried out in preparation of the Olympic Games in 1986 and taking into account the results of the above inspections mission, the country

should be considered free of glanders and dourine for at least six months; African horse sickness, Venezuelan equine encephalomyelitis and vesicular stomatitis have never occurred.

- (6) The Republic of Korea cannot be considered free of Japanese B-encephalitis and vaccination against this disease is carried out.
- (7) The animal health conditions and veterinary certification must be adopted according to the animal health situation of the third country concerned; the present case relates only to registered horses.
- (8) For clarity the ISO country code should be used for amendments of lists of third countries.
- (9) Decision 79/542/EEC and Decisions 92/260/EEC, 93/195/EEC and 93/197/EEC must be amended accordingly.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

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

'KR	Republic of Korea	×	
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Article 2

Decision 92/260/EEC is amended as follows:

- (1) The list of third countries in Group C of Annex I is replaced by the following:

'Canada (CA), Hong Kong (HK), Japan (JP), Republic of Korea (KR), Macau (MO), Malaysia (Peninsula) (MY), Singapore (SG), Thailand (TH), United States of America (US)'.

⁽¹⁾ OJ L 224, 18.8.1990, p. 42.

⁽²⁾ OJ L 146, 14.6.1979, p. 15.

⁽³⁾ OJ L 1, 4.1.2000, p. 17.

⁽⁴⁾ OJ L 130, 15.5.1992, p. 67.

⁽⁵⁾ OJ L 86, 6.4.1993, p. 16.

⁽⁶⁾ OJ L 243, 15.9.1999, p. 12.

⁽⁷⁾ OJ L 86, 6.4.1993, p. 1.

⁽⁸⁾ OJ L 211, 11.8.1999, p. 53.

- (2) The title of the health certificate set out in Annex II C is replaced by the following:

'HEALTH CERTIFICATE

for the temporary admission of registered horses into Community territory from Canada, Hong Kong, Japan, Republic of Korea, Macau, Malaysia (Peninsula), Singapore, Thailand, United States of America for a period of less than 90 days'.

- (3) 'Republic of Korea (KR)' is added to the third indent of paragraph (d) in Chapter III of Annex II C.
- (4) In footnote (6) of Annex II C the words 'Hong Kong, Japan, Macau, Malaysia (Peninsula), Singapore and Thailand', are replaced by the words 'Hong Kong, Japan, Republic of Korea, Macau, Malaysia (Peninsula), Singapore, Thailand'.
- (5) 'Republic of Korea (KR)' is added to the third indent of Chapter III, point (d) of Annexes II A, B, D and E.

Article 3

Decision 93/195/EEC is amended as follows:

- (1) The list of third countries in Group C of Annex I is replaced by the following:

'Canada (CA), Hong Kong (HK), Japan (JP), Republic of Korea (KR), Macau (MO), Malaysia (Peninsula) (MY), Singapore (SG), Thailand (TH), United States of America (US)'.

- (2) The list of third countries under Group C in the title of the health certificate set out in Annex II is replaced by the following:

'Canada, Hong Kong, Japan, Republic of Korea, Macau, Malaysia (Peninsula), Singapore, Thailand, United States of America'.

Article 4

Decision 93/197/EEC is amended as follows:

- (1) The list of third countries in Group C of Annex I is replaced by the following:

'Canada (CA), Hong Kong (HK), Japan (JP), Republic of Korea (KR), Macau (MO), Malaysia (Peninsula) (MY), Singapore (SG), Thailand (TH), United States of America (US)'.

- (2) The title of the health certificate set out in Annex II C is replaced by the following:

'HEALTH CERTIFICATE

for imports into Community territory of registered horses from Hong Kong, Japan, Republic of Korea, Macau, Malaysia (Peninsula), Singapore, Thailand and of registered equidae and equidae for breeding and production from Canada, United States of America'.

- (3) In footnote (5) of Annex II C 'Hong Kong, Japan, Macau, Malaysia (Peninsula), Singapore and Thailand', is replaced by 'Hong Kong, Japan, Republic of Korea, Macau, Malaysia (Peninsula), Singapore, Thailand'.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 24 February 2000.

For the Commission

David BYRNE

Member of the Commission

COMMISSION DECISION

of 25 February 2000

recognising in principle the completeness of the dossier submitted for detailed examination with a view to the possible inclusion of spinosad in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market

*(notified under document number C(2000) 476)***(Text with EEA relevance)**

(2000/210/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, as last amended by Commission Directive 1999/80/EC ⁽²⁾, and in particular Article 6(3) thereof,

Whereas:

- (1) Directive 91/414/EEC (hereinafter referred to as 'the Directive') provides for the compilation of a Community list of active substances authorised for use in plant protection products.
- (2) An applicant has submitted a dossier to the authorities of several Member States with a view to obtaining the inclusion of an active substance in Annex I to the Directive.
- (3) Dow AgroSciences submitted a dossier on the active substance spinosad to the Dutch authorities on 19 July 1999.
- (4) The said authorities informed the Commission of the results of an initial examination of the dossier to ensure that it provides all the information laid down in Annex II and, for at least one plant protection product containing the active substance concerned, in Annex III to the Directive. Subsequently, in accordance with Article 6(2), the applicant submitted the dossier to the Commission and other Member States.
- (5) The dossier on spinosad was referred to the Standing Committee on plant health on 17 August 1999.
- (6) Article 6(3) of the Directive requires official confirmation at Community level that each dossier fulfils the requirements on information laid down in Annex II and, for at least one plant protection product containing the active substance concerned, in Annex III to the Directive.
- (7) Such confirmation is necessary to permit a detailed examination of the dossier and to allow Member States to grant provisional authorisation for plant protection

products containing the active substance concerned while complying with the conditions laid down in Article 8(1) of the Directive and, in particular, the condition relating to the detailed assessment of the active substance and the plant protection product in the light of the requirements laid down by the Directive.

- (8) Such a decision does not rule out a request for further information from the applicant where, during the detailed examination, it is found that such information is required in order to reach a decision.
- (9) The Member States and the Commission agree that the Netherlands will carry out a detailed examination of the dossier on spinosad.
- (10) The Netherlands will send the Commission a report setting out the findings of the examination accompanied by any recommendations for inclusion or non-inclusion and any conditions relating thereto as soon as possible but within one year. Following receipt of the report, the detailed examination will be continued by all the Member States in the Standing Committee on plant health.
- (11) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on plant health,

HAS ADOPTED THIS DECISION:

Article 1

The following dossier satisfies in principle the information requirements laid down in Annex II and, for at least one plant protection product containing the active substance concerned, in Annex III to the Directive, taking account of the intended uses:

the dossier submitted by Dow AgroSciences to the Commission and the Member States with a view to the inclusion of spinosad as an active substance in Annex I to Directive 91/414/EEC and referred to the Standing Committee on plant health on 17 August 1999.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 210, 10.8.1999, p. 13.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 25 February 2000.

For the Commission

David BYRNE

Member of the Commission
