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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1985/2005**of 6 December 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 7 December 2005.

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

Done at Brussels, 6 December 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 6 December 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	57,6
	204	38,1
	212	89,9
	999	61,9
0707 00 05	052	111,9
	204	51,3
	220	147,3
	999	103,5
0709 90 70	052	128,2
	204	109,3
	999	118,8
0805 10 20	052	72,5
	204	65,0
	382	31,4
	388	37,6
	524	38,5
	999	49,0
0805 20 10	052	62,9
	204	59,0
	999	61,0
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	052	63,4
	624	97,2
	999	80,3
0805 50 10	052	58,4
	220	47,3
	999	52,9
0808 10 80	052	78,2
	388	68,7
	400	99,9
	404	93,8
	720	60,2
	999	80,2
0808 20 50	052	104,1
	400	92,7
	404	53,2
	999	83,3

⁽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 1986/2005**of 6 December 2005****on the opening of tariff quotas applicable to the importation into the Community of certain processed agricultural products originating in Romania and repealing Regulation (EC) No 2244/2004**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, and in particular Article 7(2) thereof,

Having regard to Council Decision 98/626/EC of 5 October 1998 relating to the conclusion of a Protocol for the adaptation of the trade aspects of the Europe Agreement between the European Communities and their Member States, of the one part, and Romania, of the other part, to take into account the accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden to the European Union and the results of the agricultural negotiations of the Uruguay Round, including the improvements to the existing preferential regime ⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) Protocol No 3 to the Europe Agreement between the European Communities and Romania, approved by Council and Commission Decision 94/907/EC, ECSC, Euratom of 19 December 1994 on the conclusion of the Europe Agreement between the European Communities and their Member States, of the one part, and Romania, of the other part ⁽³⁾, lays down the trade arrangements applicable to the processed agricultural products listed therein.
- (2) Protocol No 3 was amended by the Protocol for the adaptation of the trade aspects of the Europe Agreement between the European Communities and Romania ⁽⁴⁾, approved by Decision 98/626/EC. It provides for the opening of annual tariff quotas for certain goods originating in Romania. Commission Regulation (EC) No 2244/2004 of 23 December 2004

opening tariff quotas for the year 2005 for imports into the European Community of certain processed agricultural products originating in Romania ⁽⁵⁾ opened the tariff quotas for 2005.

- (3) Decision No 3 of the EC-Romania Association Council ⁽⁶⁾ amended Protocol No 3 of the Europe Agreement. The Decision provides for full or gradual liberalisation of trade for certain processed agricultural products and new tariff quotas for certain others. It enters into force on 1 December 2005.
- (4) Consequently, the tariff quotas opened for 2005 should be closed and new ones opened for 2005 and 2006. In accordance with Decision No .../.../EC of the EC-Romania Association Council, for 2005 the new quotas shall be reduced in proportion to the number of months already elapsed prior to the date of entry into force of the Decision.
- (5) In accordance with Council Decision of 27 June 2005 on the position to take by the Community in the Association Council established by the Europe Agreement between the European Communities and their Member States, of the one part, and Romania, of the other part, concerning the improvement of the trade arrangements for processed agricultural products provided for in Protocol 3 of the Europe Agreement between the European Communities and Romania, the tariff quotas provided for in Annex III to Decision No 3 of the EC-Romania Association Council must be managed by the Commission in accordance with Articles 308a, 308b and 308c of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽⁷⁾.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee on horizontal questions concerning trade in processed agricultural products not listed in Annex I,

⁽¹⁾ OJ L 318, 20.12.1993, p. 18. Regulation last amended by Regulation (EC) No 2580/2000 (OJ L 298, 25.11.2000, p. 5).

⁽²⁾ OJ L 301, 11.11.1998, p. 1.

⁽³⁾ OJ L 357, 31.12.1994, p. 1.

⁽⁴⁾ OJ L 301, 11.11.1998, p. 3.

⁽⁵⁾ OJ L 381, 28.12.2004, p. 8.

⁽⁶⁾ Not yet published in the Official Journal.

⁽⁷⁾ OJ L 253, 11.10.1993, p. 1. Regulation last amended by Commission Regulation (EC) No 883/2005 (OJ L 148, 11.6.2005, p. 5).

HAS ADOPTED THIS REGULATION:

Article 1

The Community tariff quotas for the products originating in Romania listed in the Annex are opened for 2005 from 1 December 2005 to 31 December 2005 and for 2006 from 1 January to 31 December.

Article 2

The Community tariff quotas referred to in Article 1 shall be managed in accordance with Articles 308a, 308b and 308c of Regulation (EEC) No 2454/93.

Article 3

Council Regulation (EC) No 2244/2004 is hereby repealed with effect from the date laid down in the second paragraph of Article 4.

Article 4

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

It shall apply from 1 December 2005.

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

Done at Brussels, 6 December 2005.

For the Commission
Günter VERHEUGEN
Vice-President

ANNEX

Quotas and duties applicable to imports into the Community of goods originating in Romania

Serial No	CN code	Description	Quota volume (tonnes)		Rate of duty applicable within the limits of the quota
(1)	(2)	(3)	(4)		(5)
			From 1.12.2005 to 31.12.2005	From 1.1.2006 to 31.12.2006	
09.5836	ex 0405 ex 0405 20 0405 20 10 0405 20 30	Butter and other fats and oils derived from milk; dairy spreads: - Dairy spreads: -- Of a fat content, by weight, of 39 % or more but less than 60 %: -- Of a fat content, by weight, of 60 % or more but less than 75 %:	91 667	1 200	0 %
09.5838	ex 1704 ex 1704 90 1704 90 99	Sugar confectionery (including white chocolate), not containing cocoa: - Other: ----- Other	25	330	0 %
09.5840	ex 1806 ex 1806 10 1806 10 90	Chocolate and other food preparations containing cocoa: - Cocoa powder, containing added sugar or other sweetening matter: -- Containing 80 % or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	3 667	50	0 %
09.5842	ex 1806 ex 1806 90 1806 90 90	Chocolate and other food preparations containing cocoa: - Other --- Other	3 667	50	0 %
09.5845	ex 1901 ex 1901 90 1901 90 99	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa powder or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included: - Other --- Other --- Other	3 667	50	0 %
09.5847	ex 1905 ex 1905 90 1905 90 90	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products: - Other: ---- Other	1 833	24	0 %

(1)	(2)	(3)	(4)		(5)
09.5849	ex 2202 ex 2202 90 2202 90 91 2202 90 95 2202 90 99	Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit or vegetable juices of heading No 2009 - Other: --- Other, containing by weight of fat obtained from the products of heading Nos 0401 to 0404: ----- Less than 0,2 % --- 0,2 % or more but less than 2 % --- 2 % or more	125	1 500	0 %
09.5860	2205 2205 10 2205 10 10 2205 10 90 2205 90 2205 90 10 2205 90 90	Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances: - In containers holding 2 litres or less: -- Of an actual alcoholic strength by volume of 18 % vol. or less -- Of an actual alcoholic strength by volume exceeding 18 % vol. - Other: -- Of an actual alcoholic strength by volume of 18 % vol. or less -- Of an actual alcoholic strength by volume exceeding 18 % vol.	55	720	50 % of the MFN rate
09.5868	2207 2207 10 00 2207 20 00	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol. or higher; ethyl alcohol and other spirits, denatured, of any strength. Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol. or higher - Ethyl alcohol and other spirits, denatured, of any strength.	166 667 hl	2 000 hl	0 %
09.5869	2402 2402 10 00 2402 20 2402 20 10 2402 20 90 2402 90 00	Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitutes: Cigars, cheroots and cigarillos, containing tobacco - Cigarettes containing tobacco: - Containing cloves --- Other - Other	16 667	200	50 % of the MFN rate (*)

(*) For the quota of 200 tonnes opened from 1 January to 31 December 2006, the rate of duty within the quota limits shall be 0 %.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 2 December 2005

amending Decision 2005/62/EC as regards the extension of the transitional period for Cyprus

(notified under document number C(2005) 4630)

(Only the Greek text is authentic)

(2005/869/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

that it may be ready to implement the scheme within and even before the expiry of that period.

Having regard to the Treaty establishing the European Community,

(3) It is therefore necessary to extend the validity of transitional measures laid down in Decision 2005/62/EC for a further period of time.

Having regard to Regulation (EC) No 1774/2002 of the European Parliament and of the Council of 3 October 2002 laying down health rules concerning animal by-products not intended for human consumption ⁽¹⁾, and in particular Article 24(6) and Article 32(1) thereof,

(4) Cyprus should report regularly to the Commission on progress, including steps completed, the steps still to be completed and the schedules for completing any outstanding steps. The Commission intends to continue monitoring closely the situation in Cyprus.

Whereas:

(1) Commission Decision 2005/62/EC of 27 January 2005 laying down transitional measures to be applied by Cyprus as regards on-site burning or burial of animal by-products under Regulation (EC) No 1774/2002 of the European Parliament and of the Council ⁽²⁾ provides for a transitional period, which expires on 1 November 2005. That period was intended to allow Cyprus time to set up a collection and disposal scheme for animal by-products.

(5) During the extended transitional period, Cyprus has undertaken to continue to take the necessary measures to avoid endangering human or animal health and the environment as laid down in Commission Regulation (EC) No 811/2003 of 12 May 2003 implementing Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards the intra-species recycling ban for fish, the burial and burning of animal by-products and certain transitional measures ⁽³⁾.

(2) Cyprus has now informed the Commission that it will not have an operational collection and disposal scheme by 1 November 2005, and has asked the Commission to extend the validity of the current transitional period for a further period of 14 months. However, Cyprus has noted

(6) Decision 2005/62/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 273, 10.10.2002, p. 1. Regulation as last amended by Commission Regulation (EC) No 416/2005 (OJ L 66, 12.3.2005, p. 10).

⁽²⁾ OJ L 25, 28.1.2005, p. 71.

⁽³⁾ OJ L 117, 13.5.2003, p. 14.

HAS ADOPTED THIS DECISION:

Article 1

Decision 2005/62/EC is amended as follows:

1. in Article 1(1), the date '1 November 2005' is replaced by '1 January 2007';
2. in Article 2, the second sentence is replaced by the following:

'Cyprus shall submit periodic reports to the Commission and the other Member States on the progress made in establishing the disposal system on 1 February 2006, 1 May 2006, 1 August 2006 and 1 November 2006.';

3. Article 3 is replaced by the following:

'Article 3

This Decision shall apply from 1 January 2005 to 1 January 2007.'

Article 2

This Decision shall apply from 1 November 2005.

Article 3

This Decision is addressed to the Republic of Cyprus.

Done at Brussels, 2 December 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

COMMISSION DECISION

of 6 December 2005

recognising Bulgaria as being free from *Clavibacter michiganensis* (Smith) Davis *et al.* ssp. *sepedonicus* (Spieckerman and Kotthoff) Davis *et al.*

(notified under document number C(2005) 4722)

(2005/870/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community ⁽¹⁾, and in particular Annex III, Part A, point 12 thereof,

Having regard to the request made by Bulgaria,

Whereas:

- (1) Under the provisions of Annex III, Part A, point 12 of Directive 2000/29/EC tubers of species of *Solanum* L. and their hybrids, other than seed potatoes and certain other potatoes specified in Annex III, Part A, points 10 and 11, originating in certain European third countries other than those recognised as being free from *Clavibacter michiganensis* (Smith) Davis *et al.* ssp. *sepedonicus* (Spieckerman and Kotthoff) Davis *et al.* (hereinafter called the organism), or, in which provisions are recognised as equivalent to the Community provisions on combating the organism, may not be introduced into the Member States.
- (2) It appears from official information supplied by Bulgaria and from information collected during missions carried out in this country in March 2004 and March 2005 by the Food and Veterinary Office, that the organism does not occur in that country and that Bulgaria has applied a control, inspection and testing procedure for the organism on imports of potatoes and domestic seed and ware potato production.

- (3) It can therefore be established that there is no risk of the organism spreading.
- (4) This Decision is without prejudice to any subsequent findings that may show that the organism is present in Bulgaria.
- (5) The Commission will ensure that Bulgaria makes all technical information available that is necessary to continue to assess the aforementioned situation.
- (6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DECISION:

Article 1

It is hereby recognised that Bulgaria is recognised as being free from *Clavibacter michiganensis* (Smith) Davis *et al.* ssp. *sepedonicus* (Spieckerman and Kotthoff) Davis *et al.*

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 6 December 2005.

For the Commission
Markos KYPRIANOU
Member of the Commission

⁽¹⁾ OJ L 169, 10.7.2000, p. 1. Directive as last amended by Commission Directive 2005/77/EC (OJ L 296, 12.11.2005, p. 17).