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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 1899/2005**of 27 June 2005****on administering certain restrictions on imports of certain steel products from the Russian Federation**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the Commission,

Whereas:

- (1) The Agreement on partnership and cooperation establishing a partnership between the European Communities and their Member States, of the one part, and the Russian Federation, of the other part ⁽¹⁾, hereinafter referred to as 'the PCA', entered into force on 1 December 1997.
- (2) Article 21(1) of the PCA provides that trade in certain steel products shall be governed by Title III of that Agreement, with the exception of Article 15 thereof, and by the provisions of an agreement on quantitative arrangements.
- (3) On 24 October 2005, the European Community and the Russian Federation concluded such an Agreement on trade in certain steel products ⁽²⁾, hereinafter referred to as 'the Agreement'.
- (4) It is necessary to provide the means to administer the terms of the Agreement within the Community, taking into account the experience gained from previous Agreements concerning a similar regime.
- (5) It is appropriate to classify the products in question on the basis of the Combined Nomenclature (CN) established by Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽³⁾.
- (6) It is necessary to ensure that the origin of the products in question is checked and appropriate methods of administrative cooperation are set up to this end.
- (7) The effective application of the Agreement requires the introduction of a requirement of a Community import licence for the entry into free circulation in the

Community of the products in question together with a system for administering the granting of such Community import licences.

- (8) Products placed in a free zone or imported under the arrangements governing customs warehouses, temporary importation or inward processing (suspension system) should not be counted against the limits established for the products in question.
- (9) In order to ensure that these quantitative limits are not exceeded, it is necessary to establish a management procedure whereby the competent authorities of the Member States will not issue import licences before obtaining prior confirmation from the Commission that appropriate amounts remain available within the quantitative limit in question.
- (10) The Agreement provides for a system of cooperation between the Russian Federation and the Community with the aim of preventing circumvention by means of transshipment, rerouting or other means. A consultation procedure should be established under which an agreement can be reached with the country concerned on an equivalent adjustment to the relevant quantitative limit when it appears that the Agreement has been circumvented. The Russian Federation has agreed to take the necessary measures to ensure that any adjustments could be rapidly applied. In the absence of agreement within the time limit provided, the Community should, where there is clear evidence of circumvention, have the possibility to apply the equivalent adjustment.
- (11) From 1 January 2005 imports into the Community of products covered by this Regulation have been subjected to a licence pursuant to Council Regulation (EC) No 2267/2004 of 20 December 2004 on trade in certain steel products between the European Community and the Russian Federation ⁽⁴⁾. The Agreement provides that those imports are to be counted against the limits established for 2005 in this Regulation.

- (12) For reasons of clarity it is therefore necessary to replace Regulation (EC) No 2267/2004 by this Regulation,

⁽¹⁾ OJ L 327, 28.11.1997, p. 3.

⁽²⁾ See page 39 of this Official Journal.

⁽³⁾ OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Regulation (EC) No 493/2005 (OJ L 82, 31.3.2005, p. 1).

⁽⁴⁾ OJ L 395, 31.12.2004, p. 38.

HAS ADOPTED THIS REGULATION:

CHAPTER I

GENERAL PROVISIONS

Article 1

1. This Regulation applies to imports into the Community of steel products listed in Annex I, originating in the Russian Federation.

2. The steel products shall be classified in product groups as set out in Annex I.

3. The origin of the products referred to in paragraph 1 shall be determined in accordance with the rules in force in the Community.

4. The procedures for verification of the origin of the products referred to in paragraph 1 are laid down in Chapters II and III.

Article 2

1. The importation into the Community of the products listed in Annex I originating in the Russian Federation shall be subject to the annual quantitative limits laid down in Annex V. The release for free circulation in the Community of the products listed in Annex I originating in the Russian Federation shall be subject to the presentation of a certificate of origin, set out in Annex II, and of an import authorisation issued by the Member States' authorities in accordance with Article 4.

The authorised imports shall be counted against the quantitative limits laid down for the year in which the products are shipped in the exporting country.

2. In order to ensure that quantities for which import authorisations are issued do not exceed at any moment the total quantitative limits for each product group, the competent authorities of the Member States shall issue import authorisations only upon confirmation by the Commission that there are still quantities available within the quantitative limits for the relevant product group of steel products in respect of the supplier country, for which an importer or importers have submitted applications to those authorities. The competent authorities of the Member States for the purposes of this Regulation are listed in Annex IV.

3. Imports of products as from 1 January 2005, for which a licence was required pursuant to Regulation (EC)

No 2267/2004 shall be counted against the relevant limits for 2005 laid down in Annex V of this Regulation.

4. For the purposes of this Regulation, and as from the date of its application, shipment of products shall be considered as having taken place on the date on which they were loaded on to the exporting means of transport.

Article 3

1. The quantitative limits set out in Annex V shall not apply to products placed in a free zone or free warehouse or imported under the arrangements governing customs warehouses, temporary importation or inward processing (suspension system).

2. Where the products referred to in paragraph 1 are subsequently released for free circulation, either in the unaltered state or after working or processing, Article 2(2) shall apply and the products so released shall be counted against the relevant quantitative limit set out in Annex V.

Article 4

1. For the purpose of applying Article 2(2), before issuing import authorisations, the competent authorities of the Member States shall notify the Commission of the amounts of the requests for import authorisations, supported by original export licences, which they have received. By return, the Commission shall notify its confirmation that the requested amount(s) of quantities are available for importation in the chronological order in which the notifications of the Member States have been received.

2. The requests included in the notifications to the Commission shall be valid if they establish clearly in each case the exporting country, the product group concerned, the amounts to be imported, the number of the export licence, the quota year and the Member State in which the products are intended to be put into free circulation.

3. As far as possible, the Commission shall confirm to the authorities of the Member States the full amount indicated in the requests notified for each product group of products. Moreover, the Commission shall contact the competent authorities of the Russian Federation immediately in cases where requests notified exceed the limits in order to seek clarification and a rapid solution.

4. The competent authorities of the Member States shall notify the Commission immediately after being informed of any quantity that is not used during the duration of validity of the import authorisation. Such unused quantities shall automatically be transferred into the remaining quantities of the total Community quantitative limit for each product group.

5. The notifications referred to in paragraphs 1, 2, 3 and 4 shall be communicated electronically within the integrated network set up for this purpose, unless for imperative technical reasons it is necessary to use other means of communication temporarily.

6. The import authorisations or equivalent documents shall be issued in accordance with Chapter II.

7. The competent authorities of the Member States shall notify the Commission of any cancellation of import authorisations or equivalent documents already issued in cases where the corresponding export licences have been withdrawn or cancelled by the competent authorities of the Russian Federation. However, if the Commission or the competent authorities of a Member State have been informed by the competent authorities of the Russian Federation of the withdrawal or cancellation of an export licence after the related products have been imported into the Community, the quantities in question shall be counted against the quantitative limit for the year during which shipment of products took place.

Article 5

For the purposes of applying Article 3(3) and 3(4) of the Agreement, the Commission is hereby authorised to make the necessary adjustments.

Article 6

1. Where, following the enquiries carried out in accordance with the procedures set out in Chapter III, the Commission notes that the information in its possession constitutes proof that products listed in Annex I originating in the Russian Federation have been transhipped, rerouted or otherwise imported into the Community through circumvention of the quantitative limits referred to in Article 2 and that there is a need for the necessary adjustments to be made, it shall request that consultations be opened so that agreement may be reached on an equivalent adjustment of the corresponding quantitative limits.

2. Pending the outcome of the consultations referred to in paragraph 1, the Commission may ask the Russian Federation concerned to take the necessary precautionary steps to ensure that adjustments to the quantitative limits agreed following such consultations may be carried out for the year in which the request for consultations was lodged or for the following year, if the quantitative limits for the current year are exhausted, where there is clear evidence of circumvention.

3. If the Community and the Russian Federation fail to arrive at a satisfactory solution and if the Commission notes that there is clear evidence of circumvention, the Commission shall deduct from the quantitative limits an equivalent volume of products originating in the Russian Federation.

Article 7

This Regulation shall not constitute in any way a derogation from the provisions of the Agreement which, in all cases of conflict, shall prevail.

CHAPTER II

MODALITIES APPLICABLE TO THE MANAGEMENT OF THE QUANTITATIVE LIMITS

SECTION 1

Classification

Article 8

The classification of the products covered by this Regulation shall be based on the combined nomenclature (CN) established by Regulation (EEC) No 2658/87.

Article 9

On the initiative of the Commission or of a Member State, the Tariff and Statistical Nomenclature Section of the Customs Code Committee, which was established by Regulation (EEC) No 2658/87 will examine urgently, in accordance with the provisions of that Regulation, all questions concerning the classification of products covered by this Regulation within the combined nomenclature in order to classify them in the appropriate product groups.

Article 10

The Commission shall inform the Russian Federation of any changes in the combined nomenclature (CN) and the TARIC codes affecting products covered by this Regulation at least one month before the date of their entry into force in the Community.

Article 11

The Commission shall inform the competent authorities of the Russian Federation of any decisions adopted in accordance with the procedures in force in the Community relating to classification of products covered by this Regulation, within one month at the latest of their adoption. Such communication shall include:

- (a) a description of the products concerned;
- (b) the relevant product group, the combined nomenclature code (CN code) and the TARIC code;
- (c) the reasons which have led to the decision.

Article 12

1. Where a classification decision adopted in accordance with Community procedures in force results in a change of classification practice or a change in the product group of any product covered by this Regulation, the competent authorities of the Member States shall provide 30 days' notice, from the date of the Commission's notification, before the decision is put into effect.

2. Products shipped before the date of application of the decision shall remain subject to earlier classification practice, provided that the goods in question are entered to importation within 60 days of that date.

Article 13

Where a classification decision adopted in accordance with the Community procedures in force referred to in Article 12 involves a product group subject to a quantitative limit, the Commission shall, where necessary, initiate consultations without delay in accordance with Article 9, in order to reach agreement on any necessary adjustments to the corresponding quantitative limits set out in Annex V.

Article 14

1. Without prejudice to any other provision on this subject, where the classification indicated in the documentation necessary for importation of the products covered by this Regulation differs from the classification determined by the competent authorities of the Member State into which they are to be imported, the goods in question shall be provisionally subject to the import arrangements which, in accordance with the provisions of this Regulation, are applicable to them on the basis of the classification determined by the aforementioned authorities.

2. The competent authorities of the Member States shall inform the Commission of the cases referred to in paragraph 1, indicating in particular:

- (a) the quantities of products involved;
- (b) the product group shown on the import documentation and that retained by the competent authorities;
- (c) the number of the export licence and the category shown.

3. The competent authorities of the Member States shall not issue a new import authorisation for steel products subject to a Community quantitative limit set out in Annex V following reclassification until they have obtained confirmation from the Commission in accordance with the procedure laid down in Article 4 that the amounts to be imported are available.

4. The Commission shall notify the exporting countries concerned of the cases referred to in this Article.

Article 15

In the cases referred to in Article 14, as well as in those cases of a similar nature raised by the competent authorities of the Russian Federation, the Commission, if necessary, shall enter into consultations with the Russian Federation, in order to reach agreement on the classification definitively applicable to the products involved in the divergence.

Article 16

The Commission, in agreement with the competent authorities of the importing Member State or States and of the Russian Federation, may, in the cases referred to in Article 15, determine the classification definitively applicable to the products involved in the divergence.

Article 17

When a case of divergence referred to in Article 14 cannot be resolved in accordance with Article 15, the Commission shall adopt, in accordance with Article 10 of Regulation (EEC) No 2658/87, a measure establishing the classification of the goods in the combined nomenclature.

SECTION 2

Double-checking system for administering quantitative limits

Article 18

1. The competent authorities of the Russian Federation shall issue an export licence in respect of all consignments of steel products subject to the quantitative limits set out in Annex V up to the level of those limits.

2. The importer shall present the original of the export licence for the purposes of the issue of the import authorisation referred to in Article 21.

Article 19

1. The export licence for quantitative limits shall conform to the model set out in Annex II and shall certify, *inter alia*, that the quantity of goods in question has been counted against the quantitative limit established for the product group concerned.

2. Each export licence shall cover only one of the product groups listed in Annex I.

Article 20

Exports shall be counted against the quantitative limits established for the year in which the products covered by the export licence have been shipped within the meaning of Article 2(4).

Article 21

1. To the extent that the Commission pursuant to Article 4 has confirmed that the amount requested is available within the quantitative limit in question, the competent authorities of the Member States shall issue an import authorisation within a maximum of ten working days of the presentation by the importer of the original of the corresponding export licence. This presentation must be effected not later than 31 March of the year following that in which the goods covered by the export licence have been shipped. Import authorisations shall be issued by the competent authorities of any Member State irrespective of the Member State indicated on the export licence, to the extent that the Commission has confirmed, in accordance with the procedure laid down in Article 4, that the amount requested is available within the quantitative limit in question.

2. The import authorisations shall be valid for four months from the date of their issue. Upon duly motivated request by an importer, the competent authorities of a Member State may extend the duration of validity for a further period not exceeding four months.

3. Import authorisations shall be drawn up in accordance with the model set out in Annex III and shall be valid throughout the customs territory of the Community.

4. The declaration or request made by the importer in order to obtain the import authorisation shall contain:

- (a) the full name and address of the exporter;
- (b) the full name and address of the importer;
- (c) the exact description of the goods and their TARIC code(s);
- (d) the country of origin of the goods;
- (e) the country of consignment;
- (f) the appropriate product group and the quantity for the products in question;
- (g) the net weight by CN heading;

(h) the cif value of the products at Community frontier by CN heading;

(i) where appropriate, dates of payment and delivery and a copy of the bill of lading and of the purchase contract;

(j) date and number of the export licence;

(k) any internal code used for administrative purposes;

(l) date and signature of importer.

5. Importers shall not be obliged to import the total quantity covered by an import authorisation in a single consignment.

6. The import authorisation may be issued by electronic means as long as the customs offices involved have access to the document via a computer network.

Article 22

The validity of import authorisations issued by the authorities of the Member States shall be subject to the validity of export licences and the quantities indicated in the export licences issued by the competent authorities of the Russian Federation on the basis of which the import authorisations have been issued.

Article 23

Import authorisations or equivalent documents shall be issued by the competent authorities of the Member States in conformity with Article 2(2) and without discrimination to any importer in the Community, wherever the place of his establishment may be in the Community, without prejudice to other conditions required under the current rules.

Article 24

1. If the Commission finds that the total quantities covered by export licences issued by the Russian Federation for a particular product group in any year exceed the quantitative limit established for that product group, the competent authorities in the Member States shall be informed immediately in order to suspend the further issue of import authorisations. In this event, consultations shall be initiated forthwith by the Commission.

2. The competent authorities of a Member State shall refuse to issue import authorisations for products originating in the Russian Federation which are not covered by export licences issued in accordance with the provisions of this Chapter.

SECTION 3

Common provisions*Article 25*

1. The export licence referred to in Article 18 and the certificate of origin referred to in Article 2 may include additional copies duly indicated as such. The original and the copies of these documents shall be drawn up in English.

2. If the documents referred to in paragraph 1 are completed by hand, entries must be in ink and in block letters.

3. The export licences or equivalent documents and certificates of origin shall measure 210 × 297 mm. The paper shall be white writing paper, sized, not containing mechanical pulp and weighing not less than 25 g/m². Each part shall have a printed guilloche-pattern background making any falsification by mechanical or chemical means apparent to the eye.

4. Only the original shall be accepted by the competent authorities of the Member States as being valid for import purposes in accordance with the provisions of this Regulation.

5. Each export licence or equivalent document and the certificate of origin shall bear a standardized serial number, whether or not printed, by which it can be identified.

6. This number shall be composed of the following elements:

— two letters identifying the exporting country as follows:

RU = the Russian Federation

— two letters identifying the Member State of intended destination as follows:

BE = Belgium

CZ = Czech Republic

DK = Denmark

DE = Germany

EE = Estonia

EL = Greece

ES = Spain

FR = France

IE = Ireland

IT = Italy

CY = Cyprus

LV = Latvia

LT = Lithuania

LU = Luxembourg

HU = Hungary

MT = Malta

NL = Netherlands

AT = Austria

PL = Poland

PT = Portugal

SI = Slovenia

SK = Slovakia

FI = Finland

SE = Sweden

GB = United Kingdom,

— a one-digit number identifying the quota year corresponding to the last figure in the year in question, e.g. '5' for 2005;

— a two-digit number identifying the issuing office in the exporting country;

— five-digit number running consecutively from 00001 to 99999 allocated to the specific Member State of destination.

Article 26

The export licence and the certificate of origin may be issued after the shipment of the products to which they relate. In such cases they shall bear the endorsement 'issued retrospectively'.

Article 27

In the event of the theft, loss or destruction of an export licence or a certificate of origin, the exporter may apply to the competent authority which issued the document for a duplicate to be made out on the basis of the export documents in his possession. The duplicate licence or certificate issued in this way shall bear the endorsement 'duplicate'. The duplicate shall bear the date of the original licence or certificate.

SECTION 4

Community import licence — common form*Article 28*

1. The forms to be used by the competent authorities of the Member States for issuing the import authorisations referred to in Article 21 shall conform to the model of the import licence set out in Annex III.

2. Import licence forms and extracts thereof shall be drawn up in duplicate, one copy, marked 'Holder's copy' and bearing the number 1 to be issued to the applicant, and the other, marked 'Copy for the issuing authority' and bearing the number 2, to be kept by the authority issuing the licence. For administrative purposes the competent authorities may add additional copies to form 2.

3. Forms shall be printed on white paper free of mechanical pulp, dressed for writing and weighing between 55 and 65 g/m². Their size shall be 210 × 297 mm; the type space between the lines shall be 4,24 mm (one sixth of an inch); the layout of the forms shall be followed precisely. Both sides of copy No 1, which is the licence itself, shall in addition have a red printed guilloche-pattern background so as to reveal any falsification by mechanical or chemical means.

4. Member States shall be responsible for having the forms printed. The forms may also be printed by printers appointed by the Member State in which they are established. In the latter case, reference to the appointment by the Member State must appear on each form. Each form shall bear the printer's name and address or a mark enabling the printer to be identified.

5. At the time of their issue the import licences or extracts shall be given an issue number determined by the competent authorities of the Member State. The import licence number shall be notified to the Commission electronically within the integrated network set up under Article 4.

6. Licences and extracts shall be completed in the official language, or one of the official languages, of the Member State of issue.

7. In box 10 the competent authorities shall indicate the appropriate steel product group.

8. The marks of the issuing agencies and debiting authorities shall be applied by means of a stamp. However, an embossing press combined with letters or figures obtained by means of perforation, or printing on the licence may be substituted for the issuing authority's stamp. The issuing authorities shall use any tamper-proof method to record the quantity allocated in such a way as to make it impossible to insert figures or references.

9. The reverse of copy No 1 and copy No 2 shall bear a box in which quantities may be entered, either by the customs authorities when import formalities are completed, or by the

competent administrative authorities when an extract is issued. If the space set aside for debits on a licence or extract thereof is insufficient, the competent authorities may attach one or more extension pages bearing boxes matching those on the reverse of copy No 1 and copy No 2 of the licence or extract. The debiting authorities shall place their stamp so that one half is on the licence or extract thereof and the other half is on the extension page. If there is more than one extension page, a further stamp shall be placed in like manner across each page and the preceding page.

10. Import licences and extracts issued, and entries and endorsements made, by the authorities of one Member State shall have the same legal effect in each of the other Member States as documents issued, and entries and endorsements made, by the authorities of such Member States.

11. The competent authorities of the Member States concerned may, where indispensable, require the contents of licences or extracts to be translated into the official language or one of the official languages of that Member State.

CHAPTER III

ADMINISTRATIVE COOPERATION

Article 29

The Commission shall supply the Member States' authorities with the names and addresses of authorities in the Russian Federation competent to issue certificates of origin and export licences together with specimens of the stamps used by these authorities.

Article 30

1. Subsequent verification of certificates of origin or export licences shall be carried out at random, or whenever the competent authorities of the Member States have reasonable doubt as to the authenticity of the certificate of origin or export licence or as to the accuracy of the information regarding the true origin of the products in question.

In such cases the competent authorities of the Community shall return the certificate of origin or the export licence or a copy thereof to the competent authorities of the Russian Federation, giving, where appropriate, the reasons of form or substance for an enquiry. If the invoice has been submitted, such invoice or a copy thereof shall be attached to the certificate of origin or export licence or copy thereof. The competent authorities shall also forward any information that has been offered suggesting that the particulars given on the certificate of origin or the export licence are inaccurate.

2. Paragraph 1 shall also apply to subsequent verifications of declarations of origin.

3. The results of the subsequent verifications carried out in accordance with paragraph 1 shall be communicated to the competent authorities of the Community within three months at the latest. The information communicated shall indicate whether the disputed certificate, licence or declaration applies to the goods actually exported and whether the goods are eligible for export to the Community under this Chapter. The competent authorities of the Community may also request copies of all documentation necessary to determine the facts fully, including, in particular, the origin of the goods.

4. Should such verifications reveal abuse or major irregularities in the use of declarations of origin, the Member State concerned shall inform the Commission of this fact. The Commission shall pass the information on to the other Member States.

5. Random recourse to the procedure specified in this Article shall not constitute an obstacle to the release for free circulation of the products in question.

Article 31

1. Where the verification procedure referred to in Article 30 or where information available to the competent authorities of the Community indicates that the provisions of this Chapter are being contravened, the said authorities shall request the Russian Federation to carry out appropriate enquiries or arrange for such enquiries to be carried out concerning operations which are or appear to be in contravention of the provisions of this Chapter. The results of these enquiries shall be communicated to the competent authorities of the Community together with any other pertinent information enabling the true origin of the goods to be determined.

2. In pursuance of the action taken in accordance with the provisions of this Chapter, the competent authorities of the Community may exchange any information with the competent authorities of the Russian Federation which is considered to be of use in preventing the contravention of the provisions of this Chapter.

3. Where it is established that the provisions of this Chapter have been contravened, the Commission may take such measures as are necessary to prevent recurrence of such contravention.

Article 32

The Commission shall coordinate the action undertaken by the competent authorities of the Member States under the provisions of this Chapter. The competent authorities of the Member States shall inform the Commission and the other Member States of action which they have undertaken and the results obtained.

CHAPTER IV

FINAL PROVISIONS

Article 33

Regulation (EC) No 2267/2004 is hereby repealed.

Article 34

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

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

Done at Luxembourg, 27 June 2005.

For the Council
The President
L. LUX

ANNEX I

SA Flat-rolled products

SA1. Coils	7208 51 20 93	7209 18 99 00	7212 10 10 00	7219 35 10 00
	7208 51 20 97	7209 25 00 00		7219 35 90 00
7208 10 00 00	7208 51 20 98	7209 26 10 00	7212 10 90 11	
7208 25 00 00		7209 26 90 00	7212 20 00 11	7225 40 12 90
7208 26 00 00	7208 51 91 10	7209 27 10 00	7212 30 00 11	7225 40 90 00
7208 27 00 00	7208 51 91 90	7209 27 90 00	7212 40 20 10	
7208 36 00 00	7208 51 98 10		7212 40 20 91	
	7208 51 98 91	7209 28 10 00	7212 40 80 11	
7208 37 00 10	7208 51 98 99	7209 28 90 00	7212 50 20 11	SA4. Alloyed products
	7208 52 91 10	7209 90 00 10	7212 50 30 11	
7208 37 00 90	7208 52 91 90			7226 20 00 10
7208 38 00 10	7208 52 10 00	7210 11 00 10	7212 50 40 11	7226 91 20 00
7208 38 00 90	7208 52 99 00	7210 12 20 10	7212 50 61 11	7226 91 91 00
7208 39 00 10		7210 12 80 10	7212 50 69 11	
7208 39 00 90	7208 53 10 00	7210 20 00 10	7212 50 90 13	7226 91 99 00
7211 14 00 10		7210 30 00 10		7226 99 00 10
7211 19 00 10	7211 13 00 00		7212 60 00 11	
7219 11 00 00		7210 41 00 10	7212 60 00 91	
7219 12 10 00		7210 49 00 10		SA5. Alloyed quarto plates
	SA3. Other flat-rolled products	7210 50 00 10	7219 21 10 00	
7219 12 90 00		7210 61 00 10		
7219 13 10 00		7210 69 00 10	7219 21 90 00	7225 40 12 30
7219 13 90 00	7208 40 00 90		7219 22 10 00	
7219 14 10 00	7208 53 90 00	7210 70 10 10	7219 22 90 00	7225 40 40 00
7219 14 90 00	7208 54 00 00	7210 70 80 10	7219 23 00 00	
		7210 90 30 10		7225 40 60 00
7225 20 00 10		7210 90 40 10	7219 24 00 00	7225 99 00 10
7225 30 10 00	7208 90 00 10		7219 31 00 00	
7225 30 90 00	7209 15 00 00	7210 90 80 91		
			7219 32 10 00	SA6. Alloyed cold rolled and coated sheets
	7209 16 10 00	7211 14 00 90	7219 32 90 00	
SA2. Heavy Plate	7209 16 90 00	7211 19 00 90		
	7209 17 10 00	7211 23 30 91	7219 33 10 00	
7208 40 00 10	7209 17 90 00		7219 33 90 00	7225 50 00 00
		7211 23 80 91		7225 91 00 10
7208 51 20 10	7209 18 10 00	7211 29 00 10	7219 34 10 00	7225 92 00 10
7208 51 20 91	7209 18 91 00	7211 90 00 11	7219 34 90 00	7226 92 00 10

SB Long products

SB1. Beams	7213 91 41 00	7207 20 52 00	7216 40 90 00	7228 10 20 00
	7213 91 49 00		7216 50 10 00	
7207 19 80 10	7213 91 70 00	7214 20 00 00		7228 20 10 10
7207 20 80 10	7213 91 90 00	7214 30 00 00	7216 50 91 00	7228 20 10 91
	7213 99 10 00	7214 91 10 00	7216 50 99 00	7228 20 91 10
7216 31 10 10	7213 99 90 00	7214 91 90 00	7216 99 00 10	7228 20 91 90
7216 31 10 90		7214 99 10 00	7218 99 20 00	7228 30 20 00
7216 31 90 00	7221 00 10 00	7214 99 31 00		7228 30 41 00
	7221 00 90 00	7214 99 39 00	7222 11 11 00	7228 30 49 00
7216 32 11 00		7214 99 50 00	7222 11 19 00	7228 30 61 00
7216 32 19 00	7227 10 00 00	7214 99 71 10	7222 11 81 10	7228 30 69 00
7216 32 91 00	7227 20 00 00	7214 99 71 90	7222 11 81 90	7228 30 70 00
7216 32 99 00	7227 90 10 00	7214 99 79 10	7222 11 89 10	7228 30 89 00
7216 33 10 00	7227 90 50 00	7214 99 79 90	7222 11 89 90	7228 60 20 10
7216 33 90 00	7227 90 95 00	7214 99 95 10	7222 19 10 00	7228 60 80 10
		7214 99 95 90	7222 19 90 00	7228 70 10 00
			7222 30 97 10	7228 70 90 10
SB2. Wire rod	SB3. Other longs	7215 90 00 10	7222 40 10 00	7228 80 00 10
			7222 40 90 10	7228 80 00 90
7213 10 00 00		7216 10 00 00	7224 90 02 89	
7213 20 00 00	7207 19 12 10	7216 21 00 00		7301 10 00 00
7213 91 10 00	7207 19 12 91	7216 22 00 00	7224 90 31 00	
7213 91 20 00	7207 19 12 99	7216 40 10 00	7224 90 38 00	

ANNEX II

EXPORT LICENCE

1. Exporter (name, full address, country)	ORIGINAL		2. No	
	3. Year		4. Product group	
5. Consignee (name, full address, country)	EXPORT LICENCE (for certain steel products)			
	6. Country of origin		7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details			
10. Description of goods — manufacturer	11. TARIC code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾	
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the Product group shown in box No 4 by the provisions regulating trade in certain steel products with the European Community.				
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)			

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.
⁽²⁾ In the currency of the sale contract.

EXPORT LICENCE

1. Exporter (name, full address, country)	COPY		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	EXPORT LICENCE (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. TARIC code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the Product group shown in box No 4 by the provisions regulating trade in certain steel products with the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

CERTIFICATE OF ORIGIN

1. Exporter (name, full address, country)	ORIGINAL		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	CERTIFICATE OF ORIGIN (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. CN code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above originated in the country shown in box No 6, in accordance with the provisions in force in the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

CERTIFICATE OF ORIGIN

1. Exporter (name, full address, country)	COPY		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	CERTIFICATE OF ORIGIN (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. CN code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above originated in the country shown in box No 6, in accordance with the provisions in force in the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

ANNEX III

EUROPEAN COMMUNITY IMPORT LICENCE

1 Holder's copy	1. Consignee (name, full address, country, VAT number)	2. Issue number	
		3. Year	
		4. Authority responsible for issue (name, address and telephone No)	
	5. Declarant/representative as applicable (name and full address)	6. Country of origin (and geonomenclature code)	
		7. Country of consignment (and geonomenclature code)	
		8. Last day of validity	
1	9. Description of goods	10. TARIC code	
		11. Quantity expressed in quota unit	
		12. Security/guarantee (as applicable)	
13. Further particulars			
14. Competent authority's endorsement			
Date: (Signature) (Stamp)			

15. ATTRIBUTIONS Indicate the quantity available in part 1 of column 17 and the quantity attributed in part 2 thereof			
16. Net quantity (net mass or other unit of measure stating the unit)		19. Customs document (form and number) or extract No and date of attribution	20. Name, Member State, stamp and signature of the attributing authority
17. In figures	18. In words for the quantity attributed		
1.			
2.			
1.			
2.			
1.			
2.			
1.			
2.			
1.			
2.			
1.			
2.			
1.			
2.			
1.			
2.			
1.			
2.			
Extension pages to be attached hereto.			

EUROPEAN COMMUNITY IMPORT LICENCE

Copy for the issuing authority	2	1. Consignee (name, full address, country, VAT number)	2. Issue number
			3. Year
			4. Authority responsible for issue (name, address and telephone No)
		5. Declarant/representative as applicable (name and full address)	6. Country of origin (and geonomenclature code)
			7. Country of consignment (and geonomenclature code)
	2		8. Last day of validity
9. Description of goods		10. TARIC code	
		11. Quantity expressed in quota unit	
		12. Security/guarantee (as applicable)	
13. Further particulars			
14. Competent authority's endorsement			
Date: (Signature) (Stamp)			

15. ATTRIBUTIONS Indicate the quantity available in part 1 of column 17 and the quantity attributed in part 2 thereof			
16. Net quantity (net mass or other unit of measure stating the unit)		19. Customs document (form and number) or extract No and date of attribution	20. Name, Member State, stamp and signature of the attributing authority
17. In figures	18. In words for the quantity attributed		
1.			
2.			
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2.			
Extension pages to be attached hereto.			

ANNEX IV

LISTA DE LAS AUTORIDADES NACIONALES COMPETENTES
SEZNAM PŘÍSLUŠNÝCH VNITROSTÁTNÍCH ORGÁNŮ
LISTE OVER KOMPETENTE NATIONALE MYNDIGHEDER
LISTE DER ZUSTÄNDIGEN BEHÖRDEN DER MITGLIEDSTAATEN
PÄDEVATE RIIKLIKE ASUTUSTE NIMEKIRI
ΔΙΕΥΘΥΝΣΕΙΣ ΤΩΝ ΑΡΧΩΝ ΕΚΔΟΣΗΣ ΑΔΕΙΩΝ ΤΩΝ ΚΡΑΤΩΝ ΜΕΛΩΝ
LIST OF THE COMPETENT NATIONAL AUTHORITIES
LISTE DES AUTORITÉS NATIONALES COMPÉTENTES
ELENCO DELLE AUTORITÀ NAZIONALI COMPETENTI
VALSTU KOMPETENTO IESTĀŽU SARAKSTS
ATSAKINGŲ NACIONALINIŲ INSTITUCIJŲ SĄRAŠAS
AZ ILLETÉKES NEMZETI HATÓSÁGOK LISTÁJA
LISTA TA' L-AWTORITAJIET KOMPETENTI NAZZJONALI
LIJST VAN BEVOEGDE NATIONALE INSTANTIES
LISTA WŁAŚCIWYCH ORGANÓW KRAJOWYCH
LISTA DAS AUTORIDADES NACIONAIS COMPETENTES
ZOZNAM PRÍSLUŠNÝCH ŠTÁTNYCH ORGÁNOV
SEZNAM PRISTOJNIH NACIONALNIH ORGANOV
LUETTELO TOIMIVALTASISTA KANSALLISISTA VIRANOMASISTA
FÖRTECKNING ÖVER BEHÖRIGA NATIONELLA MYNDIGHETER

BELGIQUE/BELGIË

Service public fédéral, économie, PME, classes moyennes
et énergie
Administration du potentiel économique
Direction «Industries» (Textile, diamant et autres secteurs)
Rue du Progrès 50
B-1210 Bruxelles
Fax (32-2) 277 53 09

Federale Overheidsdienst Economie, K.M.O.,
Middenstand & Energie
Bestuur Economisch Potentieel
Directie Nijverheid (Textiel—Diamant en andere
sectoren)
Vooruitgangsstraat 50
B-1210 Brussel
Fax (32-2) 277 53 09

ČESKÁ REPUBLIKA

Ministerstvo průmyslu a obchodu
Licenční správa
Na Františku 32
110 15 Praha 1
Česká republika
Fax: (420) 224 212 133

DANMARK

Erhvervs- og Boligstyrelsen
Økonomi- og Erhvervsministeriet
Vejlshøjvej 29
DK-8600 Silkeborg
Fax (45) 35 46 64 01

EESTI

Majandus- ja Kommunikatsiooniministeerium
Harju 11
EE-15072 Tallinn
Faks: (372 6) 31 36 60

ΕΛΛΑΔΑ

Υπουργείο Οικονομίας και Οικονομικών
Διεύθυνση Διεθνών Οικονομικών Ροών
Κορνάρου 1
GR-105 63 Αθήνα
Φαξ (30-210) 328 60 94

ESPAÑA

Ministerio de Industria, Turismo y Comercio
Secretaría General de Comercio Exterior
Subdirección General de Comercio Exterior de Productos
Industriales
Paseo de la Castellana, 162
E-28046 Madrid
Fax (34) 913 49 38 31

FRANCE

Ministère de l'économie, des finances et de l'industrie
Direction générale des entreprises
Sous-direction des biens de consommation
Bureau textile-importations
Le Bervil, 12, rue Villiot
F-75572 Paris Cedex 12
Fax (33-1) 53 44 91 81

DEUTSCHLAND

Bundesamt für Wirtschaft und Ausfuhrkontrolle
(BAFA)
Frankfurter Straße 29–35
D-65760 Eschborn 1
Fax: (+ 49) 6196 942 26

ITALIA

Ministero delle Attività produttive
Direzione generale per la Politica commerciale e per la
gestione del regime degli scambi
Viale America, 341
I-00144 Roma
Fax (39) 06 59 93 22 35/06 59 93 26 36

ΚΥΠΡΟΣ

Υπουργείο Εμπορίου, Βιομηχανίας και Τουρισμού
Υπηρεσία Εμπορίου
Μονάδα Έκδοσης Αδειών Εισαγωγής/Εξαγωγής
Οδός Ανδρέα Αραούζου Αρ. 6
CY-1421 Λευκωσία
Φαξ (357-22) 37 51 20

LATVIJA

Latvijas Republikas Ekonomikas ministrija
Brīvības iela 55
LV-1519 Rīga
Fakss: + 371 728 08 82

LIETUVA

Lietuvos Respublikos ūkio ministerija
Prekybos departamentas
Gedimino pr. 38/2
LT-01104 Vilnius
Faksas + 370 5 26 23 974

LUXEMBOURG

Ministère des affaires étrangères
Office des licences
BP 113
L-2011 Luxembourg
Fax (352) 46 61 38

MAGYARORSZÁG

Magyar Kereskedelmi Engedélyezési Hivatal
Margit krt. 85.
H-1024 Budapest
Fax: + 36-1-336 73 02

MALTA

Diviżjoni għall Kummerc
Servizzi Kummercjali
Lascaris
MT-Valletta CMR02
Fax: + 356 25 69 02 99

NEDERLAND

Belastingdienst/Douane centrale dienst voor in- en
uitvoer
Postbus 30003, Engelse Kamp 2
9700 RD Groningen
Nederland
Fax (31-50) 523 23 41

IRELAND

Department of Enterprise, Trade and Employment
Import/Export Licensing, Block C
Earlsfort Centre
Hatch Street
Dublin 2
Ireland
Fax (353-1) 631 25 62

ÖSTERREICH

Bundesministerium für Wirtschaft und Arbeit
Außenwirtschaftsadministration
Abteilung C2/2
Stubenring 1
A-1011 Wien
Fax: (+ 43) 1 7 11 00/83 86

POLSKA

Ministerstwo Gospodarki, Pracy i Polityki
Społecznej
Plac Trzech Krzyży 3/5
PL-00-507 Warszawa
Faks: + 48 22 693 40 21/693 40 22

PORTUGAL

Ministério das Finanças
Direcção-Geral das alfândegas e dos impostos especiais
sobre o consumo
Rua Terreiro do Trigo, edifício da Alfândega de Lisboa
P-1140-060 Lisboa
Fax: (351) 218 814 261

SLOVENIJA

Ministrstvo za gospodarstvo
Področje ekonomskih odnosov s tujino
Kotnikova 5
SI-1000 Ljubljana
Faks (386-1) 478 36 11

SLOVENSKÁ REPUBLIKA

Ministerstvo hospodárstva SR
Odbor licencií
Mierová 19
SK-827 15 Bratislava 212
Fax: (421-2) 43 42 39 19

SUOMI

Tullihallitus
PL 512
FIN-00101 Helsinki
Faksi (358-20) 492 28 52

SVERIGE

Kommerskollegium
Box 6803
S-113 86 Stockholm
Fax (46-8) 30 67 59

UNITED KINGDOM

Department of Trade and Industry
Import Licensing Branch
Queensway House — West Precinct
Billingham
TS23 2NF
United Kingdom
Fax (44-1642) 36 42 69

ANNEX V

QUANTITATIVE LIMITS

(tonnes)		
Products	2005	2006
SA. Flat-rolled products		
SA1. Coils	908 268	930 975
SA2. Heavy plate	190 593	195 358
SA3. Other flat-rolled products	389 741	399 485
SA4. Alloyed products	97 080	99 507
SA5. Alloyed quarto plates	21 509	22 047
SA6. Alloyed cold-rolled and coated sheets	100 095	102 597
SB. Long products		
SB1. Beams	44 948	46 072
SB2. Wire rod	172 676	176 993
SB3. Other long products	292 376	299 685

Note: SA and SB are product categories.

SA1 to SA6 and SB1 to SB3 are product groups.

COUNCIL REGULATION (EC) No 1900/2005**of 21 November 2005****amending Regulation (EC) No 382/2001 concerning the implementation of projects promoting cooperation and commercial relations between the European Union and the industrialised countries of North America, the Far East and Australasia**

THE COUNCIL OF THE EUROPEAN UNION,

coordination of the supported activities within and between the partner countries concerned.

Having regard to the Treaty establishing the European Community, and in particular Article 133 and 181a thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament ⁽¹⁾,

Whereas:

(5) The second subparagraph of Article 114(1) of Council Regulation (EC, Euratom) No 1605/2002 of 25 June 2002 on the Financial Regulation applicable to the general budget of the European Communities ⁽³⁾ provides for the possibility of awarding grants to natural persons, by way of exception, when provided for by the basic act. Such situations arise regularly in connection with the implementation of the Executive Training Programmes in Japan and in Korea and may occasionally arise in the case of other cooperation activities with industrialised countries, in particular in the framework of education cooperation or people-to-people exchanges.

(1) Regulation (EC) No 382/2001 ⁽²⁾ provides a legal framework for the enhancement of cooperation and commercial relations with the industrialised countries of North America, the Far East and Australasia until 31 December 2005.

(6) Regulation (EC) No 382/2001 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 382/2001 is hereby amended as follows:

(2) Certain future aspects of the legal framework for the Community intervention in the area of external relations, including the promotion of cooperation and economic relations with industrialised countries, during the next period of Financial Perspectives (2007-2013) are yet to be determined. At the earliest, such new legal framework may apply from 1 January 2007.

1. In Article 5, the following paragraph shall be added:

(3) As it is crucial to ensure continuity in cooperation activities with industrialised countries, it is therefore necessary to avoid the potential absence of a legal basis for those activities between the current expiry date of Regulation (EC) No 382/2001 and the date from which a new legal framework may apply. Extending the validity of Regulation (EC) No 382/2001 for an appropriate period will make it possible to bridge any potential gap in the legal framework governing cooperation with industrialised countries.

‘When appropriate, in particular in the case of education and training projects, or other similar projects from which individuals may benefit, Community support may take the form of grants to natural persons. These grants may take the form of scholarships.’.

2. In Article 7, the following paragraph shall be added:

‘To this effect, Community support may take the form of grants to natural persons. These grants may take the form of scholarships.’.

(4) The extension in time of Regulation (EC) No 382/2001 is all the more justified as the evaluation carried out in 2004 of the projects and programmes financed under that Regulation established their effectiveness and called for their continuation with due attention to be paid to

3. In Article 13, the second paragraph shall be replaced by the following:

‘It shall expire on 31 December 2007.’.

⁽¹⁾ Opinion of 23.6.2005 (not yet published in the Official Journal).

⁽²⁾ OJ L 57, 27.2.2001, p. 10.

⁽³⁾ OJ L 248, 16.9.2002, p. 1.

Article 2

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

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

Done at Brussels, 21 November 2005.

For the Council

The President

J. STRAW

COMMISSION REGULATION (EC) No 1901/2005**of 21 November 2005****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 22 November 2005.

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

Done at Brussels, 21 November 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 337, 24.12.1994, p. 66. Regulation as last amended by Regulation (EC) No 386/2005 (OJ L 62, 9.3.2005, p. 3).

ANNEX

to Commission Regulation of 21 November 2005 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	56,5
	204	39,5
	999	48,0
0707 00 05	052	122,8
	204	41,3
	999	82,1
0709 90 70	052	108,7
	204	77,1
	999	92,9
0805 20 10	204	64,0
	388	85,5
	999	74,8
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	51,3
	624	92,5
	999	71,9
0805 50 10	052	80,6
	388	74,2
	999	77,4
0808 10 80	388	73,7
	400	106,6
	404	101,3
	512	132,0
	720	43,1
	800	141,8
	999	99,8
0808 20 50	052	95,1
	720	56,6
	999	75,9

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 750/2005 (OJ L 126, 19.5.2005, p. 12). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1902/2005
of 21 November 2005
establishing a prohibition of fishing for anglerfish in ICES zones VII by vessels flying the flag of Spain

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the common fisheries policy ⁽¹⁾, and in particular Article 26(4) thereof,

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

Whereas:

- (1) Council Regulation (EC) No 27/2005 of 22 December 2004 fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required ⁽³⁾, lays down quotas for 2005.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2005.

- (3) It is therefore necessary to prohibit fishing for that stock and its retention on board, transhipment and landing,

HAS ADOPTED THIS REGULATION:

Article 1

Quota exhaustion

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2005 shall be deemed to be exhausted from the date set out in that Annex.

Article 2

Prohibitions

Fishing for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. It shall be prohibited to retain on board, tranship or land such stock caught by those vessels after that date.

Article 3

Entry into force

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

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

Done at Brussels, 21 November 2005.

For the Commission

Jörgen HOLMQUIST

Director-General for Fisheries and Maritime Affairs

⁽¹⁾ OJ L 358, 31.12.2002, p. 59.

⁽²⁾ OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 768/2005 (OJ L 128, 21.5.2005, p. 1).

⁽³⁾ OJ L 12, 14.1.2005, p. 1. Regulation as last amended by Regulation (EC) No 1300/2005 (OJ L 207, 10.8.2005, p. 1).

ANNEX

Member State	Spain
Stock	ANF/07
Species	Anglerfish (<i>Lophiidae</i>)
Zone	VII
Date	5 November 2005

COMMISSION REGULATION (EC) No 1903/2005**of 21 November 2005****establishing a prohibition of fishing for mackerel in ICES zone IIa (non-EC waters), Vb (EC waters), VI, VII, VIIIa, b, d, e, XII, XIV by vessels flying the flag of France**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the common fisheries policy⁽¹⁾, and in particular Article 26(4) thereof,

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

Whereas:

- (1) Council Regulation (EC) No 27/2005 of 22 December 2004 fixing for 2005 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required⁽³⁾, lays down quotas for 2005.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2005.

- (3) It is therefore necessary to prohibit fishing for that stock and its retention on board, transhipment and landing,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2005 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. It shall be prohibited to retain on board, tranship or land such stock caught by those vessels after that date.

*Article 3***Entry into force**

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

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

Done at Brussels, 21 November 2005.

For the Commission

Jörgen HOLMQUIST

Director-General for Fisheries and Maritime Affairs

⁽¹⁾ OJ L 358, 31.12.2002, p. 59.

⁽²⁾ OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 768/2005 (OJ L 128, 21.5.2005, p. 1).

⁽³⁾ OJ L 12, 14.1.2005, p. 1. Regulation as last amended by Regulation (EC) No 1300/2005 (OJ L 207, 10.8.2005, p. 1).

ANNEX

Member State	France
Stock	MAC/2CX14-
Species	Mackerel (<i>Scomber scombrus</i>)
Zone	Ila (non-EC waters), Vb (EC waters), VI, VII, VIIIa, b, d, e, XII, XIV
Date	8 November 2005

COMMISSION REGULATION (EC) No 1904/2005

of 21 November 2005

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 Jordan

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⁾, and in particular Article 5(2)(a) thereof,

Whereas:

- (1) Under Articles 2(2) and 3 of 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-week periods. Under Article 1(b) 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 ⁽²⁾, those prices are determined for two-week periods on the basis of weighted prices provided by the Member States.
- (2) Those prices should be fixed immediately so the customs duties applicable can be determined.
- (3) Following the accession of Cyprus to the European Union on 1 May 2004, it is no longer necessary to fix import prices for Cyprus.
- (4) Likewise, it is no longer necessary to fix import prices for Israel, Morocco and the West Bank and the Gaza Strip, in order to take account of the agreements approved by Council Decisions 2003/917/EC of 22 December 2003 on the conclusion of an Agreement in the form of an

Exchange of Letters between the European Community and the State of Israel concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Israel Association Agreement ⁽³⁾, 2003/914/EC of 22 December 2003 on the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the Kingdom of Morocco concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 3 to the EC-Morocco Association Agreement ⁽⁴⁾ and 2005/4/EC of 22 December 2004 on the conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Palestine Liberation Organisation (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip concerning reciprocal liberalisation measures and the replacement of Protocols 1 and 2 to the EC-Palestinian Authority Interim Association Agreement ⁽⁵⁾.

- (5) In between the meetings of the Management Committee for Live Plants and Floriculture Products, the Commission must adopt such measures,

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 1 of Regulation (EEC) No 4088/87 shall be as set out in the Annex hereto for the period from 23 November to 6 December 2005.

Article 2

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

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

Done at Brussels, 21 November 2005.

For the Commission

J. M. SILVA RODRÍGUEZ

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 382, 31.12.1987, p. 22. Regulation as last amended by Regulation (EC) No 1300/97 (OJ L 177, 5.7.1997, p. 1).

⁽²⁾ OJ L 72, 18.3.1988, p. 16. Regulation as last amended by Regulation (EC) No 2062/97 (OJ L 289, 22.10.1997, p. 1).

⁽³⁾ OJ L 346, 31.12.2003, p. 65.

⁽⁴⁾ OJ L 345, 31.12.2003, p. 117.

⁽⁵⁾ OJ L 2, 5.1.2005, p. 4.

ANNEX

(EUR/100 pieces)

Period from 23 November to 6 December 2005				
Community producer price	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
	14,99	13,26	34,84	14,97
Community import prices	Uniflorous (bloom) carnations	Multiflorous (spray) carnations	Large-flowered roses	Small-flowered roses
Jordan	—	—	—	—

COMMISSION DIRECTIVE 2005/80/EC**of 21 November 2005****amending Council Directive 76/768/EEC, concerning cosmetic products, for the purposes of adapting Annexes II and III thereto to technical progress****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 76/768/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to cosmetic products ⁽¹⁾, and in particular Article 4b and Article 8(2) thereof,

After consulting the Scientific Committee on Consumer Products,

Whereas:

(1) Directive 76/768/EEC, as amended by Directive 2003/15/EC of the European Parliament and of the Council ⁽²⁾, prohibits the use in cosmetic products of substances classified as carcinogenic, mutagenic or toxic for reproduction (CMR), of category 1, 2 and 3, under Annex I to Council Directive 67/548/EEC of 27 June 1967 on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances ⁽³⁾, but allows the use of substances classified in category 3 pursuant to Directive 67/548/EEC subject to evaluation and approval by the Scientific Committee on Cosmetic products and Non-Food Products intended for consumers SCCNFP, replaced by the Scientific Committee on Consumer Products (SCCP) by Commission Decision 2004/210 ⁽⁴⁾.

(2) Directive 67/548/EEC has been amended by Directive 2004/73/EC, and it is therefore necessary to adopt measures so as to bring Directive 76/768/EEC in line with the provisions of Directive 67/548/EEC.

(3) In so far as some of the substances classified as CMR of category 1 and 2 under Annex I to Directive 67/548/EEC are not yet listed in Annex II to Directive 76/768/EEC, it is necessary to include them in that Annex. Substances classified as CMR of category 3 under Annex I to

Directive 67/548/EEC should also be included in Annex II to Directive 76/768/EEC, except if they have been evaluated by the SCCP and found acceptable for use in cosmetic products.

(4) Substances classified as CMR of category 1 and 2 listed in Annex III, Part 1 to Directive 76/768/EEC should be deleted, since these substances are now listed in Annex II to Directive 76/768/EEC and therefore must not form part of the composition of cosmetic products.

(5) Commission Directive 2004/93/EC ⁽⁵⁾ provided for the insertion in Annex II to Directive 76/768/EEC of certain substances which were already listed there. That Annex should therefore be amended for the sake of clarity.

(6) Directive 76/768/EEC should therefore be amended accordingly.

(7) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Cosmetic Products,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annexes II and III to Directive 76/768/EEC are amended in accordance with the text set out in the Annex to this Directive.

Article 2

Member States shall take all necessary measures to ensure that from 22 August 2006 cosmetic products which fail to comply with this Directive are not placed on the market by Community manufacturers or by importers established within the Community.

Member States shall take all necessary measures to ensure that those products are not sold or disposed of to the final consumer after 22 November 2006.

⁽¹⁾ OJ L 262, 27.9.1976, p. 169. Directive as last amended by Commission Directive 2005/52/EC (OJ L 234, 10.9.2005, p. 9).

⁽²⁾ OJ L 66, 11.3.2003, p. 26.

⁽³⁾ OJ 196, 16.8.1967, p. 1. Directive as last amended by Commission Directive 2004/73/EC (OJ L 152, 30.4.2004, p. 1).

⁽⁴⁾ OJ L 66, 4.3.2004, p. 45.

⁽⁵⁾ OJ L 300, 25.9.2004, p. 13.

Article 3

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 22 May 2006 at the latest. They shall forthwith communicate to the Commission the text of those provisions and a correlation table between those provisions and this Directive.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

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

Article 4

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

Article 5

This Directive is addressed to the Member States.

Done at Brussels, 21 November 2005.

For the Commission

Günter VERHEUGEN

Vice-President

ANNEX

Annexes II and III to Directive 76/768/EEC are amended as follows:

1. Annex II is amended as follows:

- (a) the entries under reference numbers 615 and 616 are deleted;
- (b) the entry under reference number 687 is replaced by the following:
'687. dinitrotoluene, technical grade (Cas No 121-14-2)';
- (c) the following reference numbers 1137 and 1211 are added:

Ref. No	Chemical name	CAS No EC No
1137	isobutyl nitrite	542-56-3
1138	isoprene (stabilized) (2-methyl-1,3-butadiene)	78-79-5
1139	1-bromopropane n-propyl bromide	106-94-5
1140	chloroprene (stabilized) (2-chlorobuta-1,3-diene)	126-99-8
1141	1,2,3-trichloropropane	96-18-4
1142	ethylene glycol dimethyl ether (EGDME)	110-71-4
1143	dinocap (ISO)	39300-45-3
1144	diaminotoluene, technical product -mixture of [4-methyl- <i>m</i> -phenylene diamine] ⁽¹⁾ and [2-methyl- <i>m</i> -phenylene diamine] ⁽²⁾ methyl-phenylenediamine	25376-45-8
1145	<i>p</i> -chlorobenzotrichloride	5216-25-1
1146	diphenylether; octabromo derivate	32536-52-0
1147	1,2-bis(2-methoxyethoxy)ethane triethylene glycol dimethyl ether (TEGDME)	112-49-2
1148	tetrahydrothiopyran-3-carboxaldehyde	61571-06-0
1149	4,4'-bis(dimethylamino)benzophenone (Michler's ketone)	90-94-8
1150	oxiranemethanol, 4-methylbenzene-sulfonate, (S)-	70987-78-9
1151	1,2-benzenedicarboxylic acid, dipentylester, branched and linear [1] n-pentyl-isopentylphthalate [2] di-n-pentyl phthalate [3] diisopentylphthalate [4]	84777-06-0 [1] -[2] 131-18-0 [3] 605-50-5 [4]
1152	benzyl butyl phthalate (BBP)	85-68-7
1153	1,2-benzenedicarboxylic acid di-C 7-11, branched and linear alkylesters	68515-42-4

Ref. No	Chemical name	CAS No EC No
1154	a mixture of: disodium 4-(3-ethoxycarbonyl-4-(5-(3-ethoxycarbonyl-5-hydroxy-1-(4-sulfonatophenyl) pyrazol-4-yl)penta-2,4-dienylidene)-4,5-dihydro-5-oxopyrazol-1-yl)benzenesulfonate and trisodium 4-(3-ethoxycarbonyl-4-(5-(3-ethoxycarbonyl-5-oxido-1-(4-sulfonatophenyl)pyrazol-4-yl)penta-2,4-dienylidene)-4,5-dihydro-5-oxopyrazol-1-yl)benzenesulfonate	EC No 402-660-9
1155	(methylenebis(4,1-phenylenazo(1-(3-(dimethylamino)propyl)-1,2-dihydro-6-hydroxy-4-methyl-2-oxopyridine-5,3-diyl)))-1,1'-dipyridinium dichloride dihydrochloride	EC No 401-500-5
1156	2-[2-hydroxy-3-(2-chlorophenyl) carbamoyl-1-naphthylazo]-7-[2-hydroxy-3-(3-methylphenyl)-2-[2-hydroxy-3-(3-methylphenyl)-carbamoyl-1-naphthylazo]-7-[2-hydroxy-3-(3-methylphenyl)-carbamoyl-1-naphthylazo]fluoren-9-one	EC No 420-580-2
1157	azafenidin	68049-83-2
1158	2,4,5-trimethylaniline [1] 2,4,5-trimethylaniline hydrochloride [2]	137-17-7 [1] 21436-97-5 [2]
1159	4,4'-thiodianiline and its salts	139-65-1
1160	4,4'-oxydianiline (p-aminophenyl ether) and its salts	101-80-4
1161	N,N,N',N'-tetramethyl-4,4'-methylenedianiline	101-61-1
1162	6-methoxy- <i>m</i> -toluidine (<i>p</i> -cresidine)	120-71-8
1163	3-ethyl-2-methyl-2-(3-methylbutyl)-1,3-oxazolidine	143860-04-2
1164	a mixture of: 1,3,5-tris(3-aminomethylphenyl)-1,3,5-(1H,3H,5H)-triazine-2,4,6-trione and a mixture of oligomers of 3,5-bis(3-aminomethylphenyl)-1-poly[3,5-bis(3-aminomethylphenyl)-2,4,6-trioxo-1,3,5-(1H,3H,5H)-triazin-1-yl]-1,3,5-(1H,3H,5H)-triazine-2,4,6-trione	EC No 421-550-1
1165	2-nitrotoluene	88-72-2
1166	tributyl phosphate	126-73-8
1167	naphthalene	91-20-3
1168	nonylphenol [1] 4-nonylphenol, branched [2]	25154-52-3 [1] 84852-15-3 [2]
1169	1,1,2-trichloroethane	79-00-5
1170	pentachloroethane	76-01-7
1171	vinylidene chloride (1,1-dichloroethylene)	75-35-4
1172	allyl chloride (3-chloropropene)	107-05-1
1173	1,4-dichlorobenzene (<i>p</i> -dichlorobenzene)	106-46-7
1174	bis(2-chloroethyl) ether	111-44-4
1175	phenol	108-95-2
1176	bisphenol A (4,4'-isopropylidenediphenol)	80-05-7
1177	trioxymethylene (1,3,5-trioxan)	110-88-3
1178	propargite (ISO)	2312-35-8

Ref. No	Chemical name	CAS No EC No
1179	1-chloro-4-nitrobenzene	100-00-5
1180	molinate (ISO)	2212-67-1
1181	fenpropimorph	67564-91-4
1182	epoxiconazole	133855-98-8
1183	methyl isocyanate	624-83-9
1184	N,N-dimethylanilinium tetrakis(pentafluorophenyl)borate	118612-00-3
1185	O,O'-(ethenylmethylsilylene) di[(4-methylpentan-2-one) oxime]	EC No 421-870-1
1186	a 2:1 mixture of: 4-(7-hydroxy-2,4,4-trimethyl-2-chromanyl)resorcinol-4-yl-tris(6-diazo-5,6-dihydro-5-oxonaphthalen-1-sulfonate) and 4-(7-hydroxy-2,4,4-trimethyl-2-chromanyl)resorcinolbis(6-diazo-5,6-dihydro-5-oxonaphthalen-1-sulfonate)	140698-96-0
1187	a mixture of: reaction product of 4,4'-methylenebis[2-(4-hydroxybenzyl)-3,6-dimethylphenol] and 6-diazo-5,6-dihydro-5-oxo-naphthalenesulfonate (1:2) and reaction product of 4,4'-methylenebis[2-(4-hydroxybenzyl)-3,6-dimethylphenol] and 6-diazo-5,6-dihydro-5-oxonaphthalenesulfonate (1:3)	EC No 417-980-4
1188	malachite green hydrochloride [1]	569-64-2 [1]
	malachite green oxalate [2]	18015-76-4 [2]
1189	1-(4-chlorophenyl)-4,4-dimethyl-3-(1,2,4-triazol-1-ylmethyl)pentan-3-ol	107534-96-3
1190	5-(3-butyryl-2,4,6-trimethylphenyl)-2-[1-(ethoxyimino)propyl]-3-hydroxy-cyclohex-2-en-1-one	138164-12-2
1191	trans-4-phenyl-L-proline	96314-26-0
1192	bromoxynil heptanoate (ISO)	56634-95-8
1193	a mixture of: 5-[(4-[(7-amino-1-hydroxy-3-sulfo-2-naphthyl) azo]-2,5-diethoxyphenyl)azo]-2-[(3-phosphonophenyl)azo]benzoic acid and 5-[(4-[(7-amino-1-hydroxy-3-sulfo-2-naphthyl)azo]-2,5-diethoxyphenyl)azo]-3-[(3-phosphonophenyl) azo]benzoic acid	163879-69-4
1194	2-{4-(2-ammoniopropylamino)-6-[4-hydroxy-3-(5-methyl-2-methoxy-4-sulfamoylphenylazo)-2-sulfonatophenyl]-7-ylamino}-1,3,5-triazin-2-ylamino}-2-aminopropyl formate	EC No 424-260-3
1195	5-nitro-o-toluidine [1]	99-55-8 [1]
	5-nitro-o-toluidine hydrochloride [2]	51085-52-0 [2]
1196	1-(1-naphthylmethyl)quinolinium	65322-65-8
1197	(R)-5-bromo-3-(1-methyl-2-pyrrolidinyl methyl)-1H-indole	143322-57-0
1198	pymetrozine (ISO)	123312-89-0
1199	oxadiargyl (ISO)	39807-15-3
1200	chlorotoluron (3-(3-chloro-p-tolyl)-1,1-dimethylurea)	15545-48-9
1201	N-[2-(3-acetyl-5-nitrothiophen-2-ylazo)-5-diethylaminophenyl] acetamide	EC No 416-860-9

Ref. No	Chemical name	CAS No EC No
1202	1,3-bis(vinylsulfonylacetamido)-propane	93629-90-4
1203	<i>p</i> -phenetidine (4-ethoxyaniline)	156-43-4
1204	<i>m</i> -phenylenediamine and its salts	108-45-2
1205	residues (coal tar), creosote oil distn., if it contains > 0,005 % w/w benzo[a]pyrene	92061-93-3
1206	creosote oil, acenaphthene fraction, wash oil, if it contains > 0,005 % w/w benzo[a]pyrene	90640-84-9
1207	creosote oil, if it contains > 0,005 % w/w benzo[a]pyrene	61789-28-4
1208	creosote, if it contains > 0,005 % w/w benzo[a]pyrene	8001-58-9
1209	creosote oil, high-boiling distillate, wash oil, if it contains > 0,005 % w/w benzo[a]pyrene	70321-79-8
1210	extract residues (coal), creosote oil acid, wash oil extract residue, if it contains > 0,005 % w/w benzo[a]pyrene	122384-77-4
1211	creosote oil, low-boiling distillate, wash oil, if it contains > 0,005 % w/w benzo[a]pyrene	70321-80-1

⁽¹⁾ for the individual ingredient see reference number 364 in Annex II.

⁽²⁾ for the individual ingredient see reference number 413 in Annex II.

2. Annex III, part one, is amended as follows:

- (a) the entry under reference number 19 is deleted;
- (b) under reference number 1a, column b the words '*Boric acid, borates and tetraborates*' are replaced by '*Boric acid, borates and tetraborates with the exception of substance No in Annex II*';
- (c) under reference number 8, column b the words '*m-and p-Phenylenediamine, their N-substituted derivatives and their salts; N-substituted derivatives of o-Phenylenediamine ⁽⁵⁾, with exception of those derivatives listed elsewhere in this Annex*' are replaced by '*p-Phenylenediamine, its N-substituted derivatives and its salts; N-substituted derivatives of o-Phenylenediamine ⁽⁵⁾, with exception of those derivatives listed elsewhere in this Annex*'.

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 27 June 2005

concerning the conclusion of an agreement between the European Community and the Russian Federation on trade in certain steel products

(2005/803/EC)

THE COUNCIL OF THE EUROPEAN UNION,

agreement which takes account of the developments in the relationship between the Parties.

Having regard to the Treaty establishing the European Community, and in particular Article 133, in conjunction with Article 300(2) thereof,

(4) The Agreement should be approved,

HAS DECIDED AS FOLLOWS:

Having regard to the proposal from the Commission,

Article 1

The Agreement between the European Community and the Russian Federation on trade in certain steel products is hereby approved on behalf of the Community.

Whereas:

The text of the Agreement is attached to this Decision.

(1) The Agreement on partnership and cooperation establishing a partnership between the European Communities and their Member States, of the one part, and the Russian Federation, of the other part ⁽¹⁾, hereinafter referred to as 'the PCA', entered into force on 1 December 1997.

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to sign the Agreement in order to bind the Community.

(2) Article 21(1) of the PCA provides that trade in certain steel products is governed by Title III of that Agreement with the exception of Article 15 thereof, and by the provisions of an agreement on quantitative arrangements.

Done at Luxembourg, 27 June 2005.

(3) For the years 1995-2004, trade in certain steel products was the subject of agreements between the Parties to the PCA. It is therefore appropriate to conclude a new

For the Council

The President

L. LUX

⁽¹⁾ OJ L 327, 28.11.1997, p. 3.

AGREEMENT**between the European Community and the Russian Federation on trade in certain steel products**

THE EUROPEAN COMMUNITY,

of the one part, and

THE RUSSIAN FEDERATION,

of the other part,

being the Parties to this Agreement,

WHEREAS the Partnership and Cooperation Agreement (hereinafter referred to as the 'PCA') establishing a partnership between the European Communities and their Member States, of the one part, and the Russian Federation, of the other part ⁽¹⁾, entered into force on 1 December 1997,

WHEREAS the Parties are desirous to promote the orderly and equitable development of trade in steel between the European Community (hereinafter referred to as 'the Community') and the Russian Federation (hereinafter referred to as 'Russia'),

WHEREAS Article 21 of the PCA provides that trade in the steel products of the former European Coal and Steel Community, hereinafter referred to as 'ECSC', shall be governed by Title III, save for Article 15 thereof, and by the provisions of an agreement; whereas this Agreement is the agreement referred to in Article 21 of the PCA,

BEARING IN MIND the process of accession of Russia to the World Trade Organisation (WTO) and Community support for the integration of Russia into the international trading system,

WHEREAS for the years 1995-2004 trade in certain steel products was the subject of agreements, which it is appropriate to replace with a further agreement which takes account of developments in the relationship between the Parties,

WHEREAS this Agreement should be accompanied by cooperation between the Parties in respect of their steel industries, including appropriate exchanges of information, within the Contact Group on coal and steel as foreseen in Protocol 1 to the PCA,

HAVE AGREED AS FOLLOWS:

Article 1

1. This Agreement applies to trade in former ECSC steel products.

2. Trade in steel products set out in Annex I may be subject to quantitative limits.

3. Trade in steel products not set out in Annex I shall not be subject to quantitative limits.

4. In the case of steel products and subject matters which are not covered by this Agreement, the relevant provisions of the PCA shall apply.

Article 2

1. The Parties agree to establish and maintain for the period of validity of the present Agreement for each calendar year

quantitative arrangements fixing the limits set out in Annex II on Russian exports to the Community of the products set out in Annex I. Such exports shall be subject to a double-checking system as specified in Protocol A.

2. The Parties agree that imports into the Community from Russia of products included in Annex I as from 1 January 2005 until the entry into force of this Agreement shall be deducted from the quantitative limits set out in Annex II.

3. Imports of quantities in excess of those mentioned in Annex II shall be authorised where the Community industry is unable to meet the internal demand which results in a shortage of supply for one or more products listed in Annex I. Consultations shall take place immediately at the request of either Party to determine the level of the shortage on the basis of objective evidence. Following the conclusions of the consultations, the Community shall instigate its internal procedures to increase the quantitative limits set out in Annex II.

⁽¹⁾ OJ L 327, 28.11.1997, p. 3.

4. In the case where countries candidate for membership of the European Union would accede before the termination of this Agreement, the Parties agree to consider to increase the quantitative limits set out in Annex II.

Article 3

1. Imports into the customs territory of the Community for free circulation of the products set out in Annex I shall be subject to the presentation of an import authorisation issued by the competent authority of a Member State based on the production of an export licence issued by the authorities of Russia, and to proof of origin in accordance with the provisions of Protocol A.

2. Imports into the customs territory of the Community of the products set out in Annex I shall not be subject to the quantitative limits set out in Annex II provided they are declared to be for re-export outside the Community in the same state or after processing, within the administrative system of control which exists within the Community.

3. Carry-over to the corresponding quantitative limits for the following calendar year of the amounts of quantitative limits not used during the first calendar year is authorised up to 7 % of the relevant quantitative limit set out in Annex II for a product group in question for the year in which it was not used. Russia shall notify the Community no later than 31 March of the following year if it intends to make use of this provision.

4. Up to 7 % of the quantitative limit for a given product group may be transferred to one or more other groups within the same product category, that is to say within category SA or SB, subject to the consent of both Parties. The quantitative limit for a given product group can be reduced once in the course of a calendar year. Furthermore, transfers between SA and SB categories are permitted up to a maximum of 25 000 tonnes. Any adjustments to the quantitative limits resulting from transfers shall only affect the calendar year in progress. At the start of the following calendar year, the quantitative limits shall be those shown at Annex II, without prejudice to the provisions of paragraph 3. Russia shall notify the Community no later than 31 May if it intends to make use of this provision.

Article 4

1. With a view to rendering the double-checking system as effective as possible and to minimise the possibilities for abuse and circumvention:

— the Community authorities shall inform Russia by the 28th of each month of the import authorisations issued during the preceding month,

— the Russian authorities shall inform the Community by the 28th of each month of the export licences issued during the preceding month.

In the event of any significant discrepancy taking account of the time factors involved in respect of such information either Party may request consultations which shall be opened immediately.

2. Without prejudice to paragraph 1 and with a view to ensuring the effective functioning of this Agreement, the Community and Russia agree to take all necessary steps to prevent, to investigate and to take any necessary legal and/or administration action against circumvention, notably by trans-shipment, re-routing, false declaration concerning the country or place of origin, falsification of documents, false declaration concerning quantities, description or classification of merchandise. Accordingly, the Community and Russia agree to establish the necessary legal provisions and administrative procedures permitting effective action to be taken against such circumvention, which shall include the adoption of legally binding corrective measures against exporters and/or importers involved.

3. Should the Community believe on the basis of information available that this Agreement is being circumvented, the Community may request consultations with Russia which shall be held immediately.

4. Pending the results of the consultations referred to in paragraph 3, Russia shall, as a precautionary measure, and if so requested by the Community, take all necessary measures to ensure that, where sufficient evidence of circumvention is provided, adjustments of the quantitative limits liable to be agreed following the consultations referred to in paragraph 3 shall be carried out for the calendar year in which the request for consultations under paragraph 3 was made, or for the following year, if the limit for that calendar year is exhausted.

5. Should the Parties be unable in the course of the consultations referred to in paragraph 3 to reach a mutually satisfactory solution, the Community shall have the right:

- (a) where there is sufficient evidence that products covered by this Agreement originating in Russia have been imported in circumvention of this Agreement, to set off the relevant quantities against the quantitative limits established under the Agreement;
- (b) where sufficient evidence shows false declaration concerning quantities description or classification has occurred, to refuse to import the products in question.

6. The Parties agree to cooperate fully to prevent and to address effectively all problems arising from circumvention of this Agreement.

Article 5

1. The quantitative limits established under this Agreement on imports into the Community of the steel products set out in Annex I shall not be broken down by the Community into regional shares.

2. The Parties shall cooperate in order to prevent sudden and prejudicial changes in traditional trade flows into the Community. Should a sudden and prejudicial change in traditional trade flows arise (including regional concentration or the loss of traditional customers), the Community will be entitled to request consultations in order to find a satisfactory solution to the problem. Such consultations shall be held immediately.

3. Russia shall endeavour to ensure that exports into the Community of products set out in Annex I are spaced out as evenly as possible over the year. Should a sudden and prejudicial surge of imports arise, the Community will be entitled to request consultations in order to find a satisfactory solution to the problem. Such consultations shall be held immediately.

4. In addition to the obligation contained in paragraph 3, where licences issued by the Russian authorities have reached 90 % of the quantitative limits for the calendar year in question, either Party may request consultations concerning the quantitative limits for that year. Such consultations shall be held immediately. Pending the outcome of such consultations, the Russian authorities may continue to issue export licences for the products set out in Annex I provided they do not exceed the quantities set out in Annex II.

Article 6

1. Where any product set out in Annex I is being imported into the Community from Russia under such conditions as to cause or threaten to cause substantial injury to Community producers of like products, the Community shall supply Russia with all relevant information with a view to seeking a solution acceptable to both Parties. The Parties shall commence consultations promptly.

2. Should the consultations referred to in paragraph 1 fail to lead to agreement within 30 days of the Community's request for consultations, the Community may utilise the right to take action concerning safeguard measures pursuant to the provisions of the PCA.

3. Notwithstanding the provisions of this Agreement, the provisions of Article 18 of the PCA shall apply.

Article 7

1. The classification of the products covered by this Agreement is based on the tariff and statistical nomenclature of the Community, hereinafter called the 'combined nomenclature', or in abbreviated form 'CN'. Any amendment to the

combined nomenclature (CN) made in accordance with the procedures in force in the Community concerning the products set out in Annex I or any decision relating to the classification of goods shall not have the effect of reducing the quantitative limits of the products set out Annex II.

2. The origin of the products covered by this Agreement shall be determined in accordance with the rules in force in the Community. Any amendment to these rules of origin shall be communicated to Russia and shall not have the effect of reducing the quantitative limits of this Agreement. The procedures for control of the origin of the products referred to above are laid down in Protocol A.

Article 8

1. Without prejudice to the periodic exchange of information on export licences and import authorisations pursuant to Article 4(1), the Parties agree to exchange available statistical information relating to trade in the products set out in Annex I at appropriate intervals, taking account of the shortest periods in which the information in question is prepared, which shall cover export licences and import authorisations issued pursuant to Article 3 and import and export statistics in respect of the products in question.

2. Either Party may request consultations in the event of any significant discrepancy between the information exchanged.

Article 9

1. Without prejudice to provisions concerning consultations provided for in respect of specific circumstances in preceding Articles, consultations shall be held on any problems arising from the application of this Agreement at the request of either Party. Any consultations shall take place in a spirit of cooperation and with a desire to reconcile the differences between the Parties.

2. Where this Agreement provides that consultations shall be held immediately, the Parties undertake to use all reasonable means to ensure that this is achieved.

3. All other consultations shall be governed by the following provisions:

— any request for consultations shall be notified in writing to the other Party,

— where appropriate, the request shall be followed within a reasonable period by a report setting out the reasons for the consultations,

— consultations shall begin within one month from the date of the request,

— consultations shall endeavour to arrive at a mutually acceptable result within one month of their commencement, unless the period is extended by agreement between the Parties.

Article 10

1. This Agreement shall enter into force on the day of its signature. It shall remain in force until 31 December 2006 subject to any modifications agreed by the Parties and unless it is denounced or terminated in accordance with, respectively, the provisions of paragraphs 3 or 4.

2. Either Party may at any time propose modifications to this Agreement which shall require the mutual consent of the Parties and take effect as agreed by them.

3. Either Party may denounce this Agreement, provided that at least six months' notice is given. In that event, the Agreement shall come to an end on the expiry of the period of notice and

the limits established by this Agreement shall be reduced on a pro rata basis up to the date on which denunciation takes effect unless the Parties decide otherwise.

4. In the event that Russia accedes to the WTO before the expiration of this Agreement, the Agreement shall be terminated as of the date of accession.

5. The Annexes, the agreed minute, the declarations and Protocol A attached to this Agreement shall form an integral part thereof.

Article 11

This Agreement shall be drawn up in duplicate in the Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Slovak, Slovenian, Spanish, Swedish and Russian languages, each of these texts being equally authentic.

Hecho en Moscú, el

V Moskvě

Udfærdiget i Moskva, den

Geschehen zu Moskau am

Moskva,

Έγινε στις Μόσχα, στις

Done at Moscow,

Fait à Moscou, le

Fatto a Mosca, addì

Maskavā,

Priimta Maskvoje

Kelt Moszkvában

Magħmul/a f'Moska

Gedaan te Moskou,

Sporządzono w Moskwie

Feito em Moscovo, em

V Moskve

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Tehty Moskovassa

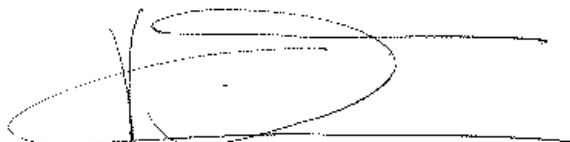
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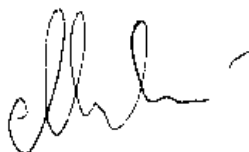
3 Moscow 2005?

- 3 NOV. 2005

Por la Comunidad Europea
Za Evropské společenství
For Det Europæiske Fællesskab
Für die Europäische Gemeinschaft
Euroopa Ühenduse nimel
Για την Ευρωπαϊκή Κοινότητα
For the European Community
Pour la Communauté européenne
Per la Comunità europea
Eiropas Kopienas vārdā
Europos bendrijos vardu
Az Európai Közösség részéről
Ghall-Komunità Ewropea
Voor de Europese Gemeenschap
W imieniu Wspólnoty Europejskiej
Pela Comunidade Europeia
Za Európske spoločenstvo
Za Evropsko skupnost
Euroopan yhteisön puolesta
På Europeiska gemenskapens vägnar
За Европейское сообщество



Por la Federación de Rusia
Za Ruskou federaci
For Den Russiske Føderation
Für die Russische Föderation
Venemaa Föderatsiooni nimel
Για τη Ρωσική Ομοσπονδία
For the Russian Federation
Pour la Fédération de Russie
Per la Federazione russa
Krievijas Federācijas vārdā
Rusijos Federacijos vardu
A Orosz Föderáció részéről
Ghall-Federazzjoni Russa
Voor de Russische Federatie
W imieniu Federacji Rosyjskiej
Pela Federação da Rússia
Za Ruskú federáciu
Za Rusko federacijo
Venäjän federaation puolesta
På ryska federationen vägnar
За Российскую Федерацию



ANNEX I

SA Flat-rolled products

SA1. Coils	7208 51 20 93	7209 18 99 00	7212 10 10 00	7219 35 10 00
	7208 51 20 97	7209 25 00 00		7219 35 90 00
7208 10 00 00	7208 51 20 98	7209 26 10 00	7212 10 90 11	
7208 25 00 00		7209 26 90 00	7212 20 00 11	7225 40 12 90
7208 26 00 00	7208 51 91 10	7209 27 10 00	7212 30 00 11	7225 40 90 00
7208 27 00 00	7208 51 91 90	7209 27 90 00	7212 40 20 10	
7208 36 00 00	7208 51 98 10		7212 40 20 91	
	7208 51 98 91	7209 28 10 00	7212 40 80 11	
7208 37 00 10	7208 51 98 99	7209 28 90 00	7212 50 20 11	SA4. Alloyed products
	7208 52 91 10	7209 90 00 10	7212 50 30 11	
7208 37 00 90	7208 52 91 90			7226 20 00 10
7208 38 00 10	7208 52 10 00	7210 11 00 10	7212 50 40 11	7226 91 20 00
7208 38 00 90	7208 52 99 00	7210 12 20 10	7212 50 61 11	7226 91 91 00
7208 39 00 10		7210 12 80 10	7212 50 69 11	
7208 39 00 90	7208 53 10 00	7210 20 00 10	7212 50 90 13	7226 91 99 00
7211 14 00 10		7210 30 00 10		7226 99 00 10
7211 19 00 10	7211 13 00 00		7212 60 00 11	
7219 11 00 00		7210 41 00 10	7212 60 00 91	
7219 12 10 00		7210 49 00 10		SA5. Alloyed quarto plates
	SA3. Other flat-rolled products	7210 50 00 10	7219 21 10 00	
7219 12 90 00		7210 61 00 10		
7219 13 10 00		7210 69 00 10	7219 21 90 00	7225 40 12 30
7219 13 90 00	7208 40 00 90		7219 22 10 00	
7219 14 10 00	7208 53 90 00	7210 70 10 10	7219 22 90 00	7225 40 40 00
7219 14 90 00	7208 54 00 00	7210 70 80 10	7219 23 00 00	
		7210 90 30 10		7225 40 60 00
7225 20 00 10	7208 90 00 10	7210 90 40 10	7219 24 00 00	7225 99 00 10
7225 30 10 00			7219 31 00 00	
7225 30 90 00	7209 15 00 00	7210 90 80 91		
			7219 32 10 00	SA6. Alloyed cold rolled and coated sheets
	7209 16 10 00	7211 14 00 90	7219 32 90 00	
SA2. Heavy Plate	7209 16 90 00	7211 19 00 90		
	7209 17 10 00	7211 23 30 91	7219 33 10 00	
7208 40 00 10	7209 17 90 00		7219 33 90 00	7225 50 00 00
		7211 23 80 91		7225 91 00 10
7208 51 20 10	7209 18 10 00	7211 29 00 10	7219 34 10 00	7225 92 00 10
7208 51 20 91	7209 18 91 00	7211 90 00 11	7219 34 90 00	7226 92 00 10

SB Long products

SB1. Beams	7213 91 41 00	7207 20 52 00	7216 40 90 00	7228 10 20 00
	7213 91 49 00		7216 50 10 00	
7207 19 80 10	7213 91 70 00	7214 20 00 00		7228 20 10 10
7207 20 80 10	7213 91 90 00	7214 30 00 00	7216 50 91 00	7228 20 10 91
	7213 99 10 00	7214 91 10 00	7216 50 99 00	7228 20 91 10
7216 31 10 10	7213 99 90 00	7214 91 90 00	7216 99 00 10	7228 20 91 90
7216 31 10 90		7214 99 10 00	7218 99 20 00	7228 30 20 00
7216 31 90 00	7221 00 10 00	7214 99 31 00		7228 30 41 00
	7221 00 90 00	7214 99 39 00	7222 11 11 00	7228 30 49 00
7216 32 11 00		7214 99 50 00	7222 11 19 00	7228 30 61 00
7216 32 19 00	7227 10 00 00	7214 99 71 10	7222 11 81 10	7228 30 69 00
7216 32 91 00	7227 20 00 00	7214 99 71 90	7222 11 81 90	7228 30 70 00
7216 32 99 00	7227 90 10 00	7214 99 79 10	7222 11 89 10	7228 30 89 00
7216 33 10 00	7227 90 50 00	7214 99 79 90	7222 11 89 90	7228 60 20 10
7216 33 90 00	7227 90 95 00	7214 99 95 10	7222 19 10 00	7228 60 80 10
		7214 99 95 90	7222 19 90 00	7228 70 10 00
			7222 30 97 10	7228 70 90 10
SB2. Wire rod	SB3. Other longs	7215 90 00 10	7222 40 10 00	7228 80 00 10
			7222 40 90 10	7228 80 00 90
7213 10 00 00		7216 10 00 00	7224 90 02 89	
7213 20 00 00	7207 19 12 10	7216 21 00 00		7301 10 00 00
7213 91 10 00	7207 19 12 91	7216 22 00 00	7224 90 31 00	
7213 91 20 00	7207 19 12 99	7216 40 10 00	7224 90 38 00	

ANNEX II

QUANTITATIVE LIMITS

(tonnes)		
Products	2005	2006
SA. Flat products		
SA1. Coils	908 268	930 975
SA2. Heavy plate	190 593	195 358
SA3. Other flat products	389 741	399 485
SA4. Alloyed products	97 080	99 507
SA5. Alloyed quarto plates	21 509	22 047
SA6. Alloyed cold-rolled and coated sheets	100 095	102 597
SB. Long products		
SB1. Beams	44 948	46 072
SB2. Wire rod	172 676	176 993
SB3. Other long products	292 376	299 685

Note: SA and SB are product categories.

SA1 to SA6 and SB1 to SB3 are product groups.

Agreed minute No 1

In the context of this Agreement, the Parties agree that:

- in pursuance of the exchange of information provided for in Article 4(1) concerning export licences and import authorisations, the Parties will supply that information by reference to the Member States in addition to the Community as a whole;
 - if the Parties are unable to reach a satisfactory solution during the consultations provided for in Article 5(2), Russia will cooperate, if so requested by the Community, by not issuing export licences for an intended destination where imports pursuant to such licences would aggravate the problems resulting from sudden and prejudicial changes in traditional trade flows, it being understood that Russia may continue to issue licences for other Community destinations;
 - the Parties will cooperate closely in order to prevent sudden and prejudicial changes in traditional trade flows in respect of coils (product group SA1); Russia will give priority to deliveries to its traditional customers for these products in order to avoid disturbing the Community market, and both Parties will inform the other immediately in the event of any emerging problems, and
 - Russia will take due account of the sensitive nature of small regional markets within the Community both as regards their traditional needs for supplies and the avoidance of regional concentrations.
-

Declaration No 1

In the case Russian operators were to set up service centres in the Community that would further process products covered by this Agreement imported from Russia, Russia declares that it could request an increase of quantitative limits mentioned in Annex II. In this case, the Community will examine such request of increase and the Parties will enter into consultations if required.

Declaration No 2

The Parties declare that they aim at achieving complete liberalisation of trade in steel products. Both Parties also recognise that it is an important condition for promoting trade between them that competition, state aid and environment provisions applicable within each Party must be compatible. To this end, and upon request from Russia, the Community shall provide technical assistance, within relevant earmarked budgetary limits, to help Russia to adopt and implement legislative provisions compatible with those adopted and applied by the Community. The technical assistance shall be channelled through detailed projects agreed by both Parties.

Declaration No 3

The Parties agree that they shall not apply with respect to the other Party quantitative restrictions, customs duties, charges or any similar measures on the export of ferrous waste and scrap under the EC Combined Nomenclature heading 7204, without prejudice to the provisions of Article 19 of the PCA.

Notwithstanding the previous paragraph, Russia applies currently a tax on exports of ferrous waste and scrap under the EC Combined Nomenclature 7204. The tax is currently set at 15 % but not less than EUR 15 per tonne for all products of 7204, except for product 7204 41 00 where the tax is set at 5 %.

The Parties agree to continue the discussion to find a satisfactory solution. Furthermore, it is understood that the quantitative limits set out in Annex II of the Agreement would be increased by 12 % if Russia removes completely the tax or by a lower percentage to be determined if such tax is reduced, provided that no other measures that would constitute an obstacle to free export are introduced by Russia.

The products of particular interest for the Community are: 7204 10 00, 7204 21 10, 7204 41 10, 7204 49 10, 7204 49 30, 7204 49 91 and 7204 49 99.

PROTOCOL A

TITLE I

Classification*Article 1*

The competent authorities of the Community undertake to inform Russia of any changes in the combined nomenclature (CN) in respect of products covered by this Agreement at least one month before the date of their entry into force in the Community.

TITLE II

Origin*Article 2*

1. Products covered by this Agreement originating in Russia (origin as defined by the relevant Community Regulations) to be exported to the Community in accordance with the arrangements established by this Agreement shall be accompanied by a certificate of Russian origin conforming to the model annexed to this Protocol.

2. The certificate of origin shall be certified by the competent Russian organisations authorised under Russian legislation as to whether the products in question can be considered products originating in that country.

Article 3

The certificate of origin shall be issued only on application in writing by the exporter or, under the exporter's responsibility, by his authorised representative. The competent Russian organisations authorised under Russian legislation shall ensure that the certificate of origin is properly completed and for this purpose they shall request for any necessary documentary evidence or carry out any checking which they consider appropriate.

Article 4

The discovery of slight discrepancies between the statements made in the certificate of origin and those made in the documents produced to the customs office for the purpose of carrying out the necessary formalities for importing the products shall not *ipso facto* cast doubt upon the statements in the certificate.

TITLE III

Double-checking system for products subject to quantitative limits

SECTION I

Exportation*Article 5*

The appropriate Russian governmental authorities shall issue an export licence in respect of all consignments from Russia of steel products covered by the Agreement up to the relevant quantitative limits set out in Annex II to the Agreement.

Article 6

1. The export licence shall conform to the model annexed to this Protocol and it shall be valid for exports throughout the customs territory of the Community.

2. Each export licence must certify, *inter alia*, that the quantity of the product in question has been set off against the relevant quantitative limit established for the product concerned in Annex II to the Agreement.

Article 7

The competent authorities of the Community must be informed immediately of the withdrawal or modification of any export licence already issued.

Article 8

1. Exports shall be set off against the quantitative limits established for the year in which the shipment of goods has been effected even if the export licence is issued after such shipment.

2. For the purposes of applying paragraph 1, shipment of goods is considered to have taken place on the date of their loading onto the exporting transport as evidenced by their bill of lading or other transport document.

SECTION II

Importation*Article 9*

The release for free circulation into the Community of the products covered by the Agreement shall be subject to the presentation of an import authorisation.

Article 10

1. The presentation by the importer of an export licence shall be made not later than 31 March of the year following that in which the goods covered by the licence have been shipped.

2. The competent authorities of the Community shall issue the import authorisation referred to in Article 9, within 10 working days of the presentation by the importer of the original of the corresponding export licence.

3. The import authorisations shall be valid for four months from the date of their issue for importation throughout the customs territory of the Community.

4. The competent authorities of the Community shall cancel the import authorisation already issued whenever the corresponding export licence has been withdrawn.

However, if the competent authorities of the Community are notified of the withdrawal or the cancellation of the export licence only after the release for free circulation of the products into the Community, the relevant quantities shall be set off against the limits established for the product.

Article 11

If the competent authorities of the Community find that the total quantity of the products covered by export licences issued by the competent authorities of Russia exceed the limits set out in Annex II to the Agreement, the Community authorities shall suspend the further issue of import authorisations. In this event, the competent authorities of the Community shall immediately inform the competent authorities of Russia and immediate consultations pursuant to Article 9(2) of the Agreement shall be initiated.

TITLE IV

Form and production of export licences and certificates of origin, and common provisions concerning exports to the Community*Article 12*

1. The export licence and the certificate of origin may comprise additional copies duly indicated as such. They shall be made out in English. If they are completed by hand, entries must be in ink and in printed script.

These documents shall measure 210 × 297 mm. The paper used shall be white writing paper, sized, not containing mechanical pulp, and weighing not less than 25 g/m²; if the documents have several copies only the top copy, which is the original, shall be printed with the guilloche pattern background. This

copy shall be clearly marked 'original' and the other copies 'copies'. Only the original shall be accepted by the competent authorities of the Community as being valid for the purpose of export to the Community in accordance with the provisions of the Agreement.

2. Each document shall bear a standardised serial number, whether or not printed, by which it can be identified.

This number shall be composed of the following elements:

— two letters identifying the exporting country as follows: RU,

— two letters identifying the intended Member State of customs clearance as follows:

BE = Belgium

CZ = Czech Republic

DK = Denmark

DE = Germany

EE = Estonia

EL = Greece

ES = Spain

FR = France

IE = Ireland

IT = Italy

CY = Cyprus

LV = Latvia

LT = Lithuania

LU = Luxembourg

HU = Hungary

MT = Malta

NL = Netherlands

AT = Austria

PL = Poland

PT = Portugal

SI = Slovenia

SK = Slovakia

FI = Finland

SE = Sweden

GB = United Kingdom,

— a one-digit number identifying the year in question corresponding to the last figure in the year, e.g. '5' for year 2005,

— a two-digit number from 01 to 99, identifying the particular issuing office concerned in exporting country,

- a five-digit number running consecutively from 00001 to 99999 allocated to the intended Member State of customs clearance.

Article 13

The export licence and the certificate of origin may be issued after the shipment of the products to which they relate. In such cases, they must bear the endorsement 'issued retrospectively'.

Article 14

1. In the event of the theft, loss or destruction of an export licence or a certificate of origin, the exporter may apply to the competent Russian authorities which issued the document for a duplicate to be made out on the basis of the export documents in his possession. The duplicate of any such certificate or licence so issued shall bear the endorsement 'duplicate'.

2. The duplicate shall bear the date of the original export licence or certificate of origin.

TITLE V

Administrative cooperation

Article 15

The Community and Russia shall cooperate closely in the implementation of the provisions of this Protocol. To this end, contacts and exchanges of views, including on technical matters, shall be facilitated by both Parties.

Article 16

In order to ensure the correct application of this Protocol, the Community and Russia offer mutual assistance for the checking of the authenticity and the accuracy of export licences issued and certificates of origin issued or of any declarations made within the terms of this Protocol.

Article 17

Russia shall send the Community (European Commission) the names and addresses of the competent Russian governmental authorities which are authorised to issue and to verify export licences and the competent Russian organisations authorised under Russian legislation to issue certificates of origin together with specimens of the stamps and signatures they use. Russia shall also notify the Community (European Commission) of any change in these particulars.

Article 18

1. Subsequent verification of certificates of origin or export licences shall be carried out at random, or whenever the competent Community authorities have reasonable doubt as to the authenticity of the certificate or licence or as to the accuracy of the information regarding the true origin of the products in question.

2. In such cases, the competent authorities in the Community shall return the certificate of origin or the export licence or a copy thereof to the appropriate Russian authorities giving, where appropriate, the reasons of form or substance which justify an enquiry. If the invoice has been submitted, such invoice or a copy thereof shall be attached to the certificate or to the licence or their copies. The authorities shall also forward any information that has been obtained suggesting that the particulars given on the said certificate or licence are inaccurate.

3. The provisions of paragraph 1 shall also apply to subsequent verifications of the certificates of origin provided for in Article 2 of this Protocol.

4. The results of the subsequent verifications carried out in accordance with paragraphs 1 and 2 shall be communicated to the competent authorities of the Community within three months at the latest. The information communicated shall indicate whether the disputed certificate or licence applies to the goods actually exported and whether these goods are eligible for export under the arrangements established by the Agreement. The information shall also include, at the request of the Community, copies of all the documentation necessary to fully determine the facts, and in particular the true origin of the goods.

5. For the purpose of subsequent verification of certificates of origin, copies of the certificates as well as any export documents referring to them shall be kept by the competent Russian organisations for at least one year following the end of the Agreement.

6. Recourse to the random verification procedure specified in this Article must not constitute an obstacle to the release for free circulation of the products in question.

Article 19

1. Where the verification procedure referred to in Article 18 or where information available to the competent authorities of the Community or of Russia indicates or appears to indicate that the provisions of this Agreement are being circumvented or infringed, the two Parties shall cooperate closely and with the appropriate urgency in order to prevent any such circumvention or infringement.

2. To this end, the appropriate Russian authorities shall, on their own initiative or at the request of the Community, carry out appropriate inquiries, or arrange for such inquiries to be carried out, concerning operations which are, or appear to the Community to be, in circumvention or infringement of this Protocol. Russia shall communicate the results of these enquiries to the Community, including any other pertinent information enabling the cause of the circumvention or infringement, including the true origin of the goods to be determined.

3. By agreement between the Community and Russia, officials designated by the Community may be present at the inquiries referred to in paragraph 2.

4. In pursuance of the cooperation referred to in paragraph 1, the competent authorities of the Community and Russia shall exchange any information considered by either Party to be of use in preventing circumvention or infringement of the provisions of this Agreement. These exchanges may include information on the trade in the type of products covered by this Agreement between Russia and third countries, particularly

where the Community has reasonable grounds to consider that the products in question may be in transit across the territory of Russia prior to their importation into the Community. This information may include, at the request of the Community, copies of all relevant documentation, where available.

5. Where sufficient evidence shows that the provisions of this Protocol have been circumvented or infringed, the competent authorities of Russia and the Community may agree to take any measures necessary to prevent a recurrence of such circumvention or infringement.

EXPORT LICENCE

1. Exporter (name, full address, country)	ORIGINAL		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	EXPORT LICENCE (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. TARIC code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the Product group shown in box No 4 by the provisions regulating trade in certain steel products with the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

EXPORT LICENCE

1. Exporter (name, full address, country)	COPY		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	EXPORT LICENCE (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. TARIC code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above have been charged against the quantitative limit established for the year shown in box No 3 in respect of the Product group shown in box No 4 by the provisions regulating trade in certain steel products with the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

CERTIFICATE OF ORIGIN

1. Exporter (name, full address, country)	ORIGINAL		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	CERTIFICATE OF ORIGIN (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. CN code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above originated in the country shown in box No 6, in accordance with the provisions in force in the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

CERTIFICATE OF ORIGIN

1. Exporter (name, full address, country)	COPY		2. No
	3. Year	4. Product group	
5. Consignee (name, full address, country)	CERTIFICATE OF ORIGIN (for certain steel products)		
	6. Country of origin	7. Country of destination	
8. Place and date of shipment — means of transport	9. Supplementary details		
10. Description of goods — manufacturer	11. CN code	12. Quantity ⁽¹⁾	13. Fob value ⁽²⁾
14. CERTIFICATION BY THE COMPETENT AUTHORITY I, the undersigned, certify that the goods described above originated in the country shown in box No 6, in accordance with the provisions in force in the European Community.			
15. Competent authority (name, full address, country)	At on (Signature) (Stamp)		

⁽¹⁾ Show net weight (kg) and also quantity in the unit prescribed where other than net weight.

⁽²⁾ In the currency of the sale contract.

COMMISSION

COMMISSION DECISION

of 18 November 2005

amending Decision 2000/609/EC as regards the importation of fresh ratite meat from Australia and Uruguay

(notified under document number C(2005) 4408)

(Text with EEA relevance)

(2005/804/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/494/EEC of 26 June 1991 on animal health conditions governing intra-Community trade in and imports from third countries of fresh poultrymeat ⁽¹⁾ and in particular Article 9(1), Article 11(1), Article 12 and Article 14(1) and Article 14a thereof,

Council Directive 92/118/EC of 17 December 1992 laying down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A (I) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC ⁽²⁾ and in particular Article 10 thereof,

Whereas:

(1) Commission Decision 94/85/EC of 16 February 1994 drawing up a list of third countries from which the Member States authorise imports of fresh poultrymeat ⁽³⁾ includes Uruguay on that list.

(2) Commission Decision 2000/609/EC of 29 September 2000 laying down animal and public health conditions and veterinary certification for imports of farmed ratite meat amending Decision 94/85/EC drawing up a list of third countries from which the Member States authorise

imports of fresh poultrymeat ⁽⁴⁾ provides that Member States are to authorise the importation of fresh meat of farmed ratites only from third countries or parts thereof listed in Annex I to Decision 2000/609/EC, subject to certain conditions. At present, Uruguay is not included in that Decision.

(3) Following a Commission mission in October 2004, subsequent follow-up and guarantees provided by Uruguay, the animal and public health situation is now satisfactory so as to allow that country to be included on the list of approved third countries set out in Annex I to Decision 2000/609/EC.

(4) In view of Uruguay's animal health status as regards Newcastle disease, it is appropriate that imports of fresh meat of farmed ratites from Uruguay are accompanied by the model health attestation 'A' as laid down in Part 2 of Annex II to Decision 2000/609/EC.

(5) Decision 2000/609/EC, as amended by Decision 2004/118/EC, provides erroneously that fresh meat of farmed ratites from Australia must be accompanied by the model health attestation 'A' as laid down in Part 2 of Annex II to Decision 2000/609/EC, instead of the model health attestation 'B' laid down in that Annex. That mistake should therefore be corrected.

(6) Decision 2000/609/EC should therefore be amended accordingly.

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

⁽¹⁾ OJ L 268, 24.9.1991, p. 35. Directive as last amended by Directive 1999/89/EC (OJ L 300, 23.11.1999, p. 17).

⁽²⁾ OJ L 62, 15.3.1993, p. 49. Directive as last amended by Commission Regulation (EC) No 445/2004 (OJ L 72, 11.3.2004, p. 60).

⁽³⁾ OJ L 44, 17.2.1994, p. 31. Decision as last amended by Decision 2004/118/EC (OJ L 36, 7.2.2004, p. 34).

⁽⁴⁾ OJ L 258, 12.10.2000, p. 49. Decision as last amended by Decision 2004/415/EC (OJ L 151, 30.4.2004, p. 73). Corrected version: OJ L 208, 10.6.2004, p. 63.

HAS ADOPTED THIS DECISION:

Article 1

Annex I to Decision 2000/609/EC shall be replaced by the text in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 18 November 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

ANNEX

'ANNEX I

List of third countries or parts of third countries from which Member States are to authorise the importation of fresh meat of farmed ruminants

ISO code	Country	Parts of the territory	Model certificate to be used (A or B)
AR	Argentina		A
AU	Australia		B
BG	Bulgaria		A
BR-1	Brazil	The States of Rio Grande do Sul, Santa Catarina, Paraná, São Paulo and Mato Grosso do Sul	A
BW	Botswana		B
CA	Canada		A
CH	Switzerland		A
CL	Chile		A
HR	Croatia		A
IL	Israel		A
NA	Namibia		B
NZ	New Zealand		A
RO	Romania		A
TH	Thailand		A
TN	Tunisia		A
US	United States of America		A
UY	Uruguay		A
ZA	South Africa		B
ZW	Zimbabwe		B'

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

COUNCIL DECISION 2005/805/CFSP
of 21 November 2005
implementing Joint Action 2005/556/CFSP appointing a Special Representative of the European Union for Sudan

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Joint Action 2005/556/CFSP of 18 July 2005 appointing a Special Representative of the European Union for Sudan ⁽¹⁾, and in particular Article 5(1) thereof, in conjunction with Articles 14, 18(5) and 23(2) of the Treaty on European Union,

Whereas:

- (1) On 18 July 2005 the Council adopted Joint Action 2005/556/CFSP appointing a Special Representative of the European Union (EUSR) for Sudan.
- (2) On 21 November 2005 the Council adopted Decision 2005/806/CFSP implementing Joint Action 2005/557/CFSP on the European Union civilian-military supporting action to the African Union mission in the Darfur region of Sudan ⁽²⁾, whereby a new financial reference amount intended to cover expenditure related to the implementation of section II of Joint Action 2005/557/CFSP ⁽³⁾ was set for a further 6-month period.
- (3) As a consequence, the Council should decide on the financial reference amount for the continuation of Joint Action 2005/556/CFSP for a further 6-month period.
- (4) The EUSR will implement his mandate in the context of a situation which may deteriorate and could harm the objectives of the CFSP as set out in Article 11 of the Treaty,

HAS ADOPTED THIS DECISION:

Article 1

The financial reference amount intended to cover the expenditure related to the continuation of Joint Action 2005/556/CFSP from 18 January until 17 July 2006 shall be EUR 600 000.

Article 2

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

The expenditure shall be eligible from 18 January 2006.

Article 3

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

Done at Brussels, 21 November 2005.

For the Council
The President
J. STRAW

⁽¹⁾ OJ L 188, 20.7.2005, p. 43.

⁽²⁾ See page 60 in this Official Journal.

⁽³⁾ OJ L 188, 20.7.2005, p. 46.

COUNCIL DECISION 2005/806/CFSP**of 21 November 2005****implementing Joint Action 2005/557/CFSP on the European Union civilian-military supporting action to the African Union mission in the Darfur region of Sudan**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Joint Action 2005/557/CFSP of 18 July 2005 on the European Union civilian-military supporting action to the African Union mission in the Darfur region of Sudan ⁽¹⁾, and in particular Article 8(1), second subparagraph thereof, in conjunction with Article 23(2) of the Treaty on European Union,

Whereas:

- (1) The Council has in accordance with Article 15 of Joint Action 2005/557/CFSP decided to continue the European Union civilian-military supporting action to the African Union mission in the Darfur region of Sudan.
- (2) As concerns the civilian component the Council should consequently decide on the reference amount for the continuation of the supporting action.
- (3) The EU supporting action to the AMIS II will be conducted in the context of a situation which may deteriorate and could harm the objectives of the CFSP as set out in Article 11 of the Treaty,

HAS DECIDED AS FOLLOWS:

Article 1

1. The financial reference amount intended to cover the expenditure related to the implementation of Section II of Joint Action 2005/557/CFSP from 29 January until 28 July 2006 shall be EUR 2 200 000.

2. The expenditure financed by the amount stipulated in paragraph 1 shall be managed in accordance with the European Community procedures and rules applicable to the budget, with the exception that any pre-financing shall not remain the property of the Community. Nationals of third states shall be allowed to tender for contracts.

Article 2

The Council shall no later than 30 June 2006 evaluate whether the EU supporting action should be continued.

Article 3

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

The expenditure shall be eligible from 29 January 2006.

Article 4

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

Done at Brussels, 21 November 2005.

For the Council

The President

J. STRAW

⁽¹⁾ OJ L 188, 20.7.2005, p. 46.

COUNCIL JOINT ACTION 2005/807/CFSP**of 21 November 2005****extending and amending 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 25 November 2002, the Council adopted Joint Action 2002/921/CFSP extending the mandate of the European Union Monitoring Mission ⁽¹⁾ (EUMM).
- (2) On 22 November 2004, the Council adopted Joint Action 2004/794/CFSP ⁽²⁾ prolonging Joint Action 2002/921/CFSP until 31 December 2005.
- (3) The EUMM should continue its activities in the Western Balkans in support of the European Union's policy towards that region, with a particular focus on Kosovo, Serbia and Montenegro, and neighbouring regions that might be affected by any adverse developments in Kosovo or Serbia and Montenegro.
- (4) The mandate of the EUMM should therefore be extended and amended accordingly,

HAS ADOPTED THIS JOINT ACTION:

Article 1

The mandate of the EUMM is hereby extended until 31 December 2006.

Article 2

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

1. Article 2(2)(a) shall be replaced by the following:

‘(a) monitor political and security developments in the area of its responsibility, with a particular focus on Kosovo, Serbia and Montenegro, and neighbouring regions that might be affected by any adverse developments in Kosovo or Serbia and Montenegro’;

2. Article 3(3), shall read:

‘3. The Secretary- General/High Representative shall ensure that the EUMM functions flexibly and in a streamlined manner. In that context, he shall regularly re-examine the functions and the geographical territory covered by the EUMM so as to continue to adapt the internal organisation of the EUMM to the priorities of the Union in the Western Balkans. He shall report to the Council at the beginning of 2006 as to whether the conditions for ending monitoring activities in Albania are in place; he shall review early in 2006 the EUMM's presence in Bosnia and Herzegovina and shall put forward recommendations. The Commission shall be fully associated.’;

3. Article 6(1) shall read:

‘1. The financial reference amount intended to cover the expenditure related to the mission shall be:

(a) EUR 2 million for 2005 and

(b) EUR 1 723 982,80 for 2006.’;

4. in the second paragraph of Article 8, the date ‘31 December 2005’ shall be replaced by ‘31 December 2006’.

Article 3

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

Article 4

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

Done at Brussels, 21 November 2005.

For the Council
The President
J. STRAW

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

⁽²⁾ OJ L 349, 25.11.2004, p. 55.

COUNCIL DECISION 2005/808/CFSP**of 21 November 2005****extending the mandate of the Head of Mission of the European Union Monitoring Mission (EUMM)**

THE COUNCIL OF THE EUROPEAN UNION,

HAS DECIDED AS FOLLOWS:

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 25 November 2002 extending the mandate of the European Union Monitoring Mission ⁽¹⁾, and in particular Article 5(1) thereof,

Whereas:

- (1) On 22 November 2004, the Council adopted Decision 2004/795/CFSP ⁽²⁾ extending the mandate of Ms Maryse DAVIET as Head of Mission of the European Monitoring Mission (EUMM). This Decision expires on 31 December 2005.
- (2) On 21 November 2005, the Council adopted Joint Action 2005/807/CFSP extending and amending the mandate of the European Union Monitoring Mission (EUMM) ⁽³⁾ until 31 December 2006.
- (3) The mandate of the Head of Mission of the EUMM should therefore also be extended,

Article 1

The mandate of Ms Maryse DAVIET as Head of Mission of the EUMM is hereby extended until 31 December 2006.

Article 2

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

Article 3

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

Done at Brussels, 21 November 2005.

For the Council

The President

J. STRAW

⁽¹⁾ OJ L 321, 26.11.2002, p. 51 and corrigendum in OJ L 324, 29.11.2002, p. 76. Joint Action as last amended by Joint Action 2004/794/CFSP (OJ L 349, 25.11.2004, p. 55).

⁽²⁾ OJ L 349, 25.11.2004, p. 56.

⁽³⁾ See page 61 of this Official Journal.