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⁽¹⁾ Text with EEA relevance

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 249/2001
of 6 February 2001
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 7 February 2001.

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

Done at Brussels, 6 February 2001.

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 6 February 2001 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	109,7
	204	41,3
	999	75,5
0707 00 05	052	106,4
	624	196,9
	628	142,5
	999	148,6
0709 10 00	220	183,9
	999	183,9
0709 90 70	052	111,1
	204	63,2
	999	87,2
0805 10 10, 0805 10 30, 0805 10 50	052	30,5
	204	46,8
	212	39,3
	624	58,2
	999	43,7
0805 20 10	204	89,6
	999	89,6
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	70,0
	204	83,0
	600	92,2
	624	82,8
	999	82,0
0805 30 10	052	60,4
	600	58,6
	999	59,5
0808 10 20, 0808 10 50, 0808 10 90	400	93,6
	404	99,3
	720	115,9
	728	87,5
	999	99,1
0808 20 50	388	120,3
	400	82,9
	528	106,0
	999	103,1

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2032/2000 (OJ L 243, 28.9.2000, p. 14). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 250/2001**of 6 February 2001****amending Regulation (EC) No 1490/2000 increasing to 700 191 tonnes the quantity of rye held by the German intervention agency for which a standing invitation to tender for export has been opened**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals ⁽¹⁾, as last amended by Regulation (EC) No 1666/2000 ⁽²⁾, and in particular Article 5 thereof,

Whereas:

- (1) Commission Regulation (EEC) No 2131/93 ⁽³⁾, as last amended by Regulation (EC) No 1630/2000 ⁽⁴⁾, lays down the procedures and conditions for the disposal of cereals held by the intervention agencies.
- (2) Commission Regulation (EC) No 1490/2000 ⁽⁵⁾, as last amended by Regulation (EC) No 2351/2000 ⁽⁶⁾, opened a standing invitation to tender for the export of 450 392 tonnes of rye held by the German intervention agency. Germany informed the Commission of the intention of its intervention agency to increase by 249 799 tonnes the quantity for which a standing invitation to tender for export has been opened. The total quantity of rye held by the German intervention agency for which a standing invitation to tender for export has been opened should be increased to 700 191 tonnes.

(3) This increase in the quantity put out to tender makes it necessary to alter the list of regions and quantities in store. Annex I to Regulation (EC) No 1490/2000 must therefore be amended.

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1490/2000 is hereby amended as follows:

1. Article 2 is replaced by the following:

'Article 2

1. The invitation to tender shall cover a maximum of 700 191 tonnes of rye to be exported to all third countries.
 2. The regions in which the 700 191 tonnes of rye are stored are stated in Annex I to this Regulation.'
2. Annex I is replaced by the Annex hereto.

Article 2

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

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

Done at Brussels, 6 February 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21.

⁽²⁾ OJ L 193, 29.7.2000, p. 1.

⁽³⁾ OJ L 191, 31.7.1993, p. 76.

⁽⁴⁾ OJ L 187, 26.7.2000, p. 24.

⁽⁵⁾ OJ L 168, 8.7.2000, p. 5.

⁽⁶⁾ OJ L 272, 25.10.2000, p. 4.

ANNEX

ANNEX I

(tonnes)	
Place of storage	Quantity
Schleswig-Holstein/Hamburg/Niedersachsen/ Bremen/Nordrhein-Westfalen	98 357
Berlin/Brandenburg/Mecklenburg-Vorpommern	413 344
Hessen/Rheinland-Pfalz/Baden-Württemberg/ Saarland/Bayern	4 847
Sachsen/Sachsen-Anhalt/Thüringen	183 643'

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 18 January 2001

authorising Member States temporarily to provide for derogations of Council Directive 2000/29/EC in respect of potatoes, other than potatoes intended for planting, originating in Cuba

(notified under document number C(2001) 121)

(2001/99/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community ⁽¹⁾, and in particular Article 15(1) thereof,

Having regard to the request made by the Netherlands,

Whereas:

- (1) Under the provisions of Directive 2000/29/EC, potato tubers other than those officially certified as seed potatoes pursuant to other Community provisions, originating in Cuba may in principle not be introduced into the Community because of the risk of introducing exotic potato harmful organisms which would present a plant health risk to the Community.
- (2) The early growing in Cuba of potatoes, other than potatoes intended for planting, from seed potatoes supplied by Member States has become an established practice. Part of the early supply of potatoes in the Community has been ensured by imports of such material from Cuba.
- (3) By Decisions 87/306/EEC ⁽²⁾, 88/223/EEC ⁽³⁾, 89/152/EEC ⁽⁴⁾, 91/593/EEC ⁽⁵⁾, 93/36/EEC ⁽⁶⁾, 95/96/EC ⁽⁷⁾ and 96/157/EC ⁽⁸⁾, the Commission authorised deroga-

tions under special technical conditions in respect of potatoes for human consumption originating in the province of Pinar del Río in Cuba, in the 1987 to 1996 seasons, and by Decisions 97/186/EC ⁽⁹⁾, 1999/222/EC ⁽¹⁰⁾ and 2000/246/EC ⁽¹¹⁾ in respect of potatoes, other than potatoes intended for planting originating in the province of Pinar del Río in Cuba in the 1997 to 2000 seasons.

- (4) There have never been confirmed findings of harmful organisms on samples drawn from imports pursuant to the said Decisions.
- (5) Information supplied by Cuba and collected in the country during a mission carried out in July 1999 by the Food and Veterinary Office, has shown that the potatoes, other than potatoes intended for planting, in the provinces of Ciego de Avila, La Habana and Matanzas can also be grown under adequate health conditions.
- (6) In the light of this information, there appears to be no risk of spreading harmful organisms affecting potatoes, other than those intended for planting, imported from the provinces of Ciego de Avila, La Habana, Matanzas or Pinar del Río, provided that certain special technical conditions are satisfied.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

⁽¹⁾ OJ L 169, 10.7.2000, p. 1.

⁽²⁾ OJ L 153, 13.6.1987, p. 41.

⁽³⁾ OJ L 100, 19.4.1988, p. 44.

⁽⁴⁾ OJ L 59, 2.3.1989, p. 29.

⁽⁵⁾ OJ L 316, 16.11.1991, p. 47.

⁽⁶⁾ OJ L 16, 25.1.1993, p. 40.

⁽⁷⁾ OJ L 75, 4.4.1995, p. 22.

⁽⁸⁾ OJ L 36, 14.2.1996, p. 38.

⁽⁹⁾ OJ L 77, 19.3.1997, p. 32.

⁽¹⁰⁾ OJ L 82, 26.3.1999, p. 47.

⁽¹¹⁾ OJ L 77, 28.3.2000, p. 20.

HAS ADOPTED THIS DECISION:

Article 1

1. By derogation from Article 4(1) of Directive 2000/29/EC with regard to the prohibitions referred to in Part A(12) of Annex III, Member States may permit the introduction into their territory of potatoes, other than potatoes intended for planting, originating in Cuba, under the conditions laid down in paragraphs 2 and 3.

2. Potatoes, other than potatoes intended for planting, introduced pursuant to paragraph 1, shall satisfy the following conditions, in addition to the requirements laid down in Annexes I, II and IV to Directive 2000/29/EC:

- (a) either be immature, i.e. 'unsuberised' potatoes with loose skin, or have been treated for the suppression of their faculty of germination;
- (b) have been grown in the provinces of Ciego de Avila, La Habana, Matanzas or Pinar del Río in areas where *Ralstonia solanacearum* (Smith) Yabuuchi et al. is known not to occur;
- (c) belong to varieties the seed potatoes of which were imported into Cuba only from Member States or from any other country for which the entry into the Community of potatoes intended for planting is not prohibited pursuant to Annex III to Directive 2000/29/EC;
- (d) have been grown in the provinces referred to in (b) directly from seed potatoes certified in one of the Member States or, from seed potatoes certified in any other country for which the entry into the Community of potatoes intended for planting is not prohibited pursuant to Annex III to Directive 2000/29/EC; or from the first direct progeny of such seed potatoes, which have been grown in the provinces referred to in (b), officially certified and qualified as seed potatoes in accordance with the current rules applicable in Cuba;
- (e) have been grown either on farms which have not grown potatoes of varieties other than those specified in (c) over the previous five years, or, in the case of State farms, on parcels of land which are kept separate from other land where potatoes of varieties other than those specified in (c) have been grown over the last five years;
- (f) have been handled by machinery which is reserved for them or which has been disinfected in an appropriate manner after each use for other purposes;
- (g) not have been in storehouses where potatoes of varieties other than those specified in (c) have been stored;
- (h) be packed either in new bags or in containers which have been disinfected in an appropriate manner; and an official label shall be applied to each bag or container, bearing the information specified in the Annex;

(i) prior to export, have been cleaned free from soil, leaves and other plant debris;

(j) be accompanied by a phytosanitary certificate issued in Cuba in accordance with Articles 7 and 13 of Directive 2000/29/EC, on the basis of the examination laid down therein, in particular certifying freedom from the harmful organism mentioned in (b).

The certificate shall state:

— under 'Additional declaration':

- the indication 'This consignment meets the conditions laid down in Decision 2001/99/EC',
- name of variety,
- identification number or name of the farm where the potatoes have been grown and its location,
- reference allowing the identification of seed lot used in accordance with (d),

— under 'Disinfestation and/or disinfection treatment', all information related to the possible treatments referred to in (a) second option and/or (h).

3. (a) The potatoes shall be introduced through points of entry designated for the purpose of this derogation by the Member State in which they are situated; these points of entry and the name and address of the responsible official body referred to in Directive 2000/29/EC in charge of each point shall be notified sufficiently in advance by the Member State to the Commission and shall be made available on request to other Member States. In those cases where the introduction into the Community takes place in a Member State other than the Member State making use of this derogation, the responsible official bodies of the Member State of introduction shall inform and cooperate with the responsible official bodies of the Member States making use of this derogation to ensure that the provisions of this Decision are complied with.

(b) Prior to introduction into the Community, the importer shall be officially informed of the conditions laid down in paragraphs 2(a), 2(b), 2(c), 2(d), 2(e), 2(f), 2(g), 2(h), 2(i), 2(j), 3(a), 3(b), 3(c), 3(d) and 3(e); the said importer shall notify details of each introduction sufficiently in advance to the responsible official bodies in the Member State of introduction indicating:

- the type of material,
- the quantity,
- the declared date of introduction and point of entry into the Community,
- the premises referred to in (d).

The importer shall inform the official bodies concerned of any changes to the above advance notification as soon as they are known and in any case prior to the time of import.

The Member State concerned shall inform the Commission of the above details, and details of any changes to them without delay.

- (c) The inspections including testing, as appropriate, required pursuant to Article 13 of Directive 2000/29/EC and in accordance with provisions laid down in the present Decision shall be made by the responsible official bodies, referred to in the said Directive; of these inspections, the plant health checks shall be carried out by the Member State making use of this derogation. Furthermore during the abovementioned plant health check Member State(s) shall also inspect and where appropriate test for all other harmful organisms. Without prejudice to the monitoring referred to in Article 21(3), second indent, first possibility, of the said Directive, the Commission shall determine to which extent the inspections referred to in Article 21(3), second indent, second possibility, of the said Directive shall be integrated into the inspection programme in accordance with Article 21(5), third subparagraph, of that Directive.
- (d) The potatoes shall be packed and repacked only at premises which have been authorised and registered by the said responsible official bodies.
- (e) The potatoes shall be packed or repacked in closed packages that are ready for direct delivery to retailers or to final consumers, and that do not exceed a weight common in the Member State of introduction for that purpose, up to a maximum of 25 kilograms; the packaging shall bear the number of the registered premises referred to in (d), as well as the Cuban origin.
- (f) Member States making use of this derogation shall, where appropriate, in cooperation with the Member State of introduction ensure that at least two samples of 200 tubers shall be drawn from each consignment of 50 tonnes or part thereof, of imported potatoes pursuant to this Decision, for official examination in respect of *Ralstonia solanacearum* and *Clavibacter michiganensis* ssp. *sepedonicus*, in accordance with the Community established methods for the detection and diagnosis of *Ralstonia solanacearum* and *Clavibacter michiganensis* ssp. *sepedonicus*, and in the case of potato spindle tuber viroid: the return-PAGE method, or

c-DNA hybridisation procedure; in the case of suspicion, the lots shall remain separate under official control and may not be marketed or used until it has been established that the presence of *Clavibacter michiganensis* ssp. *sepedonicus*, *Ralstonia solanacearum* or potato spindle tuber viroid was not detected in those examinations.

Moreover, the tubers shall be officially examined for the presence of *Meloidogyne chitwoodi* Golden et al. (all populations) or *Meloidogyne fallax* Karssen.

Article 2

Member States shall inform the other Member States and the Commission by means of the notification referred to in Article 1(3)(b) of any use made of the authorisation. They shall provide the Commission and the other Member States, before 1 September 2001 and before 1 September 2002 respectively, with the information on amounts imported pursuant to this Decision and with a detailed technical report of the official examination referred to in Article 1(3)(f); copies of each phytosanitary certificate shall be transmitted to the Commission.

Article 3

1. Article 1 shall apply to potatoes, other than potatoes intended for planting, introduced into the Community, in the periods between 1 March 2001 and 30 April 2001 and between 1 March 2002 and 30 April 2002.

2. The present Decision shall be revoked if it is established that the conditions laid down in Article 1(2) and 1(3) are not sufficient to prevent the introduction of harmful organisms or have not been complied with.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 18 January 2001.

For the Commission

David BYRNE

Member of the Commission

ANNEX

Information required on the label

(referred to in Article 1(2)(h))

1. Name of the authority issuing the label
 2. Name of the exporters' organisation, if available
 3. Indication 'potatoes other than potatoes intended for planting of Cuban origin'
 4. Variety
 5. Province of production
 6. Size
 7. Declared net weight
 8. Indication 'In accordance with EC requirements laid down in Decision 2001/99/EC'
 9. A mark printed or stamped on behalf of the Cuban plant protection administration
-

COMMISSION DECISION
of 22 January 2001
amending for the third time Decision 95/125/EC on the status of France as regards infectious
hematopoietic necrosis and viral haemorrhagic septicaemia

(notified under document number C(2001) 123)

(Text with EEA relevance)

(2001/100/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/67/EEC of 28 January 1991 concerning the animal health conditions governing the placing on the market of aquaculture animals and products ⁽¹⁾, as last amended by Directive 98/45/EC ⁽²⁾, and in particular Article 5(2) thereof,

Whereas:

- (1) Member States may obtain for one or more regions the status of approved zones free of infectious hematopoietic necrosis (IHN) and viral haemorrhagic septicaemia (VHS).
- (2) The list of approved zones in France was established by Commission Decision 95/125/EC ⁽³⁾, as last amended by Decision 1999/550/EC ⁽⁴⁾.
- (3) Only zones meeting the requirements of Article 5 of Directive 91/67/EEC can be approved.
- (4) France has notified an outbreak of IHN in the approved zone 'the part of the Loire basin comprising the upstream part of the Huisne catchment area from the source of the water courses to the Ferté-Bernard dams'.
- (5) Therefore this zone does not, with regard to IHN, meet the requirements of Article 5 of Directive 91/67/EEC any more.

(6) This zone shall, with regard to IHN, be deleted from the list of approved zones as established in point 2, 'LOIRE-BRETAGNE', catchment areas, in the Annex to Decision 95/125/EC.

(7) This zone shall still be approved with regard to VHS.

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

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 95/125/EC is replaced by the Annex hereto.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 22 January 2001.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 46, 19.2.1991, p. 1.

⁽²⁾ OJ L 189, 3.7.1998, p. 12.

⁽³⁾ OJ L 84, 14.4.1995, p. 8.

⁽⁴⁾ OJ L 209, 7.8.1999, p. 39.

ANNEX

I. LIST OF APPROVED ZONES WITH REGARD TO IHN AND VHS IN FRANCE

1. ADOUR-GARONNE

CATCHMENT AREAS

- The Charente basin,
- The Seudre basin,
- The basins of the coastal rivers in the Gironde estuary in the department of Charente-Maritime,
- The catchment areas of the Nive and the Nivelles (Pyrénées Atlantiques),
- The Forges basin (Landes),
- The catchment area of the Dronne (Dordogne), from the source to the Eglisottes dam at Manfourat,
- The catchment area of the Beauronne (Dordogne), from the source to the Faye dam,
- The catchment area of the Valouse (Dordogne), from the source to the Etang des Roches Noires dam,
- The catchment area of the Paillasse (Gironde), from the source to the Grand Forge dam,
- The catchment area of the Ciron (Lot et Garonne, Gironde), from the source to the Moulin de Castaing dam,
- The catchment area of the Petite Leyre (Landes), from the source to the Pont de l'Espine dam at Argelouse,
- The catchment area of the Pave (Landes), from the source to the Pave dam,
- The catchment area of the Escource (Landes), from the source to the Moulin de Barbe dam,
- The catchment area of the Geloux (Landes), from the source to the D38 dam at Saint Martin d'Oney,
- The catchment area of the Estrigon (Landes), from the source to the Campet et Lamolère dam,
- The catchment area of the Estampon (Landes), from the source to the Ancienne Minoterie dam at Roquefort,
- The catchment area of the Gélise (Landes, Lot and Garonne), from the source to the dam downstream of the confluence of the Gélise and the Osse,
- The catchment area of the Magescq (Landes), from the source to the mouth,
- The catchment area of the Luys (Pyrénées Atlantiques), from the source to the Moulin d'Oro dam,
- The catchment area of the Neez (Pyrénées Atlantiques), from the source to the Jurançon dam,
- The catchment area of the Beez (Pyrénées Atlantiques), from the source to the Nay dam,
- The catchment area of the Gave de Cauterets (Hautes Pyrénées), from the source to the Calypso dam of the Soulom power station.

Coastal areas

The whole of the Atlantic coast between the northern boundary of the department of Vendée and the southern boundary of the department of Charente-Maritime.

2. LOIRE-BRETAGNE

Catchment areas

- All catchment areas in the region of Brittany with the exception of the following catchment areas:
 - Vilaine,
 - Aven,
 - Ster-Goz,
 - the downstream part of the catchment area of the Elorn,
- the Sèvre Niortaise basin,
- the Lay basin,
- the upstream part of the Vienne basin to the Nouâtre dam (department of Indre),
- the basins of the Atlantic coastal rivers in the department of Vendée.

Coastal areas

- The entire coast of Brittany with the exception of the following parts:
 - Rade de Brest,
 - Anse de Camaret,
 - the coastal zone between the 'pointe de Trévignon' and the mouth of the river Laïta,
 - the coastal zone between the mouth of the river Tohon up to the border of the department.

II. LIST OF APPROVED ZONES WITH REGARD TO VHS IN FRANCE**1. LOIRE-BRETAGNE****CATCHMENT AREAS**

- The part of the Loire basin comprising the upstream part of the Huisne catchment area from the source of the water courses to the Ferté-Bernard dams.
-

CORRIGENDA**Corrigendum to Commission Regulation (EEC) No 1538/91 of 5 June 1991 introducing detailed rules for implementing Regulation (EEC) No 1906/90 on certain marketing standards for poultry**

(Official Journal of the European Communities L 143 of 7 June 1991)

On page 20, Annex III, in column 'GR', point (d):

for: 'Πτηνοτροφείο περιορισμένης βοσκής',

read: 'Πτηνοτροφείο παραδοσιακά ελεύθερης βοσκής'.
