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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 626/2006
of 21 April 2006
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 April 2006.

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

Done at Brussels, 21 April 2006.

For the Commission

J. L. DEMARTY

*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 April 2006 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	112,7
	204	55,2
	212	139,0
	624	138,6
	999	111,4
0707 00 05	052	119,2
	204	47,4
	628	147,3
	999	104,6
0709 10 00	624	119,2
	999	119,2
0709 90 70	052	114,3
	204	111,0
	999	112,7
0805 10 20	052	32,5
	204	32,5
	212	48,5
	220	37,6
	624	74,2
	999	45,1
0805 50 10	052	43,0
	624	55,9
	999	49,5
0808 10 80	388	87,8
	400	133,5
	404	75,8
	508	73,7
	512	80,2
	524	86,0
	528	86,4
	720	82,9
	804	106,6
	999	90,3
0808 20 50	052	75,0
	388	91,5
	512	82,0
	528	71,1
	720	91,3
	999	82,2

⁽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 627/2006**of 21 April 2006****implementing Regulation (EC) No 2065/2003 of the European Parliament and of the Council as regards quality criteria for validated analytical methods for sampling, identification and characterisation of primary smoke products**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

contain a proposed validated method for sampling, identification and characterisation of the primary product.

Having regard to the Treaty establishing the European Community,

Having regard to Regulation (EC) No 2065/2003 of the European Parliament and the Council of 10 November 2003 on smoke flavourings used or intended for use in or on foods ⁽¹⁾ and in particular Article 17(3) thereof,

Whereas:

(1) Regulation (EC) No 2065/2003 lays down provisions for the establishment of a list of primary products authorised for use as such in or on foods and for the production of smoke flavourings for use in or on foods within the Community. This list shall, among other things, contain a clear description and characterisation of each primary product.

(2) Detailed information about the qualitative and quantitative chemical composition of the primary product is necessary for the scientific evaluation. The portions which have not been identified, i.e. the amount of substances whose chemical structure is not known, should be as small as possible.

(3) It is therefore necessary to establish minimum performance criteria, in this context referred to as quality criteria, to which the method of analysis shall comply in order to ensure that laboratories use methods with the necessary level of performance.

(4) Smoked foods in general give rise to health concerns, especially with respect to the possible presence of polycyclic aromatic hydrocarbons (PAHs).

(5) The person who intends to place primary products on the market should submit all the information necessary for the safety assessment. This information should

(6) Regulation (EC) No 882/2004 of the European Parliament and the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules ⁽²⁾, lays down general requirements for methods of sampling and analysis.

(7) The Scientific Committee on Food (SCF) named 15 PAHs as potentially genotoxic and carcinogenic to humans in an opinion on the risks to human health of PAH in food, expressed on 4 December 2002 ⁽³⁾. They represent a priority group in the assessment of the risk of long-term adverse health effects following dietary intake of PAHs. Their presence in primary products should — as a consequence — be analysed.

(8) The Institute for Reference Materials and Measurements (IRMM) of the Commission Directorate General Joint Research Centre carried out collaborative studies for analysing the chemical composition of primary products and for quantifying the concentration of the 15 PAHs therein. The results of these trials are in part published in the Report on the Collaborative Trial for Validation of two Methods for the Quantification of Polycyclic Aromatic Hydrocarbons in Primary Smoke Condensates ⁽⁴⁾.

(9) To describe the precision of the method the repeatability standard deviation as defined in ISO 5725-1 ⁽⁵⁾ is required. It should be estimated using data from a single-laboratory validation exercise giving S_i as described in the Harmonized Guidelines for Single-Laboratory Validation of Methods of Analysis ⁽⁶⁾ or a collaborative trial giving S_r and S_R as described in the Protocol for the design, conduct and interpretation of method-performance studies ⁽⁷⁾.

⁽²⁾ OJ L 191, 28.5.2004, p. 1.

⁽³⁾ SCF/CS/CNTM/PAH/29 Final, 4 December 2002.

⁽⁴⁾ EU-Report LA-NA-21679-EN-C, ISBN 92-894-9629-0.

⁽⁵⁾ ISO 5725-1: *Accuracy (trueness and precision) of measurement methods and results — Part 1: General principles and definitions*. 1994: Geneva.

⁽⁶⁾ Thompson, M., S.L.R. Ellison, and R. Wood, *Harmonized Guidelines for Single-Laboratory Validation of Methods of Analysis*. Pure and Applied Chemistry, 2002. **74**(5): pp. 835-855.

⁽⁷⁾ Horwitz, W., *Protocol for the design, conduct and interpretation of method-performance studies*. Pure and Applied Chemistry, 1995. **67**(2): pp. 331-343.

⁽¹⁾ OJ L 309, 26.11.2003, p. 1.

- (10) A full validation of methods to analyse the composition of primary products, with a maximum of compounds identified, is not achievable. The high number of analytes gives rise to incalculable amount of work which is impractical. If however mass spectrometry is used for the detection of compounds, the resulting mass spectra can be compared to published data ⁽¹⁾ or to mass spectral libraries and a tentative identification of the compounds can be achieved.
- (11) Based on the results obtained in the inter-laboratory validation study on PAHs and following Commission Decision 2002/657/EC ⁽²⁾, minimum quality criteria for any suitable analytical method for determination of PAHs in all primary products have been proposed.
- (12) Following the recommendation given in the ISO, IUPAC, and AOAC International Harmonized Guidelines for the Use of Recovery Information in Analytical Measurement, the analytical results should be corrected for recovery.
- (13) The European Food Safety Authority has given scientific and technical assistance for the elaboration of the quality criteria for validated methods for identification and characterisation of primary smoke products laid down in this regulation.
- (14) The quality criteria can be adapted, to take into account advances in scientific and technological knowledge.
- (15) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,
- HAS ADOPTED THIS REGULATION:
- Article 1*
- The quality criteria for validated analytical methods for sampling, identification and characterisation of primary smoke products, as referred to in point 4 of Annex II to Regulation (EC) No 2065/2003, shall be as set out in the Annex to this Regulation.
- 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*.
- (13) The European Food Safety Authority has given scientific and technical assistance for the elaboration of the quality

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

Done at Brussels, 21 April 2006.

For the Commission
Markos KYPRIANOU
Member of the Commission

⁽¹⁾ http://www.irmm.jrc.be/html/activities/intense_sweeteners_and_smoke_flavourings/liquid_smoke_components.xls
Faix, O., et al., Holz als Roh- & Werkstoff, 1991. **49**: pp. 213-219.
Faix, O., et al., Holz als Roh- & Werkstoff, 1991. **49**: pp. 299-304.
Faix, O., D. Meier, and I. Fortmann, Holz als Roh- & Werkstoff, 1990. **48**: pp. 281-285.
Faix, O., D. Meier, and I. Fortmann, Holz als Roh- & Werkstoff, 1990. **48**: pp. 351-354.

⁽²⁾ OJ L 221, 17.8.2002, p. 8. Decision as last amended by Decision 2004/25/EC (OJ L 6, 10.1.2004, p. 38).

ANNEX

Quality criteria for validated analytical methods for sampling, identification and characterisation of primary smoke products**1. Sampling**

The basic requirement is to obtain a representative and homogeneous laboratory sample.

The analyst shall ensure that samples do not become contaminated during sample preparation. Containers have to be rinsed with high purity acetone or hexane (p.A., HPLC grade or equivalent) before use to minimise the risk of contamination. Wherever possible, apparatus coming into contact with the sample shall be made of inert materials e.g. glass or polished stainless steel. Plastics such as polypropylene are to be avoided, because the analyte can adsorb onto these materials.

All of the sample material received by the laboratory is to be used for the preparation of test material. Only very finely homogenised samples give reproducible results.

There are many satisfactory specific sample preparation procedures which may be used.

2. Identification and characterisation**2.1. Definitions**

For the purpose of this Annex the following definitions shall apply:

Solvent free mass: The mass of the material after abstraction of the solvent, which normally is water.

Volatile fraction: The part of the solvent free mass, which is volatile and analysable by gas chromatography.

Identification of a primary product: Results of a descriptive analysis, which identifies substances present in the primary product.

Characterisation of a primary product: Identification of the major physical-chemical fractions and quantification and identification of the chemical constituents.

LOQ: Limit of Quantification

LOD: Limit of Detection

S_i : The single-laboratory standard deviation, calculated from results generated under repeatability conditions as defined in ISO standard 5725-1 ⁽¹⁾ (= repeatability standard deviation estimated in a single laboratory approach according to the Harmonized Guidelines for Single-Laboratory Validation of Methods of Analysis ⁽²⁾).

S_r : The average within laboratory standard deviation, calculated from results generated under repeatability conditions as defined in ISO standard 5725-1 ⁽¹⁾ in a collaborative trial with a minimum of eight laboratories conducted according to the Protocol for the Design, Conduct and Interpretation of Method-Performance Studies ⁽³⁾.

S_R : The between laboratory standard deviation, calculated from results under reproducibility conditions as defined in ISO standard 5725-1 ⁽¹⁾ and according to the Protocol for the Design, Conduct and Interpretation of Method-Performance Studies ⁽³⁾.

RSD_i : Relative single-laboratory repeatability standard deviation (S_i expressed in percent of the measured value),

RSD_r : Relative average repeatability standard deviation (S_r expressed in percent of the measured value),

RSD_R : Relative reproducibility standard deviation (S_R expressed in percent of the measured value).

⁽¹⁾ ISO 5725-1: *Accuracy (trueness and precision) of measurement methods and results — Part 1: General principles and definitions*. Geneva, 1994.

⁽²⁾ Thompson, M., S.L.R. Ellison, and R. Wood, *Harmonized Guidelines for Single-Laboratory Validation of Methods of Analysis*. Pure and Applied Chemistry, 2002. **74**(5): pp. 835-855.

⁽³⁾ Horwitz, W., *Protocol for the design, conduct and interpretation of method-performance studies*. Pure and Applied Chemistry, 1995. **67**(2): pp. 331-343.

2.2. Requirements

Without prejudice to Article 11 of Regulation (EC) No 882/2004, the validated method for identification and characterisation to be selected by the laboratory shall comply with the quality criteria indicated in Tables 1 and 2.

Table 1

Quality criteria for methods for identification and quantification of chemical constituents in the solvent free mass and the volatile fraction of primary products

Parameter	Value/Comment
Solvent free mass	At least 50 % by mass shall be identified and quantified
Volatile fraction	At least 80 % by mass shall be identified and quantified

Table 2

Minimum method quality criteria for analysing Polycyclic Aromatic Hydrocarbons (PAHs)

Analyte(s) PAH	RSD _i (*)	RSD _r (*)	RSD _R (*)	LOD (***)	LOQ (***)	Analytical range (***)	Recovery (*)
	%	%	%	µg/kg	µg/kg	µg/kg	%
benzo[a]pyrene	20	20	40	1,5	5,0	5,0-15	75-110
benzo[a]anthracene	20	20	40	3,0	10	10-30	75-110
cyclopenta[cd]pyrene (**) dibenzo[a,e]pyrene (**) dibenzo[a,i]pyrene (**) dibenzo[a,h]pyrene (**)	35	35	70	5,0	15	15-45	50-110
chrysene 5-methylchrysene benzo[b]fluoranthene benzo[j]fluoranthene benzo[k]fluoranthene indeno[123-cd]pyrene dibenzo[a,h]anthracene benzo[ghi]perylene dibenzo[a,l]pyrene	25	25	50	5,0	15	10-30	60-110

(*) Over the whole analytical range.

(**) The RSD_i, RSD_r and RSD_R values are relatively high due to the low stability of the analytes in primary smoke condensate.

(***) Corrected for recovery.

COMMISSION REGULATION (EC) No 628/2006**of 21 April 2006****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1011/2005 for the 2005/2006 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1423/95 of 23 June 1995 laying down detailed implementing rules for the import of products in the sugar sector other than molasses ⁽²⁾, and in particular the second sentence of the second subparagraph of Article 1(2), and Article 3(1) thereof,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups for the 2005/2006 marketing year are fixed by

Commission Regulation (EC) No 1011/2005 ⁽³⁾. These prices and duties were last amended by Commission Regulation (EC) No 603/2006 ⁽⁴⁾.

- (2) The data currently available to the Commission indicate that the said amounts should be changed in accordance with the rules and procedures laid down in Regulation (EC) No 1423/95,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 1 of Regulation (EC) No 1423/95, as fixed by Regulation (EC) No 1011/2005 for the 2005/2006 marketing year are hereby amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 22 April 2006.

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

Done at Brussels, 21 April 2006.

For the Commission

J. L. DEMARTY

*Director-General for Agriculture and
Rural Development*

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

⁽²⁾ OJ L 141, 24.6.1995, p. 16. Regulation as last amended by Regulation (EC) No 624/98 (OJ L 85, 20.3.1998, p. 5).

⁽³⁾ OJ L 170, 1.7.2005, p. 35.

⁽⁴⁾ OJ L 106, 19.4.2006, p. 12.

ANNEX

Amended representative prices and additional duties applicable to imports of white sugar, raw sugar and products covered by CN code 1702 90 99 applicable from 22 April 2006

(EUR)

CN code	Representative price per 100 kg of the product concerned	Additional duty per 100 kg of the product concerned
1701 11 10 ⁽¹⁾	33,94	1,10
1701 11 90 ⁽¹⁾	33,94	4,72
1701 12 10 ⁽¹⁾	33,94	0,97
1701 12 90 ⁽¹⁾	33,94	4,43
1701 91 00 ⁽²⁾	39,39	5,65
1701 99 10 ⁽²⁾	39,39	2,52
1701 99 90 ⁽²⁾	39,39	2,52
1702 90 99 ⁽³⁾	0,39	0,29

⁽¹⁾ Fixed for the standard quality defined in Annex I.II to Council Regulation (EC) No 1260/2001 (OJ L 178, 30.6.2001, p. 1).

⁽²⁾ Fixed for the standard quality defined in Annex I.I to Regulation (EC) No 1260/2001.

⁽³⁾ Fixed per 1 % sucrose content.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 20 April 2006

conferring management of aid implementing agencies for pre-accession measures in agriculture and rural development in Romania in the pre-accession period

(2006/298/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to the Council Regulation (EC) No 1266/1999 of 21 June 1999 on co-ordinating aid to the applicant countries in the framework of the pre-accession strategy and amending Regulation (EEC) No 3906/89 ⁽¹⁾, and in particular Article 12(2) thereof,

Having regard to the Council Regulation (EC) No 1268/1999 of 21 June 1999 on Community support for pre-accession measures for agriculture and rural development in the applicant countries of central and eastern Europe in the pre-accession period ⁽²⁾, and in particular Article 4(5) and (6) thereof,

Whereas:

- (1) The Special Programme for Agriculture and Rural Development for Romania (hereinafter Sapard) was approved by Commission Decision C(2000) 3742 final of 12 December 2000, as last amended by Commission Decision C(2006) 1194 of 11 April 2006, in accordance with Article 4(5) and (6) of Regulation (EC) No 1268/1999.

- (2) The government of Romania and the Commission, acting on behalf of the European Community, signed on 2 February 2001 the Multi-Annual Financing Agreement laying down the technical, legal and administrative framework for the execution of Sapard, as last amended by the Annual Financing Agreement for 2004, signed on 12 May 2005, which finally entered into force on 3 November 2005.

- (3) The SAPARD Agency, public institution with legal status, in the subordination of the Ministry of Agriculture, Forests and Rural Development has been appointed by the competent authority of Romania for the implementation of some of the measures defined in Sapard. The National Fund Department within the Ministry of Public Finance has been appointed for the financial functions it is due to perform in the framework of the implementation of Sapard.

- (4) On the basis of a case-by-case analysis of the national and sectorial programme/project management capacity, financial control procedures and structures regarding public finance, as provided for in Article 12(2) of Regulation (EC) No 1266/1999, the Commission adopted Decision 2002/638/EC of 31 July 2002 ⁽³⁾ and Decision 2003/846/EC of 5 December 2003 ⁽⁴⁾ conferring management of aid on implementing agencies for pre-accession measures in agriculture and rural development in Romania in the pre-accession period with regard to certain measures provided for in Sapard.

⁽¹⁾ OJ L 161, 26.6.1999, p. 68.

⁽²⁾ OJ L 161, 26.6.1999, p. 87. Regulation as last amended by Regulation (EC) No 2257/2004 (OJ L 389, 30.12.2004, p. 1).

⁽³⁾ OJ L 206, 3.8.2002, p. 31.

⁽⁴⁾ OJ L 321, 6.12.2003, p. 62.

(5) The Commission has undertaken a further analysis under Article 12(2) of Regulation (EC) No 1266/1999 in respect of measure 1.2 'Improving the structures for quality, veterinary and plant-health controls, for the quality of foodstuffs and consumer protection'; measure 3.2 'Setting-up producers' groups'; measure 3.3 'Agricultural production methods designed to protect the environment and maintain the countryside' and measure 3.5 'Forestry' as provided for in Sapard. The Commission considers that, also with regard to those measures, Romania complies with the provisions of Articles 4 to 6 and of the Annex to Commission Regulation (EC) No 2222/2000 of 7 June 2000 laying down financial rules for the application of Council Regulation (EC) No 1268/1999 on Community support for pre-accession measures for agriculture and rural development in the applicant countries of central and eastern Europe in the pre-accession period⁽¹⁾, and with the minimum conditions set out in the Annex to Regulation (EC) No 1266/1999.

(6) It is therefore appropriate to waive the *ex-ante* approval requirement referred to in Article 12(1) of Regulation (EC) No 1266/1999 and to confer with regard to measure 1.2, measure 3.2, measure 3.3 and measure 3.5, on the SAPARD Agency and on the Ministry of Public Finance, National Fund, in Romania the management of aid on a decentralised basis.

(7) However, since the verifications carried out by the Commission for measure 1.2, measure 3.2, measure 3.3 and measure 3.5 are based on a system that is not yet fully operating with regard to all relevant elements, it is therefore appropriate to confer the management of the SAPARD Programme on the SAPARD Agency and on the Ministry of Public Finance, National Fund, according to Article 3(2) of Regulation No 2222/2000, on a provisional basis.

(8) Full conferral of management of the Sapard is only envisaged after further verifications, in order to ensure that the system operates satisfactorily, have been carried out and after any recommendations the Commission may issue, with regard to the conferral of management of aid on the SAPARD Agency, in the subordination of the Ministry of Agriculture, Forests, Waters and Environment and on the Ministry of Public Finance, National Fund, have been implemented.

(9) On 6 October 2005 the Romanian Authorities proposed the rules for eligibility of expenditure for measure 1.2,

measure 3.2 and measure 3.5, in accordance with Article 4(1) of Section B of the Multi-Annual Financing Agreement. The Commission is called upon to take a decision in this respect. Concerning measure 3.3, the rules for eligibility of expenditure are provided in the Sapard,

HAS DECIDED AS FOLLOWS:

Article 1

The requirement of *ex-ante* approval by the Commission of project selection and contracting for measure 1.2, measure 3.2, measure 3.3 and measure 3.5 by Romania provided for in Article 12(1) of Regulation (EC) No 1266/1999 is hereby waived.

Article 2

Management of the SAPARD Programme is conferred on a provisional basis to:

1. The SAPARD Agency under the Ministry of Agriculture, Forests and Rural Development, 43 Știrbei Vodă, Sector 1, Bucharest, for the implementation of measure 1.2 'Improving the structures for quality, veterinary and plant-health controls, for the quality of foodstuffs and consumer protection'; measure 3.2 'Setting-up producers' groups'; measure 3.3 'Agricultural production methods designed to protect the environment and maintain the countryside' and measure 3.5 'Forestry' as defined in the Programme for Agriculture and Rural Development that was approved by Commission Decision C(2000) 3742 final on 12 December 2000, as last amended by Commission Decision C(2006) 1194, adopted on 11 April 2006.
2. The National Fund within the Ministry of Public Finance, 44 Mircea Vodă Boulevard, Bucharest, for the financial functions it is due to perform in the framework of the implementation of the SAPARD programme for measure 1.2, measure 3.2, measure 3.3 and measure 3.5 for Romania.

Article 3

Expenditure pursuant to this Decision shall be eligible for Community co-finance only if incurred by beneficiaries from the date of this Decision, or if later, the date of the instrument making them a beneficiary for the project in question, except for feasibility and related studies, where this date shall be 12 December 2000, provided in all cases it has not been paid by the SAPARD Agency prior to the date of this Decision.

⁽¹⁾ OJ L 253, 7.10.2000, p. 5. Regulation as last amended by Regulation (EC) No 188/2003 (OJ L 27, 1.2.2003, p. 14).

Article 4

Without prejudice to any decisions granting aid under the Sapard to individual beneficiaries, the rules for eligibility of expenditure proposed by Romania by letter No 70832 of 22 September 2005 and registered in the Commission under No 29071, shall apply.

Done at Brussels, 20 April 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

CORRIGENDA**Corrigendum to Commission Regulation (EC) No 668/2004 of 10 March 2004 amending certain Annexes to Regulation (EC) No 1774/2002 of the European Parliament and of the Council, as regards the importation from third countries of animal by-products**

(Official Journal of the European Union L 112 of 19 April 2004)

On page 41 in Chapter 5(A) of the Annex, point 9.2(a) is replaced by the following:

‘(a) has been free, for at least 12 months before dispatch, from the following diseases:’.
