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

**COUNCIL COMMON POSITION
of 19 November 2001
on Rwanda**

(2001/799/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 15 thereof,

Whereas:

- (1) By Common Position 2000/558/CFSP ⁽¹⁾, the Council defined the objectives and priorities of the European Union vis-à-vis Rwanda.
- (2) By Joint Action 96/250/CFSP ⁽²⁾, the Council nominated a Special Envoy for the African Great Lakes Region.
- (3) Article 8 of the Partnership agreement between the members of the African, Caribbean and Pacific Group of States of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 ⁽³⁾, makes provision for the establishment of a political dialogue between the European Union and all States signatory to the Agreement with a view to achieving the goals of the Agreement, in particular with regard to peace, security and the promotion of a stable and democratic political environment.
- (4) In the light of developments in Rwanda since September 2000, Common Position 2000/558/CFSP should be revised,

HAS DEFINED THIS COMMON POSITION:

Article 1

The objectives and priorities of the European Union in its relations with Rwanda are to encourage, stimulate and support the process of:

- recovery from genocide and the promotion of national reconciliation;
- reconstruction and development;
- protection and promotion of human rights and fundamental freedoms;

— transition to democracy.

Insofar as regional instability may play a part in jeopardising the achievement of these goals, the European Union shall encourage the Government of Rwanda to work, in particular through its foreign policy, towards the achievement of regional stability, as it does with all other parties to conflicts in the region.

Article 2

The European Union affirms that progress in the areas referred to in Article 1 is primarily the responsibility of the Government of Rwanda. In order to support and encourage its efforts, the European Union shall pursue a constructive and critical political dialogue with the Government of Rwanda, including through the offices of its Special Envoy to the African Great Lakes Region, on the basis of the following provisions.

Article 3

With regard to the Government of Rwanda's regional foreign and security policy, the European Union:

- (a) urges the Government of Rwanda to keep the commitments it made, *inter alia* in Lusaka (July 1999), Kampala (April 2000) and Harare (December 2000) in favour of a negotiated, peaceful and rapid settlement of the crisis in the Democratic Republic of the Congo (DRC), and to comply with the relevant Security Council resolutions on the withdrawal of foreign forces from the DRC, in particular Resolutions 1304 (2000), 1341 (2001) and 1355 (2001);
- (b) considers it most important that the Rwandan troops present in the DRC and the other warring parties should abide by their obligations under international humanitarian law and in connection with the protection of human rights;
- (c) invites the Government of Rwanda to promote dialogue and the systematic search for every peaceful solution with the competent authorities of the neighbouring states involved in the crises in the DRC and Burundi;
- (d) asks the Rwandan authorities, as it asks all parties to the conflict, to take due account of the recommendations and measures that the United Nations could adopt regarding the illegal exploitation of natural resources in the DRC.

⁽¹⁾ OJ L 236, 20.9.2000, p. 1.

⁽²⁾ OJ L 87, 4.4.1996, p. 1. Joint Action as last extended by Joint Action 2000/347/CFSP (OJ L 122, 24.5.2000, p. 6).

⁽³⁾ OJ L 317, 15.12.2000, p. 3.

Article 4

With regard to the situation within Rwanda, the efforts of the European Union shall be based on the following principles:

- (a) Concerning reconciliation and power-sharing, the European Union shall encourage and support reconciliation among all Rwandans within and outside Rwanda, through dialogue between all groups which reject violence and genocide. It points out that such dialogue must seek improved power-sharing, the democratisation of the country, national reconstruction and the protection of minorities. While having regard to the Government's own responsibility in this matter, the European Union stresses the importance it attaches to the independence of action and to the representativeness of the Commission on Reconciliation and National Unity. In that connection the European Union considers it important that that Commission should have a clearly defined programme of action that the European Union could possibly support;
- (b) concerning democratisation, the European Union:
 - stresses the importance of respecting the political balance laid down in Rwanda's basic law. It strongly encourages the Government of Rwanda and the Legal and Constitutional Commission to draw up a new constitution, designed to create a new institutional framework for the country, to guarantee effective protection of the civil and political rights of Rwandans, preservation of social cohesion and the safeguarding of fundamental rights and freedoms;
 - welcomes the creation of a National Electoral Commission, which organised local government elections in March 2001;
 - stresses its attachment to the independence that that Commission should possess for the credibility of the electoral processes and asks the authorities to guarantee the real independence of the Electoral Commission;
 - urges the Government of Rwanda to establish a voting mechanism that will ensure free and fair elections, guaranteeing rights for all Rwandans and for all sectors of society (including political parties) to express their views, freedom of expression and the participation of civil society in public debate and transparency with regard to the whole electoral process and electoral legislation;
 - urges the Government of Rwanda to specify its timetable for democratisation and to prepare actively to hold the various electoral processes which have to take place before the end of the transitional period in 2003;
 - encourages the Government of Rwanda to continue to extend the responsibilities, powers and means of the elected local authorities so as to ensure the participation of the local population in the political and development
- process, and remains prepared to support this process by appropriate means as well as to continue to support the move towards decentralisation initiated by the Government in May 2000;
- (c) concerning the judicial system and the 'Gacaca' method of administering justice (participatory justice based on traditional courts), the European Union:
 - acknowledges the constructive role that the 'Gacaca' may play in resolving the consequences of the 1994 genocide, in particular by speeding up the trial of persons still in prison on suspicion of having taken part in the genocide;
 - stresses the need to implement the 'Gacaca' system as soon as possible, while taking into account the fundamental rights of all concerned;
 - in this respect encourages the Government of Rwanda and the Supreme Court to ensure that 'Gacaca' justice is administered in compliance with international human rights standards;
 - also encourages the 'Gacaca' courts to establish clemency in general as a basic working principle and to safeguard rights guaranteed by law both to those accused, particularly as regards defence and appeals, and to civil parties;
 - further encourages the Government of Rwanda to make certain that all measures relating to the proper administration of 'Gacaca' justice are adopted, in particular with regard to judicial procedure before such courts;
 - will continue, with other partners of the Government of Rwanda, to provide coordinated support to the 'Gacaca' system as implemented in accordance with the aforementioned principles;
 - encourages the Rwandan authorities to continue raising awareness, among the population in general and genocide survivors in particular, of the need to accept these principles, in order to deal simultaneously with the problem of impunity and to reach a pragmatic solution to the alarming problem of a large prison population awaiting trial under precarious conditions of detention;
 - urges the Government of Rwanda to pursue its efforts to reduce the prison population (in particular vulnerable groups such as the elderly, the sick and infirm, those who are currently under age or who were so at the time of their arrest) and its awareness campaign, in particular by speeding up implementation of its decision, announced in 1998, to release prisoners against whom there are no files, or incomplete files;
 - in this connection, welcomes the fact that preliminary, examining 'Gacaca' have taken place and led to the release of a number of prisoners against whom no case could be brought;

- supports the work of the International Criminal Tribunal in Arusha, and in particular renews its efforts to ensure that all States surrender to the Tribunal all those indicted by it for genocide and other serious violations of international humanitarian law. It shall seek continued improvement of the Tribunal's administrative effectiveness;
 - encourages the Government of Rwanda to comply fully with its obligations under the International Covenant on Civil and Political Rights and to observe other international safeguards concerning the death penalty and actively encourages it to envisage the abolition of the death penalty;
- (d) concerning villagisation policy, the European Union:
- encourages the Government of Rwanda to continue the critical reflection on the subject that it has already initiated;
 - notes with interest that the Government of Rwanda now places this issue in the context of its poverty reduction strategy paper;
- (e) concerning human rights, the European Union:
- is disappointed to note that the mandate of the Special Representative of the UN Commission on Human Rights has not been renewed;
 - nevertheless encourages the Government of Rwanda to continue its cooperation with the Office of the UN High Commissioner for Human Rights;
 - urges the Government of Rwanda to promote and take concrete steps to protect the human rights of all Rwandans, including through ensuring the independent and effective functioning of the National Human Rights Commission and by facilitating the activities of human rights organisations working in Rwanda;
 - encourages the National Human Rights Commission to continue working with the NGOs concerned, to step up its activities and to speed up the implementation of its programme of action, to which the Union is contributing;
- (f) concerning economic and social development and cooperation, the European Union stresses the close links between proper implementation of the poverty reduction strategy paper and continued efforts by the Government of Rwanda to achieve a return to peace and security in the region, especially in the DRC, and to consolidate the process of reconciliation and democratisation in Rwanda.

Noting the continued Rwandan presence in the DRC, motivated from the Rwandan point of view by security concerns, the European Union urges the Government of Rwanda to make moves with a view to a peaceful settlement of the conflict in the DRC, under the terms of the Lusaka and Kampala Agreements and in accordance with the relevant Security Council resolutions, in particular

Resolution 1304, which would be likely, subject to detailed examination by the competent bodies, to influence the quality of the cooperation links between the European Union and Rwanda;

- (g) concerning the reintegration into Rwandan society of genocide survivors, demobilised soldiers and all other displaced people, the European Union encourages and supports efforts by the Government of Rwanda to facilitate this process, including through cooperation with relevant international organisations. In particular, the European Union is ready to consider support for the demobilisation of the Rwandan army and a Disarmament, Demobilisation, Repatriation and Reintegration plan for the negative forces (ex-FAR and Interahamwe).

The European Union declares itself convinced that the question of disarming Rwandan armed groups driven back to the DRC, like that of disarming other armed groups, cannot be settled by force but must be solved voluntarily and using incentives in within the framework of political undertakings by the countries concerned. It accordingly demands that all States in the region refrain from giving military support to these groups. It welcomes the programmes devised by the Government of Rwanda for reintegrating returning refugees and it urges the Government of Rwanda to continue developing such programmes with a view to admitting in complete security all rebels who are not implicated in the genocide or in war crimes, in particular as part of the Disarmament, Demobilisation, Repatriation and Reintegration operations provided for in the Lusaka Agreement.

Article 5

The Council notes that the Commission intends to direct its action towards achieving the objectives and priorities of this Common Position, where appropriate by pertinent Community measures.

Article 6

In implementing this Common Position, the European Union will cooperate closely with the United Nations Organisation, the Organisation of African Unity and other interested organisations.

Article 7

The implementation of this Common Position will be monitored regularly. It will be reviewed within 12 months.

Article 8

This Common Position shall replace Common Position 2000/558/CFSP.

Article 9

This Common Position shall take effect on the day of its adoption.

Article 10

This Common Position shall be published in the Official Journal.

Done at Brussels, 19 November 2001.

For the Council

The President

L. MICHEL

COUNCIL JOINT ACTION
of 19 November 2001
extending the mandate of the European Union Special Representative for the Middle East peace process

(2001/800/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Articles 14 and 18(5) thereof,

Whereas:

- (1) Joint Action 2000/794/CFSP of 14 December 2000 appointing the European Union Special Representative for the Middle East peace process ⁽¹⁾ is due to expire on 31 December 2001.
- (2) On the basis of a review of Joint Action 2000/794/CFSP, the mandate of the Special Representative should be extended.
- (3) It is also important to ensure coordination and coherence of the European Union approach in the Middle East.
- (4) On 30 March 2000 the Council adopted guidelines on the appointing procedure and administrative arrangements for European Union Special Representatives (EUSRs),

HAS ADOPTED THIS JOINT ACTION:

Article 1

The mandate of Mr Miguel Angel Moratinos as the European Union Special Representative for the Middle East peace process is hereby extended.

Article 2

The mandate of the Special Representative shall be to:

- (a) establish and maintain close contact with all the parties to the peace process, other countries of the region, the United States of America and other interested countries, as well as relevant international organisations, in order to work with them in strengthening the peace process;
- (b) observe peace negotiations between the parties and be ready to offer the European Union's advice and good offices should the parties request this;
- (c) contribute, where requested, to the implementation of international agreements reached between parties and engage with them diplomatically in the event of non-compliance with the terms of these agreements;
- (d) engage constructively with signatories to agreements within the framework of the peace process in order to promote

compliance with the basic norms of democracy, including respect for human rights and the rule of law;

- (e) report to the Council's bodies on the possibilities for European Union intervention in the peace process and on the best way of pursuing European Union initiatives and ongoing Middle East peace process-related European Union business, including the political aspects of relevant European Union development projects;
- (f) monitor actions by either side which might prejudice the outcome of the permanent status negotiations;
- (g) develop joint cooperation on security issues within the EU-Palestinian Permanent Security Committee set up on 9 April 1998;
- (h) contribute to a better understanding of the EU's role among opinion leaders in the region.

Article 3

1. The financial reference amount intended to cover the operational expenditure related to the mission of the Special Representative shall be set at EUR 1 100 000 for the year 2002.

2. The amount specified in paragraph 1 shall be allocated to financing the expenditure of the EU-Israel Forum and the Final Status Task Forces, and that relating to cooperation through the EU/Palestinian Security Committee.

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

4. The management of operational expenditure shall be subject to a contract between the Special Representative and the Commission.

Article 4

1. The Special Representative shall conclude a contract with the Council.

2. The Special Representative shall be responsible for implementing his mandate, including the constitution of his team, in consultation with the Presidency, assisted by the Secretary-General/High Representative, and in full association with the Commission.

3. Member States and European Union institutions may propose the secondment of staff to work with the Special Representative. The remuneration of personnel seconded by a Member State or a European Union institution to the Special Representative shall be covered by the Member State or European Union institution concerned.

⁽¹⁾ OJ L 318, 16.12.2000, p. 5.

4. All A-type posts shall be published in Member States and European Union institutions and filled by the best-qualified applicants.

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

6. The Presidency, Commission and/or Member States, as appropriate, shall provide logistical support in the region.

Article 5

The Special Representative shall report directly to the Secretary-General/High Representative. He shall be accountable to the Secretary-General/High Representative for administrative expenditure incurred in respect of his activities.

Article 6

1. The Special Representative shall submit regular reports, on his own initiative or when requested, to the Council through the Secretary-General/High Representative. These reports shall also be forwarded to the Commission.

2. The implementation of this Joint Action shall be kept under regular review, taking into account notably the develop-

ment of and consistency with other European Union contributions to the region.

3. In particular the Presidency, assisted by the Secretary-General/High Representative, shall ensure coordination between the activities of the Special Representative and the EU adviser appointed under Council Joint Action 2000/298/CFSP of 13 April 2000 on a European Union assistance programme to support the Palestinian Authority in its efforts to counter terrorist activities emanating from the territories under its control ⁽¹⁾.

Article 7

This Joint Action shall enter into force on 1 January 2002.

It shall apply until 31 December 2002.

Article 8

This Joint Action shall be published in the Official Journal.

Done at Brussels, 19 November 2001.

For the Council

The President

L. MICHEL

⁽¹⁾ OJ L 97, 19.4.2000, p. 4.

COUNCIL JOINT ACTION
of 19 November 2001
regarding European Union support for the establishment of an interim multinational security
presence in Burundi

(2001/801/CFSP)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 14 thereof,

Whereas:

- (1) On 29 October 2001 the United Nations Security Council adopted Resolution 1375 (2001), in which it commends the efforts of the South African Government and other UN Member States to support implementation of the Arusha Agreement and strongly endorses in this regard the establishment of an interim multinational security presence in Burundi, at the request of the Burundian Government, to protect returning political leaders and train an all-Burundian protection force.
- (2) A coordinated European Union support programme designed to implement the measures outlined in this Joint Action is required to launch the peace process.
- (3) The situation in 2001 has been highly volatile, with two attempted coups d'état and continuing violence. With regard to the negotiations on implementing the Peace Agreement signed in August 2000, despite the lack of a ceasefire, substantial progress has been made, particularly in July 2001, when a consensus was reached on the arrangements for transition to democracy, and in October 2001, when a decision was taken on the protection of politicians returning from exile. Such protection should be guaranteed by an interim multinational security presence whose powers were to be transferred to an all-Burundian protection force.
- (4) In addition to support from the United Nations Security Council, it is essential for the political viability of this initiative aimed at ensuring the safety of opposition leaders returning from exile that the consensus among the political representatives in Burundi be maintained and that the Status of Forces Agreement endorsed by the Governments involved, concerning the conditions of deployment and mandate of the interim multinational security force, be observed.
- (5) The medium-term viability of the objectives set out in United Nations Security Council Resolution 1375 (2001) is also dependent on a significant financial contribution from the whole International Community.

- (6) The Council notes that the Commission intends to direct its action towards achieving the other objectives and priorities set out in United Nations Security Council Resolution 1375 (2001), as a means of contributing to consolidation of the peace process and implementation of the Arusha Peace Agreement, by appropriate Community measures,

HAS ADOPTED THIS JOINT ACTION:

Article 1

In the context of its support for the Arusha Agreement and Burundian efforts to implement that Agreement, the European Union endorses the initiative aimed at establishing an interim multinational security presence in Burundi with a view to protecting returning political leaders as part of the process of installing a transitional government.

Article 2

1. The European Union shall provide financial support to cover certain expenditure incurred during the deployment phase of the said interim multinational security presence in Burundi. The reference amount shall be EUR 9,5 million.
2. The expenditure financed by the amount stipulated in paragraph 1 shall be managed in accordance with the European Community procedures and rules applicable to the budget. Expenditure shall become eligible as from 25 October 2001.

Article 3

This Joint Action shall enter into force on the date of its adoption.

It shall expire on 1 June 2002.

Article 4

This Joint Action shall be published in the Official Journal.

Done at Brussels, 19 November 2001.

For the Council
The President
L. MICHEL

I

(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC) No 2241/2001
of 15 November 2001
amending the autonomous common customs tariff duty for garlic falling within CN code
0703 20 00**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The Agreement in the form of an Exchange of Letters between the European Community and the Argentine Republic pursuant to Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994, for the modification of concessions with respect to garlic provided for in Schedule CXL annexed to the GATT, was approved on behalf of the Community by Decision 2001/404/EC ⁽¹⁾.
- (2) The conditions for importing garlic have thus been amended as a result from 1 June 2001. The new system subjects imports of garlic falling within CN code 0703 20 00, outside of a GATT quota, to a customs duty comprising an *ad valorem* rate of 9,6 % and a specific amount, fixed at EUR 1 200 per tonne net.

- (3) So that the new system can completely fulfil its role, the autonomous rate of duty fixed in the common customs tariff should be increased by the same specific amount as that laid down for the out-of-quota conventional duty, with effect from 1 June 2001,

HAS ADOPTED THIS REGULATION:

Article 1

The autonomous common customs tariff duty for garlic falling within CN code 0703 20 00 shall comprise an *ad valorem* rate of 12 % and a specific amount of EUR 1 200 per tonne net.

Article 2

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

It shall apply from 1 June 2001.

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

Done at Brussels, 15 November 2001.

For the Council

The President

M. AELVOET

⁽¹⁾ OJ L 142, 29.5.2001, p. 7.

COMMISSION REGULATION (EC) No 2242/2001
of 19 November 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 20 November 2001.

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

Done at Brussels, 19 November 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 19 November 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	85,3
	070	17,0
	096	12,7
	204	37,1
	999	38,0
0707 00 05	052	11,1
	999	11,1
0709 90 70	052	94,7
	999	94,7
0805 20 10	204	71,1
	999	71,1
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	50,9
	204	76,2
	464	174,2
	999	100,4
0805 30 10	052	43,3
	388	30,5
	524	55,5
	528	52,9
	600	68,5
	999	50,1
0806 10 10	052	118,4
	064	89,0
	400	316,6
	508	357,9
	999	220,5
0808 10 20, 0808 10 50, 0808 10 90	060	38,0
	400	77,7
	404	92,9
	800	199,4
	999	102,0
0808 20 50	052	102,9
	400	121,6
	999	112,3

⁽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 2243/2001
of 16 November 2001**

**amending Council Regulation (EC) No 1420/1999 and Commission Regulation (EC) No 1547/1999
as regards shipments of certain types of waste to Cameroon, Paraguay and Singapore**

(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 259/93 of 1 February 1993 on the supervision and control of shipments of waste within, into and out of the European Community ⁽¹⁾, as last amended by Commission Decision 1999/816/EC ⁽²⁾, and in particular Article 17(3) thereof,

Having regard to Council Regulation (EC) No 1420/1999 of 29 April 1999 establishing common rules and procedures to apply to shipments to certain non-OECD countries of certain types of waste ⁽³⁾, as last amended by Commission Regulation (EC) No 1800/2001 ⁽⁴⁾, and in particular Article 3(5) thereof,

Whereas:

(1) In January 2000, the Commission sent a *note verbale* to all non-OECD countries (plus Hungary and Poland which do not yet apply OECD Decision C(92)39 final). The purpose of this *note verbale* was threefold: (a) to inform these countries of the Community's new regulations; (b) to ask for confirmation of the respective positions as outlined in the annexes to Regulation (EC) No 1420/1999 and Commission Regulation (EC) No 1547/1999 of 12 July 1999 determining the control procedures under Council Regulation (EEC) No 259/93 to apply to shipments of certain types of waste to certain countries to which OECD Decision C(92) 39 final does not apply ⁽⁵⁾, as last amended by Regulation (EC) No 1800/2001; and (c) to have an answer from those countries which did not reply in 1994.

(2) Among the countries that replied, Paraguay notified the Commission that the import of certain wastes listed in Annex II to Regulation (EEC) No 259/93 is accepted without any control procedure. Concerning other waste, they have indicated that their position is not changed (reply of 1 March 2000).

(3) Singapore notified the Commission that the import of certain wastes listed in Annex II to Regulation (EEC) No 259/93 is accepted either without any control procedure

or following the procedure applying to waste listed in Annex III to the same regulation ('amber procedure'). Concerning other waste, they have indicated that their position is not changed (reply of 4 January 2001).

(4) In accordance with Article 17(3) of Regulation (EEC) No 259/93, the committee set up by Article 18 of Council Directive 75/442/EEC of 15 July 1975 on waste ⁽⁶⁾, as last amended by Commission Decision 96/350/EC ⁽⁷⁾, was notified of the official request of Singapore on 11 January 2001 and was notified of the official request of Paraguay on 8 February 2001.

(5) In order to take into account the new situation of these countries, it is necessary to amend at the same time Regulation (EC) No 1420/1999 and Regulation (EC) No 1547/1999.

(6) Concerning Cameroon it is necessary to amend section GA of Annexe A to Regulation (EC) No 1420/1999 to ensure consistency with Regulation (EC) No 1547/1999.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Committee set up by Article 18 of Directive 75/442/EEC,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes A and D to Regulation (EC) No 1547/1999 are amended as set out in Annex I to this Regulation.

Article 2

Annex A to Regulation (EC) No 1420/1999 is amended as set out in Annex II to this Regulation.

Article 3

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Communities*.

⁽¹⁾ OJ L 30, 6.2.1993, p. 1.

⁽²⁾ OJ L 316, 10.12.1999, p. 45.

⁽³⁾ OJ L 166, 1.7.1999, p. 6.

⁽⁴⁾ OJ L 244, 14.9.2001, p. 19.

⁽⁵⁾ OJ L 185, 17.7.1999, p. 1.

⁽⁶⁾ OJ L 194, 25.7.1975, p. 39.

⁽⁷⁾ OJ L 135, 6.6.1996, p. 32.

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

Done at Brussels, 16 November 2001.

For the Commission
Pascal LAMY
Member of the Commission

ANNEX I

Annexes A and D to the Regulation (EC) No 1547/1999 are amended as follows:

1. In Annex A, section GC ('Other wastes containing metals') to the text related to SINGAPORE, the following entry is inserted:

'GC 020	Electronic scrap (e.g. printed circuit boards, electronic components, wire, etc.) and reclaimed electronic components suitable for base and precious metal recovery'.
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2. In Annex D, all the text related to PARAGUAY is replaced by the text:

PARAGUAY

1. In section GA ("Metal and metal-alloy wastes in metallic non-dispersible (*) form")

GA 120	7404 00	Copper waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	ex 7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 430	7204	Iron or steel scrap

2. All types in section GH ("Solid plastic waste")

3. All types in section GI ("Paper, paperboard and paper product wastes").

4. In section GJ ("Textile waste"):

GJ 010	5003	Silk waste (including cocoons unsuitable for reeling, yarn waste and garnetted stock):
GJ 011	5003 10	— Not carded or combed
GJ 030	5202	Cotton waste (including yarn waste and garnetted stock)
GJ 031	5202 10	Yarn waste (including thread waste)
GJ 032	5202 91	Garnetted stock

5. In section GL ("Untreated cork and wood wastes")

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

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

3. In Annex D all the text related to SINGAPORE is replaced by the text:

SINGAPORE

1. In section GA ("Metal and metal-alloy wastes in metallic non-dispersible (*) form")

GA 430	7204	Iron or steel scrap
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(*) "Non-dispersible" does not include any wastes in the form of powder, sludge, dust or solid items containing encased hazardous waste liquids.'

ANNEX II

Annex A to Regulation (EC) No 1420/1999 is amended as follows:

1. In Section GA ('Metal and metal-alloy wastes in metallic non-dispersible form') to the text related to CAMEROON the entry:

'GA 130	7503 00	Nickel waste and scrap'
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is replaced by the entry:

'GA 140	7602 00	Aluminium waste and scrap'.
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2. All the text related to PARAGUAY is replaced by the text:

'PARAGUAY

All types except:

1. In section GA ("Metal and metal-alloy wastes in metallic non-dispersible (*) form")

GA 120	7404 00	Copper waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	ex 7802 00	Lead waste and scrap
GA 160	7902 00	Zinc waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 430	7204	Iron or steel scrap

2. All types in section GH ("Solid plastic wastes")

3. All types in section GI ("Paper, paperboard and paper product wastes").

4. In section GJ ("Textile waste"):

GJ 010	5003	Silk waste (including cocoons unsuitable for reeling, yarn waste and garnetted stock):
GJ 011	5003 10	— Not carded or combed
GJ 030	5202	Cotton waste (including yarn waste and garnetted stock)
GJ 031	5202 10	Yarn waste (including thread waste)
GJ 032	5202 91	Garnetted stock

5. In Section GL ("Untreated cork and wood wastes")

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

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

3. All the text related to SINGAPORE is replaced by the text:

'SINGAPORE

All types except:

1. In section GA ("Metal and metal-alloy wastes in metallic, non-dispersible (*) form"):

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

GA 010	ex 7112 10	— Of gold
GA 020	ex 7112 20	— Of platinum (the expression "platinum" includes platinum, iridium, osmium, palladium, rhodium and ruthenium)
GA 030	ex 7112 90	— Other precious metals, e.g. silver

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

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

GA 120	7404 00	Copper waste and scrap
GA 130	7503 00	Nickel waste and scrap
GA 140	7602 00	Aluminium waste and scrap
GA 150	ex 7802 00	Lead waste and scrap
GA 170	8002 00	Tin waste and scrap
GA 190	ex 8102 91	Molybdenum waste and scrap
GA 250	ex 8108 10	Titanium waste and scrap
GA 260	ex 8109 10	Zirconium waste and scrap
GA 280	ex 8111 00	Manganese waste and scrap
GA 300	ex 8112 20	Chromium waste and scrap
GA 320	ex 8112 40	Vanadium waste and scrap
GA 350	ex 8112 91	Niobium waste and scrap
GA 430	7204	Iron or steel scrap

2. In section GC ("Other wastes containing metals"):

GC 020		Electronic scrap (e.g. printed circuit boards, electronic components, wire, etc.) and reclaimed electronic components suitable for base and precious metal recovery
GC 070	ex 2619 00	Slags arising from the manufacture of iron and carbon steel (including low alloy steel) excluding those slags which have been specifically produced to meet both national and relevant international requirements and standards (**)

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

3. In section GD ("Wastes from mining operations: these wastes to be in non-dispersible form"):

GD 020	ex 2514 00	Slate waste, whether or not roughly trimmed or merely cut by sawing or otherwise
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4. In section GH ("Solid plastic wastes"):

GH 013	ex 3915 30	Waste, parings and scrap of plastics of: — Polymers of vinyl chloride
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(*) "Non-dispersible" does not include any wastes in the form of powder, sludge, dust or solid items containing encased hazardous waste liquids.

**COMMISSION REGULATION (EC) No 2244/2001
of 19 November 2001**

**amending Regulation (EC) No 1780/97 laying down detailed rules for the application of Council
Regulation (EC) No 723/97 on the implementation of Member States' action programmes on
control of EAGGF Guarantee Section expenditure**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 723/97 of 22 April 1997 on the implementation of Member States' action programmes on control of EAGGF Guarantee Section expenditure ⁽¹⁾, as amended by Regulation (EC) No 2136/2001 ⁽²⁾, and in particular Article 6 thereof,

Whereas:

- (1) Regulation (EC) No 2136/2001 extends by two years the period of five years provided for in Regulation (EC) No 723/97 for Community financial participation in Member States' action programmes.
- (2) As a result of the date of entry into force of Regulation (EC) No 2136/2001 the Commission was unable to fix the maximum amount of the Community financial participation for 2002 in accordance with Commission Regulation (EC) No 1780/97 of 15 September 1997 laying down detailed rules for the application of Council Regulation (EC) No 723/97 on the implementation of Member States' action programmes on control of EAGGF Guarantee Section expenditure ⁽³⁾, as last amended by Regulation (EC) No 1890/98 ⁽⁴⁾. A new time limit for the Commission's decision should there-

fore be set for this year and the expenditure eligible for Community co-financing should be determined.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the EAGGF Committee,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 2 of Regulation (EC) No 1780/97, the following paragraph 2a is added:

'2a. By derogation from the first subparagraph of paragraph 2, the Commission shall fix, on the basis of the information provided by the Member States, the maximum amount of the Community financial participation for 2002, expressed in euro, within three months following the deadline for presentation of the programmes by the Member States.

Only expenditure paid after 1 January 2002 shall be eligible for Community co-financing.'

Article 2

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

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

Done at Brussels, 19 November 2001.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 108, 25.4.1997, p. 6.

⁽²⁾ OJ L 288, 1.11.2001, p. 1.

⁽³⁾ OJ L 252, 16.9.1997, p. 20.

⁽⁴⁾ OJ L 245, 4.9.1998, p. 28.

COMMISSION REGULATION (EC) No 2245/2001**of 19 November 2001****amending Annexes IIIB and VI to Council Regulation (EC) No 517/94 as regards quotas for the Federal Republic of Yugoslavia**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 517/94 of 7 March 1994 on common rules for imports of textile products from certain third countries not covered by bilateral agreements, protocols or other arrangements, or by other specific Community import rules ⁽¹⁾, as last amended by Commission Regulation (EC) No 2878/2000 ⁽²⁾, and in particular Article 5 in conjunction with Article 25(4) thereof,

Whereas:

(1) Regulation (EC) No 517/94 establishes the annual quantitative limits for certain textile products originating in the Federal Republic of Yugoslavia.

(2) Following the political changes in the Federal Republic of Yugoslavia in October 2000, that country is now a full participant in the EU's Stabilisation and Association process and is a full beneficiary of the Community's preferential trade regime with the countries of the Western Balkans established by Council Regulation (EC) No 2007/2000 of 18 September 2000 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's Stabilisation and Association process, amending Regulation (EC) No 2820/98, and repealing Regulations (EC) No 1763/1999 and (EC) No 6/2000 ⁽³⁾, as amended by Regulation (EC) No 2563/2000 ⁽⁴⁾.

(3) A mandate for the negotiation of a bilateral agreement in trade in textiles cannot yet be considered since issues relating to foreign trade and customs control within the Federal Republic of Yugoslavia have still to be resolved.

(4) Trade in certain categories of textile products is presently blocked because the quotas have been exhausted. The Federal Republic of Yugoslavia has requested a 20 % increase in those quotas.

(5) It is appropriate to increase the levels of all quotas for the Federal Republic of Yugoslavia, as was done for Croatia and Bosnia and Herzegovina for the year 2000 by Council Regulation (EC) No 7/2000 ⁽⁵⁾ prior to the negotiation of bilateral textile agreements with those two countries.

(6) The starting point for determining that increase should be the quota growth rate per category which was foreseen in a Supplementary Protocol to the Cooperation Agreement between the European Economic Community and the Socialist Federal Republic of Yugoslavia on trade in textile products, concluded by Council Decision 90/649/EEC ⁽⁶⁾.

(7) That across-the-board increase should be redistributed to the categories most needed, up to the limits of the increases requested by the Federal Republic of Yugoslavia.

(8) The increased quota levels should apply from the beginning of the year 2001 in order to absorb certain pending import requests.

(9) Regulation (EC) No 517/94 should therefore be amended accordingly.

(10) The measures provided for in this Regulation are in accordance with the opinion of the Textiles Committee, as defined by Regulation (EC) No 517/94,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes IIIB and VI to Regulation (EC) No 517/94 are amended as set out in the Annex to this Regulation.

Article 2

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

It shall apply with effect from 1 January 2001.

⁽¹⁾ OJ L 67, 10.3.1994, p. 1.

⁽²⁾ OJ L 333, 29.12.2000, p. 60.

⁽³⁾ OJ L 240, 23.9.2000, p. 1.

⁽⁴⁾ OJ L 295, 23.11.2000, p. 1.

⁽⁵⁾ OJ L 2, 5.1.2000, p. 51.

⁽⁶⁾ OJ L 352, 15.12.1990, p. 120.

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

Done at Brussels, 19 November 2001.

For the Commission
Pascal LAMY
Member of the Commission

ANNEX

Annexes IIIB and VI to Regulation (EC) No 517/94 are amended as follows:

1. Annex IIIB is replaced by the following:

‘ANNEX IIIB

Annual Community quantitative limits referred to in the fourth indent of Article 2(1)

FEDERAL REPUBLIC OF YUGOSLAVIA

Category	Unit	Quantity
1	Tonnes	2 309
2	Tonnes	2 848
2a	Tonnes	644
3	Tonnes	312
5	1 000 pieces	794
6	1 000 pieces	419
7	1 000 pieces	241
8	1 000 pieces	1 066
9	Tonnes	292
15	1 000 pieces	308
16	1 000 pieces	230
67	Tonnes	241’

2. Annex VI is replaced by the following:

‘ANNEX VI

OUTWARD PROCESSING TRAFFIC**Annual Community quantitative limits referred to in Article 4**

FEDERAL REPUBLIC OF YUGOSLAVIA

Category	Unit	Quantity
5	1 000 pieces	1 483
6	1 000 pieces	4 441
7	1 000 pieces	2 170
8	1 000 pieces	4 902
15	1 000 pieces	2 548
16	1 000 pieces	1 374’

**COMMISSION REGULATION (EC) No 2246/2001
of 19 November 2001**

**amending Regulations (EC) No 1442/2001 and (EC) No 1954/2001 as regards authorised transfers
between the quantitative limits of textiles and clothing products originating in the Republic of
India**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

products originating in the Republic of India ⁽²⁾ accommodated two such requests from the Republic of India.

Having regard to the Treaty establishing the European Community,

(3) On 27 September 2001 the Republic of India submitted a revised request for modification of the transfers authorised by those Regulations.

Having regard to Council Regulation (EEC) No 3030/93 of 12 October 1993 on common rules for imports of certain textile products from third countries ⁽¹⁾, as last amended by Regulation (EC) No 1809/2001 ⁽²⁾, and in particular Article 7 thereof,

(4) The transfers, as modified, requested by the Republic of India, fall within the limits of the flexibility provisions in Regulation (EEC) No 3030/93.

Having regard to the notification from the Republic of India,

(5) It is, therefore, appropriate to grant the revised request and Regulations (EC) No 1442/2001 and (EC) No 1954/2001 should be amended accordingly.

Whereas:

(6) It is desirable for this Regulation to enter into force on the day after its publication in order to allow operators to benefit from it as soon as possible.

(1) Paragraph 6 of the Memorandum of Understanding between the European Community and the Republic of India on arrangements in the area of market access for textiles products, initialled on 31 December 1994 and approved by Council Decision 96/386/EC ⁽³⁾, provides that favourable consideration is to be given to certain requests from the Republic of India for 'exceptional flexibility' in the setting of quotas for those products.

(7) The measures provided for in this Regulation are in accordance with the opinion of the Textile Committee,

HAS ADOPTED THIS REGULATION:

(2) Commission Regulations (EC) No 1442/2001 of 16 July 2001 on the authorisation of transfers between the quantitative limits of textiles and clothing products originating in the Republic of India ⁽⁴⁾ and (EC) No 1954/2001 of 5 October 2001 authorising transfers between the quantitative limits of textiles and clothing

Article 1

In the Annex to Regulation (EC) No 1442/2001, the row for Group IIB, category 26, is replaced by the following:

Group	Category	Unit	Limit 2001	Adjusted working level	Quantity in units	Quantity in tonnes	%	Flexibility	Adjusted working level
IIB	26	pieces	19 546 000	20 914 220	3 100 000	1 000	15,9 %	Transfer from category 15	24 014 220
					- 1 550 000	- 500	7,95 %	Transfer to category 2A	22 464 220'

Article 2

In the Annex to Regulation (EC) No 1954/2001, the row for Group IA, category 2A, is replaced by the following:

⁽¹⁾ OJ L 275, 8.11.1993, p. 1.

⁽²⁾ OJ L 252, 20.9.2001, p. 1.

⁽³⁾ OJ L 153, 27.6.1996, p. 53.

⁽⁴⁾ OJ L 193, 17.7.2001, p. 7.

⁽⁵⁾ OJ L 266, 6.10.2001, p. 6.

Group	Category	Unit	Limit 2001	Adjusted working level	Quantity in units	Quantity in tonnes	%	Flexibility	Adjusted working level
1A	2A	kgs	21 372 000	22 868 000	1 500 000	1 500	7 %	Transfer from categories 3 and 26	24 368 000'

Article 3

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

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

Done at Brussels, 19 November 2001.

For the Commission

Pascal LAMY

Member of the Commission

**COMMISSION REGULATION (EC) No 2247/2001
of 19 November 2001**

on import licences in respect of beef and veal products originating in Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1706/98 of 20 July 1998 on the arrangements applicable to agricultural products and goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States (ACP States) and repealing Regulation (EEC) No 715/90 ⁽¹⁾, and in particular Article 30 thereof,

Having regard to Commission Regulation (EC) No 1918/98 of 9 September 1998 laying down detailed rules for the application in the beef and veal sector of Council Regulation (EC) No 1706/98 on the arrangements applicable to agricultural products and certain goods resulting from the processing of agricultural products originating in the African, Caribbean and Pacific States and repealing Regulation (EC) No 589/96 ⁽²⁾, and in particular Article 4 thereof,

Whereas:

(1) Article 1 of Regulation (EC) No 1918/98 provides for the possibility of issuing import licences for beef and veal products. However, imports must take place within the limits of the quantities specified for each of these exporting non-member countries.

(2) The applications for import licences submitted between 1 and 10 November 2001, expressed in terms of boned meat, in accordance with Regulation (EC) No 1918/98, do not exceed, in respect of products originating from Botswana, Kenya, Madagascar, Swaziland, Zimbabwe and Namibia, the quantities available from those States. It is therefore possible to issue import licences in respect of the quantities applied for.

(3) The quantities in respect of which licences may be applied for from 1 December 2001 should be fixed within the scope of the total quantity of 52 100 tonnes.

(4) This Regulation is without prejudice to Council Directive 72/462/EEC of 12 December 1972 on health and veterinary inspection problems upon importation of bovine,

ovine and caprine animals and swine, fresh meat or meat products from third countries ⁽³⁾, as last amended by Regulation (EC) No 1452/2001 ⁽⁴⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The following Member States shall issue on 21 November 2001 import licences for beef and veal products, expressed as boned meat, originating in certain African, Caribbean and Pacific States, in respect of the following quantities and countries of origin:

United Kingdom:

- 400 tonnes originating in Botswana,
- 570 tonnes originating in Namibia,
- 14,5 tonnes originating in Swaziland,
- 3,53 tonnes originating in Zimbabwe.

Article 2

Licence applications may be submitted, pursuant to Article 3(2) of Regulation (EC) No 1918/98, during the first 10 days of December 2001 for the following quantities of boned beef and veal:

Botswana:	4 576 tonnes,
Kenya:	142 tonnes,
Madagascar:	7 579 tonnes,
Swaziland:	3 318,5 tonnes,
Zimbabwe:	2 676,52 tonnes,
Namibia:	3 257 tonnes.

Article 3

This Regulation shall enter into force on 21 November 2001.

⁽¹⁾ OJ L 215, 1.8.1998, p. 12.

⁽²⁾ OJ L 250, 10.9.1998, p. 16.

⁽³⁾ OJ L 302, 31.12.1972, p. 28.

⁽⁴⁾ OJ L 198, 21.7.2001, p. 11.

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

Done at Brussels, 19 November 2001.

For the Commission
Franz FISCHLER
Member of the Commission

CORRIGENDA

Corrigendum to Commission Regulation (EC) No 2216/2001 of 15 November 2001 amending the rates of the refunds applicable to certain products from the milk sector exported in the form of goods not covered by Annex I to the Treaty

(Official Journal of the European Communities L 300 of 16 November 2001)

On page 30, recital 1:

for: '... 1 July 2001 ...',

read: '... 1 November 2001 ...'.
