

Official Journal

of the European Communities

ISSN 0378-6978

L 269

Volume 43

21 October 2000

English edition

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I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 2329/2000
of 20 October 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 21 October 2000.

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

Done at Brussels, 20 October 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 20 October 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	052	111,8
	060	111,8
	999	111,8
0707 00 05	052	86,5
	628	139,3
	999	112,9
0709 90 70	052	92,5
	999	92,5
0805 30 10	052	68,2
	388	53,9
	524	76,3
	528	61,2
	999	64,9
0806 10 10	052	100,2
	064	78,5
	400	231,0
	632	44,3
	999	113,5
0808 10 20, 0808 10 50, 0808 10 90	388	48,5
	400	64,0
	800	148,6
	999	87,0
0808 20 50	052	84,0
	064	59,9
	999	72,0

⁽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 2330/2000
of 20 October 2000
altering the export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products ⁽¹⁾, as last amended by Regulation (EC) No 1670/2000 ⁽²⁾, and in particular Article 31(3), last indent thereof,

Whereas:

- (1) The export refunds on milk and milk products were fixed by Commission Regulation (EC) No 2268/2000 ⁽³⁾.
- (2) Commission Regulation (EC) No 2287/2000 ⁽⁴⁾ amends the export refund nomenclature for milk and milk products with effect from 21 October 2000. The Annex to this Regulation should be adapted to take account of

those amendments pending the next regular fixing of the refunds,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds referred to in Article 31 of Regulation (EC) No 1255/1999 on products exported in the natural state, as fixed in the Annex to Regulation (EC) No 2268/2000 are hereby altered, in respect of the products set out in the Annex hereto, to the amounts set out therein.

Article 2

This Regulation shall enter into force on 21 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48.

⁽²⁾ OJ L 193, 29.7.2000, p. 10.

⁽³⁾ OJ L 259, 13.10.2000, p. 31.

⁽⁴⁾ OJ L 260, 14.10.2000, p. 22.

ANNEX

to the Commission Regulation of 20 October 2000 altering the export refunds on milk and milk products

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0401 10 10 9000	970	EUR/100 kg	2,327	0402 29 91 9000	A02	EUR/kg	0,6840
0401 10 90 9000	970	EUR/100 kg	2,327	0402 29 99 9100	A02	EUR/kg	0,6840
0401 20 11 9100	970	EUR/100 kg	2,327	0402 29 99 9500	A02	EUR/kg	0,7450
0401 20 11 9500	970	EUR/100 kg	3,597	0402 91 11 9370	A02	EUR/100 kg	10,90
0401 20 19 9100	970	EUR/100 kg	2,327	0402 91 19 9370	A02	EUR/100 kg	10,90
0401 20 19 9500	970	EUR/100 kg	3,597	0402 91 31 9300	A02	EUR/100 kg	12,90
0401 20 91 9000	970	EUR/100 kg	4,551	0402 91 39 9300	A02	EUR/100 kg	12,90
0401 20 99 9000	970	EUR/100 kg	4,551	0402 91 99 9000	A02	EUR/100 kg	41,60
0401 30 11 9400	970	EUR/100 kg	10,50	0402 99 11 9350	A02	EUR/kg	0,2790
0401 30 11 9700	970	EUR/100 kg	15,77	0402 99 19 9350	A02	EUR/kg	0,2790
0401 30 19 9700	970	EUR/100 kg	15,77	0402 99 31 9150	A02	EUR/kg	0,2900
0401 30 31 9100	A02	EUR/100 kg	38,32	0402 99 31 9300	A02	EUR/kg	0,2490
0401 30 31 9400	A02	EUR/100 kg	59,85	0402 99 31 9500	A02	EUR/kg	0,4290
0401 30 31 9700	A02	EUR/100 kg	66,00	0402 99 39 9150	A02	EUR/kg	0,2900
0401 30 39 9100	A02	EUR/100 kg	38,32	0403 90 11 9000	A02	EUR/100 kg	14,80
0401 30 39 9400	A02	EUR/100 kg	59,85	0403 90 13 9200	A02	EUR/100 kg	14,80
0401 30 39 9700	A02	EUR/100 kg	66,00	0403 90 13 9300	A02	EUR/100 kg	59,40
0401 30 91 9100	A02	EUR/100 kg	75,22	0403 90 13 9500	A02	EUR/100 kg	62,50
0401 30 91 9500	A02	EUR/100 kg	110,55	0403 90 13 9900	A02	EUR/100 kg	67,30
0401 30 99 9100	A02	EUR/100 kg	75,22	0403 90 19 9000	A02	EUR/100 kg	67,80
0401 30 99 9500	A02	EUR/100 kg	110,55	0403 90 33 9400	A02	EUR/kg	0,5940
0402 10 11 9000	A02	EUR/100 kg	15,00	0403 90 33 9900	A02	EUR/kg	0,6730
0402 10 19 9000	A02	EUR/100 kg	15,00	0403 90 51 9100	970	EUR/100 kg	2,327
0402 10 91 9000	A02	EUR/kg	0,1500	0403 90 59 9170	970	EUR/100 kg	15,77
0402 10 99 9000	A02	EUR/kg	0,1500	0403 90 59 9310	A02	EUR/100 kg	38,32
0402 21 11 9200	A02	EUR/100 kg	15,00	0403 90 59 9340	A02	EUR/100 kg	59,20
0402 21 11 9300	A02	EUR/100 kg	59,90	0403 90 59 9370	A02	EUR/100 kg	59,20
0402 21 11 9500	A02	EUR/100 kg	63,20	0403 90 59 9510	A02	EUR/100 kg	59,20
0402 21 11 9900	A02	EUR/100 kg	68,00	0404 90 21 9120	A02	EUR/100 kg	12,80
0402 21 17 9000	A02	EUR/100 kg	15,00	0404 90 21 9160	A02	EUR/100 kg	15,00
0402 21 19 9300	A02	EUR/100 kg	59,90	0404 90 23 9120	A02	EUR/100 kg	15,00
0402 21 19 9500	A02	EUR/100 kg	63,20	0404 90 23 9130	A02	EUR/100 kg	59,90
0402 21 19 9900	A02	EUR/100 kg	68,00	0404 90 23 9140	A02	EUR/100 kg	63,20
0402 21 91 9100	A02	EUR/100 kg	68,40	0404 90 23 9150	A02	EUR/100 kg	68,00
0402 21 91 9200	A02	EUR/100 kg	69,00	0404 90 29 9110	A02	EUR/100 kg	68,40
0402 21 91 9350	A02	EUR/100 kg	69,70	0404 90 29 9115	A02	EUR/100 kg	69,00
0402 21 91 9500	A02	EUR/100 kg	76,20	0404 90 29 9125	A02	EUR/100 kg	69,70
0402 21 99 9100	A02	EUR/100 kg	68,40	0404 90 29 9140	A02	EUR/100 kg	76,20
0402 21 99 9200	A02	EUR/100 kg	69,00	0404 90 81 9100	A02	EUR/kg	0,1500
0402 21 99 9300	A02	EUR/100 kg	69,70	0404 90 83 9110	A02	EUR/kg	0,1500
0402 21 99 9400	A02	EUR/100 kg	74,50	0404 90 83 9130	A02	EUR/kg	0,5990
0402 21 99 9500	A02	EUR/100 kg	76,20	0404 90 83 9150	A02	EUR/kg	0,6320
0402 21 99 9600	A02	EUR/100 kg	82,70	0404 90 83 9170	A02	EUR/kg	0,6800
0402 21 99 9700	A02	EUR/100 kg	86,30	0404 90 83 9936	A02	EUR/kg	0,2790
0402 21 99 9900	A02	EUR/100 kg	90,50	0405 10 11 9500	A02	EUR/100 kg	165,85
0402 29 15 9200	A02	EUR/kg	0,1500	0405 10 11 9700	A02	EUR/100 kg	170,00
0402 29 15 9300	A02	EUR/kg	0,5990	0405 10 19 9500	A02	EUR/100 kg	165,85
0402 29 15 9500	A02	EUR/kg	0,6320	0405 10 19 9700	A02	EUR/100 kg	170,00
0402 29 15 9900	A02	EUR/kg	0,6800	0405 10 30 9100	A02	EUR/100 kg	165,85
0402 29 19 9300	A02	EUR/kg	0,5990	0405 10 30 9300	A02	EUR/100 kg	170,00
0402 29 19 9500	A02	EUR/kg	0,6320	0405 10 30 9700	A02	EUR/100 kg	170,00
0402 29 19 9900	A02	EUR/kg	0,6800	0405 10 50 9300	A02	EUR/100 kg	170,00

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0405 10 50 9500	A02	EUR/100 kg	165,85		L03	EUR/100 kg	—
0405 10 50 9700	A02	EUR/100 kg	170,00		A24	EUR/100 kg	31,87
0405 10 90 9000	A02	EUR/100 kg	176,22		L04	EUR/100 kg	31,87
0405 20 90 9500	A02	EUR/100 kg	155,49		400	EUR/100 kg	—
0405 20 90 9700	A02	EUR/100 kg	161,71		A01	EUR/100 kg	31,87
0405 90 10 9000	A02	EUR/100 kg	216,00	0406 10 20 9870	A00	EUR/100 kg	—
0405 90 90 9000	A02	EUR/100 kg	170,00	0406 10 20 9900	A00	EUR/100 kg	—
0406 10 20 9100	A00	EUR/100 kg	—	0406 20 90 9100	A00	EUR/100 kg	—
0406 10 20 9230	L02	EUR/100 kg	—	0406 20 90 9913	L02	EUR/100 kg	—
	L03	EUR/100 kg	—		L03	EUR/100 kg	—
	A24	EUR/100 kg	37,68		A24	EUR/100 kg	58,77
	L04	EUR/100 kg	37,68		L04	EUR/100 kg	58,77
	400	EUR/100 kg	—		400	EUR/100 kg	23,80
	A01	EUR/100 kg	37,68		A01	EUR/100 kg	58,77
0406 10 20 9290	L02	EUR/100 kg	—	0406 20 90 9915	L02	EUR/100 kg	—
	L03	EUR/100 kg	—		L03	EUR/100 kg	—
	A24	EUR/100 kg	35,05		A24	EUR/100 kg	77,56
	L04	EUR/100 kg	35,05		L04	EUR/100 kg	77,56
	400	EUR/100 kg	—		400	EUR/100 kg	31,70
	A01	EUR/100 kg	35,05		A01	EUR/100 kg	77,56
0406 10 20 9300	L02	EUR/100 kg	—	0406 20 90 9917	L02	EUR/100 kg	—
	L03	EUR/100 kg	—		L03	EUR/100 kg	—
	A24	EUR/100 kg	15,39		A24	EUR/100 kg	82,41
	L04	EUR/100 kg	15,39		L04	EUR/100 kg	82,41
	400	EUR/100 kg	—		400	EUR/100 kg	33,70
	A01	EUR/100 kg	15,39		A01	EUR/100 kg	82,41
0406 10 20 9610	L02	EUR/100 kg	—	0406 20 90 9919	L02	EUR/100 kg	—
	L03	EUR/100 kg	—		L03	EUR/100 kg	—
	A24	EUR/100 kg	51,11		A24	EUR/100 kg	92,10
	L04	EUR/100 kg	51,11		L04	EUR/100 kg	92,10
	400	EUR/100 kg	—		400	EUR/100 kg	37,60
	A01	EUR/100 kg	51,11		A01	EUR/100 kg	92,10
0406 10 20 9620	L02	EUR/100 kg	—	0406 20 90 9990	A00	EUR/100 kg	—
	L03	EUR/100 kg	—	0406 30 31 9710	L02	EUR/100 kg	—
	A24	EUR/100 kg	51,83		L03	EUR/100 kg	—
	L04	EUR/100 kg	51,83		A24	EUR/100 kg	14,50
	400	EUR/100 kg	—		L04	EUR/100 kg	7,74
	A01	EUR/100 kg	51,83		400	EUR/100 kg	—
0406 10 20 9630	L02	EUR/100 kg	—		A01	EUR/100 kg	14,50
	L03	EUR/100 kg	—	0406 30 31 9730	L02	EUR/100 kg	—
	A24	EUR/100 kg	57,86		L03	EUR/100 kg	—
	L04	EUR/100 kg	57,86		A24	EUR/100 kg	21,28
	400	EUR/100 kg	—		L04	EUR/100 kg	11,34
	A01	EUR/100 kg	57,86		400	EUR/100 kg	—
0406 10 20 9640	L02	EUR/100 kg	—		A01	EUR/100 kg	21,28
	L03	EUR/100 kg	—	0406 30 31 9910	L02	EUR/100 kg	—
	A24	EUR/100 kg	85,03		L03	EUR/100 kg	—
	L04	EUR/100 kg	85,03		A24	EUR/100 kg	14,50
	400	EUR/100 kg	—		L04	EUR/100 kg	7,74
	A01	EUR/100 kg	85,03		400	EUR/100 kg	—
0406 10 20 9650	L02	EUR/100 kg	—	0406 30 31 9930	A01	EUR/100 kg	14,50
	L03	EUR/100 kg	—		L02	EUR/100 kg	—
	A24	EUR/100 kg	70,86		L03	EUR/100 kg	—
	L04	EUR/100 kg	70,86		A24	EUR/100 kg	21,28
	400	EUR/100 kg	—		L04	EUR/100 kg	11,34
	A01	EUR/100 kg	70,86		400	EUR/100 kg	—
0406 10 20 9660	A00	EUR/100 kg	—		A01	EUR/100 kg	21,28
0406 10 20 9830	L02	EUR/100 kg	—	0406 30 31 9950	L02	EUR/100 kg	—
	L03	EUR/100 kg	—		L03	EUR/100 kg	—
	A24	EUR/100 kg	26,28		A24	EUR/100 kg	30,95
	L04	EUR/100 kg	26,28		L04	EUR/100 kg	16,51
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	26,28		A01	EUR/100 kg	30,95
0406 10 20 9850	L02	EUR/100 kg	—				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 30 39 9500	L02	EUR/100 kg	—	0406 90 23 9900	L04	EUR/100 kg	102,90
	L03	EUR/100 kg	—		400	EUR/100 kg	33,50
	A24	EUR/100 kg	21,28		A01	EUR/100 kg	117,54
	L04	EUR/100 kg	11,34		L02	EUR/100 kg	—
	400	EUR/100 kg	—		L03	EUR/100 kg	—
0406 30 39 9700	A01	EUR/100 kg	21,28	0406 90 25 9900	A24	EUR/100 kg	103,92
	L02	EUR/100 kg	—		L04	EUR/100 kg	90,36
	L03	EUR/100 kg	—		400	EUR/100 kg	—
	A24	EUR/100 kg	30,95		A01	EUR/100 kg	103,92
	L04	EUR/100 kg	16,51		L02	EUR/100 kg	—
0406 30 39 9930	400	EUR/100 kg	—	0406 90 27 9900	L03	EUR/100 kg	—
	A01	EUR/100 kg	30,95		A24	EUR/100 kg	102,80
	L02	EUR/100 kg	—		L04	EUR/100 kg	89,77
	L03	EUR/100 kg	—		400	EUR/100 kg	—
	A24	EUR/100 kg	30,95		A01	EUR/100 kg	102,80
0406 30 39 9950	L04	EUR/100 kg	16,51	0406 90 31 9119	L02	EUR/100 kg	—
	400	EUR/100 kg	—		L03	EUR/100 kg	—
	A01	EUR/100 kg	30,95		A24	EUR/100 kg	93,10
	L02	EUR/100 kg	—		L04	EUR/100 kg	81,30
	L03	EUR/100 kg	—		400	EUR/100 kg	—
0406 30 90 9000	A24	EUR/100 kg	35,00	0406 90 33 9119	A01	EUR/100 kg	93,10
	L04	EUR/100 kg	18,67		L02	EUR/100 kg	—
	400	EUR/100 kg	—		L03	EUR/100 kg	—
	A01	EUR/100 kg	35,00		A24	EUR/100 kg	85,71
	L02	EUR/100 kg	—		L04	EUR/100 kg	74,72
0406 40 50 9000	L03	EUR/100 kg	—	0406 90 33 9919	400	EUR/100 kg	19,20
	A24	EUR/100 kg	36,72		A01	EUR/100 kg	85,71
	L04	EUR/100 kg	19,58		L02	EUR/100 kg	—
	400	EUR/100 kg	—		L03	EUR/100 kg	—
	A01	EUR/100 kg	36,72		A24	EUR/100 kg	85,71
0406 40 90 9000	L04	EUR/100 kg	90,00	0406 90 33 9951	L04	EUR/100 kg	74,72
	L03	EUR/100 kg	—		400	EUR/100 kg	19,20
	A24	EUR/100 kg	90,00		A01	EUR/100 kg	85,71
	400	EUR/100 kg	—		L02	EUR/100 kg	—
	A01	EUR/100 kg	90,00		L03	EUR/100 kg	—
0406 90 13 9000	L02	EUR/100 kg	—	0406 90 35 9190	A24	EUR/100 kg	78,60
	L03	EUR/100 kg	—		L04	EUR/100 kg	68,29
	A24	EUR/100 kg	116,37		400	EUR/100 kg	—
	L04	EUR/100 kg	101,62		A01	EUR/100 kg	78,60
	400	EUR/100 kg	45,30		L02	EUR/100 kg	—
0406 90 15 9100	A01	EUR/100 kg	116,37	0406 90 35 9990	L03	EUR/100 kg	—
	L02	EUR/100 kg	—		A24	EUR/100 kg	78,66
	L03	EUR/100 kg	—		L04	EUR/100 kg	68,98
	A24	EUR/100 kg	120,25		400	EUR/100 kg	—
	L04	EUR/100 kg	105,01		A01	EUR/100 kg	78,66
0406 90 17 9100	400	EUR/100 kg	46,70	0406 90 37 9000	L02	EUR/100 kg	33,29
	A01	EUR/100 kg	120,25		L03	EUR/100 kg	—
	L02	EUR/100 kg	—		A24	EUR/100 kg	121,56
	L03	EUR/100 kg	—		L04	EUR/100 kg	105,71
	A24	EUR/100 kg	120,25		400	EUR/100 kg	30,20
0406 90 21 9900	L04	EUR/100 kg	105,01		A01	EUR/100 kg	121,56
	400	EUR/100 kg	46,70		L02	EUR/100 kg	—
	A01	EUR/100 kg	120,25		L03	EUR/100 kg	—
	L02	EUR/100 kg	—		A24	EUR/100 kg	116,37
	L03	EUR/100 kg	—		L04	EUR/100 kg	101,62
	A24	EUR/100 kg	117,54		400	EUR/100 kg	45,30
					A01	EUR/100 kg	116,37

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 90 61 9000	L02	EUR/100 kg	47,01	0406 90 78 9500	400	EUR/100 kg	—
	L03	EUR/100 kg	—		A01	EUR/100 kg	105,98
	A24	EUR/100 kg	129,64		L02	EUR/100 kg	—
	L04	EUR/100 kg	112,00		L03	EUR/100 kg	—
	400	EUR/100 kg	43,00		A24	EUR/100 kg	104,35
0406 90 63 9100	A01	EUR/100 kg	129,64	0406 90 79 9900	L04	EUR/100 kg	91,91
	L02	EUR/100 kg	42,83		400	EUR/100 kg	—
	L03	EUR/100 kg	—		A01	EUR/100 kg	104,35
	A24	EUR/100 kg	128,55		L02	EUR/100 kg	—
	L04	EUR/100 kg	111,41		L03	EUR/100 kg	—
0406 90 63 9900	400	EUR/100 kg	48,10	0406 90 81 9900	A24	EUR/100 kg	86,27
	A01	EUR/100 kg	128,55		L04	EUR/100 kg	75,02
	L02	EUR/100 kg	34,22		400	EUR/100 kg	—
	L03	EUR/100 kg	—		A01	EUR/100 kg	86,27
	A24	EUR/100 kg	124,18		L02	EUR/100 kg	—
0406 90 69 9100	L04	EUR/100 kg	107,11	0406 90 85 9910	L03	EUR/100 kg	—
	400	EUR/100 kg	36,80		A24	EUR/100 kg	108,62
	A01	EUR/100 kg	124,18		L04	EUR/100 kg	94,85
	A00	EUR/100 kg	—		400	EUR/100 kg	35,80
	L02	EUR/100 kg	—		A01	EUR/100 kg	108,62
0406 90 69 9910	L03	EUR/100 kg	—	0406 90 85 9991	L02	EUR/100 kg	33,32
	A24	EUR/100 kg	124,18		L03	EUR/100 kg	—
	L04	EUR/100 kg	107,11		A24	EUR/100 kg	117,90
	400	EUR/100 kg	36,80		L04	EUR/100 kg	102,43
	A01	EUR/100 kg	124,18		400	EUR/100 kg	44,60
0406 90 73 9900	L02	EUR/100 kg	—	0406 90 85 9995	A01	EUR/100 kg	117,90
	L03	EUR/100 kg	—		L02	EUR/100 kg	—
	A24	EUR/100 kg	106,91		L03	EUR/100 kg	—
	L04	EUR/100 kg	93,28		A24	EUR/100 kg	117,90
	400	EUR/100 kg	39,60	0406 90 86 9100	L04	EUR/100 kg	102,43
0406 90 75 9900	A01	EUR/100 kg	106,91		400	EUR/100 kg	30,20
	L02	EUR/100 kg	—		A01	EUR/100 kg	117,90
	L03	EUR/100 kg	—		L02	EUR/100 kg	—
	A24	EUR/100 kg	108,07		L03	EUR/100 kg	—
0406 90 76 9300	L04	EUR/100 kg	93,90		A24	EUR/100 kg	108,07
	400	EUR/100 kg	16,70	0406 90 86 9200	L04	EUR/100 kg	93,90
	A01	EUR/100 kg	108,07		400	EUR/100 kg	—
	L02	EUR/100 kg	—		A01	EUR/100 kg	108,07
	L03	EUR/100 kg	—	0406 90 86 9300	A00	EUR/100 kg	—
0406 90 76 9400	A24	EUR/100 kg	96,98		A00	EUR/100 kg	—
	L04	EUR/100 kg	84,68		L02	EUR/100 kg	—
	400	EUR/100 kg	—		L03	EUR/100 kg	—
	A01	EUR/100 kg	96,98		A24	EUR/100 kg	102,23
0406 90 76 9500	L02	EUR/100 kg	—	0406 90 86 9400	L04	EUR/100 kg	86,17
	L03	EUR/100 kg	—		400	EUR/100 kg	20,80
	A24	EUR/100 kg	108,62		A01	EUR/100 kg	102,23
	L04	EUR/100 kg	94,85		L02	EUR/100 kg	—
	400	EUR/100 kg	17,40	0406 90 86 9900	L03	EUR/100 kg	—
0406 90 78 9100	A01	EUR/100 kg	108,62		A24	EUR/100 kg	103,32
	L02	EUR/100 kg	—		L04	EUR/100 kg	87,41
	L03	EUR/100 kg	—		400	EUR/100 kg	22,80
	A24	EUR/100 kg	102,45		A01	EUR/100 kg	103,32
0406 90 78 9300	L04	EUR/100 kg	90,24	0406 90 86 9900	L02	EUR/100 kg	—
	400	EUR/100 kg	17,40		L03	EUR/100 kg	—
	A01	EUR/100 kg	102,45		A24	EUR/100 kg	117,90
	L02	EUR/100 kg	—		L04	EUR/100 kg	102,43
	L03	EUR/100 kg	—		400	EUR/100 kg	30,20
0406 90 78 9900	A24	EUR/100 kg	105,98		A01	EUR/100 kg	117,90
	L04	EUR/100 kg	92,78				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 90 87 9100	A00	EUR/100 kg	—		400	EUR/100 kg	—
0406 90 87 9200	L02	EUR/100 kg	—		A01	EUR/100 kg	45,63
	L03	EUR/100 kg	—	0406 90 87 9973	L02	EUR/100 kg	—
	A24	EUR/100 kg	85,19		L03	EUR/100 kg	—
	L04	EUR/100 kg	71,81		A24	EUR/100 kg	104,74
	400	EUR/100 kg	18,60		L04	EUR/100 kg	91,46
	A01	EUR/100 kg	85,19		400	EUR/100 kg	18,10
0406 90 87 9300	L02	EUR/100 kg	—		A01	EUR/100 kg	104,74
	L03	EUR/100 kg	—	0406 90 87 9974	L02	EUR/100 kg	—
	A24	EUR/100 kg	94,89		L03	EUR/100 kg	—
	L04	EUR/100 kg	80,27		A24	EUR/100 kg	113,19
	400	EUR/100 kg	21,00		L04	EUR/100 kg	99,26
	A01	EUR/100 kg	94,89		400	EUR/100 kg	18,10
0406 90 87 9400	L02	EUR/100 kg	—		A01	EUR/100 kg	113,19
	L03	EUR/100 kg	—	0406 90 87 9975	L02	EUR/100 kg	—
	A24	EUR/100 kg	96,33		L03	EUR/100 kg	—
	L04	EUR/100 kg	82,36		A24	EUR/100 kg	114,45
	400	EUR/100 kg	23,00		L04	EUR/100 kg	101,25
	A01	EUR/100 kg	96,33		400	EUR/100 kg	24,00
0406 90 87 9951	L02	EUR/100 kg	—		A01	EUR/100 kg	114,45
	L03	EUR/100 kg	—	0406 90 87 9979	L02	EUR/100 kg	—
	A24	EUR/100 kg	106,68		L03	EUR/100 kg	—
	L04	EUR/100 kg	93,15		A24	EUR/100 kg	103,92
	400	EUR/100 kg	31,80		L04	EUR/100 kg	90,36
	A01	EUR/100 kg	106,68		400	EUR/100 kg	18,10
0406 90 87 9971	L02	EUR/100 kg	—		A01	EUR/100 kg	103,92
	L03	EUR/100 kg	—	0406 90 88 9100	A00	EUR/100 kg	—
	A24	EUR/100 kg	106,68	0406 90 88 9300	L02	EUR/100 kg	—
	L04	EUR/100 kg	93,15		L03	EUR/100 kg	—
	400	EUR/100 kg	25,80		A24	EUR/100 kg	83,50
	A01	EUR/100 kg	106,68		L04	EUR/100 kg	70,90
0406 90 87 9972	A24	EUR/100 kg	45,63		400	EUR/100 kg	22,80
	L03	EUR/100 kg	—		A01	EUR/100 kg	83,50
	L04	EUR/100 kg	39,68				

NB: The product codes and the 'A' series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended.

The numeric destination codes are set out in Commission Regulation (EC) No 2543/1999 (OJ L 307, 2.12.1999, p. 46).

The other destinations are defined as follows:

L02 Switzerland, Liechtenstein,

L03 Ceuta, Melilla, Iceland, Norway, Andorra, Gibraltar, Holy See (often referred to as Vatican City), Malta, Turkey, Estonia, Latvia, Czech Republic, Slovakia, Hungary, Romania, Bulgaria, Canada, Cyprus, Australia and New Zealand,

L04 Lithuania, Poland, Albania, Slovenia, Croatia, Bosnia and Herzegovina, Yugoslavia and the Former Yugoslav Republic of Macedonia.

970 includes the exports referred to in Articles 36(1)(a) and (c) and 44(1)(a) and (b) of Commission Regulation (EC) No 800/1999 (OJ L 102, 17.4.1999, p. 11) and exports under contracts with armed forces stationed on the territory of a Member State which do not come under its flag.

**COMMISSION REGULATION (EC) No 2331/2000
of 20 October 2000**

determining the extent to which applications lodged in October 2000 for import licences under the regime provided for by tariff quotas for certain products in the pigmeat sector for the period 1 October to 31 December 2000 can be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION:

Having regard to the Treaty establishing the European Community,

Article 1

Having regard to Commission Regulation (EC) No 1486/95 of 28 June 1995 opening and providing for the administration of tariff quotas for certain products in the pigmeat sector ⁽¹⁾, as last amended by Regulation (EC) No 1378/2000 ⁽²⁾, and in particular Article 5(5) thereof,

1. Applications for import licences for the period 1 October to 31 December 2000 submitted pursuant to Regulation (EC) No 1486/95 shall be met as referred to in Annex I.

2. During the first 10 days of the period 1 January to 31 March 2001 applications may be lodged pursuant to Regulation (EC) No 1486/95 for import licences for a total quantity as referred to in Annex II.

Whereas:

Article 2

(1) The applications for import licences lodged for the fourth quarter of 2000 are for quantities less than the quantities available and can therefore be met in full.

(2) The surplus to be added to the quantity available for the following period should be determined,

This Regulation shall enter into force on 21 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 145, 29.6.1995, p. 58.

⁽²⁾ OJ L 156, 29.6.2000, p. 31.

ANNEX I

Group No	Percentage of acceptance of import licences submitted for the period 1 October to 31 December 2000
G2	100
G3	100
G4	100
G5	100
G6	100
G7	100

ANNEX II

(t)

Group No	Total quantity available for the period 1 January to 31 March 2001
G2	23 268,0
G3	3 303,2
G4	2 134,4
G5	4 575,0
G6	11 250,0
G7	4 125,0

**COMMISSION REGULATION (EC) No 2332/2000
of 20 October 2000**

determining the extent to which applications lodged in October 2000 for import licences for certain pigmeat products under the regime provided for by the Agreements concluded by the Community with the Republic of Poland, the Republic of Hungary, the Czech Republic, Slovakia, Bulgaria and Romania can be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 1898/97 of 29 September 1997 laying down detailed rules for the application in the pigmeat sector of the arrangements provided for by Council Regulations (EC) No 1727/2000 and (EC) No 3066/95 and repealing Regulations (EEC) No 2698/93 and (EC) No 1590/94 ⁽¹⁾, as last amended by Regulation (EC) No 2072/2000 ⁽²⁾, and in particular Article 4(5) thereof,

Whereas:

- (1) The applications for import licences lodged for the fourth quarter of 2000 are for quantities less than the quantities available and can therefore be met in full.
- (2) The surplus to be added to the quantity available for the following period should be determined.
- (3) It is appropriate to draw the attention of operators to the fact that licences may only be used for products

which comply with all veterinary rules currently in force in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. Applications for import licences for the period 1 October to 31 December 2000 submitted pursuant to Regulation (EC) No 1898/97 shall be met as referred to in Annex I.
2. During the first 10 days of the period 1 January to 31 March 2001 applications may be lodged pursuant to Regulation (EC) No 1898/97 for import licences for a total quantity as referred to in Annex II.
3. Licences may only be used for products which comply with all veterinary rules currently in force in the Community.

Article 2

This Regulation shall enter into force on 21 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 267, 30.9.1997, p. 58.

⁽²⁾ OJ L 246, 30.9.2000, p. 34.

ANNEX I

Group No	Percentage of acceptance of import licences submitted for the period 1 October to 31 December 2000
1	100,0
2	100,0
3	100,0
4	100,0
H1	100,0
5	100,0
6	100,0
7	100,0
8	100,0
9	100,0
10/11	100,0
12/13	100,0
14	100,0
15	100,0
16	100,0
17	100,0

ANNEX II

(t)

Group No	Total quantity available for the period 1 January to 31 March 2001
1	4 092,5
2	374,7
3	740,0
4	21 014,8
H1	1 800,0
5	2 812,5
6	1 871,8
7	7 694,4
8	1 312,5
9	9 562,5
10/11	4 938,8
12/13	2 156,3
14	281,3
15	843,8
16	1 566,9
17	11 718,8

**COMMISSION REGULATION (EC) No 2333/2000
of 20 October 2000**

establishing the quantity of certain pigmeat products available for the first quarter of 2001 under the arrangements provided for by the free trade agreements between the Community, of the one part, and Latvia, Lithuania and Estonia, of the other part

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 2305/95 of 29 September 1995 laying down detailed rules for the application in the pigmeat 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 1430/2000 ⁽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 January to 31

March 2001 should be added to the quantities available for the period 1 October to 31 December 2000,

HAS ADOPTED THIS REGULATION:

Article 1

The quantity available for the period 1 January to 31 March 2001 pursuant to Regulation (EC) No 2305/95 is set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 233, 30.9.1995, p. 45.

⁽²⁾ OJ L 161, 1.7.2000, p. 51.

ANNEX

(t)	
Group	Total quantity available for the period 1 January to 31 March 2001
18	937,5
19	937,5
20	187,5
21	937,5
22	450,0

**COMMISSION REGULATION (EC) No 2334/2000
of 20 October 2000**

determining the extent to which applications lodged in October 2000 for import licences for certain pigmeat products under the regime provided for by the Agreement concluded by the Community with Slovenia can be accepted

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 571/97 of 26 March 1997 laying down detailed rules for the application in the pigmeat sector of the arrangements provided for in the Interim Agreement between the Community and Slovenia ⁽¹⁾, and in particular Article 4(4) thereof,

Whereas:

- (1) The applications for import licences lodged for the fourth quarter of 2000 are for quantities less than the quantities available and can therefore be met in full.
- (2) It is appropriate to draw the attention of operators to the fact that licences may only be used for products

which comply with all veterinary rules currently in force in the Community,

HAS ADOPTED THIS REGULATION:

Article 1

1. Applications for import licences for the period 1 October to 31 December 2000 submitted pursuant to Regulation (EC) No 571/97 shall be met as referred to in the Annex.
2. Licences may only be used for products which comply with all veterinary rules currently in force in the Community.

Article 2

This Regulation shall enter into force on 21 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 85, 27.3.1997, p. 56.

ANNEX

Group No	Percentage of acceptance of import licences submitted for the period 1 October to 31 December 2000
23	100,00
24	100,00

**COMMISSION REGULATION (EC) No 2335/2000
of 20 October 2000**

determining the percentage of quantities which may be allowed in respect of import licence applications lodged in October 2000 under tariff quotas for beef and veal provided for in Regulation (EC) No 1279/98 for the Republic of Poland, the Republic of Hungary, the Czech Republic, Slovakia, Bulgaria and Romania

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

third period running from 1 January to 31 March 2001 should accordingly be determined,

Having regard to the Treaty establishing the European Community,

HAS ADOPTED THIS REGULATION:

Having regard to Commission Regulation (EC) No 1279/98 of 19 June 1998, laying down rules for the application of the tariff quotas for beef and veal provided for by Council Regulation (EC) No 3066/95 for the Republic of Poland, the Republic of Hungary, the Czech Republic, the Slovak Republic, the Republic of Bulgaria and Romania ⁽¹⁾, and in particular Article 4(4) thereof,

Article 1

1. The following percentages of quantities covered by import licence applications submitted in respect of the period 1 October to 31 December 2000 under the quotas referred to in Regulation (EC) No 1279/98 may be allowed:

Whereas:

(1) Articles 1 and 2 of Regulation (EC) No 1279/98 fix the quantities of fresh, chilled or frozen beef and veal originating in Poland, Hungary, the Czech Republic, Slovakia, Romania and Bulgaria, and, in the case of Poland, the equivalent of the quantity of meat expressed as weight of processed products which may be imported on special terms in respect of the period 1 October to 31 December 2000. The quantities of fresh, chilled or frozen beef and veal originating in Hungary and the Czech Republic covered by import licence applications submitted are such that applications may be accepted in full. However, quantities covered by applications in respect of beef and veal and processed products originating in Poland must be reduced proportionately in accordance with Article 4(4) of that Regulation.

(2) Article 2 of Regulation (EC) No 1279/98 states that if for the quota period the quantities for which applications for import licences have been submitted for the first, second or third period specified in the preceding subparagraph are less than the quantities available, the remaining quantities are to be added to the quantities in respect of the following period. Taking into account the quantities remaining from the second period, the quantities available for the six countries concerned for the

(a) 100 % of quantities covered by applications in respect of products falling within CN codes 0201 and 0202 originating in Hungary and the Czech Republic;

(b) 0,54331 % of quantities covered by applications in respect of products falling within CN codes 0201, 0202, 1602 50 31 and 1602 50 39 originating in Poland.

2. The quantities available for the period referred to in Article 2 of Regulation (EC) No 1279/98 running from 1 January to 31 March 2001 shall amount to:

(a) beef and veal falling within CN codes 0201 and 0202:

- 4 651,25 t for meat originating in Hungary,
- 2 425 t for meat originating in the Czech Republic,
- 1 312,50 t for meat originating in Slovakia,
- 187,50 t for meat originating in Bulgaria,
- 1 381,25 t for meat originating in Romania;

(b) 3 000 t for beef and veal falling within CN codes 0201 and 0202 originating in Poland, or 1 401,869 t for processed products falling within CN codes 1602 50 31 and 1602 50 39 originating in Poland.

Article 2

⁽¹⁾ OJ L 176, 20.6.1998, p. 12.

This Regulation shall enter into force on 21 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 2336/2000
of 20 October 2000
prohibiting fishing for sprat by vessels flying the flag of Sweden

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy ⁽¹⁾, as last amended by Regulation (EC) No 2846/98 ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 2742/1999 of 17 December 1999 fixing for 2000 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where limitations in catch are required, and amending Regulation (EC) No 66/98 ⁽³⁾, as last amended by Commission Regulation (EC) No 1902/2000 ⁽⁴⁾, lays down quotas for sprat for 2000.
- (2) In order to ensure compliance with the provisions relating to the quantity limits on catches of stocks subject to quotas, the Commission must fix the date by which catches made by vessels flying the flag of a Member State are deemed to have exhausted the quota allocated.
- (3) According to the information received by the Commission, catches of sprat in the waters of ICES divisions IIIb, c and d (EC zone) by vessels flying the flag of Sweden or

registered in Sweden have exhausted the quota allocated for 2000. Sweden has prohibited fishing for this stock from 17 August 2000. This date should be adopted in this Regulation also,

HAS ADOPTED THIS REGULATION:

Article 1

Catches of sprat in the waters of ICES divisions IIIb, c and d (EC zone) by vessels flying the flag of Sweden or registered in Sweden are hereby deemed to have exhausted the quota allocated to Sweden for 2000.

Fishing for sprat in the waters of ICES divisions IIIb, c and d (EC zone) by vessels flying the flag of Sweden or registered in Sweden is hereby prohibited, as are the retention on board, transshipment and landing of this stock caught by the above vessels after the date of application of this Regulation.

Article 2

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

It shall apply from 17 August 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 261, 20.10.1993, p. 1.

⁽²⁾ OJ L 358, 31.12.1998, p. 5.

⁽³⁾ OJ L 341, 31.12.1999, p. 1.

⁽⁴⁾ OJ L 228, 8.9.2000, p. 50.

**COMMISSION REGULATION (EC) No 2337/2000
of 20 October 2000
prohibiting fishing for common sole by vessels flying the flag of Denmark**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy ⁽¹⁾, as last amended by Regulation (EC) No 2846/98 ⁽²⁾, and in particular Article 21(3) thereof,

Whereas:

- (1) Council Regulation (EC) No 2742/1999 of 17 December 1999 fixing for 2000 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where limitations in catch are required, and amending Regulation (EC) No 66/98 ⁽³⁾, as last amended by Commission Regulation (EC) No 1902/2000 ⁽⁴⁾, lays down quotas for common sole for 2000.
- (2) In order to ensure compliance with the provisions relating to the quantity limits on catches of stocks subject to quotas, the Commission must fix the date by which catches made by vessels flying the flag of a Member State are deemed to have exhausted the quota allocated.

- (3) According to the information received by the Commission, catches of common sole in the waters of ICES division II, North Sea, by vessels flying the flag of Denmark or registered in Denmark have exhausted the quota allocated for 2000. Denmark has prohibited fishing for this stock from 2 October 2000. This date should be adopted in this Regulation also,

HAS ADOPTED THIS REGULATION:

Article 1

Catches of common sole in the waters of ICES division II, North Sea, by vessels flying the flag of Denmark or registered in Denmark are hereby deemed to have exhausted the quota allocated to Denmark for 2000.

Fishing for common sole in the waters of ICES divisions IIIb, c and d (EC zone) by vessels flying the flag of Denmark or registered in Denmark is hereby prohibited, as are the retention on board, transhipment and landing of this stock caught by the above vessels after the date of application of this Regulation.

Article 2

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

It shall apply from 2 October 2000.

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

Done at Brussels, 20 October 2000.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 261, 20.10.1993, p. 1.

⁽²⁾ OJ L 358, 31.12.1998, p. 5.

⁽³⁾ OJ L 341, 31.12.1999, p. 1.

⁽⁴⁾ OJ L 228, 8.9.2000, p. 50.

**COMMISSION REGULATION (EC) No 2338/2000
of 20 October 2000**

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

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2377/90 of 26 June 1990 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin ⁽¹⁾, as last amended by Commission Regulation (EC) No 1960/2000 ⁽²⁾, and in particular Articles 6, 7 and 8 thereof,

Whereas:

- (1) In accordance with Regulation (EEC) No 2377/90, maximum residue limits must be established progressively for all pharmacologically active substances which are used within the Community in veterinary medicinal products intended for administration to food-producing animals.
- (2) Maximum residue limits should be established only after the examination within the Committee for Veterinary Medicinal Products of all the relevant information concerning the safety of residues of the substance concerned for the consumer of foodstuffs of animal origin and the impact of residues on the industrial processing of foodstuffs.
- (3) In establishing maximum residue limits for residues of veterinary medicinal products in foodstuffs of animal origin, it is necessary to specify the animal species in which residues may be present, the levels which may be present in each of the relevant meat tissues obtained from the treated animal (target tissue) and the nature of the residue which is relevant for the monitoring of residues (marker residue).
- (4) For the control of residues, as provided for in appropriate Community legislation, maximum residue limits should usually be established for the target tissues of liver or kidney. However, the liver and kidney are frequently removed from carcasses moving in international trade, and maximum residue limits should therefore also always be established for muscle or fat tissues.
- (5) In the case of veterinary medicinal products intended for use in laying birds, lactating animals or honey bees, maximum residue limits must also be established for eggs, milk or honey.

- (6) Erythromycin, flumequine, marbofloxacin, paromomycin, pirlimycin, tiamulin and tilmicosin should be inserted into Annex I to Regulation (EEC) No 2377/90.
- (7) *Anisi stellati fructus*, standardised extracts and preparations thereof, *Cinchonae cortex*, standardised extracts and preparations thereof, *Cinnamoni cassiae cortex*, standardised extracts and preparations thereof, *Cinnamomi ceylanici cortex*, standardised extracts and preparations thereof, *Condurango cortex*, standardised extracts and preparations thereof, decoquinate, *Frangulae cortex*, standardised extracts and preparations thereof, *Gentianae radix*, standardised extracts and preparations thereof, sodium boroformiate and sodium propionate should be inserted into Annex II to Regulation (EEC) No 2377/90.
- (8) In order to allow for the completion of scientific studies, the duration of the validity of the provisional maximum residue limits previously defined in Annex III to Regulation (EEC) No 2377/90 should be extended for colistin, josamycin and oxyclozanide.
- (9) An adequate period should be allowed before the entry into force of this Regulation in order to allow Member States to make any adjustment which may be necessary to the authorisations to place the veterinary medicinal products concerned on the market which have been granted in accordance with Council Directive 81/851/EEC ⁽³⁾, as last amended by Commission Directive 2000/37/EC ⁽⁴⁾ to take account of the provisions of this Regulation.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Veterinary Medicinal Products,

HAS ADOPTED THIS REGULATION:

Article 1

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

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 from the sixtieth day following its publication.

⁽¹⁾ OJ L 224, 18.8.1990, p. 1.

⁽²⁾ OJ L 234, 16.9.2000, p. 5.

⁽³⁾ OJ L 317, 6.11.1981, p. 1.

⁽⁴⁾ OJ L 139, 10.6.2000, p. 25.

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

Done at Brussels, 20 October 2000.

For the Commission
Erkki LIIKANEN
Member of the Commission

ANNEX

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

1. Anti-infectious agents
- 1.2. Antibiotics
- 1.2.3. Quinolones

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Flumequine	Flumequine	Bovine Turkey	50 µg/kg 400 µg/kg 250 µg/kg 800 µg/kg 1 000 µg/kg	Milk Muscle Skin and fat Liver Kidney	
Marbofloxacin	Marbofloxacin	Bovine Porcine	150 µg/kg 50 µg/kg 150 µg/kg 150 µg/kg 75 µg/kg 150 µg/kg 50 µg/kg 150 µg/kg 150 µg/kg	Muscle Fat Liver Kidney Milk Muscle Skin and fat Liver Kidney	

1.2.4. Macrolides

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Erythromycin	Erythromycin A	Chicken	200 µg/kg 200 µg/kg 200 µg/kg 200 µg/kg	Muscle Skin and fat Liver Kidney	Not for use in animals from which milk is produced for human consumption
		Bovine	150 µg/kg	Eggs	
			200 µg/kg	Muscle	
			200 µg/kg	Fat	
			200 µg/kg	Liver	
		Ovine	200 µg/kg	Kidney	
			40 µg/kg	Milk	
			200 µg/kg	Muscle	
			200 µg/kg	Fat	
		Porcine	200 µg/kg	Liver	
			200 µg/kg	Kidney	
			200 µg/kg	Muscle	
			200 µg/kg	Skin and fat	
			200 µg/kg	Liver	
			200 µg/kg	Kidney	
Tilmicosin	Tilmicosin	Rabbits	50 µg/kg 50 µg/kg 1 000 µg/kg 1 000 µg/kg	Muscle Fat Liver Kidney'	

1.2.8. Pleuromutilines

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Tiamulin	Sum of metabolites that may be hydrolysed to 8-α-hydroxymutilin	Rabbits	100 µg/kg 500 µg/kg	Muscle Liver'	

1.2.9. Lincosamides

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
'Pirlimycin	Pirlimycin	Bovine	100 µg/kg 100 µg/kg 1 000 µg/kg 400 µg/kg 100 µg/kg	Muscle Fat Liver Kidney Milk'	

1.2.10. Aminoglycosides

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
'Paromomycin	Paromomycin	Bovine	500 µg/kg 1 500 µg/kg 1 500 µg/kg	Muscle Liver Kidney	Not for use in animals from which milk is produced for human consumption
		Porcine, rabbits	500 µg/kg 1 500 µg/kg	Muscle Liver	
		Chicken	1 500 µg/kg 500 µg/kg 1 500 µg/kg 1 500 µg/kg	Kidney Muscle Liver Kidney	
					Not for use in animals from which eggs are produced for human consumption'

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

1. Inorganic chemicals

Pharmacologically active substance(s)	Animal species	Other provisions
'Sodium propionate	All food producing species'	

2. Organic compounds

Pharmacologically active substance(s)	Animal species	Other provisions
'Decoquinat	Bovine, ovine	For oral use only. Not for use in animals from which milk is produced for human consumption'
Sodium boroformate	All food producing species	

6. Substances of vegetable origin

Pharmacologically active substance(s)	Animal species	Other provisions
' <i>Anisi stellati fructus</i> , standardised extracts and preparations thereof	All food producing species	
<i>Cinchonae cortex</i> , standardised extracts and preparations thereof	All food producing species	
<i>Cinnamomi cassiae cortex</i> , standardised extracts and preparations thereof	All food producing species	
<i>Cinnamomi ceylanici cortex</i> , standardised extracts and preparations thereof	All food producing species	
<i>Condurango cortex</i> , standardised extracts and preparations thereof	All food producing species	
<i>Frangulae cortex</i> , standardised extracts and preparations thereof	All food producing species	
<i>Gentianae radix</i> , standardised extracts and preparations thereof	All food producing species'	

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

1. Anti-infectious agents

1.2. Antibiotics

1.2.2. Macrolides

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
Josamycin	Josamycin	Chicken	200 µg/kg 200 µg/kg 200 µg/kg 400 µg/kg 200 µg/kg	Muscle Fat Liver Kidney Eggs	Provisional MRLs expire on 1.7.2002'

1.2.9. Polymyxins

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
'Colistin	Colistin	Bovine, ovine Bovine, ovine, porcine, chicken, rabbits Chicken	50 µg/kg 150 µg/kg 150 µg/kg 150 µg/kg 200 µg/kg 300 µg/kg	Milk Muscle Fat Liver Kidney Eggs	Provisional MRLs expire on 1.7.2002'

2. Antiparasitic agents

2.1. Agents acting against endoparasites

2.1.1. Phenol derivatives including salicylanides

Pharmacologically active substance(s)	Marker residue	Animal species	MRLs	Target tissues	Other provisions
'Oxyclozanide	Oxyclozanide	Bovine Ovine	20 µg/kg 20 µg/kg 500 µg/kg 100 µg/kg 10 µg/kg 20 µg/kg 20 µg/kg 500 µg/kg 100 µg/kg	Muscle Fat Liver Kidney Milk Muscle Fat Liver Kidney	Provisional MRLs expire on 1.7.2002'

**COMMISSION REGULATION (EC) No 2339/2000
of 20 October 2000**

**establishing the quantities to be allocated to importers from the 2001 Community quantitative
quotas on certain products originating in the People's Republic of China**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 520/94 of 7 March 1994 establishing a Community procedure for administering quantitative quotas ⁽¹⁾, as amended by Regulation (EC) No 138/96 ⁽²⁾, and in particular Articles 9 and 13 thereof,

Having regard to Commission Regulation (EC) No 1355/2000 of 26 June 2000 establishing administration procedures for the 2001 quantitative quotas for certain products originating in the People's Republic of China ⁽³⁾, and in particular Article 6 thereof,

Whereas:

- (1) Regulation (EC) No 1355/2000 established the portion of each of the quotas concerned reserved for traditional and other importers and the conditions and methods for participating in the allocation of the quantities available. Importers have lodged applications for import licences with the competent national authorities between 29 June and 3 p.m., Brussels time, on 8 September, in accordance with Article 3 of Regulation (EC) No 1355/2000.
- (2) The Commission has received from the Member States, pursuant to Article 5 of Regulation (EC) No 1355/2000, particulars of the numbers and aggregate volume of import licence applications submitted and the total volume imported by traditional importers in 1998 or 1999, the reference years.
- (3) The Commission is now able, on the basis of that information, to establish uniform quantitative criteria by which the competent national authorities may satisfy licence applications submitted by importers in the Member States for the 2001 quantitative quotas.
- (4) Examination of the figures supplied by Member States shows that the aggregate volume of applications submitted by traditional importers for the products listed in Annex I to this Regulation exceeds the portion of the quota set aside for them. The applications must

therefore be met by applying the uniform rate of reduction/increase shown in Annex I to the volume of each importer's imports, expressed in quantity or value terms, over the reference period.

- (5) Examination of the figures supplied by Member States shows that the aggregate volume of applications submitted by non-traditional importers for the products listed in Annex II to this Regulation exceeds the portion of the quota set aside for them. The applications must therefore be met by applying the uniform rate of reduction shown in Article II to the amounts requested by each importer, as limited by Regulation (EC) No 1355/2000,

HAS ADOPTED THIS REGULATION:

Article 1

In response to licence applications in respect of the products listed in Annex I duly submitted by traditional importers, the competent national authorities shall allocate each importer a quantity or value equal to his imports for 1998 or 1999, as indicated by the importer, adjusted by the rate of reduction/increase specified in the said Annex for each quota.

Where the use of this quantitative criterion would entail allocating an amount greater than that applied for, the quantity or value allocated shall be limited to that specified in the application.

Article 2

In response to licence applications in respect of the products listed in Annex II duly submitted by non-traditional importers, the competent national authorities shall allocate each importer a quantity or value equal to the amount requested within the limits set by Regulation (EC) No 1355/2000, adjusted by the rate of reduction specified in the said Annex for each quota.

Article 3

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

⁽¹⁾ OJ L 66, 10.3.1994, p. 1.

⁽²⁾ OJ L 21, 27.1.1996, p. 6.

⁽³⁾ OJ L 155, 28.6.2000, p. 31.

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

Done at Brussels, 20 October 2000.

For the Commission

Pascal LAMY

Member of the Commission

ANNEX I

Rate of reduction/increase applicable to imports in 1998 or 1999

(traditional importers)

Product description	HS/CN Code	Rate of reduction/increase (%)
Footwear	ex 6402 99 ⁽¹⁾	- 27,92
	6403 51 6403 59	- 0,09
	ex 6403 91 ⁽¹⁾ ex 6403 99 ⁽¹⁾	- 35,42
	ex 6404 11 ⁽²⁾	- 27,58
	6404 19 10	+ 20,23
Tableware, kitchenware of porcelain or china	6911 10	- 34,38
Ceramic tableware, kitchenware, other household articles and toilet articles, other than of porcelain or china	6912 00	- 32,23

⁽¹⁾ Excluding footwear involving special technology: shoes which have a cif price per pair of not less than EUR 9 for use in sporting activities, with a single- or multi-layer moulded sole, not injected, manufactured from synthetic materials specially designed to absorb the impact of vertical or lateral movements and with technical features such as hermetic pads containing gas or fluid, mechanical components which absorb or neutralise impact or materials such as low-density polymers.

These TARIC codes are listed for clarification purposes and are not intended to modify or derogate from the product description.

TARIC codes: 6402 99 10 10 6403 91 11 10 6403 91 91 10 6403 99 91 10
6402 99 91 10 6403 91 13 10 6403 91 93 10 6403 99 93 11
6402 99 93 10 6403 91 16 10 6403 91 96 10 6403 99 96 11
6402 99 96 10 6403 91 18 10 6403 91 98 10 6403 99 98 11
6402 99 98 11

⁽²⁾ Excluding:

- a) footwear which is designed for a sporting activity and has, or has provision for the attachment of, spikes, sprigs, stops, clips, bats or the like, with a non-injected sole.

TARIC code: 6404 11 00 20;

- b) footwear involving special technology: shoes which have a cif price per pair of not less than EUR 9 for use in sporting activities, with a single- or multi-layer moulded sole, not injected, manufactured from synthetic materials specially designed to absorb the impact of vertical or lateral movements and with technical features such as hermetic pads containing gas or fluid, mechanical components which absorb or neutralise impact or materials such as low-density polymers.

TARIC code: 6404 11 00 10.

These TARIC codes are listed for clarification purposes and are not intended to modify or derogate from the product description.

ANNEX II

**Rate of reduction applicable to the volume requested within the limits of the maximum amounts fixed by
Regulation (EC) No 1355/2000**

(non-traditional importers)

Product description	HS/CN Code	Rate of reduction/increase (%)
Footwear	ex 6402 99 ⁽¹⁾	- 75,39
	6403 51 6403 59	- 96,66
	ex 6403 91 ⁽¹⁾ ex 6403 99 ⁽¹⁾	- 92,42
	ex 6404 11 ⁽²⁾	- 88,06
	6404 19 10	- 76,91
Tableware, kitchenware of porcelain or china	6911 10	- 66,81
Ceramic tableware, kitchenware, other household articles and toilet articles, other than of porcelain or china	6912 00	- 73,09

⁽¹⁾ Excluding footwear involving special technology: shoes which have a cif price per pair of not less than EUR 9 for use in sporting activities, with a single- or multi-layer moulded sole, not injected, manufactured from synthetic materials specially designed to absorb the impact of vertical or lateral movements and with technical features such as hermetic pads containing gas or fluid, mechanical components which absorb or neutralise impact or materials such as low-density polymers.

These TARIC codes are listed for clarification purposes and are not intended to modify or derogate from the product description.

TARIC codes: 6402 99 10 10 6403 91 11 10 6403 91 91 10 6403 99 91 10
6402 99 91 10 6403 91 13 10 6403 91 93 10 6403 99 93 11
6402 99 93 10 6403 91 16 10 6403 91 96 10 6403 99 96 11
6402 99 96 10 6403 91 18 10 6403 91 98 10 6403 99 98 11.
6402 99 98 11

⁽²⁾ Excluding:

a) footwear which is designed for a sporting activity and has, or has provision for the attachment of, spikes, sprigs, stops, clips, bats or the like, with a non-injected sole.

TARIC code: 6404 11 00 20;

b) footwear involving special technology: shoes which have a cif price per pair of not less than EUR 9 for use in sporting activities, with a single- or multi-layer moulded sole, not injected, manufactured from synthetic materials specially designed to absorb the impact of vertical or lateral movements and with technical features such as hermetic pads containing gas or fluid, mechanical components which absorb or neutralise impact or materials such as low-density polymers.

TARIC code: 6404 11 00 10.

These TARIC codes are listed for clarification purposes and are not intended to modify or derogate from the product description.

COMMISSION REGULATION (EC) No 2340/2000**of 20 October 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 first 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 production estimated for unginned cotton plus at least 15 %. Commission Regulation (EC) No 1842/2000 ⁽⁶⁾ fixes the production estimated for the 2000/2001 marketing year. 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 38,981 EUR/100 kg.
2. The advance payment of the aid referred to in Article 5(3a), first subparagraph, of Regulation (EC) No 1554/95 is fixed at:
 - 41,807 EUR/100 kg in Spain,
 - 22,779 EUR/100 kg in Greece,
 - 67,319 EUR/100 kg in other Member States.

Article 2

This Regulation shall enter into force on 21 October 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 220, 31.8.2000, p. 14.

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

Done at Brussels, 20 October 2000.

For the Commission
Franz FISCHLER
Member of the Commission

**DIRECTIVE 2000/53/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
of 18 September 2000
on end-of life vehicles**

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 175(1) thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the Economic and Social Committee ⁽²⁾,

Having consulted the Committee of the Regions,

Acting in accordance with the procedure referred to in Article 251 of the Treaty in the light of the joint text approved by the Conciliation Committee on 23 May 2000 ⁽³⁾,

Whereas

- (1) The different national measures concerning end-of life vehicles should be harmonised in order, first, to minimise the impact of end-of life vehicles on the environment, thus contributing to the protection, preservation and improvement of the quality of the environment and energy conservation, and, second, to ensure the smooth operation of the internal market and avoid distortions of competition in the Community.
- (2) A Community-wide framework is necessary in order to ensure coherence between national approaches in attaining the objectives stated above, particularly with a view to the design of vehicles for recycling and recovery, to the requirements for collection and treatment facilities, and to the attainment of the targets for reuse, recycling and recovery, taking into account the principle of subsidiarity and the polluter-pays principle.
- (3) Every year end-of life vehicles in the Community generate between 8 and 9 million tonnes of waste, which must be managed correctly.
- (4) In order to implement the precautionary and preventive principles and in line with the Community strategy for waste management, the generation of waste must be avoided as much as possible.
- (5) It is a further fundamental principle that waste should be reused and recovered, and that preference be given to reuse and recycling.

- (6) Member States should take measures to ensure that economic operators set up systems for the collection, treatment and recovery of end-of life vehicles.

- (7) Member States should ensure that the last holder and/or owner can deliver the end-of life vehicle to an authorised treatment facility without any cost as a result of the vehicle having no or a negative, market value. Member States should ensure that producers meet all, or a significant part of, the costs of the implementation of these measures; the normal functioning of market forces should not be hindered.

- (8) This Directive should cover vehicles and end-of life vehicles, including their components and materials, as well as spare and replacement parts, without prejudice to safety standards, air emissions and noise control.

- (9) This Directive should be understood as having borrowed, where appropriate, the terminology used by several existing directives, namely Council Directive 67/548/EEC of 27 June 1967 on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances ⁽⁴⁾, Council Directive 70/156/EEC of 6 February 1970 on the approximation of the laws of the Member States relating to the type-approval of motor vehicles and their trailers ⁽⁵⁾, and Council Directive 75/442/EEC of 15 July 1975 on waste ⁽⁶⁾.

- (10) Vintage vehicles, meaning historic vehicles or vehicles of value to collectors or intended for museums, kept in a proper and environmentally sound manner, either ready for use or stripped into parts, are not covered by the definition of waste laid down by Directive 75/442/EEC and do not fall within the scope of this Directive.

- (11) It is important that preventive measures be applied from the conception phase of the vehicle onwards and take the form, in particular, of reduction and control of hazardous substances in vehicles, in order to prevent their release into the environment, to facilitate recycling and to avoid the disposal of hazardous waste. In particular the use of lead, mercury, cadmium and hexavalent

⁽¹⁾ OJ C 337, 7.11.1997, p. 3, and OJ C 156, 3.6.1999, p. 5.

⁽²⁾ OJ C 129, 27.4.1998, p. 44.

⁽³⁾ Opinion of the European Parliament of 11 February 1999 (OJ C 150, 28.5.1999, p. 420), Council Common Position of 29 July 1999 (OJ C 317, 4.11.1999, p. 19) and Decision of the European Parliament of 3 February 2000 (not yet published in the Official Journal). Council Decision of 20 July 2000 and Decision of the European Parliament of 7 September 2000.

⁽⁴⁾ OJ 196, 16.8.1967, p. 1. Directive as last amended by Commission Directive 98/98/EC (OJ L 355, 30.12.1998, p. 1).

⁽⁵⁾ OJ L 42, 23.2.1970, p. 1. Directive as last amended by Directive 98/91/EC of the European Parliament and of the Council (OJ L 11, 16.1.1999, p. 25).

⁽⁶⁾ OJ L 194, 25.7.1975, p. 39. Directive as last amended by Commission Decision 96/350/EC (OJ L 135, 6.6.1996, p. 32).

- chromium should be prohibited. These heavy metals should only be used in certain applications according to a list which will be regularly reviewed. This will help to ensure that certain materials and components do not become shredder residues, and are not incinerated or disposed of in landfills.
- (12) The recycling of all plastics from end-of life vehicles should be continuously improved. The Commission is currently examining the environmental impacts of PVC. The Commission will, on the basis of this work, make proposals as appropriate as to the use of PVC including considerations for vehicles.
- (13) The requirements for dismantling, reuse and recycling of end-of life vehicles and their components should be integrated in the design and production of new vehicles.
- (14) The development of markets for recycled materials should be encouraged.
- (15) In order to ensure that end-of life vehicles are discarded without endangering the environment, appropriate collection systems should be set up.
- (16) A certificate of destruction, to be used as a condition for the de-registration of end-of life vehicles, should be introduced. Member States without a de-registration system should set up a system according to which a certificate of destruction is notified to the relevant competent authority when the end-of life vehicle is transferred to a treatment facility.
- (17) This Directive does not prevent Member States from granting, where appropriate, temporary deregistrations of vehicles.
- (18) Collection and treatment operators should be allowed to operate only when they have received a permit or, in case a registration is used instead of a permit, specific conditions have been complied with.
- (19) The recyclability and recoverability of vehicles should be promoted.
- (20) It is important to lay down requirements for storage and treatment operations in order to prevent negative impacts on the environment and to avoid the emergence of distortions in trade and competition.
- (21) In order to achieve results in the short term and to give operators, consumers and public authorities the necessary perspective for the longer term, quantified targets for reuse, recycling and recovery to be achieved by economic operators should be set.
- (22) Producers should ensure that vehicles are designed and manufactured in such a way as to allow the quantified targets for reuse, recycling and recovery to be achieved. To this end the Commission will promote the preparation of European standards and will take the other necessary measures in order to amend the pertinent European vehicle type-approval legislation.
- (23) Member States should ensure that in implementing the provisions of this Directive competition is preserved, in particular as regards the access of small and medium-sized enterprises to the collection, dismantling, treatment and recycling market.
- (24) In order to facilitate the dismantling and recovery, in particular recycling of end-of life vehicles, vehicle manufacturers should provide authorised treatment facilities with all requisite dismantling information, in particular for hazardous materials.
- (25) The preparation of European standards, where appropriate, should be promoted. Vehicle manufacturers and material producers should use component and material coding standards, to be established by the Commission assisted by the relevant committee. In the preparation of these standards the Commission will take account, as appropriate, of the work going on in this area in the relevant international forums.
- (26) Community-wide data on end-of life vehicles are needed in order to monitor the implementation of the objectives of this Directive.
- (27) Consumers have to be adequately informed in order to adjust their behaviour and attitudes; to this end information should be made available by the relevant economic operators.
- (28) Member States may choose to implement certain provisions by means of agreements with the economic sector concerned, provided that certain conditions are met.
- (29) The adaptation to scientific and technical progress of the requirements for treatment facilities and for the use of hazardous substances and, as well as the adoption of minimum standards for the certificate of destruction, the formats for the database and the implementation measures necessary to control compliance with the quantified targets should be effected by the Commission under a Committee procedure.
- (30) The measures to be taken for the implementation of this Directive should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission ⁽¹⁾.
- (31) Member States may apply the provisions of this Directive in advance of the date set out therein, provided such measures are compatible with the Treaty,

⁽¹⁾ OJ L 184, 17.7.1999, p. 23.

HAVE ADOPTED THIS DIRECTIVE:

Article 1

Objectives

This Directive lays down measures which aim, as a first priority, at the prevention of waste from vehicles and, in addition, at the reuse, recycling and other forms of recovery of end-of life vehicles and their components so as to reduce the disposal of waste, as well as at the improvement in the environmental performance of all of the economic operators involved in the life cycle of vehicles and especially the operators directly involved in the treatment of end-of life vehicles.

Article 2

Definitions

For the purposes of this Directive:

1. 'vehicle' means any vehicle designated as category M₁ or N₁ defined in Annex IIA to Directive 70/156/EEC, and three wheel motor vehicles as defined in Directive 92/61/EEC, but excluding motor tricycles;
2. 'end-of life vehicle' means a vehicle which is waste within the meaning of Article 1(a) of Directive 75/442/EEC;
3. 'producer' means the vehicle manufacturer or the professional importer of a vehicle into a Member State;
4. 'prevention' means measures aiming at the reduction of the quantity and the harmfulness for the environment of end-of life vehicles, their materials and substances;
5. 'treatment' means any activity after the end-of life vehicle has been handed over to a facility for depollution, dismantling, shearing, shredding, recovery or preparation for disposal of the shredder wastes, and any other operation carried out for the recovery and/or disposal of the end-of life vehicle and its components;
6. 'reuse' means any operation by which components of end-of life vehicles are used for the same purpose for which they were conceived;
7. 'recycling' means the reprocessing in a production process of the waste materials for the original purpose or for other purposes but excluding energy recovery. Energy recovery means the use of combustible waste as a means to generate energy through direct incineration with or without other waste but with recovery of the heat;
8. 'recovery' means any of the applicable operations provided for in Annex IIB to Directive 75/442/EEC;
9. 'disposal' means any of the applicable operations provided for in Annex IIA to Directive 75/442/EEC;
10. 'economic operators' means producers, distributors, collectors, motor vehicle insurance companies, dismantlers, shredders, recoverers, recyclers and other treatment opera-

tors of end-of life vehicles, including their components and materials;

11. 'hazardous substance' means any substance which is considered to be dangerous under Directive 67/548/EEC;
12. 'shredder' means any device used for tearing into pieces or fragmenting end-of life vehicles, including for the purpose of obtaining directly reusable metal scrap;
13. 'dismantling information' means all information required for the correct and environmentally sound treatment of end-of life vehicles. It shall be made available to authorised treatment facilities by vehicle manufacturers and component producers in the form of manuals or by means of electronic media (e.g. CD-ROM, on-line services).

Article 3

Scope

1. This Directive shall cover vehicles and end-of life vehicles, including their components and materials. Without prejudice to Article 5(4), third subparagraph, this shall apply irrespective of how the vehicle has been serviced or repaired during use and irrespective of whether it is equipped with components supplied by the producer or with other components whose fitting as spare or replacement parts accords with the appropriate Community provisions or domestic provisions.
2. This Directive shall apply without prejudice to existing Community legislation and relevant national legislation, in particular as regards safety standards, air emissions and noise controls and the protection of soil and water.
3. Where a producer only makes or imports vehicles that are exempt from Directive 70/156/EEC by virtue of Article 8(2)(a) thereof, Member States may exempt that producer and his vehicles from Articles 7(4), 8 and 9 of this Directive.
4. Special-purpose vehicles as defined in the second indent of Article 4(1)(a) of Directive 70/156/EEC shall be excluded from the provisions of Article 7 of this Directive.
5. For three-wheel motor vehicles only Articles 5(1), 5(2) and 6 of this Directive shall apply.

Article 4

Prevention

1. In order to promote the prevention of waste Member States shall encourage, in particular:
 - (a) vehicle manufacturers, in liaison with material and equipment manufacturers, to limit the use of hazardous substances in vehicles and to reduce them as far as possible from the conception of the vehicle onwards, so as in particular to prevent their release into the environment, make recycling easier, and avoid the need to dispose of hazardous waste;

- (b) the design and production of new vehicles which take into full account and facilitate the dismantling, reuse and recovery, in particular the recycling, of end-of life vehicles, their components and materials;
 - (c) vehicle manufacturers, in liaison with material and equipment manufacturers, to integrate an increasing quantity of recycled material in vehicles and other products, in order to develop the markets for recycled materials.
2. (a) Member States shall ensure that materials and components of vehicles put on the market after 1 July 2003 do not contain lead, mercury, cadmium or hexavalent chromium other than in cases listed in Annex II under the conditions specified therein;
- (b) in accordance with the procedure laid down in Article 11 the Commission shall on a regular basis, according to technical and scientific progress, amend Annex II, in order to:
 - (i) as necessary, establish maximum concentration values up to which the existence of the substances referred to in subparagraph (a) in specific materials and components of vehicles shall be tolerated;
 - (ii) exempt certain materials and components of vehicles from the provisions of subparagraph (a) if the use of these substances is unavoidable;
 - (iii) delete materials and components of vehicles from Annex II if the use of these substances is avoidable;
 - (iv) under points (i) and (ii) designate those materials and components of vehicles that can be stripped before further treatment; they shall be labelled or made identifiable by other appropriate means;
 - (c) the Commission shall amend Annex II for the first time not later than 21 October 2001. In any case none of the exemptions listed therein shall be deleted from the Annex before 1 January 2003.

Article 5

Collection

1. Member States shall take the necessary measures to ensure:
 - that economic operators set up systems for the collection of all end-of life vehicles and, as far as technically feasible, of waste used parts removed when passenger cars are repaired,
 - the adequate availability of collection facilities within their territory.
2. Member States shall also take the necessary measures to ensure that all end-of life vehicles are transferred to authorised treatment facilities.
3. Member States shall set up a system according to which the presentation of a certificate of destruction is a condition for deregistration of the end-of life vehicle. This certificate shall be issued to the holder and/or owner when the end-of life vehicle is transferred to a treatment facility. Treatment facilities, which have obtained a permit in accordance with Article 6, shall be permitted to issue a certificate of destruction. Member States

may permit producers, dealers and collectors on behalf of an authorised treatment facility to issue certificates of destruction provided that they guarantee that the end-of life vehicle is transferred to an authorised treatment facility and provided that they are registered with public authorities.

Issuing the certificate of destruction by treatment facilities or dealers or collectors on behalf of an authorised treatment facility does not entitle them to claim any financial reimbursement, except in cases where this has been explicitly arranged by Member States.

Member States which do not have a deregistration system at the date of entry into force of this Directive shall set up a system according to which a certificate of destruction is notified to the relevant competent authority when the end-of life vehicle is transferred to a treatment facility and shall otherwise comply with the terms of this paragraph. Member States making use of this subparagraph shall inform the Commission of the reasons thereof.

4. Member States shall take the necessary measures to ensure that the delivery of the vehicle to an authorised treatment facility in accordance with paragraph 3 occurs without any cost for the last holder and/or owner as a result of the vehicle's having no or a negative market value.

Member States shall take the necessary measures to ensure that producers meet all, or a significant part of, the costs of the implementation of this measure and/or take back end-of life vehicles under the same conditions as referred to in the first subparagraph.

Member States may provide that the delivery of end-of life vehicles is not fully free of charge if the end-of life vehicle does not contain the essential components of a vehicle, in particular the engine and the coachwork, or contains waste which has been added to the end-of life vehicle.

The Commission shall regularly monitor the implementation of the first subparagraph to ensure that it does not result in market distortions, and if necessary shall propose to the European Parliament and the Council an amendment thereto.

5. Member States shall take the necessary measures to ensure that competent authorities mutually recognise and accept the certificates of destruction issued in other Member States in accordance with paragraph 3. To this end, the Commission shall draw up, not later than 21 October 2001 the minimum requirements for the certificate of destruction.

Article 6

Treatment

1. Member States shall take the necessary measures to ensure that all end-of life vehicles are stored (even temporarily) and treated in accordance with the general requirements laid down in Article 4 of Directive 75/442/EEC, and in compliance with the minimum technical requirements set out in Annex I to this Directive, without prejudice to national regulations on health and environment.

2. Member States shall take the necessary measures to ensure that any establishment or undertaking carrying out treatment operations obtains a permit from or be registered with the competent authorities, in compliance with Articles 9, 10 and 11 of Directive 75/442/EEC.

The derogation from the permit requirement referred to in Article 11(1)(b) of Directive 75/442/EEC may apply to recovery operations concerning waste of end-of life vehicles after they have been treated according to Annex 1(3) to this Directive if there is an inspection by the competent authorities before the registration. This inspection shall verify:

- (a) type and quantities of waste to be treated;
- (b) general technical requirements to be complied with;
- (c) safety precautions to be taken,

in order to achieve the objectives referred to in Article 4 of Directive 75/442/EEC. This inspection shall take place once a year. Member States using the derogation shall send the results to the Commission.

3. Member States shall take the necessary measures to ensure that any establishment or undertaking carrying out treatment operations fulfils at least the following obligations in accordance with Annex I:

- (a) end-of life vehicles shall be stripped before further treatment or other equivalent arrangements are made in order to reduce any adverse impact on the environment. Components or materials labelled or otherwise made identifiable in accordance with Article 4(2) shall be stripped before further treatment;
- (b) hazardous materials and components shall be removed and segregated in a selective way so as not to contaminate subsequent shredder waste from end-of life vehicles;
- (c) stripping operations and storage shall be carried out in such a way as to ensure the suitability of vehicle components for reuse and recovery, and in particular for recycling.

Treatment operations for depollution of end-of life vehicles as referred to in Annex I(3) shall be carried out as soon as possible.

4. Member States shall take the necessary measures to ensure that the permit or registration referred to in paragraph 2 includes all conditions necessary for compliance with the requirements of paragraphs 1, 2 and 3.

5. Member States shall encourage establishments or undertakings, which carry out treatment operations to introduce, certified environmental management systems.

Article 7

Reuse and recovery

1. Member States shall take the necessary measures to encourage the reuse of components which are suitable for reuse, the recovery of components which cannot be reused and the giving of preference to recycling when environmentally viable, without prejudice to requirements regarding the safety of vehicles and environmental requirements such as air emissions and noise control.

2. Member States shall take the necessary measures to ensure that the following targets are attained by economic operators:

- (a) no later than 1 January 2006, for all end-of life vehicles, the reuse and recovery shall be increased to a minimum of 85 % by an average weight per vehicle and year. Within the same time limit the reuse and recycling shall be increased to a minimum of 80 % by an average weight per vehicle and year;

for vehicles produced before 1 January 1980, Member States may lay down lower targets, but not lower than 75 % for reuse and recovery and not lower than 70 % for reuse and recycling. Member States making use of this subparagraph shall inform the Commission and the other Member States of the reasons therefor;

- (b) no later than 1 January 2015, for all end-of life vehicles, the reuse and recovery shall be increased to a minimum of 95 % by an average weight per vehicle and year. Within the same time limit, the re-use and recycling shall be increased to a minimum of 85 % by an average weight per vehicle and year.

By 31 December 2005 at the latest the European Parliament and the Council shall re-examine the targets referred to in paragraph (b) on the basis of a report of the Commission, accompanied by a proposal. In its report the Commission shall take into account the development of the material composition of vehicles and any other relevant environmental aspects related to vehicles.

The Commission shall, in accordance with the procedure laid down in Article 11, establish the detailed rules necessary to control compliance of Member States with the targets set out in this paragraph. In doing so the Commission shall take into account all relevant factors, inter alia the availability of data and the issue of exports and imports of end-of life vehicles. The Commission shall take this measure not later than 21 October 2002.

3. On the basis of a proposal from the Commission, the European Parliament and the Council shall establish targets for reuse and recovery and for reuse and recycling for the years beyond 2015.

4. In order to prepare an amendment to Directive 70/156/EEC, the Commission shall promote the preparation of European standards relating to the dismantlability, recoverability and recyclability of vehicles. Once the standards are agreed, but in any case no later than by the end of 2001, the European Parliament and the Council, on the basis of a proposal from the Commission, shall amend Directive 70/156/EEC so that vehicles type-approved in accordance with that Directive and put on the market after three years after the amendment of the Directive 70/156/EEC are re-usable and/or recyclable to a minimum of 85 % by weight per vehicle and are re-usable and/or recoverable to a minimum of 95 % by weight per vehicle.

5. In proposing the amendment to Directive 70/156/EEC relating to the ability to be dismantled, recoverability and recyclability of vehicles, the Commission shall take into account as appropriate the need to ensure that the reuse of components does not give rise to safety or environmental hazards.

*Article 8***Coding standards/dismantling information**

1. Member States shall take the necessary measures to ensure that producers, in concert with material and equipment manufacturers, use component and material coding standards, in particular to facilitate the identification of those components and materials which are suitable for reuse and recovery.

2. Not later than 21 October 2001 the Commission shall, in accordance with the procedure laid down in Article 11 establish the standards referred to in paragraph 1 of this Article. In so doing, the Commission shall take account of the work going on in this area in the relevant international forums and contribute to this work as appropriate.

3. Member States shall take the necessary measures to ensure that producers provide dismantling information for each type of new vehicle put on the market within six months after the vehicle is put on the market. This information shall identify, as far as it is needed by treatment facilities in order to comply with the provisions of this Directive, the different vehicle components and materials, and the location of all hazardous substances in the vehicles, in particular with a view to the achievement of the objectives laid down in Article 7.

4. Without prejudice to commercial and industrial confidentiality, Member States shall take the necessary measures to ensure that manufacturers of components used in vehicles make available to authorised treatment facilities, as far as it is requested by these facilities, appropriate information concerning dismantling, storage and testing of components which can be reused.

*Article 9***Reporting and information**

1. At three-year intervals Member States shall send a report to the Commission on the implementation of this Directive. The report shall be drawn up on the basis of a questionnaire or outline drafted by the Commission in accordance with the procedure laid down in Article 6 of Directive 91/692/EEC ⁽¹⁾ with a view to establishing databases on end-of life vehicles and their treatment. The report shall contain relevant information on possible changes in the structure of motor vehicle dealing and of the collection, dismantling, shredding, recovery and recycling industries, leading to any distortion of competition between or within Member States. The questionnaire or outline shall be sent to the Member States six months before the start of the period covered by the report. The report shall be made to the Commission within nine months of the end of the three-year period covered by it.

The first report shall cover the period of three years from 21 April 2002.

⁽¹⁾ OJ L 377, 31.12.1991, p. 48.

Based on the above information, the Commission shall publish a report on the implementation of this Directive within nine months of receiving the reports from the Member States.

2. Member States shall require in each case the relevant economic operators to publish information on:

- the design of vehicles and their components with a view to their recoverability and recyclability,
- the environmentally sound treatment of end-of life vehicles, in particular the removal of all fluids and dismantling,
- the development and optimisation of ways to reuse, recycle and recover end-of life vehicles and their components,
- the progress achieved with regard to recovery and recycling to reduce the waste to be disposed of and to increase the recovery and recycling rates.

The producer must make this information accessible to the prospective buyers of vehicles. It shall be included in promotional literature used in the marketing of the new vehicle.

*Article 10***Implementation**

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 21 April 2002. They shall immediately inform the Commission thereof.

When Member States adopt these measures, these shall contain a reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such a reference shall be laid down by Member States.

2. Member States shall communicate to the Commission the text of the main provisions of domestic law, which they adopt in the field governed by this Directive.

3. Provided that the objectives set out in this Directive are achieved, Member States may transpose the provisions set out in Articles 4(1), 5(1), 7(1), 8(1), 8(3) and 9(2) and specify the detailed rules of implementation of Article 5(4) by means of agreements between the competent authorities and the economic sectors concerned. Such agreements shall meet the following requirements

- (a) agreements shall be enforceable;
- (b) agreements need to specify objectives with the corresponding deadlines;
- (c) agreements shall be published in the national official journal or an official document equally accessible to the public and transmitted to the Commission;
- (d) the results achieved under an agreement shall be monitored regularly, reported to the competent authorities and to the Commission and made available to the public under the conditions set out in the agreement;
- (e) the competent authorities shall make provisions to examine the progress reached under an agreement;

- (f) in case of non-compliance with an agreement Member States must implement the relevant provisions of this Directive by legislative, regulatory or administrative measures.

Article 11

Committee procedure

1. The Commission shall be assisted by the committee established by Article 18 of Directive 75/442/EEC, hereinafter referred to as 'the Committee'.

2. Where reference is made to this Article, Articles 5 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months.

3. The Committee shall adopt its rules of procedure.

4. The Commission, according to the procedure laid down in this Article, shall adopt:

- (a) the minimum requirements, as referred to in Article 5(5), for the certificate of destruction;
- (b) the detailed rules referred to in Article 7(2), third subparagraph;
- (c) the formats relating to the database system referred to in Article 9;

- (d) the amendments necessary for adapting the Annexes to this Directive to scientific and technical progress.

Article 12

Entry into force

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

2. Article 5(4) shall apply:

— as from 1 July 2002 for vehicles put on the market as from this date,

— as from 1 January 2007 for vehicles put on the market before the date referred to in the first indent.

3. Member States may apply Article 5(4) in advance of the dates set out in paragraph 2.

Article 13

Addressees

This Directive is addressed to the Member States.

Done at Brussels, 18 September 2000.

For the European Parliament

The President

N. FONTAINE

For the Council

The President

H. VÉDRINE

ANNEX I

Minimum technical requirements for treatment in accordance with Article 6(1) and (3)

1. Sites for storage (including temporary storage) of end-of-life vehicles prior to their treatment:
 - impermeable surfaces for appropriate areas with the provision of spillage collection facilities, decanters and cleanser-degreasers,
 - equipment for the treatment of water, including rainwater, in compliance with health and environmental regulations.
 2. Sites for treatment:
 - impermeable surfaces for appropriate areas with the provision of spillage collection facilities, decanters and cleanser-degreasers,
 - appropriate storage for dismantled spare parts, including impermeable storage for oil-contaminated spare parts,
 - appropriate containers for storage of batteries (with electrolyte neutralisation on site or elsewhere), filters and PCB/PCT-containing condensers,
 - appropriate storage tanks for the segregated storage of end-of-life vehicle fluids: fuel, motor oil, gearbox oil, transmission oil, hydraulic oil, cooling liquids, antifreeze, brake fluids, battery acids, air-conditioning system fluids and any other fluid contained in the end-of-life vehicle,
 - equipment for the treatment of water, including rainwater, in compliance with health and environmental regulations,
 - appropriate storage for used tyres, including the prevention of fire hazards and excessive stockpiling.
 3. Treatment operations for depollution of end-of-life vehicles:
 - removal of batteries and liquified gas tanks,
 - removal or neutralisation of potential explosive components, (e.g. air bags),
 - removal and separate collection and storage of fuel, motor oil, transmission oil, gearbox oil, hydraulic oil, cooling liquids, antifreeze, brake fluids, air-conditioning system fluids and any other fluid contained in the end-of-life vehicle, unless they are necessary for the re-use of the parts concerned,
 - removal, as far as feasible, of all components identified as containing mercury.
 4. Treatment operations in order to promote recycling:
 - removal of catalysts,
 - removal of metal components containing copper, aluminium and magnesium if these metals are not segregated in the shredding process,
 - removal of tyres and large plastic components (bumpers, dashboard, fluid containers, etc), if these materials are not segregated in the shredding process in such a way that they can be effectively recycled as materials,
 - removal of glass.
 5. Storage operations are to be carried out avoiding damage to components containing fluids or to recoverable components and spare parts.
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ANNEX II

Materials and components exempt from Article 4(2)(a)

Materials and components	To be labelled or made identifiable in accordance with Article 4(2)(b)(iv)
<i>Lead as an alloying element</i>	
1. Steel (including galvanised steel) containing up to 0,35 % lead by weight	
2. Aluminium containing up to 0,4 % lead by weight	
3. Aluminium (in wheel rims, engine parts and window levers) containing up to 4 % lead by weight	X
4. Copper alloy containing up to 4 % lead by weight	
5. Lead/bronze bearing-shells and bushes	
<i>Lead and lead compounds in components</i>	
6. Batteries	X
7. Coating inside petrol tanks	X
8. Vibration dampers	X
9. Vulcanising agent for high pressure or fuel hoses	
10. Stabiliser in protective paints	
11. Solder in electronic circuit boards and other applications	
<i>Hexavalent chromium</i>	
12. Corrosion preventative coating on numerous key vehicle components (maximum 2 g per vehicle)	
<i>Mercury</i>	
13. Bulbs and instrument panel displays	X

Within the procedure referred to in Article 4(2)(b), the Commission shall evaluate the following applications:

- lead as an alloy in aluminium in wheel rims, engine parts and window levers
- lead in batteries
- lead in balance weights
- electrical components which contain lead in a glass or ceramics matrix compound
- cadmium in batteries for electrical vehicles

as a matter of priority, in order to establish as soon as possible whether Annex II is to be amended accordingly. As regards cadmium in batteries for electrical vehicles, the Commission shall take into account, within the procedure referred to in Article 4(2)(b) and in the framework of an overall environmental assessment, the availability of substitutes as well as the need to maintain the availability of electrical vehicles.

Commission statements

Re Article 5(1), first indent

The Commission confirms that Article 5(1), first indent, authorises Member States to use existing collection systems for the collection of waste used components and does not oblige them to set up separate collection systems (for waste used components) with specific financial requirements.

Re Article 5(3), first subparagraph

The Commission considers that the reference to registration contained in Article 5(3) first subparagraph, authorises Member States to decide whether producers, dealers and collectors should be registered pursuant to the Framework Directive on Waste, or whether they should be entered in a new register established specifically for that purpose.

Re Article 7(1)

The Commission states that Article 7(1) does not introduce any additional requirements, measures or criteria with regard to technical controls.

COUNCIL DIRECTIVE 2000/65/EC**of 17 October 2000****amending Directive 77/388/EEC as regards the determination of the person liable for payment of value added tax**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 93 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas:

- (1) The present rules laid down by Article 21 of sixth Council Directive 77/388/EEC of 17 May 1977 on the harmonisation of the laws of the Member States relating to turnover taxes — Common system of value added tax: uniform basis of assessment ⁽⁴⁾, as regards the determination of the person liable for payment of the tax, create serious problems for business and, in particular, for the smallest businesses.
- (2) Council Directive 76/308/EEC of 15 March 1976 on mutual assistance for the recovery of claims resulting from operations forming part of the system of financing the European Agricultural Guidance and Guarantee Fund and of the agricultural levies and customs duties ⁽⁵⁾, Council Directive 77/799/EEC of 19 December 1977 concerning mutual assistance by the competent authorities of the Member States in the field of direct taxation ⁽⁶⁾ and Council Regulation (EEC) No 218/92 of 27 January 1992 on administrative cooperation in the field of indirect taxation (VAT) ⁽⁷⁾ organise mutual assistance between the Member States as regards the correct establishment of VAT and its recovery.
- (3) The Commission report on the second phase of the SLIM (simpler legislation for the internal market) project recommends a study of the possibilities and different ways of reforming the tax representation system laid down by Article 21 of Directive 77/388/EEC.
- (4) The only change which can in fact substantially simplify the common system of VAT in general and the determination of the person liable for payment of the tax in particular is no longer to allow Member States the option of requiring the appointment of a tax representative.

- (5) Therefore, the appointment of a tax representative should in future only be an option for non-established taxable persons.
- (6) Under Article 22 of Directive 77/388/EEC, Member States may impose directly on non-established taxable persons the same obligations as those which apply to established taxable persons, including those which may be laid down under Article 22(8).
- (7) Where non-established taxable persons are nationals of countries with which no legal instrument exists which organises mutual assistance similar to that laid down within the Community, it will be possible for the Member States to continue to require such non-established taxable persons to designate a tax representative to be the person liable for payment of the tax in their stead or to designate an agent.
- (8) Member States will continue to be entirely free to designate the person liable for payment of the tax on importation.
- (9) Member States may continue to provide that someone other than the person liable for payment of the tax shall be held jointly and severally liable for payment of the tax.
- (10) Article 10 of Directive 77/388/EEC should also be clarified in order to prevent certain cases of tax avoidance in the case of continuous supplies.
- (11) Directive 77/388/EEC should therefore be amended accordingly,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 77/388/EEC is hereby amended as follows:

1. In the first subparagraph of Article 10(2), after the second sentence, the following sentence shall be inserted:

'Member States may in certain cases provide that continuous supplies of goods and services which take place over a period of time shall be regarded as being completed at least at intervals of one year.'

2. In Article 28f (1) (which amends Article 17(2), (3) and (4) of the same Directive), in Article 17(4)(a), the terms 'Article 21 (1)(a)' shall be replaced by 'Article 21 (1)(a) and (c)'.

⁽¹⁾ OJ C 409, 30.12.1998, p. 10.

⁽²⁾ OJ C 219, 30.7.1999, p. 91.

⁽³⁾ OJ C 116, 28.4.1999, p. 14.

⁽⁴⁾ OJ L 145, 13.6.1977, p. 1. Directive as last amended by Directive 2000/17/EC (OJ L 84, 5.4.2000, p. 24).

⁽⁵⁾ OJ L 73, 19.3.1976, p. 18. Directive as last amended by the 1994 Act of Accession.

⁽⁶⁾ OJ L 336, 27.12.1977, p. 15. Directive as last amended by the 1994 Act of Accession.

⁽⁷⁾ OJ L 24, 1.2.1992, p. 1.

3. In the fifth indent of Article 28c(E) 'Other Exemptions' (3), the terms 'the third subparagraph of Article 21(1)(a)' shall be replaced by 'Article 21(1)(c)'.

4. In Article 28g (which replaces Article 21 of the same Directive), Article 21 shall be replaced by the following:

'Article 21

Persons liable for payment for tax

1. Under the internal system, the following shall be liable to pay value added tax:

- (a) the taxable person carrying out the taxable supply of goods or of services, except for the cases referred to in (b) and (c).

Where the taxable supply of goods or of services is effected by a taxable person who is not established within the territory of the country, Member States may, under conditions determined by them, lay down that the person liable to pay tax is the person for whom the taxable supply of goods or of services is carried out;

- (b) taxable persons to whom services covered by Article 9(2)(e) are supplied or persons who are identified for value added tax purposes within the territory of the country to whom services covered by Article 28b(C), (D), (E) and (F) are supplied, if the services are carried out by a taxable person not established within the territory of the country;

- (c) the person to whom the supply of goods is made when the following conditions are met:

- the taxable operation is a supply of goods made under the conditions laid down in Article 28c(E)(3),
- the person to whom the supply of goods is made is another taxable person or a non-taxable legal person identified for the purposes of value added tax within the territory of the country,
- the invoice issued by the taxable person not established within the territory of the country conforms to Article 22(3).

However, Member States may provide a derogation from this obligation, where the taxable person who is not established within the territory of the country has appointed a tax representative in that country;

- (d) any person who mentions the value added tax on an invoice or other document serving as invoice;
- (e) any person effecting a taxable intra-Community acquisition of goods.

2. By way of derogation from the provisions of paragraph 1:

- (a) where the person liable to pay tax in accordance with the provisions of paragraph 1 is a taxable person who is not established within the territory of the country, Member States may allow him to appoint a tax representative as the person liable to pay tax. This option shall

be subject to conditions and procedures laid down by each Member State;

- (b) where the taxable transaction is effected by a taxable person who is not established within the territory of the country and no legal instrument exists, with the country in which that taxable person is established or has his seat, relating to mutual assistance similar in scope to that laid down by Directives 76/308/EEC (*) and 77/799/EEC (**) and by Council Regulation (EEC) No 218/92 of 27 January 1992 on administrative cooperation in the field of indirect taxation (VAT) (***), Member States may take steps to provide that the person liable for payment of the tax shall be a tax representative appointed by the non-established taxable person.

3. In the situations referred to in paragraphs 1 and 2, Member States may provide that someone other than the person liable for payment of the tax shall be held jointly and severally liable for payment of the tax.

4. On importation, value added tax shall be payable by the person or persons designated or accepted as being liable by the Member State into which the goods are imported.

(*) OJ L 73, 19.3.1976, p. 18. Directive as last amended by the 1994 Act of Accession.

(**) OJ L 336, 27.12.1977, p. 15. Directive as last amended by the 1994 Act of Accession.

(***) OJ L 24, 1.2.1992, p. 1.'

5. In Article 28h (which replaces Article 22 of the same Directive), Article 22 shall be amended as follows:

- (a) In paragraph 1(c), the first indent shall be replaced by the following:

— every taxable person, with the exception of those referred to in Article 28a(4), who within the territory of the country effects supplies of goods or of services giving him the right of deduction, other than supplies of goods or of services for which tax is payable solely by the customer or the recipient in accordance with Article 21(1)(a), (b) or (c). However, Member States need not identify certain taxable persons referred to in Article 4(3);'

- (b) Paragraph 7 shall be replaced by the following:

'7. Member States shall take the measures necessary to ensure that those persons who, in accordance with Article 21(1) and (2), are considered to be liable to pay the tax instead of a taxable person not established within the territory of the country comply with the obligations relating to declaration and payment set out in this Article; they shall also take the measures necessary to ensure that those persons who, in accordance with Article 21(3), are held to be jointly and severally liable for payment of the tax comply with the obligations relating to payment set out in this Article.'

6. Throughout the Directive, notwithstanding points 2, 3 and 5 of this Article, the terms 'Article 21(2)' shall be replaced by 'Article 21(4)'.

Article 2

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive not later than 31 December 2001. They shall forthwith inform the Commission thereof.

When Member States adopt these measures, they shall contain a reference to this Directive or shall be accompanied by such reference on the occasion of their official publication. The methods of making such a reference shall be laid down by the Member States.

2. Member States shall communicate to the Commission the text of the provisions of national law which they adopt in the field governed by this Directive and a table correlating

the provisions of this Directive with the provisions of national law.

Article 3

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

Article 4

This Directive is addressed to the Member States.

Done at Luxembourg, 17 October 2000.

For the Council

The President

L. FABUS

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 9 October 2000

appointing a United Kingdom member of the Committee of the Regions

(2000/634/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Having regard to the Council Decision of 26 January 1998 ⁽¹⁾ appointing the members and alternate members of the Committee of the Regions,

Whereas a seat as a member of the Committee of the Regions has become vacant following the resignation of Mr Lewis Shand SMITH, notified to the Council on 10 July 2000;

Having regard to the proposal from the United Kingdom Government,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Hugh HALCRO-JOHNSTON is hereby appointed a member of the Committee of the Regions in place of Mr Lewis Shand SMITH for the remainder of his term of office, which runs until 25 January 2002.

Done at Luxembourg, 9 October 2000.

For the Council

The President

H. VÉDRINE

⁽¹⁾ OJ L 28, 4.2.1998, p. 19.

COUNCIL DECISION
of 9 October 2000
appointing a French member of the Committee of the Regions

(2000/635/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Having regard to the Council Decision of 26 January 1998 ⁽¹⁾ appointing the members and alternate members of the Committee of the Regions,

Whereas a seat as a member of the Committee of the Regions has become vacant following the resignation of Ms Dominique VLASTO, member, notified to the Council on 24 February 2000;

Having regard to the proposal from the French Government,

HAS DECIDED AS FOLLOWS:

Sole Article

Mr Jean-Pierre TESSEIRE is hereby appointed a member of the Committee of the Regions in place of Ms Dominique VLASTO for the remainder of her term of office, which runs until 25 January 2002.

Done at Luxembourg, 9 October 2000.

For the Council

The President

H. VÉDRINE

⁽¹⁾ OJ L 28, 4.2.1998, p. 19.

COUNCIL DECISION
of 9 October 2000
appointing a Spanish alternate member of the Committee of the Regions

(2000/636/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 263 thereof,

Having regard to the Council Decision of 26 January 1998 ⁽¹⁾ appointing the members and alternate members of the Committee of the Regions,

Whereas a seat as an alternate member of the Committee of the Regions has become vacant following the resignation of Mr Jaime HEVIA RUIZ, alternate member, notified to the Council on 18 September 2000;

Having regard to the proposal from the Spanish Government,

HAS DECIDED AS FOLLOWS:

Sole Article

Ms Adela María BARRERO FLÓREZ is hereby appointed an alternate member of the Committee of the Regions in place of Mr Jaime HEVIA RUIZ for the remainder of his term of office, which runs until 25 January 2002.

Done at Luxembourg, 9 October 2000.

For the Council

The President

H. VÉDRINE

⁽¹⁾ OJ L 28, 4.2.1998, p. 19.

COMMISSION

COMMISSION DECISION

of 22 September 2000

on the application of Article 3(3)(e) of Directive 1999/5/EC to radio equipment covered by the regional arrangement concerning the radiotelephone service on inland waterways

(notified under document number C(2000) 2718)

(Text with EEA relevance)

(2000/637/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 1999/5/EC of the European Parliament and of the Council of 9 March 1999 on radio equipment and telecommunications terminal equipment and the mutual recognition of their conformity⁽¹⁾, and in particular Article 3(3)(e), thereof,

Whereas:

- (1) A number of Member States intend to implement common safety principles and rules for people and goods on inland waterways.
- (2) The harmonisation of radiotelephone services shall contribute to a safer navigation on inland waterways, particularly in case of bad weather conditions.
- (3) Having participated in a regional conference in Basle held in accordance with Article S6 of the ITU Radio Regulations a number of Member States in which inland navigation takes place intend to approve and implement an arrangement concerning the radiotelephone service on inland waterways (hereafter referred to as the 'arrangement').
- (4) Only equipment intended for installation on inland navigation vessels, in Member States where the arrangement is to be implemented, and operating in the frequency ranges laid down by the arrangement is covered.
- (5) All equipment operating in these frequency ranges should comply with the objectives of this arrangement and implement the automatic transmitter identification system (ATIS) as defined in Annex B of ETS 600 698 and shall not be able to be operated above a defined

maximum transmission power on the service categories 'ship-to-ship', 'ship-to-port-authorities' and 'onboard-communication'.

- (6) The measures set out in this Decision are in accordance with the opinion of the Telecommunications Conformity Assessment and Market Surveillance Committee,

HAS ADOPTED THIS DECISION:

Article 1

This Decision applies to radio equipment to be used on waterways covered by the arrangement concerning the radiotelephone service on inland waterways concluded in Basle on 6 April 2000 in Member States where the arrangement is to be implemented.

Article 2

1. Radio equipment operating in the frequency bands, laid down by the arrangement concerning the radiotelephone service on inland waterways shall implement the automatic transmitter identification system (ATIS).

2. Radio communication equipment on the service categories 'ship-to-ship', 'ship-to-port-authorities' and 'onboard-communication', laid down by the arrangement concerning the radiotelephone service on inland waterways shall not be able to transmit at transmitter powers higher than 1 watt.

Article 3

The requirements of Article 2 of this Decision shall apply from the day of its publication in the *Official Journal of the European Communities*.

⁽¹⁾ OJ L 91, 7.4.1999, p. 10.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 22 September 2000.

For the Commission

Erkki LIIKANEN

Member of the Commission

COMMISSION DECISION

of 22 September 2000

on the application of Article 3(3)(e) of Directive 1999/5/EC to marine radio communication equipment intended to be fitted to seagoing non-SOLAS vessels and which is intended to participate in the global maritime distress and safety system (GMDSS) and not covered by Council Directive 96/98/EC on marine equipment

*(notified under document number C(2000) 2719)***(Text with EEA relevance)**

(2000/638/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 1999/5/EC of the European Parliament and of the Council of 9 March 1999 on radio equipment and telecommunications terminal equipment and the mutual recognition of their conformity⁽¹⁾, and in particular Article 3(3)(e), thereof,

Having regard to Council Directive 96/98/EC on marine equipment⁽²⁾, as amended by Commission Directive 98/85/EC⁽³⁾,

Whereas:

- (1) A number of Member States have implemented or intend to implement common safety principles and rules for radio equipment on seagoing non-SOLAS vessels.
- (2) The harmonisation of radio services shall contribute to a safer navigation of seagoing non-SOLAS vessels, particularly in case of distress and bad weather conditions.
- (3) MSC Circular 803 on the participation of non-SOLAS ships in the global maritime distress and safety system (GMDSS) and Resolution MSC.77(69) of the International Maritime Organisation (IMO) invite governments to apply the guidelines for the participation of non-SOLAS ships in the GMDSS and urges governments to require certain features be implemented in relation to the global distress and safety system on radio equipment fitted to seagoing non-SOLAS vessels.
- (4) Equipment falling within the scope of Directive 96/98/EC on marine equipment, as amended by Commission Directive 98/85/EC is not covered by this Decision as it is outside the scope of Directive 1999/5/EC.

(5) The ITU Radio Regulations specify certain frequencies that are designated for use by the global maritime distress and safety system.

(6) All radio equipment operating on these frequencies which is intended for use in times of distress should be compatible with the designated use of these frequencies and it should provide a reasonable guarantee of assurance that it will function correctly in times of distress.

(7) The measures set out in this Decision are in accordance with the opinion of the Telecommunications Conformity Assessment and Market Surveillance Committee,

HAS ADOPTED THIS DECISION:

Article 1

This Decision applies to radio equipment operating in:

- (i) the maritime mobile service as defined in Article S1.28 of the ITU Radio Regulations, or
- (ii) the maritime mobile satellite service as defined in Article S1.29 of the ITU Radio Regulations,

which is intended to be fitted to seagoing vessels that are not covered by Chapter IV of the International Convention for the Safety of Life at Sea (SOLAS), 1974, as amended in 1988 (non-SOLAS vessels),

and intended to participate in the Global Maritime Distress and Safety System (GMDSS) as laid down in Chapter IV of the SOLAS Convention.

Article 2

Radio equipment falling within the scope of Article 1 shall be designated so as to ensure correct functioning under exposure to a marine environment, meet all the operational requirements of the GMDSS under distress conditions and provide clear and robust communications with a high degree of fidelity of the analogue or digital communications link.

⁽¹⁾ OJ L 91, 7.4.1999, p. 10.

⁽²⁾ OJ L 46, 17.2.1997, p. 25.

⁽³⁾ OJ L 315, 25.11.1998, p. 14.

Article 3

The requirements of Article 2 of this Decision shall apply from the day of its publication in the *Official Journal of the European Communities*.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 22 September 2000.

For the Commission

Erkki LIIKANEN

Member of the Commission

COMMISSION DECISION
of 13 October 2000
on the list of programmes for the monitoring of BSE qualifying for a financial contribution from
the Community in 2001

(notified under document number C(2000) 3035)

(2000/639/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field ⁽¹⁾, as last amended by Decision 94/370/EC ⁽²⁾, and in particular Article 24(5) thereof,

Whereas:

- (1) In drawing up the list of programmes for the monitoring and eradication of BSE qualifying for a financial contribution from the Community for 2001, and the proposed rate and amount of the contribution for each programme, both the interest of each programme for the Community and the volume of available appropriations must be taken into account.
- (2) The Member States have supplied the Commission with all the information enabling it to assess the interest for the Community of providing a financial contribution to the programmes for 2000.
- (3) The programmes on the list set out in this Decision will have to be approved individually at a later date.
- (4) The Commission has examined each of the programmes submitted by the Member States from both the veterinary and the financial point of view.

- (5) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

1. The programmes for the monitoring and eradication of BSE listed in the Annex hereto shall qualify for a financial contribution from the Community in 2001.
2. For each programme as referred to in paragraph 1, the proposed rate and amount of the Community financial contribution shall be as set out in the Annex.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 13 October 2000.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 224, 18.8.1990, p. 19.

⁽²⁾ OJ L 168, 2.7.1994, p. 31.

ANNEX

LIST OF PROGRAMMES FOR THE ERADICATION AND MONITORING OF BSE

Proposed rate and amount of the Community financial contribution

Disease	Member State	Rate (%)	Proposed amount (in EUR)
BSE	Belgium	50	126 000
	Denmark	50	315 000
	Germany	50	1 980 000
	Greece	50	63 000
	Spain	50	150 000
	France	50	1 440 000
	Ireland	50	210 000
	Italy	50	150 000
	Luxembourg	50	30 000
	Netherlands	50	360 000
	Austria	50	77 700
	Portugal	50	75 000
	Finland	50	66 000
	Sweden	50	75 000
Total			5 117 700

COMMISSION DECISION**of 13 October 2000****on the list of programmes for the eradication and monitoring of animal diseases and on the list of programmes of checks aimed at the prevention of zoonoses qualifying for a financial contribution from the Community in 2001***(notified under document number C(2000) 3036)**(2000/640/EC)*

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field ⁽¹⁾, as last amended by Decision 94/370/EC ⁽²⁾, and in particular Article 24(5) and Article 32 thereof,

Whereas:

- (1) In drawing up the list of programmes for the eradication and monitoring of animal diseases qualifying for a financial contribution from the Community for 2001, and the proposed rate and amount of the contribution for each programme, both the interest of each programme for the Community and the volume of available appropriations must be taken into account.
- (2) In drawing up the list of programmes of checks aimed at the prevention of zoonoses qualifying for a financial contribution from the Community for 2001, and the proposed rate and amount of the contribution for each programme, both the interest of each programme for the Community and the volume of available appropriations must be taken into account.
- (3) The Commission has examined each of the programmes submitted by the Member States from both the veterinary and the financial point of view.
- (4) The programmes on the list set out in this Decision will have to be approved individually at a later date.
- (5) The measures provided for in this Decision are in accordance with the opinion of the Standing Veterinary Committee,

HAS ADOPTED THIS DECISION:

Article 1

1. The programmes for the eradication and monitoring of animal diseases listed in Annex I hereto shall qualify for a financial contribution from the Community in 2001.
2. For each programme as referred to in paragraph 1, the proposed rate and amount of the Community financial contribution shall be as set out in Annex I.

Article 2

1. The programmes of checks aimed at the prevention of zoonoses listed in Annex II hereto shall qualify for a financial contribution from the Community in 2001.
2. For each programme as referred to in paragraph 1, the proposed rate and amount of the Community financial contribution shall be as set out in Annex II.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 13 October 2000.

For the Commission

David BYRNE

Member of the Commission⁽¹⁾ OJ L 224, 18.8.1990, p. 19.⁽²⁾ OJ L 168, 2.7.1994, p. 31.

ANNEX I

LIST OF PROGRAMMES FOR THE ERADICATION AND MONITORING OF ANIMAL DISEASES

Proposed rate and amount of the Community financial contribution

Disease	Member State	Rate (%)	Proposed amount (in EUR)
African swine fever Classical swine fever	Italy (Sardinia)	50	350 000
Aujeszky's disease	Belgium	50	950 000
Bovine brucellosis	Greece	50	500 000
	Spain	50	2 900 000
	France	50	500 000
	Ireland	50	5 000 000
	Italy	50	1 500 000
	Portugal	50	2 200 000
	United Kingdom	50	700 000
Bovine tuberculosis	Greece	50	100 000
	Spain	50	5 800 000
	Ireland	50	770 000
	Italy	50	700 000
	Portugal	50	100 000
	United Kingdom	50	65 000
Classical swine fever	Germany	50	2 000 000
	Luxembourg	50	30 000
Contagious bovine pleuropneumonia	Portugal	50	110 000
Enzootic bovine leucosis	Italy	50	200 000
	Portugal	50	2 000 000
Ovine and caprine brucellosis	Greece	50	900 000
	Spain	50	5 700 000
	France	50	350 000
	Italy	50	2 500 000
	Portugal	50	2 000 000
Rabies	Belgium	50	160 000
	Germany	50	1 800 000
	France	50	200 000
	Italy	50	15 000
	Luxembourg	50	70 000
	Austria	50	200 000
	Finland	50	100 000
Swine vesicular disease Classical swine fever	Italy	50	300 000
TSE (Scrapie)	Belgium	50	50 000
	Greece	50	100 000
	Spain	50	25 000
	France	50	200 000
	Ireland	50	200 000
	Italy	50	100 000
	Netherlands	50	100 000
	Austria	50	5 000
Total			41 550 000

ANNEX II

LIST OF PROGRAMMES OF CHECKS AIMED AT THE PREVENTION OF ZOONOSES

Proposed rate and amount of the Community financial contribution

Zoonosis	Member State	Rate (%)	Proposed amount (in EUR)
Salmonella in poultry	Denmark	50	200 000
	France	50	3 000 000
	Austria	50	100 000
Total			3 300 000