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⁽¹⁾ Text with EEA relevance

II

(Non-legislative acts)

INTERNATIONAL AGREEMENTS

Notice concerning the provisional application of the Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part

The Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part, signed in Brussels on 6 October 2010, will be provisionally applied, by virtue of Article 3(3) of the Council Decision on the signing and provisional application of the Agreement, as of 1 July 2011 ⁽¹⁾.

⁽¹⁾ OJ L 127, 14.5.2011, p. 1.

REGULATIONS

COUNCIL IMPLEMENTING REGULATION (EU) No 623/2011

of 27 June 2011

implementing Regulation (EC) No 560/2005 imposing certain specific restrictive measures directed against certain persons and entities in view of the situation in Côte d'Ivoire

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Regulation (EC) No 560/2005 of 12 April 2005 imposing certain specific restrictive measures directed against certain persons and entities in view of the situation in Côte d'Ivoire ⁽¹⁾, and in particular Article 11a(2) thereof,

Whereas:

- (1) On 12 April 2005, the Council adopted Regulation (EC) No 560/2005.
- (2) In view of the developments in Côte d'Ivoire, the list of persons and entities subject to restrictive measures set out in Annex IA to Regulation (EC) No 560/2005 should be amended.

- (3) In view of the urgency, and in order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately upon its publication,

HAS ADOPTED THIS REGULATION:

Article 1

The entities listed in the Annex to this Regulation shall be deleted from the list set out in Annex IA to Regulation (EC) No 560/2005.

Article 2

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

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

Done at Brussels, 27 June 2011.

For the Council
The President
MARTONYI J.

⁽¹⁾ OJ L 95, 14.4.2005, p. 1.

ANNEX

Entities referred to in Article 1

1.	APROCANCI (Côte d'Ivoire Association of Natural Rubber Producers)
2.	SOGPEPE (National Electricity Management)
3.	RTI (Ivorian Radio and Television)

COMMISSION IMPLEMENTING REGULATION (EU) No 624/2011**of 27 June 2011****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

Implementing Regulation (EU) No 543/2011 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 Annex XVI, Part A thereto,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 June 2011.

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

Done at Brussels, 27 June 2011.

*For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

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	AR	23,1
	MK	48,7
	TR	63,9
	ZZ	45,2
0707 00 05	TR	96,5
	ZZ	96,5
0709 90 70	TR	108,8
	ZZ	108,8
0805 50 10	AR	61,7
	BR	40,6
	TR	68,3
	UY	65,6
	ZA	105,5
	ZZ	68,3
0808 10 80	AR	134,9
	BR	75,8
	CA	105,9
	CL	88,5
	CN	118,6
	NZ	112,4
	US	168,2
	UY	91,7
	ZA	100,2
	ZZ	110,7
0809 10 00	AR	89,7
	TR	281,4
	ZZ	185,6
0809 20 95	TR	342,5
	ZZ	342,5
0809 30	EC	116,4
	TR	179,1
	ZZ	147,8

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

COMMISSION IMPLEMENTING REGULATION (EU) No 625/2011**of 27 June 2011****amending the representative prices and additional import duties for certain products in the sugar sector fixed by Regulation (EU) No 867/2010 for the 2010/11 marketing year**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (single CMO Regulation) ⁽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 Article 36(2), second subparagraph, second sentence thereof,

Whereas:

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

for the 2010/11 marketing year are fixed by Commission Regulation (EU) No 867/2010 ⁽³⁾. These prices and duties have been last amended by Commission Implementing Regulation (EU) No 601/2011 ⁽⁴⁾.

- (2) The data currently available to the Commission indicate that those amounts should be amended 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 applicable to imports of the products referred to in Article 36 of Regulation (EC) No 951/2006, as fixed by Regulation (EU) No 867/2010 for the 2010/11 marketing year, are hereby amended as set out in the Annex hereto.

Article 2

This Regulation shall enter into force on 28 June 2011.

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

Done at Brussels, 27 June 2011.

*For the Commission,
On behalf of the President,
José Manuel SILVA RODRÍGUEZ
Director-General for Agriculture and
Rural Development*

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 259, 1.10.2010, p. 3.

⁽⁴⁾ OJ L 162, 22.6.2011, p. 12.

ANNEX

Amended representative prices and additional import duties applicable to white sugar, raw sugar and products covered by CN code 1702 90 95 from 28 June 2011

(EUR)

CN code	Representative price per 100 kg net of the product concerned	Additional duty per 100 kg net of the product concerned
1701 11 10 ⁽¹⁾	47,06	0,00
1701 11 90 ⁽¹⁾	47,06	0,79
1701 12 10 ⁽¹⁾	47,06	0,00
1701 12 90 ⁽¹⁾	47,06	0,49
1701 91 00 ⁽²⁾	51,93	1,89
1701 99 10 ⁽²⁾	51,93	0,00
1701 99 90 ⁽²⁾	51,93	0,00
1702 90 95 ⁽³⁾	0,52	0,21

⁽¹⁾ For the standard quality defined in point III of Annex IV to Regulation (EC) No 1234/2007.⁽²⁾ For the standard quality defined in point II of Annex IV to Regulation (EC) No 1234/2007.⁽³⁾ Per 1 % sucrose content.

DECISIONS

COUNCIL DECISION

of 10 June 2011

appointing a member of the Court of Auditors

(2011/373/EU)

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 286(5) thereof,

Article 1

Mr H. G. WESSBERG is hereby appointed member of the Court of Auditors for the remainder of the term of office of Mr Lars HEIKENSTEN, which runs until 29 February 2012.

Having regard to the proposal by the Swedish Government,

Article 2

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

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

Whereas:

Done at Luxembourg, 10 June 2011.

(1) Mr Lars HEIKENSTEN, member of the Court of Auditors, has resigned with effect from 15 May 2011.

(2) Mr Lars HEIKENSTEN should therefore be replaced for the remainder of his term of office,

For the Council

The President

FELLEGI T.

⁽¹⁾ Opinion of 7 June 2011 (not yet published in the Official Journal).

COUNCIL DECISION

of 17 June 2011

on extension of the advantages conferred on the joint undertaking Hochtemperatur-Kernkraftwerk GmbH (HKG)

(2011/374/Euratom)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 48 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) By Decision 74/295/Euratom ⁽¹⁾, the Council established Hochtemperatur-Kernkraftwerk GmbH (HKG) as a joint undertaking, within the meaning of the Treaty, for a period of 25 years as from 1 January 1974.
- (2) By Decision 2002/355/Euratom ⁽²⁾, the Council extended the Joint Undertaking status granted to HKG for 11 years with effect from 1 January 1999.
- (3) By Decision 74/296/Euratom ⁽³⁾ and its Decision of 16 November 1992 ⁽⁴⁾ the Council conferred on HKG a number of advantages listed in Annex III to the Treaty, for a period of 25 years as from 1 January 1974.
- (4) By Decision 2002/356/Euratom ⁽⁵⁾, the Council extended the conferred advantages on HKG for 11 years with effect from 1 January 1999.
- (5) By a letter, dated 26 April 2010, HKG asked for the further extension of its tax advantages for the new period for which it had been granted Joint Undertaking status.
- (6) The current objective of HKG is to implement a programme for decommissioning the nuclear power station up to the safe enclosure stage and, thereafter, to carry out a programme of surveillance of the enclosed nuclear installations.
- (7) There is no equivalent to these programmes in the Community since, to date, no high-temperature reactor has been definitively shut down in the Community.
- (8) Implementation of these programmes is therefore important since they provide useful experience for the future development of nuclear energy in the Community, in particular as regards the decommissioning of nuclear installations.

(9) HKG should therefore be assisted with implementing the programme for decommissioning the nuclear power station up to the safe enclosure stage and the programme of surveillance of the enclosed nuclear installations, by lightening the financial burden.

(10) Arrangements for financing HKG's activities have been agreed between the Federal Republic of Germany, the Land of North Rhine-Westphalia, HKG and its members for the period up to 31 December 2017.

(11) The advantages conferred on HKG should therefore be extended for the same period as the extension of its Joint Undertaking status, that is until 31 December 2017,

HAS ADOPTED THIS DECISION:

Article 1

The Member States hereby extend for 8 years with effect from 1 January 2010 the following advantages listed in Annex III to the Treaty establishing the European Atomic Energy Community, conferred on the Joint Undertaking Hochtemperatur-Kernkraftwerk GmbH (HKG):

1. Under paragraph 4 of Annex III to the Treaty, the exemption from the *Grunderwerbsteuer* (tax on the acquisition of immovable property);
2. Under paragraph 5 of Annex III to the Treaty:
 - the exemption from *Grundsteuer* (land tax),
 - the exemption from that part of the industrial or commercial profits tax which is levied, pursuant to point 1 of Article 8 of the *Gewerbesteuer*gesetz (trade tax law), on the interest due on long-term debt.

Article 2

The conferment of the advantages listed in Article 1 on HKG is subject to the condition that the European Commission shall have access to all the industrial, technical and economic information, including that relating to safety, acquired by HKG in the course of implementation of the programme for decommissioning the nuclear power station up to the safe enclosure stage and of the programme of surveillance of the enclosed nuclear installations. This obligation extends to all the information which HKG is entitled to pass on in accordance with the contracts concluded with it. The Commission shall determine which information must be communicated to it, as well as the manner in which such communication shall be made and shall ensure that this information is disseminated.

⁽¹⁾ OJ L 165, 20.6.1974, p. 7.

⁽²⁾ OJ L 123, 9.5.2002, p. 53.

⁽³⁾ OJ L 165, 20.6.1974, p. 14.

⁽⁴⁾ Not published in the Official Journal.

⁽⁵⁾ OJ L 123, 9.5.2002, p. 54.

Article 3

This Decision is addressed to the Member States and to HKG.

Done at Luxembourg, 17 June 2011.

For the Council
The President
CZOMBA S.

COUNCIL DECISION**of 20 June 2011****appointing two Italian members and two Italian alternate members of the Committee of the Regions**

(2011/375/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 305 thereof,

Having regard to the proposal of the Italian Government,

Whereas:

(1) On 22 December 2009 and on 18 January 2010, the Council adopted Decisions 2009/1014/EU ⁽¹⁾ and 2010/29/EU ⁽²⁾ appointing the members and alternate members of the Committee of the Regions for the period from 26 January 2010 to 25 January 2015.

(2) Two members' seats on the Committee of the Regions have become vacant following the end of the terms of office of Mr Sergio CHIAMPARINO and Mr Savino Antonio SANTARELLA. Two alternate members' seats have become vacant following the end of the terms of office of Mr Luigi MONTANARO and Mr Giuseppe VARACALLI,

(a) as members:

— Mr Alessandro COSIMI, *Sindaco del Comune di Livorno*,— Mr Roberto RUOCCO, *Vicesindaco del Comune di Cerignola (FG)*,

and

(b) as alternate members:

— Ms Laura ARDITO, *Consigliere comunale di Arese (MI)*,— Mr Giuseppe VARACALLI, *Sindaco del Comune di Gerace (RC)* (change of mandate).*Article 2*

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

HAS ADOPTED THIS DECISION:

Done at Luxembourg, 20 June 2011.

Article 1

The following are hereby appointed to the Committee of the Regions for the remainder of the current term of office, which runs until 25 January 2015:

For the Council
The President
MATOLCSY Gy.⁽¹⁾ OJ L 348, 29.12.2009, p. 22.⁽²⁾ OJ L 12, 19.1.2010, p. 11.

COUNCIL IMPLEMENTING DECISION 2011/376/CFSP
of 27 June 2011
implementing Decision 2010/656/CFSP renewing the restrictive measures against Côte d'Ivoire

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS DECISION:

Having regard to Council Decision 2010/656/CFSP of 29 October 2010 renewing the restrictive measures against Côte d'Ivoire⁽¹⁾, and in particular Article 6(2) thereof, in conjunction with Article 31(2) of the Treaty on European Union,

Article 1

The entities listed in the Annex to this Decision shall be deleted from the list set out in Annex II to Decision 2010/656/CFSP.

Whereas:

Article 2

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

(1) On 29 October 2010, the Council adopted Decision 2010/656/CFSP.

(2) In view of the developments in Côte d'Ivoire, the list of persons and entities subject to restrictive measures set out in Annex II to Decision 2010/656/CFSP should be amended,

Done at Brussels, 27 June 2011.

For the Council
The President
MARTONYI J.

⁽¹⁾ OJ L 285, 30.10.2010, p. 28.

ANNEX

Entities referred to in Article 1

1.	APROCANCI (Côte d'Ivoire Association of Natural Rubber Producers)
2.	SOGPEPE (National Electricity Management)
3.	RTI (Ivorian Radio and Television)

COMMISSION IMPLEMENTING DECISION

of 27 June 2011

amending Decisions 2008/603/EC, 2008/691/EC and 2008/751/EC as regards extension of the temporary derogations from the rules of origin laid down in Annex II to Council Regulation (EC) No 1528/2007 to take account of the special situation of Mauritius, Seychelles and Madagascar with regard to tuna and tuna loins

(notified under document C(2011) 4322)

(2011/377/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1528/2007 of 20 December 2007 applying the arrangements for products originating in certain states which are part of the African, Caribbean and Pacific (ACP) Group of States provided for in agreements establishing, or leading to the establishment of, Economic Partnership Agreements ⁽¹⁾, and in particular Article 36(4) of Annex II thereof,

Whereas:

(1) On 17 July 2008 Commission Decision 2008/603/EC ⁽²⁾ was adopted granting a temporary derogation from the rules of origin laid down in Annex II to Regulation (EC) No 1528/2007 to take account of the special situation of Mauritius with regard to preserved tuna and tuna loins. By Commission Decisions 2009/471/EC ⁽³⁾ and 2010/560/EU ⁽⁴⁾ extension of that temporary derogation was granted. On 27 December 2010 Mauritius requested in accordance with Article 36 of Annex II to Regulation (EC) No 1528/2007 a new derogation from the rules of origin set out in that Annex. According to the information received from Mauritius the catches of raw tuna remain unusually low even compared to the normal seasonal variations. Given that the abnormal situation since 2008 remains unchanged and because of the problem of piracy in the Indian Ocean a new derogation should be granted with effect from 1 January 2011.

(2) On 14 August 2008 Commission Decision 2008/691/EC ⁽⁵⁾ was adopted granting a temporary derogation from the rules of origin laid down in Annex II to

Regulation (EC) No 1528/2007 to take account of the special situation of Seychelles with regard to preserved tuna. By Decisions 2009/471/EC and 2010/560/EU extension of that temporary derogation was granted. On 8 November 2010 Seychelles requested in accordance with Article 36 of Annex II to Regulation (EC) No 1528/2007 a new derogation from the rules of origin set out in that Annex for 4 000 tonnes of canned tuna. For the first time, Seychelles requested a derogation from the rules of origin for tuna loins. That request was for a quantity of 1 000 tonnes. According to the information provided by Seychelles the catches of raw tuna remain very low even compared to the normal seasonal variations. Furthermore, the threat of piracy results in a reduced number of fishing days in lucrative but high risk areas. Given that the abnormal situation since 2008 remains unchanged, a new derogation should be granted with effect from 1 January 2011.

(3) On 18 September 2008 Commission Decision 2008/751/EC ⁽⁶⁾ was adopted granting a temporary derogation from the rules of origin laid down in Annex II to Regulation (EC) No 1528/2007 to take account of the special situation of Madagascar with regard to preserved tuna and tuna loins. By Decisions 2009/471/EC and 2010/560/EU extension of that temporary derogation was granted. On 11 January 2011 Madagascar requested in accordance with Article 36 of Annex II to Regulation (EC) No 1528/2007 a new derogation from the rules of origin set out in that Annex. On 28 January 2011 Madagascar provided additional information. According to this information sourcing of raw originating tuna remains difficult due to the problem of piracy in the Indian Ocean. Given that the abnormal situation since 2008 remains unchanged, a new derogation should be granted with effect from 1 January 2011.

(4) Decisions 2008/603/EC, 2008/691/EC and 2008/751/EC applied until 31 December 2010 because the Interim Economic Partnership Agreement between the Eastern and Southern Africa States on the one part and the European Community and its Member States on the other part (ESA-EU Interim Partnership Agreement) did not enter into force or was not provisionally applied before that date.

⁽¹⁾ OJ L 348, 31.12.2007, p. 1.

⁽²⁾ OJ L 194, 23.7.2008, p. 9.

⁽³⁾ OJ L 155, 18.6.2009, p. 46.

⁽⁴⁾ OJ L 245, 17.9.2010, p. 35.

⁽⁵⁾ OJ L 225, 23.8.2008, p. 17.

⁽⁶⁾ OJ L 255, 23.9.2008, p. 31.

- (5) In accordance with Article 4(2) of Regulation (EC) No 1528/2007 the rules of origin set out in Annex II to that Regulation and the derogations to them are to be superseded by the rules of the ESA-EU Interim Partnership Agreement of which the entry into force or the provisional application is foreseen to take place in 2011. Whilst a derogation is still to be granted in 2011, the overall situation, including the state of ratification of the ESA-EU Interim Partnership Agreement, will be reassessed in 2012.
- (6) It is necessary to ensure continuity of importations from the ACP countries to the Union as well as a smooth transition to the ESA-EU Interim Economic Partnership Agreement. Decisions 2008/603/EC, 2008/691/EC and 2008/751/EC should therefore be prolonged with effect from 1 January 2011 to 31 December 2011.
- (7) Mauritius, Seychelles and Madagascar will benefit from an automatic derogation from the rules of origin for tuna of HS heading 1604 pursuant to the relevant provisions of the Origin Protocol attached to the ESA-EU Interim Partnership Agreement signed by them, when this Agreement enters into force or is provisionally applied. It would be inappropriate to grant by this Decision derogations in accordance with Article 36 of Annex II to Regulation (EC) No 1528/2007 which exceed the annual quota granted to the ESA region under the ESA-EU Interim Partnership Agreement. The ESA signatories to the Agreement have therefore signed a unilateral political declaration concerning the derogations for tuna granted in 2011 whereby these countries renounce to the global annual quantity of the automatic derogation for 2011 in case that the Agreement will either be provisionally applied or enter into force during that year. Consequently the quota amounts for 2011 should be set at 3 000 tonnes of preserved tuna and 600 tonnes of tuna loins for Mauritius, 3 000 tonnes of preserved tuna and 600 tonnes of tuna loins for Seychelles and 2 000 tonnes of preserved tuna and 500 tonnes of tuna loins for Madagascar.
- (8) Decisions 2008/603/EC, 2008/691/EC and 2008/751/EC should therefore be amended accordingly.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2008/603/EC is amended as follows:

1. Article 2 is replaced by the following:

'Article 2

The derogation provided for in Article 1 shall apply to the products and the quantities set out in the Annex which are declared for free circulation into the Community from Mauritius during the periods of 1 January 2008 until 31 December 2008, 1 January 2009 until 31 December 2009, 1 January 2010 until 31 December 2010 and 1 January 2011 until 31 December 2011.;

2. in Article 6, the second paragraph is replaced by the following:

'It shall apply until 31 December 2011.;

3. the Annex is replaced by the text set out in Annex I to this Decision.

Article 2

Decision 2008/691/EC is amended as follows:

1. Article 2 is replaced by the following:

'Article 2

The derogation provided for in Article 1 shall apply to the products and the quantities set out in the Annex which are declared for free circulation into the Community from Seychelles during the periods of 1 January 2008 until 31 December 2008, 1 January 2009 until 31 December 2009, 1 January 2010 until 31 December 2010 and 1 January 2011 until 31 December 2011.;

2. in Article 6, the second paragraph is replaced by the following:

'It shall apply until 31 December 2011.;

3. the Annex is replaced by the text set out in Annex II to this Decision.

Article 3

Decision 2008/751/EC is amended as follows:

1. Article 2 is replaced by the following:

'Article 2

The derogation provided for in Article 1 shall apply to the products and the quantities set out in the Annex which are declared for free circulation into the Community from Madagascar during the periods of 1 January 2008 until 31 December 2008, 1 January 2009 until 31 December 2009, 1 January 2010 until 31 December 2010 and 1 January 2011 until 31 December 2011.;

2. in Article 6, the second paragraph is replaced by the following:

'It shall apply until 31 December 2011.;

3. the Annex is replaced by the text set out in Annex III to this Decision.

Article 4

This Decision shall apply from 1 January 2011.

Article 5

This Decision is addressed to the Member States.

Done at Brussels, 27 June 2011.

For the Commission

Algirdas ŠEMETA

Member of the Commission

*ANNEX I**'ANNEX*

Order No	CN code	Description of goods	Periods	Quantities
09.1668	ex 1604 14 11, ex 1604 14 18, ex 1604 20 70	Preserved tuna ⁽¹⁾	1.1.2008 to 31.12.2008	3 000 tonnes
			1.1.2009 to 31.12.2009	3 000 tonnes
			1.1.2010 to 31.12.2010	3 000 tonnes
			1.1.2011 to 31.12.2011	3 000 tonnes
09.1669	1604 14 16	Tuna loins	1.1.2008 to 31.12.2008	600 tonnes
			1.1.2009 to 31.12.2009	600 tonnes
			1.1.2010 to 31.12.2010	600 tonnes
			1.1.2011 to 31.12.2011	600 tonnes

⁽¹⁾ In any form of packaging whereby the product is considered as preserved within the meaning of HS heading ex 1604.'

ANNEX II

'ANNEX

Order No	CN code	Description of goods	Periods	Quantity
09.1666	ex 1604 14 11, ex 1604 14 18, ex 1604 20 70	Preserved tuna ⁽¹⁾	1.1.2008 to 31.12.2008	3 000 tonnes
			1.1.2009 to 31.12.2009	3 000 tonnes
			1.1.2010 to 31.12.2010	3 000 tonnes
			1.1.2011 to 31.12.2011	3 000 tonnes
09.1630	1604 14 16	Tuna loins	1.1.2011 to 31.12.2011	600 tonnes

⁽¹⁾ In any form of packaging whereby the product is considered as preserved within the meaning of HS heading ex 1604.'

ANNEX III

'ANNEX

Order No	CN code	Description of goods	Periods	Quantities
09.1645	ex 1604 14 11, ex 1604 14 18, ex 1604 20 70	Preserved tuna ⁽¹⁾	1.1.2008 to 31.12.2008	2 000 tonnes
			1.1.2009 to 31.12.2009	2 000 tonnes
			1.1.2010 to 31.12.2010	2 000 tonnes
			1.1.2011 to 31.12.2011	2 000 tonnes
09.1646	1604 14 16	Tuna loins	1.1.2008 to 31.12.2008	500 tonnes
			1.1.2009 to 31.12.2009	500 tonnes
			1.1.2010 to 31.12.2010	500 tonnes
			1.1.2011 to 31.12.2011	500 tonnes

⁽¹⁾ In any form of packaging whereby the product is considered as preserved within the meaning of HS heading ex 1604.'

COMMISSION IMPLEMENTING DECISION

of 27 June 2011

amending Part A of Annex XI to Council Directive 2003/85/EC as regards the list of national laboratories authorised to handle live foot-and-mouth disease virus*(notified under document C(2011) 4385)***(Text with EEA relevance)**

(2011/378/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 2003/85/EC of 29 September 2003 on Community measures for the control of foot-and-mouth disease repealing Directive 85/511/EEC and Decisions 89/531/EEC and 91/665/EEC and amending Directive 92/46/EEC ⁽¹⁾, and in particular Article 67(2) thereof,

Whereas:

- (1) Directive 2003/85/EC sets out minimum control measures to be applied in the event of an outbreak of foot-and-mouth disease and certain preventive measures aimed at increasing the awareness and preparedness of the competent authorities and the farming community concerning that disease.
- (2) Those preventive measures include an obligation on Member States to ensure that the handling of live foot-and-mouth disease virus for research and diagnosis is carried out only in the approved laboratories listed in Part A of Annex XI to Directive 2003/85/EC.
- (3) Spain has officially informed the Commission that the Centro de Investigación en Sanidad Animal (CISA), Valdeolmos, Madrid, complies with the requirements laid down in Article 65 of Directive 2003/85/EC. Spain requested that the CISA be added to the list of national laboratories, authorised to handle the live foot-and-mouth disease virus, set out in Part A of Annex XI to that Directive.

(4) Accordingly, it is necessary to replace the entry for Spain in the list of national laboratories set out in Part A Annex XI to Directive 2003/85/EC.

(5) Part A of Annex XI to Directive 2003/85/EC should therefore be amended accordingly.

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

HAS ADOPTED THIS DECISION:

Article 1

In Part A of Annex XI to Directive 2003/85/EC, the entry for Spain is replaced by the following:

ES	Spain	— Laboratorio Central de Sanidad Animal, Algete, Madrid — Centro de Investigación en Sanidad Animal (CISA), Valdeolmos, Madrid	Spain'
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Article 2

This Decision is addressed to the Member States.

Done at Brussels, 27 June 2011.

For the Commission

John DALLI

Member of the Commission

⁽¹⁾ OJ L 306, 22.11.2003, p. 1.

COMMISSION IMPLEMENTING DECISION**of 27 June 2011****concerning the monthly payments by the EAGF of the expenditure effected by the paying agencies of the Member States for May 2011***(notified under document C(2011) 4497)**(2011/379/EU)*

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1290/2005 of 21 June 2005 on the financing of the common agricultural policy ⁽¹⁾, and in particular Article 15(2) and Article 16 thereof,

Having regard to Commission Regulation (EC) No 883/2006 of 21 June 2006 laying down detailed rules for the application of Council Regulation (EC) No 1290/2005 as regards the keeping of accounts by the paying agencies, declarations of expenditure and revenue and the conditions for reimbursing expenditure under the EAGF and the EAFRD ⁽²⁾, and in particular Article 9 thereof,

After consulting the Committee on the Agricultural Funds,

Whereas:

- (1) In accordance with Articles 14(1) and 15(2) of Regulation (EC) No 1290/2005, the Commission decides on the monthly payments to reimburse to the Member States the expenditure effected by accredited paying agencies during a reference period under the European Agricultural Guarantee Fund (EAGF), and makes the necessary financial resources available to them. That decision is taken on the basis of information supplied to the Commission by the Member States pursuant to Article 8(1) of Regulation (EC) No 1290/2005 and Article 4 of Regulation (EC) No 883/2006.
- (2) Pursuant to Article 17(1) and (2) of Regulation (EC) No 1290/2005 the Commission may, without prejudice to the decisions referred to in Articles 30 and 31 of that Regulation in connection with the clearance of accounts, reduce or temporarily suspend monthly payments to the Member States where, on the basis of the declarations of expenditure or the information supplied by them, it is unable to establish that the commitment of funds is in conformity with the applicable Community rules. Before

doing so, the Commission must have given the Member States concerned an opportunity to submit their comments.

- (3) The Commission must ensure compliance by the Member States with the conditions and time limits laid down in Community legislation for the payment of aid or premiums to beneficiaries as an element in the correctness of such expenditure. It is required, pursuant to Article 16 of Regulation (EC) No 1290/2005, to consider ineligible any payments made outside the deadlines laid down by Community legislation. In doing so, the Commission must reduce the amount of the monthly payments granted to the Member States and adjust the financial impact of the reduction in proportion to the delay in payment by applying the different rates provided for in Article 9(1) and (2) of Regulation (EC) No 883/2006. It nevertheless applies, pursuant to Article 9(3) of that Regulation, lower reductions or none at all if exceptional management conditions are encountered for certain measures or if justified reasons are advanced by the concerned Member States.
- (4) The Commission has noted that some of the expenditure effected up to 31 March 2011 by Belgium, Germany, Ireland, Greece, Spain, France, Italy, the Netherlands, Portugal, Romania, Slovakia, and the United Kingdom occurred after the statutory time limits.
- (5) The Commission considers that particular management problems have occurred in the case of certain measures or that valid explanations have been provided by Belgium, Germany, France, the Netherlands, and the United Kingdom and that it is therefore appropriate to apply in those cases lower or zero reductions as specified below.
- (6) The following payments made outside of the statutory time limits should be deducted from the monthly payments to be made to the Member States concerned: EUR 13 215,75 for Ireland, EUR 1 599 146,78 for Greece, EUR 1 678 840,21 for Spain, EUR 6 820 961,97 for France, EUR 1 238 597,55 for Italy, EUR 1 840 302,79 for Portugal, EUR 82 816,73 for Romania, EUR 346 334,22 for Slovakia and EUR 156 316,53 for the United Kingdom.
- (7) The Member States concerned have been informed of the proposed reductions. They have been asked to provide information and present their own viewpoint. The reductions were calculated in the light of the information received by the Commission,

⁽¹⁾ OJ L 209, 11.8.2005, p. 1.

⁽²⁾ OJ L 171, 23.6.2006, p. 1.

HAS ADOPTED THIS DECISION:

Article 2

This Decision is addressed to the Member States.

Article 1

The monthly payments to cover the expenditure effected by the paying agencies of the Member States, under the EAGF, for May 2011 are hereby fixed in accordance with the table shown in the Annex hereto.

Done at Brussels, 27 June 2011.

This Decision is without prejudice to further decisions which the Commission may take in the framework of the clearance of accounts and conformity clearance procedures, and of the procedures foreseen by Articles 17 and 17a of Regulation (EC) No 1290/2005.

For the Commission

Dacian CIOLOȘ

Member of the Commission

ANNEX

	(EUR)
BELGIUM	6 410 000
BULGARIA	16 630 000
CZECH REPUBLIC	1 540 000
DENMARK	1 040 000
GERMANY	15 290 000
ESTONIA	560 000
IRELAND	9 640 000
GREECE	9 870 000
SPAIN	111 790 000
FRANCE	79 950 000
ITALY	168 260 000
CYPRUS	1 439 000
LATVIA	2 280 000
LITHUANIA	6 570 000
LUXEMBOURG	59 000
HUNGARY	17 480 000
MALTA	92 000
NETHERLANDS	40 450 000
AUSTRIA	970 000
POLAND	61 270 000
PORTUGAL	27 190 000
ROMANIA	58 430 000
SLOVENIA	1 190 000
SLOVAKIA	4 230 000
FINLAND	300 000
SWEDEN	– 1 470 000
UNITED KINGDOM	101 780 000

CORRIGENDA**Corrigendum to Commission Regulation (EU) No 420/2011 of 29 April 2011 amending Regulation (EC) No 1881/2006 setting maximum levels for certain contaminants in foodstuffs***(Official Journal of the European Union L 111 of 30 April 2011)*

On page 6, Annex, point 5, in the header of the table:

for: 'mg/kg',

read: 'µg/kg'.

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