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I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1504/2006
of 11 October 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 12 October 2006.

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

Done at Brussels, 11 October 2006.

For the Commission

Jean-Luc 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 11 October 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	78,3
	096	43,7
	204	48,3
	999	56,8
0707 00 05	052	66,6
	999	66,6
0709 90 70	052	88,1
	999	88,1
0805 50 10	052	70,3
	388	54,6
	524	57,1
	528	51,3
	999	58,3
0806 10 10	052	96,2
	092	44,8
	096	48,4
	400	178,4
	999	92,0
0808 10 80	388	84,9
	400	99,6
	508	74,9
	512	82,4
	720	74,9
	800	149,3
	804	98,9
0808 20 50	999	95,0
	052	100,9
	720	56,3
	999	78,6

⁽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 1505/2006**of 11 October 2006****implementing Council Regulation (EC) No 21/2004 as regards the minimum level of checks to be carried out in relation to the identification and registration of ovine and caprine animals****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

than 20 animals the competent authority should be permitted to restrict the checks to an appropriate representative sample of the animals.

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 21/2004 of 17 December 2003 establishing a system for the identification and registration of ovine and caprine animals and amending Regulation (EC) No 1782/2003 and Directives 92/102/EEC and 64/432/EEC ⁽¹⁾, and in particular point (a) of Article 10(1) thereof,

(5) Member States should submit an annual report to the Commission providing information on the implementation of the checks. It is appropriate to set out a model report in this Regulation.

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

Whereas:

HAS ADOPTED THIS REGULATION:

(1) Regulation (EC) No 21/2004 provides that each Member State is to establish a system for the identification and registration of ovine and caprine animals in accordance with that Regulation. Accordingly it is appropriate to define the minimum level of checks to be carried out by Member States in order to verify the proper implementation of the requirements for the identification and registration of those animals, as provided for in that Regulation (the checks).

(2) The competent authority of each Member State should carry out checks based on a risk analysis. The risk analysis should take into account all relevant factors, including in particular, animal health considerations.

(3) The percentage of holdings and animals to be checked in the Member States should be laid down. Before 31 December 2009 those rates will be reviewed in the light of the results of the reports on the checks carried out and submitted by the Member States.

(4) As a general rule, all animals on a holding should be covered by the checks. However, for holdings with more

*Article 1***Checks concerning compliance by keepers with Regulation (EC) No 21/2004**

Member States shall carry out on-the-spot checks (checks) to verify compliance by keepers with the requirements for the identification and registration of animals as provided for in Regulation (EC) No 21/2004.

The checks shall at least comply with the minimum levels set out in Articles 2 to 5 of this Regulation.

*Article 2***Number of holdings to be checked**

The competent authority shall carry out the checks each year which shall cover at least 3 % of holdings comprising at least 5 % of the animals in the Member State.

However, where those checks reveal a significant degree of non-compliance with Regulation (EC) No 21/2004, those rates shall be increased in the following annual inspection period.

⁽¹⁾ OJ L 5, 9.1.2004, p. 8.

*Article 3***Selection of holdings for checks**

The competent authority shall select the holdings to be checked on the basis of a risk analysis which shall take account of at least the following:

- (a) the number of animals on the holding;
- (b) animal health considerations, and in particular the existence of previous outbreaks of animal diseases;
- (c) the amount of annual premium for ovine and caprine animals claimed and/or paid to the holding;
- (d) significant changes in comparison with the situation in previous annual inspection periods;
- (e) the results of checks carried out in previous annual inspection periods, in particular, the proper keeping of the holding register and movement documents;
- (f) proper communication of information to the competent authority;
- (g) other criteria to be defined by the Member State.

*Article 4***Manner of checks**

1. The competent authority shall in general carry out the checks without advance warning.

However, advance warning of checks may be given where necessary. Where advance warning is given, provided it shall be limited to the strict minimum necessary and as a general rule shall not exceed 48 hours, except in exceptional cases.

2. The checks may be carried out in conjunction with any other inspections provided for in Community legislation.

*Article 5***Number of animals to be checked**

1. The competent authority shall check the identification of all animals on the holding.

However, where the number of animals on the holding exceeds twenty, the competent authority may decide to check the means of identification of a representative sample of those animals in accordance with internationally recognised standards provided that the number of animals checked is sufficient to detect 5 % of non-compliance with Regulation (EC) No 21/2004 by the keepers of such animals for a 95 % confidence level.

2. Where a check of a representative sample of the animals in accordance with the second subparagraph of paragraph 1 of this Article reveals that the requirements concerning the means of identification and registration provided for in Article 3(1) of Regulation (EC) No 21/2004 have not been complied with by the keeper, all animals on the holding shall be included in the check.

However, the competent authority may decide to check the means of identification of a representative sample of those animals in accordance with internationally recognised standards ensuring the estimation of non-compliance over 5 % with precision of plus or minus 2 % for a 95 % confidence level.

*Article 6***Reports by the competent authority**

The competent authority shall complete a report for each check in a format standardised at national level by the Member State setting out at least the following:

- (a) the reason for selecting the holding for the check;
- (b) the persons present during the check;
- (c) the results of the check and any findings of non-compliance with Regulation (EC) No 21/2004.

The competent authority shall give the keeper or his representative the opportunity to sign the report and, as appropriate, to give his observations on its contents.

*Article 7***Annual reports by the Member State**

The Member States shall submit to the Commission by 31 August 2008 at the latest and thereafter by 31 August each year at the latest, an annual report in accordance with the model set out in the Annex on the results of the checks carried out in the preceding annual inspection period and containing at least the following information:

- (a) the number of holdings in the Member State concerned;
- (b) the number of checks on holdings;
- (c) the total number of animals registered at the beginning of the reporting period;
- (d) the number of animals which have been checked;

(e) any results of checks that show non-compliance with Regulation (EC) No 21/2004 by keepers;

(f) any penalty imposed in accordance with Article 12(2) of Regulation (EC) No 21/2004.

*Article 8***Entry into force and applicability**

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

It shall apply from 1 January 2007.

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

Done at Brussels, 11 October 2006.

For the Commission

Markos KYPRIANOU

Member of the Commission

ANNEX

Report on the results of checks made in the ovine and caprine sector regarding requirements for the identification and registration of those animals in accordance with Regulation (EC) No 21/2004

1. General information on holdings, animals and checks

Total number of holdings in the Member State as registered at the beginning of the reporting period ⁽¹⁾	
Total number of holdings checked	
Total number of checks carried out	
Total number of ovine and caprine animals in the Member State as registered at the beginning of the reporting period ⁽¹⁾	
Total number of ovine and caprine animals in holdings checked during the reporting period ⁽¹⁾	
⁽¹⁾ Or other national reference date for animal statistics.	

2. Non-compliance with Regulation (EC) No 21/2004 listed by category

	Number of animals concerned	Number of holdings concerned
1a. Finding of non-compliance concerning identification of ovine animals		
1b. Finding of non-compliance concerning identification of caprine animals		
2. Holding register discrepancy		
3. Failure to notify movement ⁽¹⁾		
4. Movement document anomaly		
5. Animals/holdings with only one finding of non-compliance as listed in points 1 to 4		
6. Animals/holdings with more than one finding of non-compliance as listed in points 1 to 4		
7. Total number of findings of non-compliance concerning animals/holdings (points 5 and 6)		
⁽¹⁾ Where applicable, in accordance with Article 8(2) of Regulation (EC) No 21/2004.		

3. Penalties imposed

	Number of animals concerned by non-compliance	Number of holdings concerned by non-compliance
In total		

COMMISSION REGULATION (EC) No 1506/2006**of 11 October 2006****amending Council Regulation (EC) No 32/2000 to take account of amendments to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 32/2000 of 17 December 1999 opening and providing for the administration of Community tariff quotas bound in GATT and certain other Community tariff quotas and establishing detailed rules for adjusting the quotas, and repealing Regulation (EC) No 1808/95 ⁽¹⁾, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In the Combined Nomenclature for 2006, laid down in Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ⁽²⁾, as amended by Commission Regulation (EC) No 1719/2005 ⁽³⁾, the combined nomenclature codes (CN-codes) for certain products have been amended. Annexes IV and V to Regulation (EC) No 32/2000 refer to some of those CN-codes. It is therefore necessary to adjust those Annexes.

- (2) Regulation (EC) No 32/2000 should therefore be amended accordingly.

- (3) Since Regulation (EC) No 1719/2005 entered into force on 1 January 2006, this Regulation should apply from the same date.

- (4) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes IV and V to Regulation (EC) No 32/2000 are amended as set out in the Annex to this Regulation.

Article 2

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

It shall apply from 1 January 2006.

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

Done at Brussels, 11 October 2006.

For the Commission

László KOVÁCS

Member of the Commission

⁽¹⁾ OJ L 5, 8.1.2000, p. 1. Regulation as last amended by Commission Regulation (EC) No 928/2006 (OJ L 170, 23.6.2006, p. 14).

⁽²⁾ OJ L 256, 7.9.1987, p. 1. Regulation as last amended by Commission Regulation (EC) No 996/2006 (OJ L 179, 1.7.2006, p. 26).

⁽³⁾ OJ L 286, 28.10.2005, p. 1.

ANNEX

Annexes IV and V to Regulation (EC) No 32/2000 are amended as follows:

1. In the first part of Annex IV, the CN codes in the second column are amended as follows:
 - (a) For order number 09.0104, the CN codes are amended as follows:
 - (i) CN code '9405 10 99' is replaced by CN code 'ex 9405 10 98';
 - (ii) CN code '9405 60 99' is replaced by CN code 'ex 9405 60 80';
 - (iii) CN code '9405 99 90' is replaced by CN code 'ex 9405 99 00'.
 - (b) For order number 09.0106, CN code '6204 49 90' is replaced by CN code 'ex 6204 49 00'.
 2. In the second part of Annex IV, the codes for order number 09.0104 are amended as follows:
 - (a) the TARIC codes in the third column are amended as follows:
 - (i) in the row for CN code 9405 10 99, TARIC code '10' is replaced by TARIC code '20';
 - (ii) in the row for CN code 9405 60 99, TARIC code '10' is replaced by TARIC code '20';
 - (iii) in the row for CN code 9405 99 90, TARIC code '10' is replaced by TARIC code '20';
 - (b) the CN codes in the second column are amended as follows:
 - (i) CN code '9405 10 99' is replaced by CN code '9405 10 98';
 - (ii) CN code '9405 60 99' is replaced by CN code '9405 60 80';
 - (iii) CN code '9405 99 90' is replaced by CN code '9405 99 00'.
 3. In the second part of Annex IV, the codes for order number 09.0106 are amended as follows:
 - (a) the TARIC codes in the third column are amended as follows:
 - (i) in the row for CN code '5208 52 90', TARIC codes '11' and '91' are deleted;
 - (ii) in the row for CN code 6204 49 90, TARIC code '10' is replaced by TARIC code '91';
 - (iii) in the rows for CN codes '6214 90 10' and '6214 90 90', TARIC codes '10', '11' and '19' are replaced by TARIC codes '11' and '91'.
 - (b) the CN codes in the second column are amended as follows:
 - (i) CN codes '5208 52 10' and '5208 52 90' are replaced by CN code '5208 52 00';
 - (ii) CN code '6204 49 90' is replaced by CN code '6204 49 00';
 - (iii) CN codes '6214 90 10' and '6214 90 90' are replaced by CN code '6214 90 00'.
 4. In the second part of Annex V, the codes for order number 09.0103 are amended as follows:
 - (a) in the third column, in the row for CN code '5208 52 90', the TARIC codes '11' and '19' are deleted.
 - (b) in the second column, the CN codes '5208 52 10' and '5208 52 90' are replaced by CN code '5208 52 00'.
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COMMISSION REGULATION (EC) No 1507/2006**of 11 October 2006****amending Regulations (EC) No 1622/2000, (EC) No 884/2001 and (EC) No 753/2002 concerning certain detailed rules implementing Regulation (EC) No 1493/1999 on the common organisation of the market in wine, as regards the use of pieces of oak wood in winemaking and the designation and presentation of wine so treated**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine ⁽¹⁾, and in particular Articles 46(1), 53(1) and 70(3) thereof,

Whereas:

(1) Commission Regulation (EC) No 1622/2000 of 24 July 2000 laying down certain detailed rules for implementing Regulation (EC) No 1493/1999 on the common organisation of the market in wine and establishing a Community code of oenological practices and processes ⁽²⁾ lays down restrictions on and certain conditions for the use of substances authorised by Regulation (EC) No 1493/1999. As a result of the addition of the use of pieces of oak wood to the list of authorised oenological practices in Annex IV to Regulation (EC) No 1493/1999, restrictions on and conditions for the use of this material should be laid down. The restrictions and conditions laid down in this Regulation are in accordance with the rules approved by the International Organisation of Vine and Wine.

(2) Commission Regulation (EC) No 884/2001 of 24 April 2001 laying down detailed rules of application concerning the documents accompanying the carriage of wine products and the records to be kept in the wine sector ⁽³⁾ lays down rules on the information to be provided in accompanying documents and the keeping of inwards and outwards registers, and provides in particular for the indication of certain operations in the records. The particular characteristics of the use of pieces of oak wood in wine require this use to be indicated in the accompanying documents and the records.

(3) Commission Regulation (EC) No 753/2002 of 29 April 2002 laying down certain rules for applying Regulation (EC) No 1493/1999 as regards the description, designation,

presentation and protection of certain wine sector products ⁽⁴⁾ lays down the conditions for using indications concerning the production method. The use of pieces of oak wood in winemaking gives the product a woody flavour similar to that of wines produced in oak casks. It is therefore difficult for the average consumer to determine which of the two methods has been used. Using pieces of oak wood in winemaking is extremely financially attractive to wine producers, and affects the selling price of the product. There is a risk of misleading consumers if the labelling of a wine made using pieces of oak wood contains terms or expressions which may lead them to believe that it has in fact been produced in oak casks. To avoid misleading consumers, and to prevent any distortion of competition between producers, appropriate labelling rules should be laid down.

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

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1622/2000 is hereby amended as follows:

1. The following Article 18b is inserted:

*'Article 18b***Use of pieces of oak wood**

The usage of pieces of oak wood provided for in paragraph 4(e) of Annex IV to Regulation (EC) No 1493/1999 may be carried out only where it meets the requirements set out in Annex XIa to this Regulation.'

2. Annex I to this Regulation is added as Annex XIa.

⁽¹⁾ OJ L 179, 14.7.1999, p. 1. Regulation as last amended by Regulation (EC) No 2165/2005 (OJ L 345, 28.12.2005, p. 1).

⁽²⁾ OJ L 194, 31.7.2000, p. 1. Regulation as last amended by Regulation (EC) No 643/2006 (OJ L 115, 28.4.2006, p. 6).

⁽³⁾ OJ L 128, 10.5.2001, p. 32. Regulation as last amended by Regulation (EC) No 643/2006.

⁽⁴⁾ OJ L 118, 4.5.2002, p. 1. Regulation as last amended by Regulation (EC) No 261/2006 (OJ L 46, 16.2.2006, p. 18).

Article 2

Regulation (EC) No 884/2001 is hereby amended as follows:

1. The following indent is added to the first subparagraph of Article 14(1):

‘— the use of pieces of oak wood in winemaking’.

2. The following figure 8a is added to point 3.2 of paragraph B of Annex II:

‘8a: the product has been made using pieces of oak wood’.

Article 3

Regulation (EC) No 753/2002 is hereby amended as follows:

1. The following paragraph 3 is added to Article 22:

‘3. The indications in Annex X are the only terms which may be used to describe a wine that has been fermented, matured or aged in an oak container. The Member States

may, however, establish other indications equivalent to those laid down in Annex X for such wines, paragraphs 1 and 2 applying *mutatis mutandis*.

Use of one of the indications listed in Annex X shall be permitted where the wine has been aged in an oak container in accordance with the national rules in force, even when the aging process continues in another type of container. The Member States shall notify the Commission of the measures they take to implement this paragraph.

The indications in Annex X may not be used to describe a wine made with the aid of pieces of oak wood, even in association with the use of an oak container or oak containers.’

2. Annex II to this Regulation is added as Annex X.

Article 4

This Regulation shall enter into force on the seventh 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, 11 October 2006.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

ANNEX I

‘ANNEX XIa

Requirements for pieces of oak wood

PURPOSE, ORIGIN AND AREA OF APPLICATION

Pieces of oak wood are used in winemaking, to pass on certain characteristics of oak wood to wine.

The pieces of oak wood must come exclusively from the *Quercus* genus.

They may be left in their natural state, or heated to a low, medium or high temperature, but they may not have undergone combustion, including surface combustion, nor be carbonaceous or friable to the touch. They may not have undergone any chemical, enzymatic or physical processes other than heating. No product may be added for the purpose of increasing their natural flavour or the amount of their extractible phenolic compounds.

LABELLING

The label must mention the origin of the botanical species of oak and the intensity of any heating, the storage conditions and safety precautions.

DIMENSIONS

The dimensions of the particles of wood must be such that at least 95 % in weight are retained by a 2 mm mesh filter (9 mesh).

PURITY

The pieces of oak wood may not release any substances in concentrations which may be harmful to health.

This treatment is to be recorded in the register referred to in Article 70(2) of Regulation (EC) No 1493/1999.’

ANNEX II

‘ANNEX X

Indications authorised for use on wine labelling pursuant to Article 22(3)

“barrel fermented”	“barrel matured”	“barrel aged”
“oak-cask fermented”	“oak-cask matured”	“oak-cask aged”
“cask fermented”	“cask matured”	“cask aged” ’

COMMISSION REGULATION (EC) No 1508/2006**of 11 October 2006****amending for the 71st time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban, and repealing Council Regulation (EC) No 467/2001**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 881/2002 of 27 May 2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban, and repealing Council Regulation (EC) No 467/2001 prohibiting the export of certain goods and services to Afghanistan, strengthening the flight ban and extending the freeze of funds and other financial resources in respect of the Taliban of Afghanistan ⁽¹⁾, and in particular the first indent of Article 7(1) thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 881/2002 lists the persons, groups and entities covered by the freezing of funds and economic resources under that Regulation.

- (2) On 4 October 2006, the Sanctions Committee of the United Nations Security Council decided to amend the list of persons, groups and entities to which the freezing of funds and economic resources should apply. Annex I should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 881/2002 is hereby amended as set out in the Annex to this Regulation.

Article 2

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, 11 October 2006.

For the Commission

Eneko LANDÁBURU

Director-General for External Relations

⁽¹⁾ OJ L 139, 29.5.2002, p. 9. Regulation as last amended by Commission Regulation (EC) No 1286/2006 (OJ L 235, 30.8.2006, p. 14).

ANNEX

Annex I to Regulation (EC) No 881/2002 is amended as follows:

- (1) The entry 'Aris **Munandar**. Date of birth: between 1962 and 1968. Place of birth: Sambu, Boyolali, Java, Indonesia' under the heading 'Natural persons' shall be replaced by:

'Aris **Munandar**. Date of birth: (a) 1.1.1971, (b) between 1962 and 1968. Place of birth: Sambu, Boyolali, Java, Indonesia'.

- (2) The entry 'Ibrahim Ali Abu Bakr **Tantoush** (*alias* (a) Abd al-Muhsin, (b) Ibrahim Ali Muhammad Abu Bakr, (c) Abdul Rahman, (d) Abu Anas, (e) Al-Libi). Address: Ganzour Sayad Mehala Al Far district. Date of birth: 1966. Place of birth: al Aziziyya. Nationality: Libyan. Passport No: 203037 (Libyan passport issued in Tripoli). Other information: (a) Affiliated with Afghan Support Committee (ASC) and Revival of Islamic Heritage Society (RIHS). (b) Civil status: divorced (Algerian ex-wife Manuba Bukifa)' under the heading 'Natural persons' shall be replaced by:

'Ibrahim Ali Abu Bakr **Tantoush** (*alias* (a) Abd al-Muhsin, (b) Ibrahim Ali Muhammad Abu Bakr, (c) Abdul Rahman, (d) Abu Anas, (e) Ibrahim Abubaker Tantouche, (f) Ibrahim Abubaker Tantoush, (g) Abd al-Muhsi, (h) Abd al-Rahman, (i) Al-Libi). Address: Ganzour Sayad Mehala Al Far district. Date of birth: 1966. Place of birth: al Aziziyya. Nationality: Libyan. Passport No: 203037 (Libyan passport issued in Tripoli). Other information: (a) Affiliated with Afghan Support Committee (ASC) and Revival of Islamic Heritage Society (RIHS). (b) Civil status: divorced (Algerian ex-wife Manuba Bukifa)'.

COMMISSION REGULATION (EC) No 1509/2006**of 11 October 2006****amending the representative prices and additional duties for the import of certain products in the sugar sector fixed by Regulation (EC) No 1002/2006 for the 2006/2007 marketing year**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Commission Regulation (EC) No 951/2006 of 30 June 2006 laying down detailed rules for the implementation of Council Regulation (EC) No 318/2006 as regards trade with third countries in the sugar sector ⁽²⁾, and in particular of the Article 36,

Whereas:

- (1) The representative prices and additional duties applicable to imports of white sugar, raw sugar and certain syrups

for the 2006/2007 marketing year are fixed by Commission Regulation (EC) No 1002/2006 ⁽³⁾. These prices and duties have been last amended by Commission Regulation (EC) No 1494/2006 ⁽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 951/2006,

HAS ADOPTED THIS REGULATION:

Article 1

The representative prices and additional duties on imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EC) No 1002/2006 for the 2006/2007 marketing year are hereby amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 12 October 2006.

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

Done at Brussels, 11 October 2006.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 55, 28.2.2006, p. 1.
⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 179, 1.7.2006, p. 36.
⁽⁴⁾ OJ L 279, 11.10.2006, p. 7.

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 12 October 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⁾	23,69	4,45
1701 11 90 ⁽¹⁾	23,69	9,69
1701 12 10 ⁽¹⁾	23,69	4,26
1701 12 90 ⁽¹⁾	23,69	9,26
1701 91 00 ⁽²⁾	31,41	9,53
1701 99 10 ⁽²⁾	31,41	5,01
1701 99 90 ⁽²⁾	31,41	5,01
1702 90 99 ⁽³⁾	0,31	0,34

⁽¹⁾ Fixed for the standard quality defined in Annex I.III to Council Regulation (EC) No 318/2006 (OJ L 58, 28.2.2006, p. 1).⁽²⁾ Fixed for the standard quality defined in Annex I.II to Regulation (EC) No 318/2006.⁽³⁾ Fixed per 1 % sucrose content.

COMMISSION REGULATION (EC) No 1510/2006**of 11 October 2006****fixing the A1 and B export refunds for fruit and vegetables (tomatoes, oranges, lemons, table grapes and apples)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2200/96 of 28 October 1996 on the common organisation of the market in fruit and vegetables ⁽¹⁾, and in particular the third subparagraph of Article 35(3),

Whereas:

(1) Commission Regulation (EC) No 1961/2001 ⁽²⁾ lays down the detailed rules of application for export refunds on fruit and vegetables.

(2) Article 35(1) of Regulation (EC) No 2200/96 provides that, to the extent necessary for economically significant exports, the products exported by the Community may be covered by export refunds, within the limits resulting from agreements concluded in accordance with Article 300 of the Treaty.

(3) Under Article 35(2) of Regulation (EC) No 2200/96, care must be taken to ensure that the trade flows previously brought about by the refund scheme are not disrupted. For this reason and because exports of fruit and vegetables are seasonal in nature, the quantities scheduled for each product should be fixed, based on the agricultural product nomenclature for export refunds established by Commission Regulation (EEC) No 3846/87 ⁽³⁾. These quantities must be allocated taking account of the perishability of the products concerned.

(4) Article 35(4) of Regulation (EC) No 2200/96 provides that refunds must be fixed in the light of the existing situation or outlook for fruit and vegetable prices on the Community market and supplies available on the one hand, and prices on the international market on the other hand. Account must also be taken of the transport and marketing costs and of the economic aspect of the exports planned.

(5) In accordance with Article 35(5) of Regulation (EC) No 2200/96, prices on the Community market are to be established in the light of the most favourable prices from the export standpoint.

(6) The international trade situation or the special requirements of certain markets may call for the refund on a given product to vary according to its destination.

(7) Tomatoes, oranges, lemons, table grapes and apples of classes Extra, I and II of the common quality standards can currently be exported in economically significant quantities.

(8) In order to ensure the best use of available resources and in view of the structure of Community exports, it is appropriate to fix the A1 and B export refunds.

(9) The Management Committee for fresh Fruit and Vegetables has not delivered an opinion within the time-limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Article 1

1. For system A1, the refund rates, the refund application period and the scheduled quantities for the products concerned are fixed in the Annex hereto. For system B, the indicative refund rates, the licence application period and the scheduled quantities for the products concerned are fixed in the Annex hereto.

2. The licences issued in respect of food aid as referred to in Article 16 of Commission Regulation (EC) No 1291/2000 ⁽⁴⁾ shall not count against the eligible quantities in the Annex hereto.

Article 2

This Regulation shall enter into force on 25 October 2006.

⁽¹⁾ OJ L 297, 21.11.1996, p. 1. Regulation as last amended by Commission Regulation (EC) No 47/2003 (OJ L 7, 11.1.2003, p. 64).

⁽²⁾ OJ L 268, 9.10.2001, p. 8. Regulation as last amended by Regulation (EC) No 386/2005 (OJ L 62, 9.3.2005, p. 3).

⁽³⁾ OJ L 366, 24.12.1987, p. 1. Regulation as last amended by Regulation (EC) No 2091/2005 (OJ L 343, 24.12.2005, p. 1).

⁽⁴⁾ OJ L 152, 24.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 410/2006 (OJ L 71, 10.3.2006, p. 7).

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

Done at Brussels, 11 October 2006.

For the Commission
Jean-Luc DEMARTY
*Director-General for Agriculture and
Rural Development*

ANNEX

**to the Commission Regulation of 11 October 2006 fixing the export refunds on fruit and vegetables
(tomatoes, oranges, lemons, table grapes and apples)**

Product code ⁽¹⁾	Destination ⁽²⁾	System A1 Refund application period 25.10.2006 to 21.2.2007		System B Licence application period 1.11.2006 to 28.2.2007	
		Refund amount (EUR/t net weight)	Scheduled quantity (t)	Indicative refund amount (EUR/t net weight)	Scheduled quantity (t)
0702 00 00 9100	F08	20		20	6 000
0805 10 20 9100	F08	29		29	56 667
0805 50 10 9100	F08	50		50	15 000
0806 10 10 9100	F08	13		13	2 667
0808 10 80 9100	F04, F09	23		23	41 667

⁽¹⁾ The product codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended.

⁽²⁾ The 'A' series destination codes are set out in Annex II to Regulation (EEC) No 3846/87.

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

The other destinations are defined as follows:

F03: All destinations except Switzerland, Romania and Bulgaria.

F04: Sri Lanka, Hong Kong SAR, Singapore, Malaysia, Indonesia, Thailand, Taiwan, Papua New Guinea, Laos, Cambodia, Vietnam, Uruguay, Paraguay, Argentina, Mexico, Costa Rica and Japan.

F08: All destinations except Bulgaria and Romania.

F09: The following destinations:

- Norway, Iceland, Greenland, Faeroe Islands, Albania, Bosnia and Herzegovina, Croatia, former Yugoslav Republic of Macedonia, Serbia and Montenegro (including Kosovo, as defined in UN Security Council Resolution 1244 of 10 June 1999), Armenia, Azerbaijan, Belarus, Georgia, Kazakhstan, Kyrgyzstan, Moldova, Russia, Tajikistan, Turkmenistan, Uzbekistan, Ukraine, Saudi Arabia, Bahrain, Qatar, Oman, United Arab Emirates (Abu Dhabi, Dubai, Sharjah, Ajman, Umm al Qalwain, Ras al Khaimah, Fujairah), Kuwait, Yemen, Syria, Iran, Jordan, Bolivia, Brazil, Venezuela, Peru, Panama, Ecuador and Colombia,
- African countries and territories except for South Africa,
- destinations referred to in Article 36 of Commission Regulation (EC) No 800/1999 (OJ L 102, 17.4.1999, p. 11).

COMMISSION REGULATION (EC) No 1511/2006

of 11 October 2006

setting export refunds in the processed fruit and vegetable sector other than those granted on added sugar (provisionally preserved cherries, peeled tomatoes, sugar-preserved cherries, prepared hazelnuts, certain orange juices)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2201/96 of 28 October 1996 on the common organisation of the markets in processed fruit and vegetable products ⁽¹⁾, and in particular the third subparagraph of Article 16(3) thereof,

Whereas:

(1) Commission Regulation (EC) No 1429/95 ⁽²⁾ set implementing rules for export refunds on products processed from fruit and vegetables other than those granted for added sugar.

(2) Article 16(1) of Regulation (EC) No 2201/96 states that to the extent necessary to permit exportation of economically significant quantities export refunds can be granted on the products listed at Article 1(2)(a) of that Regulation within the limits ensuing from agreements concluded in line with Article 300 of the Treaty. Article 18(4) of that Regulation provides that if the refund on the sugar incorporated in the products listed in Article 1(2)(b) is insufficient to allow exportation of these products the refund set in line with Article 17 thereof shall apply to them.

(3) Article 16(2) of Regulation (EC) No 2201/96 requires that it be ensured that trade flows that have already arisen as a result of granting of export refunds are not disturbed. For that reason the quantities should be set product by product using the agricultural product nomenclature for export refunds established by Commission Regulation (EEC) No 3846/87 ⁽³⁾.

(4) Article 17(2) of Regulation (EC) No 2201/96 requires that when refunds are set account is taken of the existing situation and outlook for prices and availability on the Community market of products processed from

fruit and vegetables and for international trade prices, of marketing and transport costs and of the economic aspects of the exportation envisaged.

(5) Article 17(3) of Regulation (EC) No 2201/96 requires that when prices on the Community market are determined account is taken of the prices that are most favourable from the point of view of exportation.

(6) The international trade situation or specific requirements of certain markets may make it necessary to differentiate the refund on a given product by destination.

(7) Economically significant exports can at present be made of provisionally preserved cherries, peeled tomatoes, sugar-preserved cherries, prepared hazelnuts and certain orange juices.

(8) Export refund rates and quantities should therefore be set for these products.

(9) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Products Processed from Fruit and Vegetables,

HAS ADOPTED THIS REGULATION:

Article 1

1. Export refund rates in the processed fruit and vegetable sector, periods for lodging and for issuing licence applications and the quantities permitted are stipulated in the Annex hereto.

2. Licences for food aid purposes issued as indicated in Article 16 of Commission Regulation (EC) No 1291/2000 ⁽⁴⁾ shall not be counted against the quantities indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 25 October 2006.

⁽¹⁾ OJ L 297, 21.11.1996, p. 29. Regulation as last amended by Commission Regulation (EC) No 386/2004 (OJ L 64, 2.3.2004, p. 25).

⁽²⁾ OJ L 141, 24.6.1995, p. 28. Regulation as last amended by Regulation (EC) No 498/2004 (OJ L 80, 18.3.2004, p. 20).

⁽³⁾ OJ L 366, 24.12.1987, p. 1. Regulation as last amended by Regulation (EC) No 2091/2005 (OJ L 343, 24.12.2005, p. 1).

⁽⁴⁾ OJ L 152, 24.6.2000, p. 1. Regulation as last amended by Regulation (EC) No 410/2006 (OJ L 71, 10.3.2006, p. 7).

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

Done at Brussels, 11 October 2006.

For the Commission
Jean-Luc DEMARTY
*Director-General for Agriculture and
Rural Development*

ANNEX

to the Commission Regulation of 11 October 2006 setting export refunds for the processed fruit and vegetable sector other than those granted on added sugar (provisionally preserved cherries, peeled tomatoes, sugar-preserved cherries, prepared hazelnuts, certain orange juices)

Period for lodging licence applications: 25 October 2006 to 21 February 2007.

Licence assignment period: November 2006 to February 2007.

Product code ⁽¹⁾	Destination code ⁽²⁾	Refund rate (EUR/t net)	Permitted quantities (t)
0812 10 00 9100	F06	50	3 500
2002 10 10 9100	F10	45	43 100
2006 00 31 9000 2006 00 99 9100	F06	153	1 000
2008 19 19 9100 2008 19 99 9100	F08	59	500
2009 11 99 9110 2009 12 00 9111 2009 19 98 9112	F08	5	0
2009 11 99 9150 2009 19 98 9150	F08	29	0

⁽¹⁾ The descriptions corresponding to the product codes are contained in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended.

⁽²⁾ The meanings of the A series destination codes are given in Annex II to Regulation (EEC) No 3846/87, as amended.
The meanings of the numerical destination codes are given in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).
The other destinations are:
F06 All destinations except the countries of North America, Romania and Bulgaria.
F08 All destinations except Bulgaria and Romania.
F10 All destinations except the United States of America, Bulgaria and Romania.

COMMISSION REGULATION (EC) No 1512/2006**of 11 October 2006****amending the import duties in the cereals sector applicable from 12 October 2006**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals ⁽¹⁾,

Having regard to Commission Regulation (EC) No 1249/96 of 28 June 1996 laying down detailed rules for the application of Council Regulation (EEC) No 1766/92 as regards import duties in the cereals sector ⁽²⁾, and in particular Article 2(1) thereof,

Whereas:

- (1) The import duties in the cereals sector are fixed by Commission Regulation (EC) No 1442/2006 ⁽³⁾.

- (2) Article 2(1) of Regulation (EC) No 1249/96 provides that if during the period of application, the average import duty calculated differs by EUR 5 per tonne from the duty fixed, a corresponding adjustment is to be made. Such a difference has arisen. It is therefore necessary to adjust the import duties fixed in Regulation (EC) 1442/2006,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Regulation (EC) No 1442/2006 are hereby replaced by Annexes I and II to this Regulation.

Article 2

This Regulation shall enter into force on 12 October 2006.

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

Done at Brussels, 11 October 2006.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 270, 29.9.2003, p. 78. Regulation as amended by Regulation (EC) No 1154/2005 (OJ L 187, 19.7.2005, p. 11).

⁽²⁾ OJ L 161, 29.6.1996, p. 125. Regulation as last amended by Regulation (EC) No 1110/2003 (OJ L 158, 27.6.2003, p. 12).

⁽³⁾ OJ L 271, 30.9.2006, p. 9.

ANNEX I

Import duties for the products covered by Article 10(2) of Regulation (EC) No 1784/2003 applicable from 12 October 2006

CN code	Description	Import duty ⁽¹⁾ (EUR/tonne)
1001 10 00	Durum wheat high quality	0,00
	medium quality	0,00
	low quality	0,00
1001 90 91	Common wheat seed	0,00
ex 1001 90 99	Common high quality wheat other than for sowing	0,00
1002 00 00	Rye	0,00
1005 10 90	Maize seed other than hybrid	34,02
1005 90 00	Maize other than seed ⁽²⁾	34,02
1007 00 90	Grain sorghum other than hybrids for sowing	0,00

⁽¹⁾ For goods arriving in the Community via the Atlantic Ocean or via the Suez Canal (Article 2(4) of Regulation (EC) No 1249/96), the importer may benefit from a reduction in the duty of:

— EUR 3/t, where the port of unloading is on the Mediterranean Sea, or

— EUR 2/t, where the port of unloading is in Ireland, the United Kingdom, Denmark, Estonia, Latvia, Lithuania, Poland, Finland, Sweden or the Atlantic coasts of the Iberian peninsula.

⁽²⁾ The importer may benefit from a flat-rate reduction of EUR 24/t, where the conditions laid down in Article 2(5) of Regulation (EC) No 1249/96 are met.

ANNEX II

Factors for calculating duties

(29.9.2006-10.10.2006)

1. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Exchange quotations	Minneapolis	Chicago	Minneapolis	Minneapolis	Minneapolis	Minneapolis
Product (% proteins at 12 % humidity)	HRS2	YC3	HAD2	Medium quality (*)	Low quality (**)	US barley 2
Quotation (EUR/t)	146,20 (***)	78,36	163,76	153,76	133,76	125,60
Gulf premium (EUR/t)	—	19,25	—			—
Great Lakes premium (EUR/t)	14,83	—	—			—

(*) A discount of 10 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(**) A discount of 30 EUR/t (Article 4(3) of Regulation (EC) No 1249/96).

(***) Premium of 14 EUR/t incorporated (Article 4(3) of Regulation (EC) No 1249/96).

2. Averages over the reference period referred to in Article 2(2) of Regulation (EC) No 1249/96:

Freight/cost: Gulf of Mexico–Rotterdam: 24,26 EUR/t; Great Lakes–Rotterdam: 32,68 EUR/t.

3. Subsidy within the meaning of the third paragraph of Article 4(2) of Regulation (EC) No 1249/96: 0,00 EUR/t (HRW2)
-
- 0,00 EUR/t (SRW2).

COMMISSION REGULATION (EC) No 1513/2006**of 11 October 2006****setting the allocation coefficient for issuing licences to import sugar products under tariff quotas and preferential agreements**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the markets in the sugar sector ⁽¹⁾,

Having regard to Commission Regulation (EC) No 950/2006 of 28 June 2006 laying down detailed rules for the 2006/07, 2007/08 and 2008/09 marketing years for importing and refining of sugar products under certain tariff quotas and preferential agreements ⁽²⁾, and in particular Article 5(3) thereof,

Having regard to Council Decision 2005/914/EC of 21 November 2005 on the conclusion of a Protocol amending the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part, on a tariff quota for the imports of sugar and sugar products originating in the former Yugoslav Republic of Macedonia into the Community ⁽³⁾,

Having regard to Commission Regulation (EC) No 2151/2005 of 23 December 2005 laying down detailed rules for the opening and administration of the tariff quota for sugar products originating in the former Yugoslav Republic of Macedonia, as provided for in the Stabilisation and Association Agreement between the European Communities and their

Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part ⁽⁴⁾, in particular Article 6(3) thereof,

Whereas:

- (1) Applications for import licences were submitted to the competent authority during the week of 2 to 6 October 2006, in accordance with Regulation (EC) No 950/2006, for a total quantity equal to or exceeding the quantity available for serial number 09.4337.
- (2) In these circumstances, the Commission must set an allocation coefficient in order to issue licences in proportion to the quantity available and to inform the Member States, where necessary, when the set limit has been reached,

HAS ADOPTED THIS REGULATION:

Article 1

Licences shall be issued within the quantitative limits set in the Annex to this Regulation in respect of applications for import licences submitted from 2 to 6 October 2006, in accordance with Article 4(2) of Regulation (EC) No 950/2006.

Article 2

This Regulation shall enter into force on 12 October 2006.

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

Done at Brussels, 11 October 2006.

For the Commission

Jean-Luc DEMARTY

*Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 58, 28.2.2006, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 1.

⁽³⁾ OJ L 333, 20.12.2005, p. 44.

⁽⁴⁾ OJ L 342, 24.12.2005, p. 26.

ANNEX

ACP-INDIA preferential sugar
Title IV of Regulation (EC) No 950/2006
2006/07 marketing year

Serial No	Country	Week of 2 to 6 October 2006 % of requested quantity to be granted	Limit
09.4331	Barbados	100	Reached
09.4332	Belize	100	
09.4333	Côte d'Ivoire	100	
09.4334	Republic of the Congo	100	
09.4335	Fiji	100	
09.4336	Guyana	100	
09.4337	India	100	
09.4338	Jamaica	100	
09.4339	Kenya	100	
09.4340	Madagascar	100	
09.4341	Malawi	100	
09.4342	Mauritius	100	
09.4343	Mozambique	0	Reached
09.4344	Saint Kitts and Nevis	100	
09.4345	Suriname	—	
09.4346	Swaziland	100	
09.4347	Tanzania	100	Reached
09.4348	Trinidad and Tobago	100	
09.4349	Uganda	—	
09.4350	Zambia	100	
09.4351	Zimbabwe	0	

Complementary sugar
Title V of Regulation (EC) No 950/2006
2006/07 Marketing year

Serial No	Country	Week of 2 to 6 October 2006 % of requested quantity to be granted	Limit
09.4315	India	100	
09.4316	ACP Protocol signatory countries	100	

CXL concessions sugar**Title VI of Regulation (EC) No 950/2006****2006/07 marketing year**

Serial No	Country	Week of 2 to 6 October 2006 % of requested quantity to be granted	Limit
09.4317	Australia	0	Reached
09.4318	Brazil	0	Reached
09.4319	Cuba	0	Reached
09.4320	Other third countries	0	Reached

Balkans sugar**Title VII of Regulation (EC) No 950/2006****2006/07 marketing year**

Serial No	Country	Week of 2 to 6 October 2006 % of requested quantity to be granted	Limit
09.4324	Albania	100	Reached
09.4325	Bosnia and Herzegovina	0	
09.4326	Serbia, Montenegro and Kosovo	100	

Marketing year 2006

Serial No	Country	Week of 2 to 6 October 2006 % of requested quantity to be granted	Limit
09.4327	Former Yugoslav Republic of Macedonia	100	

COMMISSION REGULATION (EC) No 1514/2006**of 11 October 2006****prohibiting fishing for greater forkbeard in ICES zones V, VI and VII (Community waters and international waters) 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 2270/2004 of 22 December 2004 fixing for 2005 and 2006 the fishing opportunities for Community fishing vessels for certain deepsea fish stocks ⁽³⁾ lays down quotas for 2005 and 2006.
- (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 2006.

- (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 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, 11 October 2006.

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 396, 31.12.2004, p. 4. Regulation as last amended by Commission Regulation (EC) No 742/2005 (OJ L 130, 18.5.2006, p. 7).

ANNEX

No	36
Member State	Spain
Stock	GFB/567-
Species	Greater forkbeard (<i>Phycis blennoides</i>)
Zones	V, VI and VII (Community waters and international waters)
Date	15 September 2006

II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DECISION

of 5 October 2006

amending Annex 2, Schedule A, to the Common Consular Instructions on the visa requirements for holders of Indonesian diplomatic and service passports

(2006/684/EC)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Regulation (EC) No 789/2001 of 24 April 2001 reserving to the Council implementing powers with regard to certain detailed provisions and practical procedures for examining visa applications ⁽¹⁾,

Having regard to the initiative of Belgium, Luxembourg and the Netherlands,

Whereas:

(1) Annex 2, Schedule A, to the Common Consular Instructions contains the list of countries whose nationals are not subject to a visa requirement in one or more Schengen States when they are holders of diplomatic, official or service passports, but who are subject to this requirement when they are holders of ordinary passports.

(2) Belgium, Luxembourg and the Netherlands wish to exempt holders of Indonesian diplomatic and service passports from visa requirements. The Common Consular Instructions should therefore be amended accordingly.

(3) In accordance with Articles 1 and 2 of the Protocol on the position of Denmark annexed to the Treaty on

European Union and to the Treaty establishing the European Community, Denmark is not taking part in the adoption of this Decision, and is not bound by it or subject to its application. Given that this Decision builds upon the Schengen *acquis* under the provisions of Title IV of Part Three of the Treaty establishing the European Community, Denmark shall, in accordance with Article 5 of the said Protocol, decide within a period of six months after the Council has adopted this Decision whether it will implement it in its national law.

(4) As regards Iceland and Norway, this Decision constitutes a development of provisions of the Schengen *acquis* within the meaning of the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway concerning the association of those two States with the implementation, application and development of the Schengen *acquis* ⁽²⁾, which fall within the area referred to in Article 1(A) of Council Decision 1999/437/EC of 17 May 1999 ⁽³⁾ on certain arrangements for the application of that Agreement.

(5) This Decision constitutes a development of provisions of the Schengen *acquis* in which the United Kingdom does not take part, in accordance with Council Decision 2000/365/EC of 29 May 2000 concerning the request of the United Kingdom of Great Britain and Northern Ireland to take part in some of the provisions of the Schengen *acquis* ⁽⁴⁾; the United Kingdom is therefore not taking part in its adoption and is not bound by it or subject to its application.

⁽¹⁾ OJ L 116, 26.4.2001, p. 2.

⁽²⁾ OJ L 176, 10.7.1999, p. 36.

⁽³⁾ OJ L 176, 10.7.1999, p. 31.

⁽⁴⁾ OJ L 131, 1.6.2000, p. 43.

- (6) This Decision constitutes a development of provisions of the Schengen *acquis* in which Ireland does not take part, in accordance with Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen *acquis* ⁽¹⁾; Ireland is therefore not taking part in its adoption and is not bound by it or subject to its application.
- (7) As regards Switzerland, this Decision constitutes a development of the provisions of the Schengen *acquis* within the meaning of the Agreement signed between the European Union, the European Community and the Swiss Confederation, concerning the Swiss Confederation's association with the implementation, application and development of the Schengen *acquis*, which fall within the area referred to in Article 4(1) of Council Decisions 2004/849/EC ⁽²⁾ and 2004/860/EC ⁽³⁾ on the signing on behalf of the European Union, and on behalf of the European Community, and on the provisional application of certain provisions of that Agreement.
- (8) This Decision constitutes an act building upon the Schengen *acquis* or otherwise related to it within the meaning of Article 3(2) of the 2003 Act of Accession,

HAS ADOPTED THIS DECISION:

Article 1

Annex 2, Schedule A, to the Common Consular Instructions is hereby amended as follows:

Indonesia shall be added and the letters 'DS' shall be inserted against it in the 'BNL' column.

Article 2

This Decision shall apply from 1 November 2006.

Article 3

This Decision is addressed to the Member States in accordance with the Treaty establishing the European Community.

Done at Luxembourg, 5 October 2006.

For the Council
The President
K. RAJAMÄKI

⁽¹⁾ OJ L 64, 7.3.2002, p. 20.

⁽²⁾ OJ L 368, 15.12.2004, p. 26.

⁽³⁾ OJ L 370, 17.12.2004, p. 78.