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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1087/2004
of 10 June 2004
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⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in the Annex thereto.

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 1947/2002 (OJ L 299, 1.11.2002, p. 17).

ANNEX

to the Commission Regulation of 10 June 2004 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	60,4
	999	60,4
0707 00 05	052	109,2
	999	109,2
0709 90 70	052	94,2
	999	94,2
0805 50 10	052	48,0
	382	55,2
	388	75,6
	508	50,5
	528	50,4
	999	55,9
0808 10 20, 0808 10 50, 0808 10 90	388	92,4
	400	117,5
	404	106,3
	508	66,4
	512	78,7
	524	56,0
	528	70,6
	720	70,4
	804	96,1
	809	92,8
	999	84,7
0809 10 00	052	172,5
	624	287,4
	999	230,0
0809 20 95	052	421,4
	068	171,2
	400	375,2
	999	322,6

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1088/2004**of 10 June 2004****fixing the representative prices and the additional import duties for molasses in the sugar sector
applicable from 11 June 2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the market in sugar⁽¹⁾, and in particular Article 24(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1422/95 of 23 June 1995 laying down detailed rules of application for imports of molasses in the sugar sector and amending Regulation (EEC) No 785/68⁽²⁾, stipulates that the cif import price for molasses established in accordance with Commission Regulation (EEC) No 785/68⁽³⁾, is to be considered the representative price. That price is fixed for the standard quality defined in Article 1 of Regulation (EEC) No 785/68.
- (2) For the purpose of fixing the representative prices, account must be taken of all the information provided for in Article 3 of Regulation (EEC) No 785/68, except in the cases provided for in Article 4 of that Regulation and those prices should be fixed, where appropriate, in accordance with the method provided for in Article 7 of that Regulation.
- (3) Prices not referring to the standard quality should be adjusted upwards or downwards, according to the

quality of the molasses offered, in accordance with Article 6 of Regulation (EEC) No 785/68.

- (4) Where there is a difference between the trigger price for the product concerned and the representative price, additional import duties should be fixed under the terms laid down in Article 3 of Regulation (EC) No 1422/95. Should the import duties be suspended pursuant to Article 5 of Regulation (EC) No 1422/95, specific amounts for these duties should be fixed.
- (5) The representative prices and additional import duties for the products concerned should be fixed in accordance with Articles 1(2) and 3(1) of Regulation (EC) No 1422/95.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and the additional duties applying to imports of the products referred to in Article 1 of Regulation (EC) No 1422/95 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

J. M. SILVA RODRÍGUEZ

Agriculture Director-General

⁽¹⁾ OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

⁽²⁾ OJ L 141, 24.6.1995, p. 12. Regulation as amended by Regulation (EC) No 79/2003 (OJ L 13, 18.1.2003, p. 4).

⁽³⁾ OJ L 145, 27.6.1968, p. 12. Regulation as amended by Regulation (EC) No 1422/95 (OJ L 141, 24.6.1995, p. 12).

ANNEX

Representative prices and additional duties for imports of molasses in the sugar sector applicable from 11 June 2004*(in EUR)*

CN code	Amount of the representative price in 100 kg net of the product in question	Amount of the additional duty in 100 kg net of the product in question	Amount of the duty to be applied to imports in 100 kg net of the product in question because of suspension as referred to in Article 5 of Regulation (EC) No 1422/95 ⁽¹⁾
1703 10 00 ⁽²⁾	8,39	—	0
1703 90 00 ⁽²⁾	9,71	—	0

⁽¹⁾ This amount replaces, in accordance with Article 5 of Regulation (EC) No 1422/95, the rate of the Common Customs Tariff duty fixed for these products.

⁽²⁾ For the standard quality as defined in Article 1 of amended Regulation (EEC) No 785/68.

COMMISSION REGULATION (EC) No 1089/2004**of 10 June 2004****fixing the export refunds on white sugar and raw sugar exported in its unaltered state**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector⁽¹⁾, and in particular the second subparagraph of Article 27(5) thereof,

Whereas:

- (1) Article 27 of Regulation (EC) No 1260/2001 provides that the difference between quotations or prices on the world market for the products listed in Article 1(1)(a) of that Regulation and prices for those products within the Community may be covered by an export refund.
- (2) Regulation (EC) No 1260/2001 provides that when refunds on white and raw sugar, undenatured and exported in its unaltered state, are being fixed account must be taken of the situation on the Community and world markets in sugar and in particular of the price and cost factors set out in Article 28 of that Regulation. The same Article provides that the economic aspect of the proposed exports should also be taken into account.
- (3) The refund on raw sugar must be fixed in respect of the standard quality. The latter is defined in Annex I, point II, to Regulation (EC) No 1260/2001. Furthermore, this refund should be fixed in accordance with Article 28(4) of that Regulation. Candy sugar is defined in Commission Regulation (EC) No 2135/95 of 7 September 1995 laying down detailed rules of application for the grant of export refunds in the sugar sector⁽²⁾. The refund thus calculated for sugar containing added flavouring or colouring matter must apply to their sucrose content and, accordingly, be fixed per 1 % of the said content.
- (4) In special cases, the amount of the refund may be fixed by other legal instruments.

- (5) The refund must be fixed every two weeks. It may be altered in the intervening period.
- (6) The first subparagraph of Article 27(5) of Regulation (EC) No 1260/2001 provides that refunds on the products referred to in Article 1 of that Regulation may vary according to destination, where the world market situation or the specific requirements of certain markets make this necessary.
- (7) The significant and rapid increase in preferential imports of sugar from the western Balkan countries since the start of 2001 and in exports of sugar to those countries from the Community seems to be highly artificial.
- (8) To prevent any abuse through the re-import into the Community of sugar products in receipt of an export refund, no refund should be set for all the countries of the western Balkans for the products covered by this Regulation.
- (9) In view of the above and of the present situation on the market in sugar, and in particular of the quotations or prices for sugar within the Community and on the world market, refunds should be set at the appropriate amounts.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Sugar,

HAS ADOPTED THIS REGULATION:

Article 1

The export refunds on the products listed in Article 1(1)(a) of Regulation (EC) No 1260/2001, undenatured and exported in the natural state, are hereby fixed to the amounts shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 178, 30.6.2001, p. 1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

⁽²⁾ OJ L 214, 8.9.1995, p. 16.

ANNEX

**REFUNDS ON WHITE SUGAR AND RAW SUGAR EXPORTED WITHOUT FURTHER PROCESSING
APPLICABLE FROM 11 JUNE 2004**

Product code	Destination	Unit of measurement	Amount of refund
1701 11 90 91 00	S00	EUR/100 kg	43,06 ⁽¹⁾
1701 11 90 99 10	S00	EUR/100 kg	42,35 ⁽¹⁾
1701 12 90 91 00	S00	EUR/100 kg	43,06 ⁽¹⁾
1701 12 90 99 10	S00	EUR/100 kg	42,35 ⁽¹⁾
1701 91 00 90 00	S00	EUR/1 % of sucrose × 100 kg product net	0,4681
1701 99 10 91 00	S00	EUR/100 kg	46,81
1701 99 10 99 10	S00	EUR/100 kg	46,04
1701 99 10 99 50	S00	EUR/100 kg	46,04
1701 99 90 91 00	S00	EUR/1 % of sucrose × 100 kg of net product	0,4681

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

The numeric destination codes are set out in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

The other destinations are:

S00: all destinations (third countries, other territories, victualling and destinations all destinations (third countries, other territories, victualling and destinations treated as exports from the Community) with the exception of Albania, Croatia, Bosnia and Herzegovina, Serbia and Montenegro (including Kosovo, as defined in UN Security Council Resolution 1244 of 10 June 1999), the former Yugoslav Republic of Macedonia, save for sugar incorporated in the products referred to in Article 1(2)(b) of Council Regulation (EC) No 2201/96 (OJ L 297, 21.11.1996, p. 29).

⁽¹⁾ This amount is applicable to raw sugar with a yield of 92 %. Where the yield for exported raw sugar differs from 92 %, the refund amount applicable shall be calculated in accordance with Article 28(4) of Regulation (EC) No 1260/2001.

COMMISSION REGULATION (EC) No 1090/2004**of 10 June 2004****fixing the maximum export refund for white sugar to certain third countries for the 30th partial invitation to tender issued within the framework of the standing invitation to tender provided for in Regulation (EC) No 1290/2003**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾ and in particular the second indent of Article 27 (5) thereof,

Whereas:

(1) Commission Regulation (EC) No 1290/2003 of 18 July 2003 on a standing invitation to tender to determine levies and/or refunds on exports of white sugar ⁽²⁾, for the 2003/2004 marketing year, requires partial invitations to tender to be issued for the export of this sugar to certain third countries.

(2) Pursuant to Article 9(1) of Regulation (EC) No 1290/2003 a maximum export refund shall be fixed,

as the case may be, account being taken in particular of the state and foreseeable development of the Community and world markets in sugar, for the partial invitation to tender in question.

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

HAS ADOPTED THIS REGULATION:

Article 1

For the 30th partial invitation to tender for white sugar issued pursuant to Regulation (EC) No 1290/2003 the maximum amount of the export refund shall be 49,179 EUR/100 kg.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

J. M. SILVA RODRÍGUEZ

Member of the Commission

⁽¹⁾ OJ L 178, 30.6.2001, p.1. Regulation as last amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p.16).

⁽²⁾ OJ L 181, 19.7.2003, p.7. Regulation as amended by Regulation (EC) No 2126/2003 (OJ L 319, 4.12.2003, p.4).

COMMISSION REGULATION (EC) No 1091/2004
of 10 June 2004
amending Regulation (EC) No 549/2000 on the rice intervention centres

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the general rules of the common market organisation in rice as stipulated in Council Regulation (EC) No 3072/95 ⁽¹⁾, and in particular Article 8,

Whereas:

- (1) Commission Regulation (EC) No 549/2000 ⁽²⁾, determining the rice intervention centres should contain the indication of rice intervention centres of Hungary, as the only rice producer of the new Member States that joined the European Union on 1 May 2004. The concerned indication should include the Hungarian rice intervention centres for the implementation of the intervention as from 10 May 2004, pursuant with Commission Regulation (EC) No 708/98 ⁽³⁾.
- (2) Hungary has named two rice intervention centres for intervention in the rice market.
- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex of Commission Regulation (EC) No 549/2000, determining the rice producing regions and intervention centres is amended as follows:

Hungary is to be added as item 6, as follows:

‘6. HUNGARY	
Region	Intervention centre
Northern Great Plain	Karcag
Southern Great Plain	Szarvas’

Article 2

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

It shall apply from 10 May 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18. Regulation last amended by Commission Regulation (EC) No 411/2002 (OJ L 62, 5.3.2002, p. 27).

⁽²⁾ OJ L 67, 15.3.2000, p. 14.

⁽³⁾ OJ L 98, 31.3.1998, p. 21. Regulation last amended by Regulation (EC) No 579/2004 (OJ L 90, 27.3.2004, p. 54).

COMMISSION REGULATION (EC) No 1092/2004**of 10 June 2004****amending Regulation (EC) No 1342/2003 as regards the determination of categories of rice within the meaning of Regulation (EC) No 1291/2000**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3072/95 of 22 December 1995 on the common organisation of the market in rice⁽¹⁾, and in particular Article 9(2) thereof,

Whereas:

- (1) Article 14 of Commission Regulation (EC) No 1291/2000 of 9 June 2000 laying down common detailed rules for the application of the system of import and export licences and advance fixing certificates for agricultural products⁽²⁾ provides for the possibility of determining categories of products for applications for licences and licences with advance fixing of the refund.
- (2) In order to allow for more flexibility in the management of export refunds for rice, categories of rice should be determined.
- (3) Commission Regulation (EC) No 1342/2003 of 28 July 2003 laying down special detailed rules for the application of the system of import and export licences for cereals and rice⁽³⁾ should therefore be amended.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Cereals,

HAS ADOPTED THIS REGULATION:

Article 1

The following is hereby added to the second subparagraph of Article 4(1) of Regulation (EC) No 1342/2003:

- 'Category 7: 1006 20 11 9000, 1006 20 13 9000,
1006 20 15 9000, 1006 20 92 9000,
1006 20 94 9000, 1006 20 96 9000
- Category 8: 1006 30 21 9000, 1006 30 23 9000,
1006 30 25 9000, 1006 30 42 9000,
1006 30 44 9000, 1006 30 46 9000
- Category 9: 1006 30 61 9100, 1006 30 63 9100,
1006 30 65 9100, 1006 30 92 9100,
1006 30 94 9100, 1006 30 96 9100
- Category 10: 1006 30 61 9900, 1006 30 63 9900,
1006 30 65 9900, 1006 30 92 9900,
1006 30 94 9900, 1006 30 96 9900.'

*Article 2*This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply to licences issued from 1 April 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 329, 30.12.1995, p. 18. Regulation as last amended by Commission Regulation (EC) No 411/2002 (OJ L 62, 5.3.2002, p. 27). Repealed by Regulation (EC) No 1785/2003 (OJ L 270, 21.10.2003, p. 96) with effect from the date of entry into force of the latter.

⁽²⁾ OJ L 152, 24.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 636/2004 (OJ L 100, 6.4.2004, p. 25).

⁽³⁾ OJ L 189, 29.7.2003, p. 12. Regulation as amended by Regulation (EC) No 777/2004 (OJ L 123, 27.4.2004, p. 50).

COMMISSION REGULATION (EC) No 1093/2004**of 10 June 2004****derogating from Regulation (EC) No 174/1999 as regards the term of validity of export licences in the milk and milk products sector**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular Article 31(14) thereof,

Whereas:

(1) Article 6 of Commission Regulation (EC) No 174/1999 of 26 January 1999 laying down special detailed rules for the application of Council Regulation (EEC) No 804/68 as regards export licences and export refunds in the case of milk and milk products⁽²⁾ lays down the term of validity of export licences.

(2) In order to take into account the potential impact of the accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia to the Community on 1 May 2004, on the Community milk market and the need to monitor developments in the Community and world markets, Commission Regulation (EC) No 606/2004⁽³⁾ provided for that, by way of derogation from Regulation (EC) No 174/1999, the term of validity of export licences for milk products for which an application has been lodged from 15 April 2004 on should be limited to 30 June 2004.

(3) A close monitoring of both the internal and the world market since 1 May 2004 has shown that a longer validity period of the licences may be reestablished without any risk of destabilisation of the proper functioning of the common market organisation. It is therefore appropriate to repeal Regulation (EC) No 606/2004.

(4) In light of a proper management of the GATT export commitments it is appropriate to adapt the export licence validity period for the groups of products concerned; taking account of the quantities remaining in the respective export quotas at the end of the GATT year and with a view on an optimal use of the available quantities.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

By way of derogation from Article 6 of Regulation (EC) No 174/1999, the term of validity of export licences with advance fixing of the refund, which are applied for until 23 June 2004 in respect of the products referred to in points (a) and (c) of that Article, shall expire on 30 June 2004.

Article 2

Regulation (EC) No 606/2004 is repealed.

Article 3

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

It shall apply to export licences applied for from that date.

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 20, 27.1.1999, p. 8. Regulation as last amended by Regulation (EC) No 810/2004 (OJ L 149, 30.4.2004, p. 138).

⁽³⁾ OJ L 97, 1.4.2004, p. 40.

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

Done at Brussels, 10 June 2004.

For the Commission
Franz FISCHLER
Member of the Commission

COMMISSION REGULATION (EC) No 1094/2004**of 10 June 2004****amending the rates of the refunds applicable to certain milk products exported in the form of goods not covered by Annex I to the Treaty**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the markets in the milk and milk products sector⁽¹⁾, and in particular Article 31(3) thereof,

Whereas:

- (1) The rates of the refunds applicable from 28 May 2004 to the products listed in the Annex, exported in the form of goods not covered by Annex I to the Treaty, were fixed by Commission Regulation (EC) No 1030/2004⁽²⁾.

- (2) It follows from applying the rules and criteria contained in Regulation (EC) No 1030/2004 to the information at present available to the Commission that the export refunds at present applicable should be altered as shown in the Annex hereto,

HAS ADOPTED THIS REGULATION:

Article 1

The rates of refund fixed by Regulation (EC) No 1030/2004 are hereby altered as shown in the Annex hereto.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Erkki LIIKANEN

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Regulation (EC) No 1787/2003 (OJ L 270, 21.10.2003, p. 121).

⁽²⁾ OJ L 190, 28.5.2004, p. 9.

ANNEX

Rates of the refunds applicable from 11 June 2004 to certain milk products exported in the form of goods not covered by Annex I to the Treaty

(EUR/100 kg)

CN code	Description	Rate of refund	
		In case of advance fixing of refunds	Other
ex 0402 10 19	Powdered milk, in granules or other solid forms, not containing added sugar or other sweetening matter, with a fat content not exceeding 1,5 % by weight (PG 2):		
	(a) on exportation of goods of CN code 3501	—	—
	(b) on exportation of other goods	24,50	35,00
ex 0402 21 19	Powdered milk, in granules or other solid forms, not containing added sugar or other sweetening matter, with a fat content of 26 % by weight (PG 3):		
	(a) where goods incorporating, in the form of products assimilated to PG 3, reduced-price butter or cream obtained pursuant to Regulation (EC) No 2571/97 are exported	30,56	43,66
	(b) on exportation of other goods	52,50	75,00
ex 0405 10	Butter, with a fat content by weight of 82 % (PG 6):		
	(a) where goods containing reduced-price butter or cream which have been manufactured in accordance with the conditions provided for in Regulation (EC) No 2571/97 are exported	39,20	56,00
	(b) on exportation of goods of CN code 2106 90 98 containing 40 % or more by weight of milk fat	103,78	148,25
	(c) on exportation of other goods	98,70	141,00

COMMISSION REGULATION (EC) No 1095/2004**of 10 June 2004****on the issue of import licences for high-quality fresh, chilled or frozen beef and veal**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1254/1999 of 17 May 1999 on the common organisation of the market in beef and veal ⁽¹⁾,

Having regard to Commission Regulation (EC) No 936/97 of 27 May 1997 opening and providing for the administration of tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat ⁽²⁾,

Whereas:

- (1) Regulation (EC) No 936/97 provides in Articles 4 and 5 the conditions for applications and for the issue of import licences for meat referred to in Article 2(f).
- (2) Article 2(f) of Regulation (EC) No 936/97 fixes the amount of high-quality fresh, chilled or frozen beef and veal originating in and imported from the United States of America and Canada which may be imported on

special terms for the period 1 July 2003 to 30 June 2004 at 11 500 t.

- (3) It should be recalled that licences issued pursuant to this Regulation will, throughout the period of validity, be open for use only in so far as provisions on health protection in force permit,

HAS ADOPTED THIS REGULATION:

Article 1

1. All applications for import licences from 1 to 5 June 2004 for high-quality fresh, chilled or frozen beef and veal as referred to in Article 2(f) of Regulation (EC) No 936/97 shall be granted in full.

2. Applications for licences may be submitted, in accordance with Article 5 of Regulation (EC) No 936/97, during the first five days of July 2004 for 958,333 t.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 160, 26.6.1999, p. 21. Regulation as last amended by Regulation (EC) No 1782/2003 (OJ L 270, 21.10.2003, p. 1).

⁽²⁾ OJ L 137, 28.5.1997, p. 10. Regulation as last amended by Regulation (EC) No 649/2003 (OJ L 95, 11.4.2003, p. 13).

COMMISSION REGULATION (EC) No 1096/2004

of 10 June 2004

fixing the export refunds on milk and milk products

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular Article 31(3) thereof,

Whereas:

(1) Article 31 of Regulation (EC) No 1255/1999 provides that the difference between prices in international trade for the products listed in Article 1 of that Regulation and prices for those products within the Community may be covered by an export refund within the limits resulting from agreements concluded in accordance with Article 300 of the Treaty.

(2) Regulation (EC) No 1255/1999 provides that when the refunds on the products listed in Article 1 of the above-mentioned Regulation, exported in the natural state, are being fixed, account must be taken of:

- the existing situation and the future trend with regard to prices and availabilities of milk and milk products on the Community market and prices for milk and milk products in international trade,
- marketing costs and the most favourable transport charges from Community markets to ports or other points of export in the Community, as well as costs incurred in placing the goods on the market of the country of destination,
- the aims of the common organisation of the market in milk and milk products which are to ensure equilibrium and the natural development of prices and trade on this market,
- the limits resulting from agreements concluded in accordance with Article 300 of the Treaty, and
- the need to avoid disturbances on the Community market, and
- the economic aspect of the proposed exports.

(3) Article 31(5) of Regulation (EC) No 1255/1999 provides that when prices within the Community are being determined account should be taken of the ruling

prices which are most favourable for exportation, and that when prices in international trade are being determined particular account should be taken of:

- (a) prices ruling on third-country markets;
- (b) the most favourable prices in third countries of destination for third-country imports;
- (c) producer prices recorded in exporting third countries, account being taken, where appropriate, of subsidies granted by those countries; and
- (d) free-at-Community-frontier offer prices.

(4) Article 31(3) of Regulation (EC) No 1255/1999 provides that the world market situation or the specific requirements of certain markets may make it necessary to vary the refund on the products listed in Article 1 of the abovementioned Regulation according to destination.

(5) Article 31(3) of Regulation (EC) No 1255/1999 provides that the list of products on which export refunds are granted and the amount of such refunds should be fixed at least once every four weeks; the amount of the refund may, however, remain at the same level for more than four weeks.

(6) In accordance with Article 16 of Commission Regulation (EC) No 174/1999 of 26 January 1999 on specific detailed rules for the application of Council Regulation (EC) No 804/68 as regards export licences and export refunds on milk and milk products⁽²⁾, the refund granted for milk products containing added sugar is equal to the sum of the two components; one is intended to take account of the quantity of milk products and is calculated by multiplying the basic amount by the milk products content in the product concerned; the other is intended to take account of the quantity of added sucrose and is calculated by multiplying the sucrose content of the entire product by the basic amount of the refund valid on the day of exportation for the products listed in Article 1(1)(d) of Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector⁽³⁾, however, this second component is applied only if the added sucrose has been produced using sugar beet or cane harvested in the Community.

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 20, 27.1.1999, p. 8. Regulation as last amended by Regulation (EC) No 1948/2003 (OJ L 287, 5.11.2003, p. 13).

⁽³⁾ OJ L 178, 30.6.2001, p. 1. Regulation as amended by Commission Regulation (EC) No 39/2004 (OJ L 6, 10.1.2004, p. 16).

- (7) Commission Regulation (EEC) No 896/84⁽¹⁾ laid down additional provisions concerning the granting of refunds on the change from one milk year to another; those provisions provide for the possibility of varying refunds according to the date of manufacture of the products.
- (8) For the calculation of the refund for processed cheese provision must be made where casein or caseinates are added for that quantity not to be taken into account.
- (9) It follows from applying the rules set out above to the present situation on the market in milk and in particular to quotations or prices for milk products within the Community and on the world market that the refund should be as set out in the Annex to this Regulation.
- (10) The Management Committee for Milk and Milk Products has not delivered an opinion within the time limit set by its chairman,
- HAS ADOPTED THIS REGULATION:
- Article 1*
- The export refunds referred to in Article 31 of Regulation (EC) No 1255/1999 on products exported in the natural state shall be as set out in the Annex.
- Article 2*
- This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission
Franz FISCHLER
Member of the Commission

⁽¹⁾ OJ L 91, 1.4.1984, p. 71. Regulation as last amended by Regulation (EEC) No 222/88 (OJ L 28, 1.2.1988, p. 1).

ANNEX

to the Commission Regulation of 10 June 2004 fixing the export refunds on milk and milk products

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0401 10 10 9000	970	EUR/100 kg	1,804	0402 21 11 9500	L01	EUR/100 kg	—
0401 10 90 9000	970	EUR/100 kg	1,804		L02	EUR/100 kg	54,82
0401 20 11 9500	970	EUR/100 kg	2,788		A01	EUR/100 kg	70,38
0401 20 19 9500	970	EUR/100 kg	2,788	0402 21 11 9900	L01	EUR/100 kg	—
0401 20 91 9000	970	EUR/100 kg	3,528		L02	EUR/100 kg	58,43
0401 30 11 9400	970	EUR/100 kg	8,141		A01	EUR/100 kg	75,00
0401 30 11 9700	970	EUR/100 kg	12,22	0402 21 17 9000	L01	EUR/100 kg	—
0401 30 31 9100	L01	EUR/100 kg	—		L02	EUR/100 kg	29,00
	L02	EUR/100 kg	22,79		A01	EUR/100 kg	35,00
	A01	EUR/100 kg	29,70	0402 21 19 9300	L01	EUR/100 kg	—
0401 30 31 9400	L01	EUR/100 kg	—		L02	EUR/100 kg	52,54
	L02	EUR/100 kg	32,47		A01	EUR/100 kg	67,43
	A01	EUR/100 kg	46,39	0402 21 19 9500	L01	EUR/100 kg	—
0401 30 31 9700	L01	EUR/100 kg	—		L02	EUR/100 kg	54,82
	L02	EUR/100 kg	35,82		A01	EUR/100 kg	70,38
	A01	EUR/100 kg	51,16	0402 21 19 9900	L01	EUR/100 kg	—
0401 30 39 9100	L01	EUR/100 kg	—		L02	EUR/100 kg	58,43
	L02	EUR/100 kg	20,79		A01	EUR/100 kg	75,00
	A01	EUR/100 kg	29,70	0402 21 91 9100	L01	EUR/100 kg	—
0401 30 39 9400	L01	EUR/100 kg	—		L02	EUR/100 kg	58,79
	L02	EUR/100 kg	32,47		A01	EUR/100 kg	75,46
	A01	EUR/100 kg	46,39	0402 21 91 9200	L01	EUR/100 kg	—
0401 30 39 9700	L01	EUR/100 kg	—		L02	EUR/100 kg	59,13
	L02	EUR/100 kg	35,82		A01	EUR/100 kg	75,91
	A01	EUR/100 kg	51,16	0402 21 91 9350	L01	EUR/100 kg	—
0401 30 91 9100	L01	EUR/100 kg	—		L02	EUR/100 kg	59,74
	L02	EUR/100 kg	40,82		A01	EUR/100 kg	76,69
	A01	EUR/100 kg	58,31	0402 21 91 9500	L01	EUR/100 kg	—
0401 30 99 9100	L01	EUR/100 kg	—		L02	EUR/100 kg	64,21
	L02	EUR/100 kg	40,82		A01	EUR/100 kg	82,42
	A01	EUR/100 kg	58,31	0402 21 99 9100	L01	EUR/100 kg	—
0401 30 99 9500	L01	EUR/100 kg	—		L02	EUR/100 kg	58,79
	L02	EUR/100 kg	59,99		A01	EUR/100 kg	75,46
	A01	EUR/100 kg	85,70	0402 21 99 9200	L01	EUR/100 kg	—
0402 10 11 9000	L01	EUR/100 kg	—		L02	EUR/100 kg	59,13
	L02	EUR/100 kg	29,00		A01	EUR/100 kg	75,91
	A01	EUR/100 kg	35,00	0402 21 99 9300	L01	EUR/100 kg	—
0402 10 19 9000	L01	EUR/100 kg	—		L02	EUR/100 kg	59,74
	L02	EUR/100 kg	29,00		A01	EUR/100 kg	76,69
	A01	EUR/100 kg	35,00	0402 21 99 9400	L01	EUR/100 kg	—
0402 10 91 9000	L01	EUR/kg	—		L02	EUR/100 kg	63,05
	L02	EUR/kg	0,2900		A01	EUR/100 kg	80,95
	A01	EUR/kg	0,3500	0402 21 99 9500	L01	EUR/100 kg	—
0402 10 99 9000	L01	EUR/kg	—		L02	EUR/100 kg	64,21
	L02	EUR/kg	0,2900		A01	EUR/100 kg	82,42
	A01	EUR/kg	0,3500	0402 21 99 9600	L01	EUR/100 kg	—
0402 21 11 9200	L01	EUR/100 kg	—		L02	EUR/100 kg	68,73
	L02	EUR/100 kg	29,00		A01	EUR/100 kg	88,23
	A01	EUR/100 kg	35,00	0402 21 99 9700	L01	EUR/100 kg	—
0402 21 11 9300	L01	EUR/100 kg	—		L02	EUR/100 kg	71,29
	L02	EUR/100 kg	52,54		A01	EUR/100 kg	91,53
	A01	EUR/100 kg	67,43				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0402 21 99 9900	L01	EUR/100 kg	—	0402 99 31 9300	L01	EUR/kg	—
	L02	EUR/100 kg	74,27		L02	EUR/kg	0,1501
	A01	EUR/100 kg	95,33		A01	EUR/kg	0,2144
0402 29 15 9200	L01	EUR/kg	—	0402 99 39 9150	L01	EUR/kg	—
	L02	EUR/kg	0,2900		L02	EUR/kg	0,1410
	A01	EUR/kg	0,3500		A01	EUR/kg	0,2014
0402 29 15 9300	L01	EUR/kg	—	0403 90 11 9000	L01	EUR/100 kg	—
	L02	EUR/kg	0,5254		L02	EUR/100 kg	28,59
	A01	EUR/kg	0,6743		A01	EUR/100 kg	34,50
0402 29 15 9500	L01	EUR/kg	—	0403 90 13 9200	L01	EUR/100 kg	—
	L02	EUR/kg	0,5482		L02	EUR/100 kg	28,59
	A01	EUR/kg	0,7038		A01	EUR/100 kg	34,50
0402 29 15 9900	L01	EUR/kg	—	0403 90 13 9300	L01	EUR/100 kg	—
	L02	EUR/kg	0,5843		L02	EUR/100 kg	52,06
	A01	EUR/kg	0,7500		A01	EUR/100 kg	66,83
0402 29 19 9300	L01	EUR/kg	—	0403 90 13 9500	L01	EUR/100 kg	—
	L02	EUR/kg	0,5254		L02	EUR/100 kg	54,34
	A01	EUR/kg	0,6743		A01	EUR/100 kg	69,75
0402 29 19 9500	L01	EUR/kg	—	0403 90 13 9900	L01	EUR/100 kg	—
	L02	EUR/kg	0,5482		L02	EUR/100 kg	57,91
	A01	EUR/kg	0,7038		A01	EUR/100 kg	74,33
0402 29 19 9900	L01	EUR/kg	—	0403 90 19 9000	L01	EUR/100 kg	—
	L02	EUR/kg	0,5843		L02	EUR/100 kg	58,26
	A01	EUR/kg	0,7500		A01	EUR/100 kg	74,79
0402 29 91 9000	L01	EUR/kg	—	0403 90 33 9400	L01	EUR/kg	—
	L02	EUR/kg	0,5879		L02	EUR/kg	0,5206
	A01	EUR/kg	0,7546		A01	EUR/kg	0,6683
0402 29 99 9100	L01	EUR/kg	—	0403 90 33 9900	L01	EUR/kg	—
	L02	EUR/kg	0,5879		L02	EUR/kg	0,5791
	A01	EUR/kg	0,7546		A01	EUR/kg	0,7433
0402 29 99 9500	L01	EUR/kg	—	0403 90 51 9100	970	EUR/100 kg	1,804
	L02	EUR/kg	0,6305	0403 90 59 9170	970	EUR/100 kg	12,22
	A01	EUR/kg	0,8095	0403 90 59 9310	L01	EUR/100 kg	—
0402 91 11 9370	L01	EUR/100 kg	—		L02	EUR/100 kg	20,79
	L02	EUR/100 kg	5,312		A01	EUR/100 kg	29,70
	A01	EUR/100 kg	7,589	0403 90 59 9340	L01	EUR/100 kg	—
0402 91 19 9370	L01	EUR/100 kg	—		L02	EUR/100 kg	30,42
	L02	EUR/100 kg	5,312		A01	EUR/100 kg	43,45
	A01	EUR/100 kg	7,589	0403 90 59 9370	L01	EUR/100 kg	—
0402 91 31 9300	L01	EUR/100 kg	—		L02	EUR/100 kg	30,42
	L02	EUR/100 kg	6,278		A01	EUR/100 kg	43,45
	A01	EUR/100 kg	8,969	0403 90 59 9510	L01	EUR/100 kg	—
0402 91 39 9300	L01	EUR/100 kg	—		L02	EUR/100 kg	30,42
	L02	EUR/100 kg	6,278		A01	EUR/100 kg	43,45
	A01	EUR/100 kg	8,969	0404 90 21 9120	L01	EUR/100 kg	—
0402 91 99 9000	L01	EUR/100 kg	—		L02	EUR/100 kg	24,73
	L02	EUR/100 kg	25,08		A01	EUR/100 kg	29,86
	A01	EUR/100 kg	35,83	0404 90 21 9160	L01	EUR/100 kg	—
0402 99 11 9350	L01	EUR/kg	—		L02	EUR/100 kg	29,00
	L02	EUR/kg	0,1359		A01	EUR/100 kg	35,00
	A01	EUR/kg	0,1941	0404 90 23 9120	L01	EUR/100 kg	—
0402 99 19 9350	L01	EUR/kg	—		L02	EUR/100 kg	29,00
	L02	EUR/kg	0,1359		A01	EUR/100 kg	35,00
	A01	EUR/kg	0,1941	0404 90 23 9130	L01	EUR/100 kg	—
0402 99 31 9150	L01	EUR/kg	—		L02	EUR/100 kg	52,54
	L02	EUR/kg	0,1410		A01	EUR/100 kg	67,43
	A01	EUR/kg	0,2014				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0404 90 23 9140	L01	EUR/100 kg	—	0405 10 30 9300	L01	EUR/100 kg	—
	L02	EUR/100 kg	54,82		075	EUR/100 kg	126,74
	A01	EUR/100 kg	70,38		L02	EUR/100 kg	104,58
0404 90 23 9150	L01	EUR/100 kg	—	0405 10 30 9700	A01	EUR/100 kg	141,00
	L02	EUR/100 kg	58,43		L01	EUR/100 kg	—
	A01	EUR/100 kg	75,00		075	EUR/100 kg	126,74
0404 90 29 9110	L01	EUR/100 kg	—	0405 10 50 9300	L02	EUR/100 kg	104,58
	L02	EUR/100 kg	58,79		A01	EUR/100 kg	141,00
	A01	EUR/100 kg	75,46		L01	EUR/100 kg	—
0404 90 29 9115	L01	EUR/100 kg	—	0405 10 50 9500	075	EUR/100 kg	126,74
	L02	EUR/100 kg	59,13		L02	EUR/100 kg	104,58
	A01	EUR/100 kg	75,91		A01	EUR/100 kg	141,00
0404 90 29 9125	L01	EUR/100 kg	—	0405 10 50 9700	L01	EUR/100 kg	—
	L02	EUR/100 kg	59,74		075	EUR/100 kg	123,65
	A01	EUR/100 kg	76,69		L02	EUR/100 kg	102,03
0404 90 29 9140	L01	EUR/100 kg	—	0405 10 90 9000	A01	EUR/100 kg	137,56
	L02	EUR/100 kg	64,21		L01	EUR/100 kg	—
	A01	EUR/100 kg	82,42		075	EUR/100 kg	126,74
0404 90 81 9100	L01	EUR/kg	—	0405 20 90 9500	L02	EUR/100 kg	104,58
	L02	EUR/kg	0,2900		A01	EUR/100 kg	141,00
	A01	EUR/kg	0,3500		L01	EUR/100 kg	—
0404 90 83 9110	L01	EUR/kg	—	0405 20 90 9700	075	EUR/100 kg	131,38
	L02	EUR/kg	0,2900		L02	EUR/100 kg	108,40
	A01	EUR/kg	0,3500		A01	EUR/100 kg	146,16
0404 90 83 9130	L01	EUR/kg	—	0405 90 10 9000	L01	EUR/100 kg	—
	L02	EUR/kg	0,5254		075	EUR/100 kg	115,94
	A01	EUR/kg	0,6743		L02	EUR/100 kg	95,65
0404 90 83 9150	L01	EUR/kg	—	0406 10 20 9100	A01	EUR/100 kg	128,98
	L02	EUR/kg	0,5482		L01	EUR/100 kg	—
	A01	EUR/kg	0,7038		075	EUR/100 kg	120,56
0404 90 83 9170	L01	EUR/kg	—	0406 10 20 9230	L02	EUR/100 kg	99,47
	L02	EUR/kg	0,5843		A01	EUR/100 kg	134,13
	A01	EUR/kg	0,7500		L01	EUR/100 kg	—
0404 90 83 9936	L01	EUR/kg	—	0406 10 20 9290	075	EUR/100 kg	160,53
	L02	EUR/kg	0,1359		L02	EUR/100 kg	132,46
	A01	EUR/kg	0,1941		A01	EUR/100 kg	178,60
0405 10 11 9500	L01	EUR/100 kg	—	0406 10 20 9300	L01	EUR/100 kg	—
	075	EUR/100 kg	123,65		075	EUR/100 kg	128,40
	L02	EUR/100 kg	102,03		L02	EUR/100 kg	105,95
	A01	EUR/100 kg	137,56		A01	EUR/100 kg	142,84
0405 10 11 9700	L01	EUR/100 kg	—	0406 10 20 9300	A00	EUR/100 kg	—
	075	EUR/100 kg	126,74		L03	EUR/100 kg	—
	L02	EUR/100 kg	104,58		L04	EUR/100 kg	23,34
	A01	EUR/100 kg	141,00		075	EUR/100 kg	24,80
0405 10 19 9500	L01	EUR/100 kg	—	0406 10 20 9300	400	EUR/100 kg	—
	075	EUR/100 kg	123,65		A01	EUR/100 kg	29,17
	L02	EUR/100 kg	102,03		L03	EUR/100 kg	—
	A01	EUR/100 kg	137,56		L04	EUR/100 kg	21,71
0405 10 19 9700	L01	EUR/100 kg	—	0406 10 20 9300	075	EUR/100 kg	23,06
	075	EUR/100 kg	126,74		400	EUR/100 kg	—
	L02	EUR/100 kg	104,58		A01	EUR/100 kg	27,13
	A01	EUR/100 kg	141,00		L03	EUR/100 kg	—
0405 10 30 9100	L01	EUR/100 kg	—	0406 10 20 9300	L04	EUR/100 kg	9,52
	075	EUR/100 kg	123,65		075	EUR/100 kg	10,12
	L02	EUR/100 kg	102,03		400	EUR/100 kg	—
	A01	EUR/100 kg	137,56		A01	EUR/100 kg	11,90

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 10 20 9610	L03	EUR/100 kg	—	0406 30 31 9710	L03	EUR/100 kg	—
	L04	EUR/100 kg	31,65		L04	EUR/100 kg	4,80
	075	EUR/100 kg	33,63		075	EUR/100 kg	9,54
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	39,57		A01	EUR/100 kg	11,22
0406 10 20 9620	L03	EUR/100 kg	—	0406 30 31 9730	L03	EUR/100 kg	—
	L04	EUR/100 kg	32,10		L04	EUR/100 kg	7,03
	075	EUR/100 kg	34,11		075	EUR/100 kg	14,01
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	40,12		A01	EUR/100 kg	16,48
0406 10 20 9630	L03	EUR/100 kg	—	0406 30 31 9910	L03	EUR/100 kg	—
	L04	EUR/100 kg	35,85		L04	EUR/100 kg	4,80
	075	EUR/100 kg	38,07		075	EUR/100 kg	9,54
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	44,79		A01	EUR/100 kg	11,22
0406 10 20 9640	L03	EUR/100 kg	—	0406 30 31 9930	L03	EUR/100 kg	—
	L04	EUR/100 kg	52,66		L04	EUR/100 kg	7,03
	075	EUR/100 kg	55,96		075	EUR/100 kg	14,01
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	65,83		A01	EUR/100 kg	16,48
0406 10 20 9650	L03	EUR/100 kg	—	0406 30 31 9950	L03	EUR/100 kg	—
	L04	EUR/100 kg	43,88		L04	EUR/100 kg	10,23
	075	EUR/100 kg	46,63		075	EUR/100 kg	20,37
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	54,85		A01	EUR/100 kg	23,96
0406 10 20 9830	L03	EUR/100 kg	—	0406 30 39 9500	L03	EUR/100 kg	—
	L04	EUR/100 kg	16,28		L04	EUR/100 kg	7,03
	075	EUR/100 kg	17,30		075	EUR/100 kg	14,01
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	20,35		A01	EUR/100 kg	16,48
0406 10 20 9850	L03	EUR/100 kg	—	0406 30 39 9700	L03	EUR/100 kg	—
	L04	EUR/100 kg	19,73		L04	EUR/100 kg	10,23
	075	EUR/100 kg	20,97		075	EUR/100 kg	20,37
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	24,68		A01	EUR/100 kg	23,96
0406 20 90 9100	A00	EUR/100 kg	—	0406 30 39 9930	L03	EUR/100 kg	—
0406 20 90 9913	L03	EUR/100 kg	—		L04	EUR/100 kg	10,23
	L04	EUR/100 kg	36,39		075	EUR/100 kg	20,37
	075	EUR/100 kg	38,66		400	EUR/100 kg	—
	400	EUR/100 kg	13,29		A01	EUR/100 kg	23,96
0406 20 90 9915	A01	EUR/100 kg	45,49	0406 30 39 9950	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	11,57
	L04	EUR/100 kg	48,03		075	EUR/100 kg	23,03
	075	EUR/100 kg	51,03		400	EUR/100 kg	—
	400	EUR/100 kg	17,71		A01	EUR/100 kg	27,10
0406 20 90 9917	A01	EUR/100 kg	60,04	0406 30 90 9000	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	12,13
	L04	EUR/100 kg	51,04		075	EUR/100 kg	24,16
	075	EUR/100 kg	54,24		400	EUR/100 kg	—
	400	EUR/100 kg	18,83		A01	EUR/100 kg	28,43
0406 20 90 9919	A01	EUR/100 kg	63,80	0406 40 50 9000	L03	EUR/100 kg	—
	L03	EUR/100 kg	—		L04	EUR/100 kg	55,74
	L04	EUR/100 kg	57,03		075	EUR/100 kg	59,23
	075	EUR/100 kg	60,61		400	EUR/100 kg	—
	400	EUR/100 kg	21,01		A01	EUR/100 kg	69,68
	A01	EUR/100 kg	71,30				

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 40 90 9000	L03	EUR/100 kg	—	0406 90 33 9951	L03	EUR/100 kg	—
	L04	EUR/100 kg	57,24		L04	EUR/100 kg	42,72
	075	EUR/100 kg	60,81		075	EUR/100 kg	51,76
	400	EUR/100 kg	—		400	EUR/100 kg	—
	A01	EUR/100 kg	71,54		A01	EUR/100 kg	60,89
0406 90 13 9000	L03	EUR/100 kg	—	0406 90 35 9190	L03	EUR/100 kg	—
	L04	EUR/100 kg	62,94		L04	EUR/100 kg	65,46
	075	EUR/100 kg	76,57		075	EUR/100 kg	80,01
	400	EUR/100 kg	25,31		400	EUR/100 kg	25,81
	A01	EUR/100 kg	90,09		A01	EUR/100 kg	94,11
0406 90 15 9100	L03	EUR/100 kg	—	0406 90 35 9990	L03	EUR/100 kg	—
	L04	EUR/100 kg	65,04		L04	EUR/100 kg	65,46
	075	EUR/100 kg	79,13		075	EUR/100 kg	80,01
	400	EUR/100 kg	26,09		400	EUR/100 kg	16,88
	A01	EUR/100 kg	93,09		A01	EUR/100 kg	94,11
0406 90 17 9100	L03	EUR/100 kg	—	0406 90 37 9000	L03	EUR/100 kg	—
	L04	EUR/100 kg	65,04		L04	EUR/100 kg	62,94
	075	EUR/100 kg	79,13		075	EUR/100 kg	76,57
	400	EUR/100 kg	26,09		400	EUR/100 kg	25,31
	A01	EUR/100 kg	93,09		A01	EUR/100 kg	90,09
0406 90 21 9900	L03	EUR/100 kg	—	0406 90 61 9000	L03	EUR/100 kg	—
	L04	EUR/100 kg	63,74		L04	EUR/100 kg	69,35
	075	EUR/100 kg	77,35		075	EUR/100 kg	85,30
	400	EUR/100 kg	18,72		400	EUR/100 kg	24,03
	A01	EUR/100 kg	91,00		A01	EUR/100 kg	100,35
0406 90 23 9900	L03	EUR/100 kg	—	0406 90 63 9100	L03	EUR/100 kg	—
	L04	EUR/100 kg	55,97		L04	EUR/100 kg	69,00
	075	EUR/100 kg	68,38		075	EUR/100 kg	84,60
	400	EUR/100 kg	—		400	EUR/100 kg	26,87
	A01	EUR/100 kg	80,45		A01	EUR/100 kg	99,53
0406 90 25 9900	L03	EUR/100 kg	—	0406 90 63 9900	L03	EUR/100 kg	—
	L04	EUR/100 kg	55,59		L04	EUR/100 kg	66,33
	075	EUR/100 kg	67,64		075	EUR/100 kg	81,72
	400	EUR/100 kg	—		400	EUR/100 kg	20,56
	A01	EUR/100 kg	79,58		A01	EUR/100 kg	96,13
0406 90 27 9900	L03	EUR/100 kg	—	0406 90 69 9100	A00	EUR/100 kg	—
	L04	EUR/100 kg	50,35	0406 90 69 9910	L03	EUR/100 kg	—
	075	EUR/100 kg	61,26		L04	EUR/100 kg	66,33
	400	EUR/100 kg	—		075	EUR/100 kg	81,72
	A01	EUR/100 kg	72,08		400	EUR/100 kg	20,56
0406 90 31 9119	L03	EUR/100 kg	—	0406 90 73 9900	A01	EUR/100 kg	96,13
	L04	EUR/100 kg	46,28		L03	EUR/100 kg	—
	075	EUR/100 kg	56,39		L04	EUR/100 kg	57,77
	400	EUR/100 kg	10,74		075	EUR/100 kg	70,35
	A01	EUR/100 kg	66,35		400	EUR/100 kg	22,12
0406 90 33 9119	L03	EUR/100 kg	—	0406 90 75 9900	A01	EUR/100 kg	82,77
	L04	EUR/100 kg	46,28		L03	EUR/100 kg	—
	075	EUR/100 kg	56,39		L04	EUR/100 kg	58,17
	400	EUR/100 kg	10,74		075	EUR/100 kg	71,12
	A01	EUR/100 kg	66,35		400	EUR/100 kg	9,34
0406 90 33 9919	L03	EUR/100 kg	—	0406 90 76 9300	A01	EUR/100 kg	83,66
	L04	EUR/100 kg	42,28		L03	EUR/100 kg	—
	075	EUR/100 kg	51,73		L04	EUR/100 kg	52,45
	400	EUR/100 kg	—		075	EUR/100 kg	63,82
	A01	EUR/100 kg	60,85		400	EUR/100 kg	—
					A01	EUR/100 kg	75,08

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund	
0406 90 76 9400	L03	EUR/100 kg	—	0406 90 86 9400	L03	EUR/100 kg	—	
	L04	EUR/100 kg	58,74		L04	EUR/100 kg	57,51	
	075	EUR/100 kg	71,47		075	EUR/100 kg	71,47	
	400	EUR/100 kg	9,72		400	EUR/100 kg	16,23	
	A01	EUR/100 kg	84,09		A01	EUR/100 kg	84,09	
0406 90 76 9500	L03	EUR/100 kg	—	0406 90 86 9900	L03	EUR/100 kg	—	
	L04	EUR/100 kg	55,88		L04	EUR/100 kg	63,44	
	075	EUR/100 kg	67,41		075	EUR/100 kg	77,58	
	400	EUR/100 kg	9,72		400	EUR/100 kg	19,00	
	A01	EUR/100 kg	79,31		A01	EUR/100 kg	91,28	
0406 90 78 9100	L03	EUR/100 kg	—	0406 90 87 9100	A00	EUR/100 kg	—	
	L04	EUR/100 kg	54,19		0406 90 87 9200	L03	EUR/100 kg	—
	075	EUR/100 kg	67,29			L04	EUR/100 kg	44,48
	400	EUR/100 kg	—			075	EUR/100 kg	56,05
	A01	EUR/100 kg	79,17			400	EUR/100 kg	11,71
0406 90 78 9300	L03	EUR/100 kg	—	0406 90 87 9300		A01	EUR/100 kg	65,94
	L04	EUR/100 kg	57,46		L03	EUR/100 kg	—	
	075	EUR/100 kg	69,73		L04	EUR/100 kg	49,70	
	400	EUR/100 kg	—		075	EUR/100 kg	62,44	
	A01	EUR/100 kg	82,05		400	EUR/100 kg	13,21	
0406 90 78 9500	L03	EUR/100 kg	—	0406 90 87 9400	A01	EUR/100 kg	73,46	
	L04	EUR/100 kg	56,92		L03	EUR/100 kg	—	
	075	EUR/100 kg	68,67		L04	EUR/100 kg	51,01	
	400	EUR/100 kg	—		075	EUR/100 kg	63,39	
	A01	EUR/100 kg	80,79		400	EUR/100 kg	14,48	
0406 90 79 9900	L03	EUR/100 kg	—	0406 90 87 9951	A01	EUR/100 kg	74,57	
	L04	EUR/100 kg	46,47		L03	EUR/100 kg	—	
	075	EUR/100 kg	56,76		L04	EUR/100 kg	57,69	
	400	EUR/100 kg	—		075	EUR/100 kg	70,19	
	A01	EUR/100 kg	66,79		400	EUR/100 kg	20,00	
0406 90 81 9900	L03	EUR/100 kg	—	0406 90 87 9971	A01	EUR/100 kg	82,58	
	L04	EUR/100 kg	58,74		L03	EUR/100 kg	—	
	075	EUR/100 kg	71,47		L04	EUR/100 kg	57,69	
	400	EUR/100 kg	19,99		075	EUR/100 kg	70,19	
	A01	EUR/100 kg	84,09		400	EUR/100 kg	16,23	
0406 90 85 9930	L03	EUR/100 kg	—	0406 90 87 9972	A01	EUR/100 kg	82,58	
	L04	EUR/100 kg	63,44		L03	EUR/100 kg	—	
	075	EUR/100 kg	77,58		L04	EUR/100 kg	24,58	
	400	EUR/100 kg	24,92		075	EUR/100 kg	30,03	
	A01	EUR/100 kg	91,28		400	EUR/100 kg	—	
0406 90 85 9970	L03	EUR/100 kg	—	0406 90 87 9973	A01	EUR/100 kg	35,34	
	L04	EUR/100 kg	58,17		L03	EUR/100 kg	—	
	075	EUR/100 kg	71,12		L04	EUR/100 kg	56,65	
	400	EUR/100 kg	21,80		075	EUR/100 kg	68,92	
	A01	EUR/100 kg	83,66		400	EUR/100 kg	11,39	
0406 90 86 9100	A00	EUR/100 kg	—	0406 90 87 9974	A01	EUR/100 kg	81,09	
0406 90 86 9200	L03	EUR/100 kg	—		L03	EUR/100 kg	—	
	L04	EUR/100 kg	53,37		L04	EUR/100 kg	61,48	
	075	EUR/100 kg	67,28		075	EUR/100 kg	74,48	
	400	EUR/100 kg	13,08		400	EUR/100 kg	11,39	
	A01	EUR/100 kg	79,16	A01	EUR/100 kg	87,62		
0406 90 86 9300	L03	EUR/100 kg	—					
	L04	EUR/100 kg	54,14					
	075	EUR/100 kg	67,99					
	400	EUR/100 kg	14,35					
	A01	EUR/100 kg	79,99					

Product code	Destination	Unit of measurement	Amount of refund	Product code	Destination	Unit of measurement	Amount of refund
0406 90 87 9975	L03	EUR/100 kg	—	0406 90 88 9100	A00	EUR/100 kg	—
	L04	EUR/100 kg	62,70	0406 90 88 9300	L03	EUR/100 kg	—
	075	EUR/100 kg	75,30		L04	EUR/100 kg	43,91
	400	EUR/100 kg	15,10		075	EUR/100 kg	54,95
	A01	EUR/100 kg	88,60		400	EUR/100 kg	14,35
0406 90 87 9979	L03	EUR/100 kg	—		A01	EUR/100 kg	64,65
	L04	EUR/100 kg	55,97				
	075	EUR/100 kg	68,38				
	400	EUR/100 kg	11,39				
	A01	EUR/100 kg	80,45				

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

The numeric destination codes are set out in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).

The other destinations are defined as follows:

L01 Holy See, Malta, Estonia, Latvia, Lithuania, Poland, Czech Republic, Slovakia, Hungary, Slovenia, Cyprus and the United States of America,

L02 Andorra and Gibraltar,

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

L04 Albania, Bosnia and Herzegovina, Serbia and Montenegro and the Former Yugoslav Republic of Macedonia.

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

COMMISSION REGULATION (EC) No 1097/2004**of 10 June 2004****fixing the maximum export refund for butter in the framework of the standing invitation to tender
provided for in Regulation (EC) No 581/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular the third subparagraph of Article 31(3) thereof,

Whereas:

- (1) Commission Regulation (EC) No 581/2004 of 26 March 2004 opening a standing invitation to tender for export refunds concerning certain types of butter⁽²⁾ provides for a permanent tender.
- (2) Pursuant to Article 5 of Commission Regulation (EC) No 580/2004 of 26 March 2004 establishing a tender procedure concerning export refunds for certain milk products⁽³⁾ and following an examination of the

tenders submitted in response to the invitation to tender, it is appropriate to fix a maximum export refund for the tendering period ending on 9 June 2004.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk products,

HAS ADOPTED THIS REGULATION:

Article 1

For the permanent tender opened by Regulation (EC) No 581/2004, for the tendering period ending on 9 June 2004, the maximum amount of refund for the products referred to in Article 1(1) of that Regulation shall be as shown in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 90, 27.3.2004, p. 64.

⁽³⁾ OJ L 90, 27.3.2004, p. 58.

ANNEX

(EUR/100 kg)

Product	Export refund Code	Maximum amount of export refund	
		For export to the destination referred to in the first indent of Article 1(1) of Regulation (EC) No 581/2004	For export to the destinations referred to in the second indent of Article 1(1) of Regulation (EC) No 581/2004
Butter	ex 0405 10 19 9500	—	—
Butter	ex 0405 10 19 9700	140,00	154,90
Butteroil	ex 0405 90 10 9000	—	194,00

COMMISSION REGULATION (EC) No 1098/2004**of 10 June 2004****fixing the maximum export refund for skimmed milk powder in the framework of the standing invitation to tender provided for in Regulation (EC) No 582/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1255/1999 of 17 May 1999 on the common organisation of the market in milk and milk products⁽¹⁾, and in particular the third subparagraph of Article 31(3) thereof,

Whereas:

- (1) Commission Regulation (EC) No 582/2004 of 26 March 2004 opening a standing invitation to tender for export refunds for skimmed milk powder⁽²⁾ provides for a permanent tender.
- (2) Pursuant to Article 5 of Commission Regulation (EC) No 580/2004 of 26 March 2004 establishing a tender procedure concerning export refunds for certain milk products⁽³⁾ and following an examination of the tenders submitted in response to the invitation to

tender, it is appropriate to fix a maximum export refund for the tendering period ending on 9 June 2004.

- (3) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS REGULATION:

Article 1

For the permanent tender opened by Regulation (EC) No 582/2004, for the tendering period ending on 9 June 2004, the maximum amount of refund for the product and destinations referred to in Article 1(1) of that Regulation shall be EUR 36,50/100 kg.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 160, 26.6.1999, p. 48. Regulation as last amended by Commission Regulation (EC) No 186/2004 (OJ L 29, 3.2.2004, p. 6).

⁽²⁾ OJ L 90, 27.3.2004, p. 67.

⁽³⁾ OJ L 90, 27.3.2004, p. 58.

COMMISSION REGULATION (EC) No 1099/2004**of 10 June 2004****fixing the maximum export refund on oats in connection with the invitation to tender issued in Regulation (EC) No 1005/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 1766/92 of 30 June 1992 on the common organisation of the market in cereals ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1501/95 of 29 June 1995 laying down certain detailed rules for the application of Council Regulation (EEC) No 1766/92 on the granting of export refunds on cereals and the measures to be taken in the event of disturbance on the market for cereals ⁽²⁾, and in particular Article 4 thereof,

Having regard to Commission Regulation (EC) No 1005/2004 of 19 May 2004 on a special intervention measure for oats in Finland and Sweden ⁽³⁾,

Whereas:

- (1) An invitation to tender for the refund for the export of oats produced in Finland and Sweden for export from Finland or Sweden to all third countries with the

exception of Bulgaria and Romania was opened pursuant to Regulation (EC) No 1005/2004.

- (2) On the basis of the criteria laid down in Article 1 of Regulation (EC) No 1501/95, a maximum refund should be fixed.

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

HAS ADOPTED THIS REGULATION:

Article 1

For tenders notified from 4 to 10 June 2004, pursuant to the invitation to tender issued in Regulation (EC) No 1005/2004, the maximum refund on exportation of oats shall be EUR 23,60/t.

Article 2

This Regulation shall enter into force on 11 June 2004.

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

Done at Brussels, 10 June 2004.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 181, 1.7.1992, p. 21. Regulation as last amended by Regulation (EC) No 1104/2003 (OJ L 158, 27.6.2003, p. 1).

⁽²⁾ OJ L 147, 30.6.1995, p. 7. Regulation as last amended by Regulation (EC) No 1431/2003 (OJ L 203, 12.8.2003, p. 16).

⁽³⁾ OJ L 183, 20.5.2004, p. 28.

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

COUNCIL COMMON POSITION 2004/510/CFSP

of 10 June 2004

amending Common Position 2004/31/CFSP concerning the imposition of an embargo on arms, munitions and military equipment on Sudan

THE COUNCIL OF THE EUROPEAN UNION,

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

Whereas

- (1) On 9 January 2004 the Council adopted Common Position 2004/31/CFSP⁽¹⁾, imposing an embargo on arms, munitions and military equipment on Sudan.
- (2) Given developments in Sudan and the region, including the signature on 8 April 2004 of a Humanitarian Ceasefire Agreement on the Conflict in Darfur, and the subsequent plans for the deployment of an African Union-led Ceasefire Commission, the EU wishes to support efforts to promote lasting peace and reconciliation in Sudan.
- (3) It is therefore necessary to amend Common Position 2004/31/CFSP so as to allow exemptions to the embargo for the African Union-led Ceasefire Commission.
- (4) Action by the Community is needed in order to implement certain aspects of this amendment,

HAS ADOPTED THIS COMMON POSITION:

Article 1

Article 2(1) of Common Position 2004/31/CFSP shall be replaced by the following:

‘(1) Article 1 shall not apply to:

- a) the sale, supply, transfer or export of non-lethal military equipment intended solely for humanitarian or protective

use, or for institution building programmes of the UN, the African Union, the EU and the Community, or of materiel intended for EU, UN and African Union crisis management operations;

- b) the sale, supply, transfer or export of de mining equipment and materiel for use in de mining operations;
- c) the provision of financing and financial assistance related to such equipment or for African Union crisis management operations;
- d) the provision of technical assistance related to such equipment or for African Union crisis management operations,

on condition that such exports have been approved in advance by the competent authority of the Member State in question.’

Article 2

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

Article 3

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

Done at Luxembourg, 10 June 2004.

For the Council

The President

D. AHERN

⁽¹⁾ OJ L 6, 10.1.2004, p. 55.