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I

(Acts whose publication is obligatory)

**COMMISSION REGULATION (EC) No 2143/2003
of 8 December 2003
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 1947/2002 ⁽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 9 December 2003.

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

Done at Brussels, 8 December 2003.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 299, 1.11.2002, p. 17.

ANNEX

to the Commission Regulation of 8 December 2003 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	65,6
	060	86,6
	204	56,6
	212	108,5
	624	111,0
	999	85,7
0707 00 05	052	103,3
	999	103,3
0709 90 70	052	93,3
	204	97,6
	999	95,5
0805 10 10, 0805 10 30, 0805 10 50	388	46,6
	999	46,6
0805 20 10	052	62,0
	204	63,2
	999	62,6
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	72,3
	464	142,6
	999	107,5
0805 50 10	052	66,5
	388	82,9
	600	77,0
	999	75,5
0808 10 20, 0808 10 50, 0808 10 90	052	38,0
	060	37,0
	064	51,0
	388	115,4
	400	75,8
	404	80,8
	720	79,4
	800	135,4
	999	76,6
0808 20 50	052	90,0
	060	50,5
	064	60,8
	400	85,0
	720	60,6
	999	69,4

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2020/2001 (OJ L 273, 16.10.2001, p. 6). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 2144/2003

of 8 December 2003

amending Regulation (EEC) No 94/92 laying down detailed rules for implementing the arrangements for imports from third countries provided for in Council Regulation (EEC) No 2092/91

(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 2092/91 of 24 June 1991 on organic production of agricultural products and indications referring thereto on agricultural products and foodstuffs ⁽¹⁾, as last amended by Commission Regulation (EC) No 1452/2003 ⁽²⁾, and in particular Article 11(1) thereof,

Whereas:

(1) The list of third countries from which certain agricultural products obtained by the organic production method must originate in order to be marketed within the Community, provided for in Article 11(1) of Regulation (EEC) No 2092/91, is set out in the Annex to Commission Regulation (EEC) No 94/92 ⁽³⁾, as last amended by Regulation (EC) No 545/2003 ⁽⁴⁾. That list was drawn up in accordance with Article 11(2) of Regulation (EEC) No 2092/91.

(2) The Argentine authorities have asked the Commission to include a new inspection and certification body in accordance with Regulation (EEC) No 94/92. The Argentine authorities have provided the Commission with all the necessary guarantees and information to satisfy it that the new inspection and certification body meets the criteria laid down in Article 11(2) of Regulation (EEC) No 2092/91.

(3) The Australian authorities have informed the Commission that one inspection body has restructured its activity and has changed its name.

(4) Hungary introduced a request to extend the product categories, included in the list provided for in Article 11(1) of Regulation (EEC) No 2092/91, in order to include livestock and livestock products. It submitted the information required pursuant to Article 2(2) of Regulation (EEC) No 94/92.

(5) The examination of this information and consequent discussion with the Hungarian authorities has led to the conclusion that the rules governing production and inspection of livestock and livestock products are equivalent to those laid down in Regulation (EEC) No 2092/91.

(6) Switzerland has requested the Commission to amend the terms of its inclusion in accordance with the Agreement between the European Community and the Swiss Confederation on trade in agricultural products ⁽⁵⁾, in particular with its Annex 9 on organically produced agricultural products and foodstuffs.

(7) Switzerland has submitted the information required pursuant to Article 2(5) of Regulation (EEC) No 94/92. The examination of the information submitted has led to the conclusion that the requirements are equivalent to those resulting from the Community legislation.

(8) The New Zealand authorities have submitted the more precise name of the certificate issuing body.

(9) Regulation (EEC) No 94/92 should therefore be amended accordingly.

(10) The measures provided for in this Regulation are in accordance with the opinion of the Committee mentioned in Article 14 of Regulation (EEC) No 2092/91,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EEC) No 94/92 is amended as set out in the Annex to this Regulation.

Article 2

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

⁽¹⁾ OJ L 198, 22.7.1991, p. 1.

⁽²⁾ OJ L 206, 15.8.2003, p. 17.

⁽³⁾ OJ L 11, 17.1.1992, p. 14.

⁽⁴⁾ OJ L 81, 28.3.2003, p. 10.

⁽⁵⁾ OJ L 114, 30.4.2002, p. 132.

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

Done at Brussels, 8 December 2003.

For the Commission

Franz FISCHLER

Member of the Commission

ANNEX

The Annex to Regulation (EEC) No 94/92 is amended as follows:

1. in point 3 of the text referring to Argentina, the indent '— Food Safety SA' is added;
 2. in point 3 of the text referring to Australia, the third indent '— Biological Farmers of Australia (BFA)' is deleted and the indent '— Australian Certified Organic Inc.' is added;
 3. in the text referring to Hungary, point 1 is replaced by the following:
 - '1. Product categories:
 - (a) unprocessed agricultural crop products, livestock and unprocessed livestock products within the meaning of Article 1(1)(a) of Regulation (EEC) No 2092/91;
 - (b) processed agricultural crop and livestock products intended for human consumption within the meaning of Article 1(1)(b) of Regulation (EEC) No 2092/91.;
 4. in point 2 of the text referring to Switzerland, the following is added after the third indent:

'— or from a third country whose production rules and inspection system have been recognised by Switzerland as being equivalent to those established under Swiss legislation.;
 5. in the text referring to New Zealand, point 4 is replaced by the following:

'Certificate issuing body: Ministry of Agriculture and Forestry (MAF) — New Zealand Food Safety Authority (NZFSA).'
-

**COMMISSION REGULATION (EC) No 2145/2003
of 8 December 2003**

**amending Annex I 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 2011/2003 ⁽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) Cefquinome and Imidocarb should be inserted into Annex I to Regulation (EEC) No 2377/90.

(7) 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 Directive 2001/82/EC ⁽³⁾ of the European Parliament and of the Council to take account of the provisions of this Regulation.

(8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Veterinary Medicinal Products,

HAS ADOPTED THE FOLLOWING REGULATION:

Article 1

Annex I to Regulation (EEC) No 2377/90 is hereby amended as set out in the Annex hereto.

Article 2

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

It shall apply from the 60th day following its publication.

⁽¹⁾ OJ L 224, 18.8.1990, p. 1.

⁽²⁾ OJ L 297, 15.11.2003, p. 15.

⁽³⁾ OJ L 311, 28.11.2001, p. 1.

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

Done at Brussels, 8 December 2003.

For the Commission

Erkki LIIKANEN

Member of the Commission

ANNEX

The Annex to Regulation (EEC) No 2377/90 is amended as follows:

1. Anti-infectious agents

1.2. Antibiotics

1.2.2. Cephalosporins

Pharmacologically active substance	Marker residue	Animal species	MRLs	Target tissues
'Cefquinome	Cefquinome	Equidae	50 µg/kg 50 µg/kg 100 µg/kg 200 µg/kg	Muscle Fat Liver Kidney'

2. Antiparasitic agents

2.4. Agents acting against protozoa

2.4.3. Carbanilides

Pharmacologically active substance	Marker residue	Animal species	MRLs	Target tissues
'Imidocarb	Imidocarb	Ovine ⁽¹⁾	300 µg/kg 50 µg/kg 2 000 µg/kg 1 500 µg/kg	Muscle Fat Liver Kidney

⁽¹⁾ Not for use in ovine from which milk is produced for human consumption.'

COMMISSION REGULATION (EC) No 2146/2003
of 8 December 2003
on the issue of system B export licences in the fruit and vegetables sector (table grapes)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, as last amended by Commission Regulation (EC) No 47/2003 ⁽²⁾,

Having regard to Commission Regulation (EC) No 1961/2001 of 8 October 2001 on detailed rules for implementing Council Regulation (EC) No 2200/96 as regards export refunds on fruit and vegetables ⁽³⁾, as last amended by Regulation (EC) No 1176/2002 ⁽⁴⁾, and in particular Article 6(6) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1858/2003 ⁽⁵⁾ fixes the indicative quantities for which system B export licences may be issued.
- (2) In the light of the information available to the Commission today, there is a risk that the indicative quantities laid down for the current export period for table grapes

will shortly be exceeded. This overrun will prejudice the proper working of the export refund scheme in the fruit and vegetables sector.

- (3) To avoid this situation, applications for system B licences for table grapes after 8 December 2003 should be rejected until the end of the current export period,

HAS ADOPTED THIS REGULATION:

Article 1

Applications for system B export licences for table grapes submitted pursuant to Article 1 of Regulation (EC) No 1858/2003, export declarations for which are accepted after 8 December 2003 and before 15 January 2004, are hereby rejected.

Article 2

This Regulation shall enter into force on 9 December 2003.

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

Done at Brussels, 8 December 2003.

For the Commission

J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 297, 21.11.1996, p. 1.

⁽²⁾ OJ L 7, 11.1.2003, p. 64.

⁽³⁾ OJ L 268, 9.10.2001, p. 8.

⁽⁴⁾ OJ L 170, 29.6.2002, p. 69.

⁽⁵⁾ OJ L 272, 23.10.2003, p. 11.

**COMMISSION REGULATION (EC) No 2147/2003
of 8 December 2003**

fixing Community producer and import prices for carnations and roses with a view to the application of the arrangements governing imports of certain floricultural products originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 4088/87 of 21 December 1987 fixing conditions for the application of preferential customs duties on imports of certain flowers originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip ⁽¹⁾, as last amended by Regulation (EC) No 1300/97 ⁽²⁾, and in particular Article 5(2)(a) thereof,

Whereas:

Pursuant to Article 2(2) and Article 3 of abovementioned Regulation (EEC) No 4088/87, Community import and producer prices are fixed each fortnight for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses and apply for two-weekly periods. Pursuant to Article 1b of Commission Regulation (EEC) No 700/88 of 17 March 1988 laying down detailed rules for the application of the arrangements for the import into the Community of certain floricultural products originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the

Gaza Strip ⁽³⁾, as last amended by Regulation (EC) No 2062/97 ⁽⁴⁾, those prices are determined for fortnightly periods on the basis of weighted prices provided by the Member States. Those prices should be fixed immediately so the customs duties applicable can be determined. To that end, provision should be made for this Regulation to enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

The Community producer and import prices for uniflorous (bloom) carnations, multiflorous (spray) carnations, large-flowered roses and small-flowered roses as referred to in Article 1b of Regulation (EEC) No 700/88 for a fortnightly period shall be as set out in the Annex.

Article 2

This Regulation shall enter into force on 9 December 2003.

It shall apply from 10 to 23 December 2003.

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

Done at Brussels, 8 December 2003.

For the Commission

J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 382, 31.12.1987, p. 22.

⁽²⁾ OJ L 177, 5.7.1997, p. 1.

⁽³⁾ OJ L 72, 18.3.1988, p. 16.

⁽⁴⁾ OJ L 289, 22.10.1997, p. 1.

ANNEX

to the Commission Regulation of 8 December 2003 fixing Community producer and import prices for carnations and roses with a view to the application of the arrangements governing imports of certain floricultural products originating in Cyprus, Israel, Jordan, Morocco and the West Bank and the Gaza Strip

(EUR/100 pieces)

Period: from 10 to 23 December 2003

Community producer price	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
	12,78	12,37	35,03	15,84
Community import prices	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
Israel	7,29	—	11,18	8,55
Morocco	15,51	15,31	—	—
Cyprus	—	—	—	—
Jordan	—	—	—	—
West Bank and Gaza Strip	5,43	—	—	—

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 28 November 2003

**approving the TSE eradication and monitoring programmes of Member States and certain
Acceding Member States for 2004 and fixing the level of the Community's financial contribution**

(notified under document number C(2003) 4423)

(2003/848/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic, and in particular the first paragraph of Article 32 thereof,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field ⁽¹⁾, and in particular Article 24(6) thereof,

Whereas:

- (1) Decision 90/424/EEC provides for the possibility of a financial contribution by the Community in the eradication and monitoring of certain animal diseases.
- (2) The Member States and certain Acceding Member States have submitted programmes to the Commission for the eradication and monitoring of certain transmissible spongiform encephalopathies (TSEs).
- (3) Article 32 of the Act of Accession of 2003 lays down that the new Member States are to receive the same treatment as the present Member States as regards expenditure under veterinary funds.
- (4) However, no financial commitment under the 2004 budget for any programme concerned may be made before the accession of the concerned Acceding Member State has taken place.

- (5) After examination, the programmes submitted by the Member States and the concerned Acceding Member States for the eradication and the monitoring of TSEs were found to comply with Council Decision 90/638/EEC of 27 November 1990 laying down Community criteria for the eradication and monitoring of certain animal diseases ⁽²⁾.

- (6) Those programmes appear on the priority list of programmes for the eradication and monitoring of certain TSEs qualifying for financial contribution from the Community in 2004 and which was established by Commission Decision 2003/746/EC of 14 October 2003 on the list of programmes for the eradication and monitoring of certain TSE qualifying for a financial contribution from the Community in 2004 ⁽³⁾.

- (7) Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ⁽⁴⁾, provides for annual programmes for the eradication and monitoring of TSEs in bovine, ovine and caprine animals.

- (8) In the light of the importance to eradicate and monitor TSEs for the achievement of Community objectives in the field of animal and public health, it is appropriate to reimburse 100 % of the costs to be incurred by the Member States and the concerned Acceding Member States for the purchase of test kits up to a maximum amount per test kit and per TSE monitoring programme.

⁽¹⁾ OJ L 224, 18.8.1990, p. 19. Decision as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

⁽²⁾ OJ L 347, 12.12.1990, p. 27. Decision as last amended by Directive 92/65/EEC (OJ L 268, 14.9.1992, p. 54).

⁽³⁾ OJ L 269, 21.10.2003, p. 24.

⁽⁴⁾ OJ L 147, 31.5.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 1915/2003 (OJ L 283, 31.10.2003, p. 29).

- (9) For the same reason it is appropriate to reimburse 100 % of the laboratory costs incurred by the Member States and the concerned Acceding Member States for the performance of genotyping tests up to a maximum per test and per Scrapie eradication programme.
- (10) Council Regulation (EC) No 1258/1999 of 17 May 1999 on the financing of the common agricultural policy ⁽¹⁾, provides that programmes for the eradication and monitoring of animal diseases are to be financed under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund. For financial control purposes, Articles 8 and 9 of that Regulation are to apply.
- (11) The Community's financial contribution should only be granted subject to the condition that the programmes for the eradication and monitoring of TSEs are carried out efficiently and that the Member States and the concerned Acceding Member States supply all the necessary information within specified time limits laid down in this Decision.
- (12) There is a need to clarify the rate to be used for the conversion of the payment applications submitted in national currency as defined in Article 1(d) of Council Regulation (EC) 2799/98 establishing agrimonetary arrangements for the euro ⁽²⁾.
- (13) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

CHAPTER I

Approval of and financial contribution to TSE monitoring programmes

Article 1

1. The TSE monitoring programme submitted by Belgium is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 3 351 000.

Article 2

1. The TSE monitoring programme submitted by Denmark is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 2 351 000.

⁽¹⁾ OJ L 160, 26.6.1999, p. 103.

⁽²⁾ OJ L 349, 24.12.1998, p. 1.

Article 3

1. The TSE monitoring programme submitted by Germany is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 15 611 000.

Article 4

1. The TSE monitoring programme submitted by Greece is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 745 000.

Article 5

1. The TSE monitoring programme submitted by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 4 854 000.

Article 6

1. The TSE monitoring programme submitted by France is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 21 733 000.

Article 7

1. The TSE monitoring programme submitted by Ireland is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 5 386 000.

Article 8

1. The TSE monitoring programme submitted by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 6 283 000.

Article 9

1. The TSE monitoring programme submitted by Luxembourg is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 158 000.

Article 10

1. The TSE monitoring programme submitted by the Netherlands is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 4 028 000.

Article 11

1. The TSE monitoring programme submitted by Austria is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 1 675 000.

Article 12

1. The TSE monitoring programme submitted by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 1 012 000.

Article 13

1. The TSE monitoring programme submitted by Finland is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 1 060 000.

Article 14

1. The TSE monitoring programme submitted by Sweden is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 358 000.

Article 15

1. The TSE monitoring programme submitted by the United Kingdom is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 7 726 000.

Article 16

1. The TSE monitoring programme submitted by Cyprus is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 144 000.

Article 17

1. The TSE monitoring programme submitted by Estonia is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 103 000.

Article 18

1. The TSE monitoring programme submitted by Malta is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 37 000.

Article 19

1. The TSE monitoring programme submitted by Slovenia is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 353 000.

Article 20

The Community's financial contribution for the TSE monitoring programmes referred to in Articles 1 to 19 shall be at the rate of 100 % of the cost, value added tax excluded, of the purchase of test kits subject to a maximum amount of EUR 8 per test for tests carried out from 1 January to 31 December 2004 in bovine, ovine and caprine animals referred to in Annex III to Regulation (EC) No 999/2001.

CHAPTER II

Approval of and financial contribution to Scrapie eradication programmes*Article 21*

1. The Scrapie eradication programme submitted by Denmark is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 5 000.

Article 22

1. The Scrapie eradication programme submitted by Germany is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 755 000.

Article 23

1. The Scrapie eradication programme submitted by Greece is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The Community's financial contribution shall not exceed EUR 450 000.

Article 24

1. The Scrapie eradication programme submitted by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 435 000.

Article 25

1. The Scrapie eradication programme submitted by France is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 1 160 000.

Article 26

1. The Scrapie eradication programme submitted by Ireland is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 490 000.

Article 27

1. The Scrapie eradication programme submitted by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 3 210 000.

Article 28

1. The Scrapie eradication programme submitted by the Netherlands is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 675 000.

Article 29

1. The Scrapie eradication programme submitted by Austria is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 30 000.

Article 30

1. The Scrapie eradication programme submitted by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 255 000.

Article 31

1. The Scrapie eradication programme submitted by Finland is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 5 000.

Article 32

1. The Scrapie eradication programme submitted by Sweden is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 5 000.

Article 33

1. The Scrapie eradication programme submitted by the United Kingdom is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 7 460 000.

Article 34

1. The Scrapie eradication programme submitted by Cyprus is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The Community's financial contribution shall not exceed EUR 740 000.

Article 35

The Community's financial contribution for the Scrapie eradication programmes referred to in Articles 21 to 34 shall be at the rate of 50 % of the cost to be incurred by the concerned Member States and Acceding Member States for compensation to owners for the value of their animals culled and destroyed in accordance with their eradication programme up to a maximum of EUR 50 per animal, and at the rate 100 % of the cost, value added tax excluded, of the analysis of samples for genotyping up to a maximum of EUR 10 per genotyping test.

CHAPTER III

Conditions for the Community's financial contribution*Article 36*

The conversion rate for applications submitted in national currency in month 'n' shall be that of the 10th day of month 'n + 1' or for the first preceding day for which a rate is quoted.

Article 37

1. The Community's financial contribution for the TSE eradication and monitoring programmes referred to in Articles 1 to 34 shall be granted provided that the implementation of those programmes are in conformity with the relevant provisions of Community law, including rules on competition and on the award of public contracts, and subject to the concerned Member State or Acceding Member State complying with the following conditions:

- (a) bringing into force by 1 January 2004 the laws, regulations and administrative provisions for implementing the TSE eradication and monitoring programme;
- (b) forwarding by 1 June 2004 at the latest, the preliminary technical and financial evaluation of the programme, in accordance with Article 24(7) of Decision 90/424/EEC;
- (c) forwarding a report to the Commission every month on the progress of the TSE monitoring programme and the costs incurred; the report shall be forwarded at the latest four weeks after the end of each month;
- (d) forwarding a final report, by 1 June 2005 at the latest, on the technical execution of the TSE eradication and monitoring programme accompanied by proof of the costs incurred and the results attained during the period from 1 January to 31 December 2004;
- (e) implementing the programme efficiently;

(f) no other Community contribution has been or will be asked for these measures.

2. In case the Member State or concerned Acceding Member State does not comply with those rules, the Commission shall reduce the contribution of the Community having regard to the nature and gravity of the infringement, and to any financial loss suffered by the Community.

CHAPTER IV

Final provisions*Article 38*

This Decision shall apply from 1 January 2004.

Article 39

This Decision is addressed to the Member States.

Done at Brussels, 28 November 2003.

For the Commission

David BYRNE

Member of the Commission

COMMISSION DECISION

of 28 November 2003

approving programmes for the eradication and monitoring of certain animal diseases and for the prevention of zoonoses presented by the Member States for the year 2004 and fixing the level of the Community's financial contribution*(notified under document number C(2003) 4424)*

(2003/849/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Act of Accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic, and in particular the first paragraph of Article 32 thereof,

Having regard to Council Decision 90/424/EEC of 26 June 1990 on expenditure in the veterinary field ⁽¹⁾, and in particular Article 24(6) and Article 29 and 32 thereof,

Whereas:

- (1) Decision 90/424/EEC provides for the possibility of a financial contribution by the Community in the eradication and monitoring of animal diseases and for checks aimed at the prevention of zoonoses.
- (2) Member States and Acceding States have submitted programmes for the eradication of certain animal diseases and for the prevention of zoonoses in their territories.
- (3) Article 32 of the Act of Accession of 2003 lays down that the new Member States are to receive the same treatment as the present Member States as regards expenditure under veterinary funds.
- (4) However, no financial commitment under the 2004 budget for any programme concerned may be made before the accession of the concerned Acceding Member State has taken place. Furthermore, the eradication and the monitoring of certain diseases in Acceding Member States can also be co-financed by other Community instruments.
- (5) After examination those programmes were found to comply with relevant Community veterinary legislation and in particular with the Community criteria relating to

the eradication of those diseases, in accordance with Council Decision 90/638/EEC of 27 November 1990 laying down Community criteria for the eradication and monitoring of certain animal diseases ⁽²⁾.

- (6) Those programmes appear on the list of programmes established by Commission Decision 2003/743/EC of 14 October 2003 on the list of programmes for the eradication and monitoring of animal diseases and of checks aimed at the prevention of zoonoses qualifying for a financial contribution from the Community in 2004 ⁽³⁾.
- (7) In the light of the importance of those programmes for the achievement of Community objectives in the field of animal and public health, it is appropriate to fix the financial contribution of the Community at 50 % of the costs to be incurred by the Member States concerned for the measures referred to in this Decision up to a maximum amount for each programme.
- (8) Under Council Regulation (EC) No 1258/1999 of 17 May 1999 on the financing of the common agricultural policy ⁽⁴⁾, programmes for the monitoring and eradication of animal diseases are to be financed under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund; for financial control purposes, Articles 8 and 9 of Regulation (EC) No 1258/1999 apply.
- (9) The financial contribution from the Community should be granted subject to the condition that the actions planned are efficiently carried out and that the competent authorities supply all the necessary information within the time limits laid down in this Decision.
- (10) There is a need to clarify the rate to be used for the conversion of the payment applications submitted in national currency as defined in Article 1(d) of Council Regulation (EC) 2799/98 of 15 December 1998 establishing agrimonetary arrangements for the euro ⁽⁵⁾.

⁽¹⁾ OJ L 224, 18.8.1990, p. 19. Decision as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

⁽²⁾ OJ L 347, 12.12.1990, p. 27. Revision as last amended by Directive 92/65/EEC (OJ L 268, 14.9.1992, p. 54).

⁽³⁾ OJ L 268, 18.10.2003, p. 77.

⁽⁴⁾ OJ L 160, 26.6.1999, p. 103.

⁽⁵⁾ OJ L 349, 24.12.1998, p. 1.

- (11) The approval of some of those programmes should not prejudice a decision of the Commission on rules for eradication of those diseases based on scientific advice.
- (12) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

CHAPTER I

Rabies

Article 1

1. The programme for the eradication of rabies presented by Austria is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Austria for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 200 000.

Article 2

1. The programme for the eradication of rabies presented by the Czech Republic is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the Czech Republic for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 650 000.

Article 3

1. The programme for the eradication of rabies presented by Germany is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Germany for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 800 000.

Article 4

1. The programme for the eradication of rabies presented by Finland is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Finland for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 70 000.

Article 5

1. The programme for the eradication of rabies presented by Latvia is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Latvia for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 370 000.

Article 6

1. The programme for the eradication of rabies presented by Poland is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Poland for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 1 800 000.

Article 7

1. The programme for the eradication of rabies presented by Slovenia is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Slovenia for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 110 000.

Article 8

1. The programme for the eradication of rabies presented by the Slovak Republic is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the Slovak Republic for the purchase and distribution of vaccine plus baits for the programme referred to in paragraph 1, and shall not exceed EUR 400 000.

CHAPTER II

Bovine brucellosis

Article 9

1. The programme for the eradication of bovine brucellosis presented by Cyprus is hereby approved for the period from 1 January 2004 to 31 December 2004.
2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Cyprus for the programme referred to in paragraph 1, and shall not exceed EUR 85 000, for:
 - (a) the cost of laboratory tests;
 - (b) compensation for owners for the slaughter of animals subject to that programme.

Article 10

1. The programme for the eradication of bovine brucellosis presented by Greece is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Greece for the programme referred to in paragraph 1, and shall not exceed EUR 300 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 11

1. The programme for the eradication of bovine brucellosis presented by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Spain for the programme referred to in paragraph 1, and shall not exceed EUR 4 000 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 12

1. The programme for the eradication of bovine brucellosis presented by Ireland is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Ireland for the programme referred to in paragraph 1, and shall not exceed EUR 5 000 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 13

1. The programme for the eradication of bovine brucellosis presented by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Italy for the programme referred to in paragraph 1, and shall not exceed EUR 1 500 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 14

1. The programme for the eradication of bovine brucellosis presented by Lithuania is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Lithuania for the programme referred to in paragraph 1, and shall not exceed EUR 50 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 15

1. The programme for the eradication of bovine brucellosis presented by Poland is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Poland for the programme referred to in paragraph 1, and shall not exceed EUR 150 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 16

1. The programme for the eradication of bovine brucellosis presented by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Portugal for the programme referred to in paragraph 1, and shall not exceed EUR 1 800 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 17

1. The programme for the eradication of bovine brucellosis presented by Slovenia is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Slovenia and for the programme referred to in paragraph 1, and shall not exceed EUR 110 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 18

1. The programme for the eradication of bovine brucellosis presented by the United Kingdom is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the United Kingdom for the programme referred to in paragraph 1, and shall not exceed EUR 2 000 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

CHAPTER III

Bovine tuberculosis*Article 19*

1. The programme for the eradication of bovine tuberculosis presented by Greece is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Greece for the programme referred to in paragraph 1, and shall not exceed EUR 300 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 20

1. The programme for the eradication of bovine tuberculosis presented by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Spain for the programme referred to in paragraph 1, and shall not exceed EUR 5 000 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 21

1. The programme for the eradication of bovine tuberculosis presented by Ireland is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Ireland for the programme referred to in paragraph 1, and shall not exceed EUR 4 500 000, for:

- (a) the costs of tuberculin testing;

- (b) the cost of laboratory tests;

- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 22

1. The programme for the eradication of bovine tuberculosis presented by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Italy for the programme referred to in paragraph 1, and shall not exceed EUR 1 200 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 23

1. The programme for the eradication of bovine tuberculosis presented by Lithuania is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Lithuania for the programme referred to in paragraph 1, and shall not exceed EUR 70 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 24

1. The programme for the eradication of bovine tuberculosis presented by Poland is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Poland for the programme referred to in paragraph 1, and shall not exceed EUR 150 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 25

1. The programme for the eradication of bovine tuberculosis presented by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Portugal for the programme referred to in paragraph 1, and shall not exceed EUR 400 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 26

1. The programme for the eradication of bovine tuberculosis presented by Slovenia is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Slovenia for the programme referred to in paragraph 1, and shall not exceed EUR 40 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 27

1. The programme for the eradication of bovine tuberculosis presented by the United Kingdom is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the United Kingdom for the programme referred to in paragraph 1, and shall not exceed EUR 2 000 000, for:

- (a) the costs of tuberculin testing;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

CHAPTER IV

Enzootic bovine leucosis

Article 28

1. The programme for the eradication of enzootic bovine leucosis presented by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Italy for the programme referred to in paragraph 1, and shall not exceed EUR 100 000, for:

- (a) the cost of laboratory tests;

- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 29

1. The programme for the eradication of enzootic bovine leucosis presented by Lithuania is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Lithuania for the programme referred to in paragraph 1, and shall not exceed EUR 100 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 30

1. The programme for the eradication of enzootic bovine leucosis presented by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Portugal for the programme referred to in paragraph 1, and shall not exceed EUR 100 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 31

1. The programme for the eradication of enzootic bovine leucosis presented by the Slovak Republic is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the Slovak Republic for the programme referred to in paragraph 1, and shall not exceed EUR 40 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 32

1. The programme for the eradication of enzootic bovine leucosis presented by the United Kingdom is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the United Kingdom for the programme referred to in paragraph 1, and shall not exceed EUR 5 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

CHAPTER V

Ovine and caprine brucellosis

Article 33

1. The programme for the eradication of ovine and caprine brucellosis presented by Cyprus is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Cyprus for the programme referred to in paragraph 1, and shall not exceed EUR 725 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 34

1. The programme for the eradication of ovine and caprine brucellosis presented by Greece is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Greece for the programme referred to in paragraph 1, and shall not exceed EUR 1 000 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) salaries of contractual veterinarians specially recruited for that programme; and
- (d) compensation for owners for the slaughter of animals subject to that programme.

Article 35

1. The programme for the eradication of ovine and caprine brucellosis presented by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Spain for the programme referred to in paragraph 1, and shall not exceed EUR 6 500 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 36

1. The programme for the eradication of ovine and caprine brucellosis presented by France is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by France for the programme referred to in paragraph 1, and shall not exceed EUR 300 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 37

1. The programme for the eradication of ovine and caprine brucellosis presented by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Italy for the programme referred to in paragraph 1, and shall not exceed EUR 3 500 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 38

1. The programme for the eradication of ovine and caprine brucellosis presented by Lithuania is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Lithuania for the programme referred to in paragraph 1, and shall not exceed EUR 17 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

Article 39

1. The programme for the eradication of ovine and caprine brucellosis presented by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Portugal for the programme referred to in paragraph 1, and shall not exceed EUR 2 000 000, for:

- (a) the purchase of vaccines;
- (b) the cost of laboratory tests;
- (c) compensation for owners for the slaughter of animals subject to that programme.

Article 40

1. The programme for the eradication of ovine and caprine brucellosis presented by Slovenia is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Slovenia for the programme referred to in paragraph 1, and shall not exceed EUR 70 000, for:

- (a) the cost of laboratory tests;
- (b) compensation for owners for the slaughter of animals subject to that programme.

CHAPTER VI

Blue tongue

Article 41

1. The programme for the eradication and monitoring of blue tongue presented by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of serological and entomological surveillance to be incurred by Spain for the programme referred in paragraph 1 and shall not exceed EUR 150 000.

Article 42

1. The programme for the eradication and monitoring of blue tongue presented by France is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of serological and entomological surveillance to be incurred by France for the programme referred in paragraph 1, and shall not exceed EUR 225 000.

Article 43

1. The programme for the eradication and monitoring of blue tongue presented by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of serological and entomological surveillance to be incurred by Italy for the programme referred in paragraph 1, and shall not exceed EUR 700 000.

CHAPTER VII

Salmonella in poultry

Article 44

1. The programme for the control of salmonella in breeding poultry presented by Austria is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Austria for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 150 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;
- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;
- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC⁽¹⁾, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

Article 45

1. The programme for the control of salmonella in breeding poultry presented by Denmark is hereby approved for the period 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Denmark for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 260 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;
- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;

⁽¹⁾ OJ L 62, 15.3.1993, p. 38.

- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

Article 46

1. The programme for the control of salmonella in breeding poultry presented by France is hereby approved for the period 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by France for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 700 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;
- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;
- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

Article 47

1. The programme for the control of salmonella in breeding poultry presented by Ireland is hereby approved for the period 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Ireland for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 90 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;

- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;
- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

Article 48

1. The programme for the control of salmonella in breeding poultry presented by Lithuania is hereby approved for the period 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by Lithuania for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 400 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;
- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;
- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

Article 49

1. The programme for the control of salmonella in breeding poultry presented by the Netherlands is hereby approved for the period 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the Netherlands for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 400 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;
- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;
- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

Article 50

1. The programme for the control of salmonella in breeding poultry presented by the Slovak Republic is hereby approved for the period 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by the Slovak Republic for the implementation of the programme referred to in paragraph 1, and shall not exceed EUR 400 000. The financial contribution by the Community shall be for:

- (a) either the destruction of breeding poultry or the difference between the estimated value of such breeding poultry and the income from the sale of the heat-treated meat obtained from this poultry;
- (b) the destruction of incubated hatching eggs;
- (c) either the destruction of non-incubated hatching eggs or the difference between the estimated value of such non-incubated hatching eggs and the income from the sale of the heat-treated egg products obtained from those eggs;
- (d) the purchase of vaccines in so far as they do not interfere with the implementation of the programme;
- (e) the costs of bacteriological tests performed in the framework of official sampling as laid down in Annex III, section I of Council Directive 92/117/EEC, up to a maximum amount of EUR 5 per test to be reimbursed to the Member State.

CHAPTER VIII

African swine fever, classical swine fever, and swine vesicular disease

Article 51

1. The programme for the eradication and monitoring of African swine fever and classical swine fever presented by Italy is hereby approved with respect to Sardinia for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological laboratory tests and those costs to be incurred by Italy for compensation for owners for the slaughter of animals subject to the programme referred to in paragraph 1, and shall not exceed EUR 250 000.

Article 52

1. The programme for the eradication and monitoring of swine vesicular disease presented by Italy is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological laboratory tests and those costs to be incurred by Italy for compensation for owners for the slaughter of animals subject to the programme referred to in paragraph 1, and shall not exceed EUR 400 000.

Article 53

1. The programme for the control and monitoring of classical swine fever presented by Belgium is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by Belgium for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 175 000.

Article 54

1. The programme for the control and monitoring of classical swine fever presented by the Czech Republic is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by the Czech Republic for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 75 000.

Article 55

1. The programme for the eradication and monitoring of classical swine fever presented by Germany is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by Germany for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 800 000.

Article 56

1. The programme for the eradication and monitoring of classical swine fever presented by Lithuania is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by Lithuania for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 20 000.

Article 57

1. The programme for the control and monitoring of classical swine fever presented by Luxembourg is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by Luxembourg for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 90 000.

Article 58

1. The programme for the eradication and monitoring of classical swine fever presented by Slovenia is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by

Slovenia for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 30 000.

Article 59

1. The programme for the eradication and monitoring of classical swine fever presented by the Slovak Republic is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the costs of virological and serological tests of domestic pigs and wild boar and the costs to be incurred by the Slovak Republic for the destruction of carcasses of wild boars subject to the programme referred to in paragraph 1 and shall not exceed EUR 125 000.

CHAPTER IX

Aujeszky's disease

Article 60

1. The programme for the eradication of Aujeszky's disease presented by Belgium is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Belgium for the programme referred to in paragraph 1 and shall not exceed EUR 700 000.

Article 61

1. The programme for the eradication of Aujeszky's disease presented by Spain is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Spain for the programme referred to in paragraph 1 and shall not exceed EUR 75 000.

Article 62

1. The programme for the eradication of Aujeszky's disease presented by Hungary is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Hungary for the programme referred to in paragraph 1 and shall not exceed EUR 100 000.

Article 63

1. The programme for the eradication of Aujeszky's disease presented by Ireland is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Ireland for the programme referred to in paragraph 1 and shall not exceed EUR 50 000.

Article 64

1. The programme for the eradication of Aujeszky's disease presented by Lithuania is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Lithuania for the programme referred to in paragraph 1 and shall not exceed EUR 50 000.

Article 65

1. The programme for the eradication of Aujeszky's disease presented by Malta is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Malta for the programme referred to in paragraph 1 and shall not exceed EUR 5 000.

Article 66

1. The programme for the eradication of Aujeszky's disease presented by Portugal is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by Portugal for the programme referred to in paragraph 1 and shall not exceed EUR 50 000.

Article 67

1. The programme for the eradication of Aujeszky's disease presented by the Slovak Republic is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The financial contribution by the Community shall be at the rate of 50 % of the cost of laboratory tests to be incurred by the Slovak Republic for the programme referred to in paragraph 1 and shall not exceed EUR 60 000.

CHAPTER X

Heartwater, babesiosis, and anaplasmosis*Article 68*

1. The programme for the eradication of heartwater, babesiosis and anaplasmosis in Guadeloupe presented by France is hereby approved for the period from 1 January 2004 to 31 December 2004.

2. The programme for the eradication of heartwater, babesiosis and anaplasmosis in Martinique presented by France is hereby approved for the period from 1 January 2004 to 31 December 2004.

3. The programme for the eradication of heartwater, babesiosis and anaplasmosis in Réunion presented by France is hereby approved for the period from 1 January 2004 to 31 December 2004.

4. The financial contribution by the Community shall be at the rate of 50 % of the costs to be incurred by France for the implementation of the programmes referred to in paragraphs 1, 2 and 3, and shall not exceed EUR 250 000.

CHAPTER XI

General and final provisions*Article 69*

1. For the programmes referred to in Articles 9 to 40, the eligible costs for the compensation for the slaughter of animals shall be limited as provided for in paragraphs 2 and 3.

2. The average compensation to be reimbursed to the Member States shall be calculated on the basis of the number of animals slaughtered in the Member State and:

- (a) for bovine animals, up to a maximum of EUR 300 per animal;
- (b) for sheep and goats, up to a maximum of EUR 35 per animal.

3. The maximum amount of compensation to be reimbursed to the Member States per single animal shall not exceed EUR 1 000 per bovine animal and EUR 100 per sheep or goat.

Article 70

The maximum amounts of the testing and vaccination costs to be reimbursed to the Member States for the programmes referred to in Article 9 to 40 and 60 to 67 shall not exceed:

- | | |
|-------------------------------------|-------------------|
| (a) rose bengal test: | EUR 0,3 per test; |
| (b) complement fixation test: | EUR 0,6 per test; |
| (c) ELISA test: | EUR 1 per test; |
| (d) agar gel immune diffusion test: | EUR 0,8 per test; |
| (e) tuberculin test: | EUR 0,8 per test; |
| (f) gamma-interferon test: | EUR 3 per test; |
| (g) vaccine dose: | EUR 0,1 per dose. |

Article 71

The conversion rate for applications submitted in national currency in month 'n' shall be that of the 10th day of month 'n + 1' or for the first preceding day for which a rate is quoted.

Article 72

1. The financial contribution by the Community for the programmes referred to in Articles 1 to 68 shall be granted provided that the implementation of those programmes is in conformity with the relevant provisions of Community law, including rules on competition and on the award of public contracts, and subject to the conditions provided for in points (a) to (f):

- (a) bringing into force by 1 January 2004 the laws, regulations and administrative provisions by the Member State or Acceding Member State concerned for implementing the programme;
- (b) forwarding by 1 June 2004 at the latest, the preliminary technical and financial evaluation of the programme, in accordance with Article 24(7) of Decision 90/424/EEC;

- (c) forwarding an intermediate report, covering the first six months of the programme, at the latest four weeks after the end of the implementation period covered by the report;
- (d) forwarding a final report by 1 June 2005 at the latest, on the technical execution of the programme accompanied by justifying evidence as to the costs incurred and the results attained during the period from 1 January 2004 to 31 December 2004;
- (e) implementing the programme efficiently;
- (f) no other Community contribution has been or will be asked for these measures.

2. In case the Member State or concerned Acceding Member State does not comply with those rules, the Commission shall reduce the contribution of the Community having regard to the nature and gravity of the infringement, and to the financial loss suffered by the Community.

Article 73

The present Decision shall apply from 1 January 2004.

Article 74

This Decision is addressed to the Member States.

Done at Brussels, 28 November 2003.

For the Commission

David BYRNE

Member of the Commission

COMMISSION DECISION

of 4 December 2003

recognising in principle the completeness of the dossiers submitted for detailed examination in view of the possible inclusion of BAS 670H and silver thiosulphate in Annex I to Council Directive 91/414/EEC concerning the placing of plant protection products on the market

*(notified under document number C(2003) 4470)***(Text with EEA relevance)**

(2003/850/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽¹⁾, as last amended by Commission Directive 2003/84/EC ⁽²⁾, and in particular Article 6(3) thereof,

Whereas:

(1) Directive 91/414/EEC provides for the development of a Community list of active substances authorised for incorporation in plant protection products.

(2) A dossier for the active substance BAS 670H was submitted by BASF AG to the French authorities on 12 May 2003 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC. For silver thiosulphate a dossier was submitted by Enhold BV to the authorities of the Netherlands on 27 January 2003 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC.

(3) The authorities of France and the Netherlands have indicated to the Commission that, on preliminary examination, the dossiers for the active substances concerned appear to satisfy the data and information requirements of Annex II to Directive 91/414/EEC. The dossiers submitted appear also to satisfy the data and information requirements of Annex III to Directive 91/414/EEC in respect of one plant protection product containing the active substance concerned. In accordance with Article 6(2) of Directive 91/414/EEC, the dossiers were subsequently forwarded by the respective applicants to the Commission and other Member States, and were referred to the Standing Committee on the Food Chain and Animal Health.

(4) By this Decision it should be formally confirmed at Community level that the dossiers are considered as satisfying in principle the data and information require-

ments provided for in Annex II and, for at least one plant protection product containing the active substance concerned, the requirements of Annex III to Directive 91/414/EEC.

(5) This Decision should not prejudice the right of the Commission to request the applicant to submit further data or information to the Member State designated as rapporteur in respect of a given substance in order to clarify certain points in the dossier.

(6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

The dossiers concerning the active substances identified in the Annex to this Decision, which were submitted to the Commission and the Member States with a view to obtaining the inclusion of those substances in Annex I to Directive 91/414/EEC, satisfy in principle the data and information requirements set out in Annex II to Directive 91/414/EEC.

The dossiers also satisfy the data and information requirements set out in Annex III to Directive 91/414/EEC in respect of one plant protection product containing the active substance, taking into account the uses proposed.

Article 2

The rapporteur Member States shall pursue the detailed examination of the dossiers concerned and shall report the conclusions of their examinations accompanied by any recommendations on the inclusion or non-inclusion of the active substance concerned in Annex I to Directive 91/414/EEC and any conditions related thereto to the Commission as soon as possible and at the latest on 9 December 2004.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 247, 30.9.2003, p. 20.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 4 December 2003.

For the Commission

David BYRNE

Member of the Commission

ANNEX

Active substances concerned by this Decision

No	Common name, CIPAC identification number	Applicant	Date of application	Rapporteur Member State
1	BAS 670H CIPAC No not yet available	BASF AG	12.5.2003	FR
2	Silver thiosulphate CIPAC No 0762	Enhold BV	27.1.2003	NL

COMMISSION DECISION

of 5 December 2003

amending Decision 2003/526/EC concerning protection measures relating to classical swine fever in Belgium, France, Germany and Luxembourg*(notified under document number C(2003) 4523)***(Text with EEA relevance)**

(2003/851/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽¹⁾, and in particular Article 10(4) thereof,

Whereas:

- (1) In response to the classical swine fever situation in certain parts of Belgium, Germany, France and Luxembourg, the Commission has adopted several Decisions, and in particular Decision 2003/526/EC ⁽²⁾. That Decision has been prolonged by Decision 2003/772/EC ⁽³⁾.
- (2) Classical swine fever has spread further in feral pigs in Bas-Rhine in France.
- (3) To prevent any further spread of classical swine fever, the area in which certain measures laid down in Decision 2003/526/EC apply should be extended.
- (4) Pursuant to Decision 2003/526/EC the Member States concerned may allow the movements of pigs proceeding from holdings located within areas where classical swine fever has been detected in feral pigs and dispatched to other areas in the same Member State, only from holdings of dispatch where a clinical examination and serological tests for classical swine fever have been carried out. However, in the light of the improvement of the epidemiological situation in domestic pigs it is appropriate to amend the procedures established to dispatch pigs for immediate slaughter from the areas where classical swine fever has been detected in feral pigs to slaughterhouses located outside these areas in the same Member State.
- (5) Decision 2003/526/EC should therefore be amended accordingly.

- (6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2003/526/EC is amended as follows:

1. In Article 7, the following second paragraph is added:
'However, Article 6(1)(c) shall not apply to pigs to be moved directly to slaughterhouses for the purpose of immediate slaughter.'
2. In the Annex, Part 2, France, the second indent is replaced by the following:
— the territory of the department Bas-Rhine located: (i) west of the road D 264 from the border with Germany (Wissembourg) to Soultz-sous-Forêts, (ii) north of the road D 28 from Soultz-sous-Forêts to Reichshoffen, (iii) east of the roads D 853 from Reichshoffen to Sturzelbronn and D 35 from Sturzelbronn to the border with Germany (Bremen-Telle), (iv) south of the border between France and Germany from Bremen-Telle to Wissembourg.'

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 5 December 2003.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 224, 18.8.1990, p. 29. Directive as last amended by Directive 2002/33/EC of the European Parliament and of the Council (OJ L 315, 19.11.2002, p. 14).

⁽²⁾ OJ L 183, 22.7.2003, p. 46.

⁽³⁾ OJ L 280, 30.10.2003, p. 21.

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

COUNCIL JOINT ACTION 2003/852/CFSP
of 5 December 2003
prolonging Joint Action 2002/921/CFSP extending the mandate of the European Union Monitoring Mission (EUMM)

THE COUNCIL OF THE EUROPEAN UNION,

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

Whereas:

- (1) On 26 November 2002, the Council adopted Joint Action 2002/921/CFSP extending the mandate of the European Union Monitoring Mission⁽¹⁾. This Joint Action expires on 31 December 2003.
- (2) The EUMM should continue its activities in the western Balkans in support of the European Union's policy towards that region.
- (3) The EUMM mandate should therefore be extended and Joint Action 2002/921/CFSP should be prolonged and amended accordingly,

HAS ADOPTED THIS JOINT ACTION:

Article 1

Joint Action 2002/921/CFSP is hereby prolonged and the mandate of the EUMM is extended.

Article 2

Joint Action 2002/921/CFSP is hereby amended as follows:

- (a) in Article 3(3), the date '30 September 2003' shall be replaced by '30 September 2004';

- (b) in Article 5(1), the second sentence shall be replaced by the following:

'He/She shall ensure the day-to-day management of the EUMM operations';

- (c) in Article 6(1), the financial reference amount shall be EUR 4 496 366;

- (d) in Article 8, second subparagraph, the date '31 December 2003' shall be replaced by '31 December 2004'.

Article 3

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

It shall apply until 31 December 2004.

Article 4

This Joint Action shall be published in the *Official Journal of the European Union*.

Done at Brussels, 5 December 2003.

For the Council
The President
P. LUNARDI

⁽¹⁾ OJ L 321, 26.11.2002, p. 51; corrigendum in OJ L 324, 29.11.2002, p. 76.

COUNCIL DECISION 2003/853/CFSP
of 5 December 2003
extending the mandate of the Head of Mission of the European Union Monitoring Mission
(EUMM)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 23(2) thereof,

Having regard to Council Joint Action 2002/921/CFSP of 26 November 2002 extending the mandate of the European Union Monitoring Mission ⁽¹⁾, and in particular Article 5(1) thereof,

Whereas:

- (1) By Decision 2003/562/CFSP ⁽²⁾ the Council appointed Ms Maryse DAVIET as Head of Mission of the European Union Monitoring Mission until 31 December 2003, following the resignation of Mr Antóin MAC UNFRAIDH.
- (2) The mandate of the Head of Mission of the European Union Monitoring Mission should be extended,

HAS DECIDED AS FOLLOWS:

Article 1

The mandate of Ms Maryse DAVIET as Head of Mission of the European Union Monitoring Mission is hereby extended.

Article 2

This Decision shall take effect on the date of its adoption.

It shall apply until 31 December 2004.

Article 3

This Decision shall be published in the *Official Journal of the European Union*.

Done at Brussels, 5 December 2003.

For the Council

The President

P. LUNARDI

⁽¹⁾ OJ L 321, 26.11.2002, p. 51, and corrigendum in OJ L 324, 29.11.2002, p. 76.

⁽²⁾ OJ L 190, 30.7.2003, p. 19.