

Official Journal

of the European Union

L 219



English edition

Legislation

Volume 55

17 August 2012

Contents

II *Non-legislative acts*

REGULATIONS

- ★ **Council Implementing Regulation (EU) No 742/2012 of 16 August 2012 implementing Article 32(1) of Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria** 1
- ★ **Commission Implementing Regulation (EU) No 743/2012 of 9 August 2012 entering a name in the register of protected designations of origin and protected geographical indications 盐城龙虾 (Yancheng Long Xia) (PGI)** 3
- ★ **Commission Regulation (EU) No 744/2012 of 16 August 2012 amending Annexes I and II to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for arsenic, fluorine, lead, mercury, endosulfan, dioxins, *Ambrosia* spp., diclazuril and lasalocid A sodium and action thresholds for dioxins ⁽¹⁾** 5
- ★ **Commission Implementing Regulation (EU) No 745/2012 of 16 August 2012 fixing the coefficients applicable to cereals exported in the form of Scotch whisky for the period 2012/2013** 13
- ★ **Commission Implementing Regulation (EU) No 746/2012 of 16 August 2012 approving the active substance *Adoxophyes orana granulovirus*, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 ⁽¹⁾** 15
- Commission Implementing Regulation (EU) No 747/2012 of 16 August 2012 establishing the standard import values for determining the entry price of certain fruit and vegetables 19

Price: EUR 3

(Continued overleaf)

⁽¹⁾ Text with EEA relevance

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.

DECISIONS

- ★ **Council Implementing Decision 2012/478/CFSP of 16 August 2012 implementing Decision 2011/782/CFSP concerning restrictive measures against Syria** 21

- 2012/479/EU:
- ★ **Commission Implementing Decision of 14 August 2012 amending Decision 2007/777/EC as regards the entries for Israel in the lists of third countries from which certain meat products may be introduced into the Union (notified under document C(2012) 5703) ⁽¹⁾**..... 23



⁽¹⁾ Text with EEA relevance

II

(Non-legislative acts)

REGULATIONS

COUNCIL IMPLEMENTING REGULATION (EU) No 742/2012

of 16 August 2012

implementing Article 32(1) of Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Regulation (EU) No 36/2012 ⁽¹⁾, and in particular Article 32(1) thereof,

Whereas:

(1) On 18 January 2012, the Council adopted Regulation (EU) No 36/2012.

(2) In accordance with Council Implementing Decision 2012/478/CFSP of 16 August 2012 implementing

Decision 2011/782/CFSP concerning restrictive measures against Syria ⁽²⁾, an additional entity should be included in the list of natural and legal persons, entities or bodies subject to restrictive measures set out in Annex II to Regulation (EU) No 36/2012,

HAS ADOPTED THIS REGULATION:

Article 1

The entity listed in the Annex to this Regulation shall be added to the list set out in Annex II to Regulation (EU) No 36/2012.

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, 16 August 2012.

*For the Council**The President*

A. D. MAVROYIANNIS

⁽¹⁾ OJ L 16, 19.1.2012, p. 1.

⁽²⁾ See page 21 of this Official Journal.

ANNEX

ENTITY REFERRED TO IN ARTICLE 1

Entity

	Name	Identifying information	Reasons	Date of listing
1.	Drex Technologies Holding S.A.	Registered in Luxembourg under number B77616, formerly established at the following address: 17, rue Beaumont L-1219 Luxembourg.	The beneficial owner of Drex Technologies Holding S.A. is Rami Makhlouf, who is listed under EU sanctions for providing financial support to the Syrian regime.	16.8.2012

COMMISSION IMPLEMENTING REGULATION (EU) No 743/2012**of 9 August 2012****entering a name in the register of protected designations of origin and protected geographical indications 盐城龙虾 (Yancheng Long Xia) (PGI)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and food-stuffs ⁽¹⁾, and in particular the first subparagraph of Article 7(4) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 6(2) of Regulation (EC) No 510/2006, China's application to register the name '盐城龙虾' (Yancheng Long Xia) was published in the *Official Journal of the European Union* ⁽²⁾.

- (2) As no statement of objection under Article 7 of Regulation (EC) No 510/2006 has been received by the Commission, that name should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

Article 1

The name contained in the Annex to this Regulation is hereby entered in the register.

Article 2

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

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

Done at Brussels, 9 August 2012.

*For the Commission,
On behalf of the President,
Andris PIEBALGS
Member of the Commission*

⁽¹⁾ OJ L 93, 31.3.2006, p. 12.

⁽²⁾ OJ C 359, 9.12.2011, p. 17.

ANNEX

Agricultural products intended for human consumption listed in Annex I to the Treaty:

Class 1.7. Fresh fish, molluscs and crustaceans and products derived therefrom

CHINA

盐城龙虾 (Yancheng Long Xia) (PGI)

COMMISSION REGULATION (EU) No 744/2012

of 16 August 2012

amending Annexes I and II to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for arsenic, fluorine, lead, mercury, endosulfan, dioxins, *Ambrosia* spp., diclazuril and lasalocid A sodium and action thresholds for dioxins

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Directive 2002/32/EC of the European Parliament and of the Council of 7 May 2002 on undesirable substances in animal feed⁽¹⁾, and in particular Article 8(1) thereof,

Whereas:

- (1) Directive 2002/32/EC provides that the use of products intended for animal feed which contain levels of undesirable substances exceeding the maximum levels laid down in Annex I to that Directive is prohibited. Its Annex II sets action thresholds triggering investigations in cases of increased levels of such substances.
- (2) Higher maximum levels (MLs) of arsenic, fluorine, lead and mercury have been established for the feed material calcium carbonate and higher MLs of arsenic and fluorine for the feed material magnesium oxide but not for the feed material calcium and magnesium carbonate, which is the natural mixture of calcium carbonate and magnesium carbonate. For reasons of consistency, it is appropriate to align the MLs for arsenic, fluorine, lead and mercury in the feed material calcium and magnesium carbonate with the existing MLs in calcium carbonate.
- (3) The European Food Safety Authority (EFSA) concluded in its Scientific Opinion on safety and efficacy of di copper chloride trihydroxide (tribasic copper chloride, TBCC) as feed additive⁽²⁾ that it would be appropriate to set the same ML of arsenic in this additive as the ML of arsenic in cupric sulphate pentahydrate and cupric carbonate. It is appropriate to modify the ML of arsenic in di copper chloride trihydroxide.
- (4) Certain compound feed for pet animals contain a significant proportion of the feed materials fish, other aquatic animals and products derived thereof and/or seaweed meal. These feed materials contain a high level of total arsenic. However the presence of arsenic in these feed materials is mainly as organic arsenic, which is the less toxic form. It is therefore appropriate to modify the ML of arsenic applicable to complementary and complete feed for pet animals, containing fish, other aquatic animals and products derived thereof and/or seaweed meal.
- (5) The two zeolite minerals, natrolite and clinoptilolite are the active constituents of natrolite-phonolite (E566) and clinoptilolite of volcanic origin (E567). Therefore it is appropriate to apply the same ML for lead in natrolite-phonolite (E566) as in clinoptilolite of volcanic origin (E567).
- (6) In view of increasing the sustainability of the *Salmonids* fish farming, fish oil is progressively replaced by the use of vegetable oils. However, this substitution, which would very favourable influence the sustainability of the marine environment, is in some cases not possible, because of the very low ML for endosulfan in complete feed for fish. At a request from the Commission the European Food Safety Authority (EFSA) delivered a scientific opinion. In its statement on oral toxicity of endosulfan in fish⁽³⁾, EFSA stated that no significant adverse effects were observed in fish (Atlantic salmon) exposed up to 0,1 mg/kg endosulfan in feed in open-sea cages and only minor adverse effects were observed in Salmon exposed to levels higher than the current ML in feed in tanks. From a limited study, there are some indications that exposure of Nile tilapia to endosulfan via feed in tanks caused adverse effects. Therefore it is appropriate to propose a higher ML for endosulfan in complete feed for *Salmonids*, to favour the evolution for increased sustainability of the fish farming without resulting in adverse effects for fish health and human health.
- (7) Recent data indicate that the dioxin levels in crustacea meal, which is a by-product from food production and is used mainly in feed for ornamental fish at a level of 1 % to 3 % in the feed, are higher than the current ML. In order to enable the use of this meal for feed and to reduce the quantity of food waste without endangering animal and public health, it is appropriate to slightly increase the ML for dioxins in crustacea meal.

⁽¹⁾ OJ L 140, 30.5.2002, p. 10.

⁽²⁾ EFSA Panel on Additives and Products or Substances used in Animal Feed (FEEDAP); Scientific Opinion on safety and efficacy of di copper chloride tri hydroxide (tribasic copper chloride, TBCC) as feed additive for all species. *EFSA Journal* 2011; 9(9):2355. [18 pp.] doi:10.2903/j.efsa.2011.2355. Available online: www.efsa.europa.eu/efsajournal

⁽³⁾ *EFSA Journal* 2011; 9(4):2131. Available online: www.efsa.europa.eu/efsajournal

- (8) Directive 2002/32/EC has the objective to avoid the dissemination of viable seeds of *Ambrosia* spp. in the environment. Since the milling or the crushing destroys the germination capacity of the seeds, there is no need to clean the grains and seeds containing non-compliant levels of seeds of *Ambrosia* spp. before milling or crushing, on the condition that prevention measures are taken to avoid dissemination of *Ambrosia* spp. seeds into the environment during transport, storage or processing.
- (9) As regards the coccidiostats diclazuril and lasalocid A sodium, amendments should be made to take into account the recently granted authorisations of these substances provided for by Commission Regulation (EU) No 169/2011 of 23 February 2011 concerning the authorisation of diclazuril as a feed additive for guinea fowls (holder of authorisation Janssen Pharmaceutica N.V.) ⁽¹⁾, Commission Implementing Regulation (EU) No 888/2011 of 5 September 2011 concerning the authorisation of diclazuril as a feed additive for turkeys for fattening (holder of authorisation Janssen Pharmaceutica N.V.) and amending Regulation (EC) No 2430/1999 ⁽²⁾ and Commission Implementing Regulation (EU) No 900/2011 of 7 September 2011 concerning the authorisation of lasalocid A sodium as a feed additive for pheasants, guinea fowl, quails and partridges other than laying birds (holder of authorisation Alpharma (Belgium) BVBA) ⁽³⁾.
- (10) Given that an increase of the ML for dioxins in crustacea meal is proposed, it is appropriate that also the action threshold applicable to crustacea meal provided for in Annex II to Directive 2002/32/EC is correspondingly increased.
- (11) The measures provided for in this Regulation are in accordance with the opinion of Standing Committee on the Food Chain and Animal Health and neither the European Parliament nor the Council has opposed them,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and II to Directive 2002/32/EC are amended in accordance with the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 16 August 2012.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 49, 24.2.2011, p. 6.

⁽²⁾ OJ L 229, 6.9.2011, p. 9.

⁽³⁾ OJ L 231, 8.9.2011, p. 15.

ANNEX

(1) Annex I to Directive 2002/32/EC is amended as follows:

(a) row 1 of Section I, Arsenic, is replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
'1. Arsenic ⁽¹⁾	Feed materials	2
	with the exception of:	
	— meal made from grass, from dried lucerne and from dried clover, and dried sugar beet pulp and dried molasses sugar beet pulp,	4
	— palm kernel expeller,	4 ⁽²⁾
	— phosphates and calcareous marine algae,	10
	— calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾ ,	15
	— magnesium oxide; magnesium carbonate,	20
	— fish, other aquatic animals and products derived thereof,	25 ⁽²⁾
	— seaweed meal and feed materials derived from seaweed.	40 ⁽²⁾
	Iron particles used as tracer.	50
	Feed additives belonging to the functional group of compounds of trace elements	30
	with the exception of:	
	— cupric sulphate pentahydrate; cupric carbonate; di copper chloride trihydroxide,	50
	— zinc oxide; manganous oxide; cupric oxide.	100
	Complementary feed	4
	with the exception of:	
	— mineral feed,	12
	— complementary feed for pet animals containing fish, other aquatic animals and products derived thereof and/or seaweed meal and feed materials derived from seaweed.	10 ⁽²⁾
	Complete feed	2
	with the exception of:	
	— complete feed for fish and fur animals,	10 ⁽²⁾
	— complete feed for pet animals containing fish, other aquatic animals and products derived thereof and/or seaweed meal and feed materials derived from seaweed.	10 ⁽²⁾

(b) row 3 of Section I, Fluorine, row 4 of Section I, Lead, and row 5 of Section I, Mercury, are replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
3. Fluorine ⁽⁷⁾	Feed materials	150
	with the exception of:	
	— feed materials of animal origin except marine crustaceans such as marine krill,	500
	— marine crustaceans such as marine krill,	3 000
	— phosphates,	2 000
	— calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾ ,	350
	— magnesium oxide,	600
	— calcareous marine algae.	1 000
	Vermiculite (E 561).	3 000
	Complementary feed:	
	— containing ≤ 4 % phosphorus ⁽⁸⁾ ,	500
	— containing > 4 % phosphorus ⁽⁸⁾ .	125 per 1 % phosphorus ⁽⁸⁾
	Complete feed	150
	with the exception of:	
	— complete feed for pigs,	100
	— complete feed for poultry (except chicks) and fish,	350
	— complete feed for chicks,	250
	— complete feed for cattle, sheep and goats	
4. Lead	- - in lactation,	30
	- - other.	50
	Feed materials	10
	with the exception of:	
	— forage ⁽³⁾ ,	30
	— phosphates and calcareous marine algae,	15
	— calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾ ,	20
	— yeasts.	5
	Feed additives belonging to the functional group of compounds of trace elements	100
	with the exception of:	
	— zinc oxide,	400
	— manganous oxide, ferrous carbonate, cupric carbonate.	200
	Feed additives belonging to the functional groups of binders and anti-caking agents	30

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
	with the exception of:	
	— clinoptilolite of volcanic origin; natrolite-phonolite,	60
	Premixtures ⁽⁶⁾	200
	Complementary feed	10
	with the exception of:	
	— mineral feed.	15
	Complete feed.	5
5. Mercury ⁽⁴⁾	Feed materials	0,1
	with the exception of:	
	— fish, other aquatic animals and products derived thereof,	0,5
	— calcium carbonate; calcium and magnesium carbonate ⁽¹⁰⁾ .	0,3
	Compound feed	0,1
	with the exception of:	
	— mineral feed,	0,2
	— compound feed for fish,	0,2
	— compound feed for dogs, cats and fur animals.	0,3'

(c) in Section I, the following endnote is added:

⁽¹⁰⁾ Calcium and magnesium carbonate refers to the natural mixture of calcium carbonate and magnesium carbonate as described in Commission Regulation (EU) No 575/2011 of 16 June 2011 on the Catalogue of feed materials (OJ L 159, 17.6.2011, p. 25).';

(d) row 6 of Section IV, Endosulfan (sum of alpha- and beta-isomers and of endosulfansulphate expressed as endosulfan), is replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
'6. Endosulfan (sum of alpha- and beta- isomers and of endosulfansulphate expressed as endosulfan)	Feed materials and compound feed	0,1
	with the exception of:	
	— maize and maize products derived from the processing thereof,	0,2
	— oilseeds and products derived from the processing thereof, except crude vegetable oil,	0,5
	— crude vegetable oil,	1,0
	— complete feed for fish except for <i>Salmonids</i> ,	0,005
	— complete feed for <i>Salmonids</i> .	0,05'

- (e) row 1 of Section V, Dioxins [sum of polychlorinated dibenzo-*para*-dioxins (PCDDs) and polychlorinated dibenzofurans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, using the WHO-TEFs (toxic equivalency factors, 2005)], is replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in ng WHO-PCDD/F-TEQ/kg (ppt) ⁽¹⁾ , relative to a feed with a moisture content of 12 %
‘1. Dioxins [sum of polychlorinated dibenzo- <i>para</i> -dioxins (PCDDs) and polychlorinated dibenzofurans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, using the WHO-TEFs (toxic equivalency factors, 2005) ⁽²⁾]	Feed materials of plant origin	0,75
	with the exception of:	
	— vegetable oils and their by-products.	0,75
	Feed materials of mineral origin	0,75
	Feed materials of animal origin:	
	— Animal fat, including milk fat and egg fat,	1,50
	— Other land animal products including milk and milk products and eggs and egg products.	0,75
	— Fish oil,	5,0
	— Fish, other aquatic animals, and products derived thereof with the exception of fish oil, hydrolysed fish protein containing more than 20 % fat ⁽³⁾ and crustacea meal,	1,25
	— Hydrolysed fish protein containing more than 20 % fat; crustacea meal.	1,75
	The feed additives kaolinitic clay, vermiculite, natrolite-phonolite, synthetic calcium aluminates and clinoptilolite of sedimentary origin belonging to the functional groups of binders and anti-caking agents.	0,75
	Feed additives belonging to the functional group of compounds of trace elements.	1,0
	Premixtures	1,0
	Compound feed	0,75
	with the exception of:	
	— compound feed for pet animals and fish,	1,75
	— compound feed for fur animals.	—

- (f) row 11 of Section VI, Seeds from *Ambrosia* spp., is replaced by the following:

Undesirable substance	Products intended for animal feed	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
‘11. Seeds from <i>Ambrosia</i> spp.	Feed materials ⁽³⁾	50
	with the exception of	
	— Millet (grains of <i>Panicum miliaceum</i> L.) and sorghum (grains of <i>Sorghum bicolor</i> (L) Moench s.l.) not directly fed to animals ⁽³⁾ .	200
	Compound feed containing unground grains and seeds.	50

(g) in Section VI, the following endnote is added:

‘⁽³⁾ In case unequivocal evidence is provided that the grains and seeds are intended for milling or crushing, there is no need to perform a cleaning of the grains and seeds containing non-compliant levels of seeds of *Ambrosia* spp. before milling or crushing. Prevention measures shall be taken to avoid dissemination of *Ambrosia* spp. seeds into the environment during transport, storage or processing of these seeds and grains.’;

(h) row 2 of Section VII, Diclazuril, is replaced by the following:

Coccidiostat	Products intended for animal feed ⁽¹⁾	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
‘2. Diclazuril	Feed materials	0,01
	Compound feed for	
	— laying birds and chickens reared for laying (> 16 weeks),	0,01
	— rabbits for fattening and breeding for the period before slaughter in which the use of diclazuril is prohibited (withdrawal feed),	0,01
	— other animal species other than chickens reared for laying (< 16 weeks), chickens for fattening, guinea fowl and turkeys for fattening.	0,03
	Premixtures for use in feed in which the use of diclazuril is not authorised.	⁽²⁾

(i) row 4 of Section VII, Lasalocid A sodium, is replaced by the following:

Coccidiostat	Products intended for animal feed ⁽¹⁾	Maximum content in mg/kg (ppm) relative to a feed with a moisture content of 12 %
‘4. Lasalocid A sodium	Feed materials	1,25
	Compound feed for	
	— dogs, calves, rabbits, equine species, dairy animals, laying birds, turkeys (> 16 weeks) and chickens reared for laying (> 16 weeks),	1,25
	— chickens for fattening, chickens reared for laying (< 16 weeks) and turkeys (< 16 weeks) for the period before slaughter in which the use of lasalocid A sodium is prohibited (withdrawal feed),	1,25
	— pheasants, guinea fowl, quails and partridges (except laying birds) for the period before slaughter in which the use of lasalocid A sodium is prohibited (withdrawal feed),	1,25
	— other animal species.	3,75
	Premixtures for use in feed in which the use of lasalocid A sodium is not authorised.	⁽²⁾

- (2) row 1, Dioxins [sum of polychlorinated dibenzo-*para*-dioxins (PCDDs), polychlorinated dibenzofurans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, using the WHO-TEFs (toxic equivalency factors, 2005)] of the Section: Dioxins and PCBs, of Annex II to Directive 2002/32/EC is replaced by the following:

Undesirable substances	Products intended for animal feed	Action threshold in ng WHO-PCDD/F-TEQ/kg (ppt) ⁽²⁾ , relative to a feed with a moisture content of 12 %	Comments and additional information (e.g. nature of investigations to be performed)
1. Dioxins [sum of polychlorinated dibenzo- <i>para</i> -dioxins (PCDDs), polychlorinated dibenzofurans (PCDFs) expressed in World Health Organisation (WHO) toxic equivalents, using the WHO-TEFs (toxic equivalency factors, 2005) ⁽¹⁾]	Feed materials of plant origin	0,5	⁽³⁾
	with the exception of:		
	— vegetable oils and their by-products.	0,5	⁽³⁾
	Feed materials of mineral origin	0,5	⁽³⁾
	Feed materials of animal origin:		
	— Animal fat, including milk fat and egg fat,	0,75	⁽³⁾
	— Other land animal products including milk and milk products and eggs and egg products,	0,5	⁽³⁾
	— Fish oil,	4,0	⁽⁴⁾
	— Fish, other aquatic animals and products derived thereof with the exception of fish oil, hydrolysed fish protein containing more than 20 % fat and crustacea meal,	0,75	⁽⁴⁾
	— Hydrolysed fish protein containing more than 20 % fat; crustacea meal.	1,25	⁽⁴⁾
	Feed additives belonging to the functional groups of binders and anti-caking agents	0,5	⁽³⁾
	Feed additives belonging to the functional group of compounds of trace elements	0,5	⁽³⁾
	Premixtures	0,5	⁽³⁾
	Compound feed with the exception of:	0,5	⁽³⁾
	— compound feed for pet animals and fish,	1,25	⁽⁴⁾
	— compound feed for fur animals.	—	

COMMISSION IMPLEMENTING REGULATION (EU) No 745/2012**of 16 August 2012****fixing the coefficients applicable to cereals exported in the form of Scotch whisky for the period 2012/2013**

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 1670/2006 of 10 November 2006 laying down certain detailed rules for the application of Council Regulation (EC) No 1784/2003 as regards the fixing and granting of adjusted refunds in respect of cereals exported in the form of certain spirit drinks ⁽²⁾, and in particular Article 5 thereof,

Whereas:

- (1) Article 4(1) of Regulation (EC) No 1670/2006 lays down that the quantities of cereals eligible for the refund are to be the quantities placed under control and distilled, weighted by a coefficient to be fixed annually for each Member State concerned. The coefficient is to express the average ratio between the total quantities exported and the total quantities marketed of the spirit drink concerned, on the basis of the trend noted in those quantities during the number of years corresponding to the average ageing period of the spirit drink in question.
- (2) According to the information provided by the United Kingdom in respect of the period 1 January to 31 December 2011, the average ageing period for Scotch whisky in 2011 was eight years.

(3) Commission Implementing Regulation (EU) No 1094/2011 of 28 October 2011 fixing the coefficients applicable to cereals exported in the form of Scotch whisky for the period 2011/2012 ⁽³⁾ has exhausted its effects, as it concerns the coefficients applicable for the year 2011/2012. The coefficients for the period 1 October 2012 to 30 September 2013 should therefore be fixed accordingly.

(4) Article 10 of Protocol 3 to the Agreement on the European Economic Area excludes the grant of refunds in respect of exports to Liechtenstein, Iceland and Norway. Moreover, the Union has concluded agreements abolishing export refunds with certain third countries. Under the terms of Article 7(2) of Regulation (EC) No 1670/2006, this should be taken into account in calculating the coefficients for 2012/2013,

HAS ADOPTED THIS REGULATION:

Article 1

For the period 1 October 2012 to 30 September 2013, the coefficients provided for in Article 4 of Regulation (EC) No 1670/2006 applying to cereals used in the United Kingdom for manufacturing Scotch whisky shall be as set out in the Annex to this Regulation.

Article 2

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

It shall apply from 1 October 2012 to 30 September 2013.

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

Done at Brussels, 16 August 2012.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 299, 16.11.2007, p. 1.

⁽²⁾ OJ L 312, 11.11.2006, p. 33.

⁽³⁾ OJ L 283, 29.10.2011, p. 30.

ANNEX

Coefficients applicable in the United Kingdom		
Period of application	Coefficient applicable	
	to malted barley used in the production of malt whisky	to cereals used in the production of grain whisky
From 1 October 2012 to 30 September 2013	0,229	0,152

COMMISSION IMPLEMENTING REGULATION (EU) No 746/2012

of 16 August 2012

approving the active substance *Adoxophyes orana granulovirus*, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC ⁽¹⁾, and in particular Article 13(2) and Article 78(2) thereof,

Whereas:

- (1) In accordance with Article 80(1)(a) of Regulation (EC) No 1107/2009, Council Directive 91/414/EEC ⁽²⁾ is to apply, with respect to the procedure and the conditions for approval, to active substances for which a decision has been adopted in accordance with Article 6(3) of that Directive before 14 June 2011. For *Adoxophyes orana granulovirus* the conditions of Article 80(1)(a) of Regulation (EC) No 1107/2009 are fulfilled by Commission Decision 2007/669/EC ⁽³⁾.
- (2) In accordance with Article 6(2) of Directive 91/414/EEC Germany received on 29 November 2004 an application from Andermatt Biocontrol GmbH for the inclusion of the active substance *Adoxophyes orana granulovirus* in Annex I to Directive 91/414/EEC. Decision 2007/669/EC confirmed that the dossier was 'complete' in the sense that it could be considered as satisfying, in principle, the data and information requirements of Annexes II and III to Directive 91/414/EEC.
- (3) For that active substance, the effects on human and animal health and the environment have been assessed, in accordance with the provisions of Article 6(2) and (4) of Directive 91/414/EEC, for the uses proposed by the applicant. The designated rapporteur Member State submitted a draft assessment report on 13 August 2008.
- (4) The draft assessment report was peer reviewed by the Member States and the European Food Safety Authority (hereinafter 'the Authority'). The Authority presented to the Commission its conclusion on the peer review of the pesticide risk assessment of the active substance *Adoxophyes orana granulovirus* ⁽⁴⁾ on 4 April 2012. The draft assessment report was reviewed by the Member

States and the Commission within the Standing Committee on the Food Chain and Animal Health and was finalised on 13 July 2012 in the format of the Commission review report for *Adoxophyes orana granulovirus*.

- (5) It has appeared from the various examinations made that plant protection products containing *Adoxophyes orana granulovirus* may be expected to satisfy, in general, the requirements laid down in Article 5(1)(a) and (b) and Article 5(3) of Directive 91/414/EEC, in particular with regard to the uses which were examined and detailed in the Commission review report. It is therefore appropriate to approve *Adoxophyes orana granulovirus*.
- (6) Without prejudice to the obligations provided for in Regulation (EC) No 1107/2009 as a consequence of approval, taking into account the specific situation created by the transition from Directive 91/414/EEC to Regulation (EC) No 1107/2009, the following should, however, apply. Member States should be allowed a period of six months after approval to review authorisations of plant protection products containing *Adoxophyes orana granulovirus*. Member States should, as appropriate, vary, replace or withdraw authorisations. By way of derogation from that deadline, a longer period should be provided for the submission and assessment of the update of the complete Annex III dossier, as set out in Directive 91/414/EEC, of each plant protection product for each intended use in accordance with the uniform principles.
- (7) The experience gained from inclusions in Annex I to Directive 91/414/EEC of active substances assessed in the framework of Commission Regulation (EEC) No 3600/92 of 11 December 1992 laying down the detailed rules for the implementation of the first stage of the programme of work referred to in Article 8(2) of Council Directive 91/414/EEC concerning the placing of plant protection products on the market ⁽⁵⁾ has shown that difficulties can arise in interpreting the duties of holders of existing authorisations in relation to access to data. In order to avoid further difficulties it therefore appears necessary to clarify the duties of the Member States, especially the duty to verify that the holder of an authorisation demonstrates access to a dossier satisfying the requirements of Annex II to that Directive. However, this clarification does not impose any new obligations on Member States or holders of authorisations compared to the directives which have been adopted until now amending Annex I to that Directive or the Regulations approving active substances.

⁽¹⁾ OJ L 309, 24.11.2009, p. 1.

⁽²⁾ OJ L 230, 19.8.1991, p. 1.

⁽³⁾ OJ L 274, 18.10.2007, p. 15.

⁽⁴⁾ EFSA Journal 2012; 10(4):2654. Available online: www.efsa.europa.eu

⁽⁵⁾ OJ L 366, 15.12.1992, p. 10.

- (8) In accordance with Article 13(4) of Regulation (EC) No 1107/2009, the Annex to Commission Implementing Regulation (EU) No 540/2011 of 25 May 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards the list of approved active substances ⁽¹⁾ should be amended accordingly.
- (9) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS REGULATION:

Article 1

Approval of active substance

The active substance *Adoxophyes orana granulovirus*, as specified in Annex I, is approved subject to the conditions laid down in that Annex.

Article 2

Re-evaluation of plant protection products

1. Member States shall in accordance with Regulation (EC) No 1107/2009, where necessary, amend or withdraw existing authorisations for plant protection products containing *Adoxophyes orana granulovirus* as an active substance by 31 July 2013.

By that date they shall in particular verify that the conditions in Annex I to this Regulation are met, with the exception of those identified in the column on specific provisions of that Annex, and that the holder of the authorisation has, or has access to, a dossier satisfying the requirements of Annex II to Directive 91/414/EEC in accordance with the conditions of Article 13(1) to (4) of that Directive and Article 62 of Regulation (EC) No 1107/2009.

2. By way of derogation from paragraph 1, for each authorised plant protection product containing *Adoxophyes orana granulovirus* as either the only active substance or as one of several active substances, all of which were listed in the

Annex to Implementing Regulation (EU) No 540/2011 by 31 January 2013 at the latest, Member States shall re-evaluate the product in accordance with the uniform principles, as referred to in Article 29(6) of Regulation (EC) No 1107/2009, on the basis of a dossier satisfying the requirements of Annex III to Directive 91/414/EEC and taking into account the column on specific provisions of Annex I to this Regulation. On the basis of that evaluation, they shall determine whether the product satisfies the conditions set out in Article 29(1) of Regulation (EC) No 1107/2009.

Following that determination Member States shall:

- (a) in the case of a product containing *Adoxophyes orana granulovirus* as the only active substance, where necessary, amend or withdraw the authorisation by 31 July 2014 at the latest; or
- (b) in the case of a product containing *Adoxophyes orana granulovirus* as one of several active substances, where necessary, amend or withdraw the authorisation by 31 July 2014 or by the date fixed for such an amendment or withdrawal in the respective act or acts which added the relevant substance or substances to Annex I to Directive 91/414/EEC or approved that substance or substances, whichever is the latest.

Article 3

Amendments to Implementing Regulation (EU) No 540/2011

The Annex to Implementing Regulation (EU) No 540/2011 is amended in accordance with Annex II to this Regulation.

Article 4

Entry into force and date of application

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

It shall apply from 1 February 2013.

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

Done at Brussels, 16 August 2012.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 153, 11.6.2011, p. 1.

ANNEX I

Common name, identification numbers	IUPAC name	Purity ⁽¹⁾	Date of approval	Expiration of approval	Specific provisions
<i>Adoxophyes orana granulovirus</i> Culture collection No DSM BV-0001 CIPAC No 782	Not applicable	No relevant impurities	1 February 2013	31 January 2023	For the implementation of the uniform principles as referred to in Article 29(6) of Regulation (EC) No 1107/2009, the conclusions of the review report on <i>Adoxophyes orana granulovirus</i> , and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 13 July 2012 shall be taken into account.

⁽¹⁾ Further details on identity and specification of active substance are provided in the review report.

ANNEX II

In Part B of the Annex to Implementing Regulation (EU) No 540/2011, the following entry is added:

Number	Common name, identification numbers	IUPAC name	Purity (*)	Date of approval	Expiration of approval	Specific provisions
'26	<i>Adoxophyes orana granulovirus</i> Culture collection No DSM BV-0001 CIPAC No 782	Not applicable	No relevant impurities	1 February 2013	31 January 2023	For the implementation of the uniform principles as referred to in Article 29(6) of Regulation (EC) No 1107/2009, the conclusions of the review report on <i>Adoxophyes orana granulovirus</i> , and in particular Appendices I and II thereof, as finalised in the Standing Committee on the Food Chain and Animal Health on 13 July 2012 shall be taken into account.'

(*) Further details on identity and specification of active substance are provided in the review report.

COMMISSION IMPLEMENTING REGULATION (EU) No 747/2012**of 16 August 2012****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:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multi-lateral 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.

- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

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 to this Regulation.

Article 2

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

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

Done at Brussels, 16 August 2012.

*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	MK	57,4
	ZZ	57,4
0707 00 05	MK	66,1
	TR	106,1
	ZZ	86,1
0709 93 10	TR	102,9
	ZZ	102,9
0805 50 10	AR	87,7
	CL	88,4
	TR	95,0
	UY	82,8
	ZA	96,2
	ZZ	90,0
0806 10 10	BA	56,7
	EG	207,4
	MK	50,2
	TR	169,4
	ZZ	120,9
0808 10 80	AR	168,7
	BR	103,6
	CL	119,7
	NZ	114,1
	US	194,6
	ZA	91,4
	ZZ	132,0
0808 30 90	AR	111,1
	CL	165,2
	CN	80,2
	TR	145,2
	ZA	101,4
	ZZ	120,6
0809 30	TR	170,0
	ZZ	170,0
0809 40 05	BA	66,1
	IL	80,1
	ZZ	73,1

⁽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'.

DECISIONS

COUNCIL IMPLEMENTING DECISION 2012/478/CFSP

of 16 August 2012

implementing Decision 2011/782/CFSP concerning restrictive measures against Syria

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS DECISION:

Having regard to the Treaty on European Union,

Article 1

The entity listed in the Annex to this Decision shall be added to the list set out in Annex I to Decision 2011/782/CFSP.

Having regard to Decision 2011/782/CFSP ⁽¹⁾, and in particular Article 21(1) thereof,

Article 2

Whereas:

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

(1) On 1 December 2011, the Council adopted Decision 2011/782/CFSP.

Done at Brussels, 16 August 2012.

(2) An additional entity should be included in the list of persons and entities subject to restrictive measures set out in Annex I to Decision 2011/782/CFSP,

For the Council

The President

A. D. MAVROYIANNIS

⁽¹⁾ OJ L 319, 2.12.2011, p. 56.

ANNEX

ENTITY REFERRED TO IN ARTICLE 1

Entity

	Name	Identifying information	Reasons	Date of listing
1.	Drex Technologies Holding S.A.	Registered in Luxembourg under number B77616, formerly established at the following address: 17, rue Beaumont L-1219 Luxembourg.	The beneficial owner of Drex Technologies Holding S.A. is Rami Makhoul, who is listed under EU sanctions for providing financial support to the Syrian regime.	16.8.2012

COMMISSION IMPLEMENTING DECISION

of 14 August 2012

amending Decision 2007/777/EC as regards the entries for Israel in the lists of third countries from which certain meat products may be introduced into the Union

*(notified under document C(2012) 5703)***(Text with EEA relevance)**

(2012/479/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption⁽¹⁾, and in particular the introductory phrase of Article 8, the first subparagraph of point 1 of Article 8 and point 4 of Article 8 thereof,

Whereas:

- (1) Commission Decision 2007/777/EC of 29 November 2007 laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries and repealing Decision 2005/432/EC⁽²⁾ lays down rules on imports into the Union and the transit and storage in the Union of consignments of meat products and consignments of treated stomachs, bladders and intestines, as defined in Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin⁽³⁾.
- (2) Part 2 of Annex II to Decision 2007/777/EC sets out the list of third countries or parts thereof from which the introduction of meat products and treated stomachs, bladders and intestines is authorised, provided that those commodities comply with the treatment referred to in that list. Where third countries are regionalised for the purposes of inclusion in that list, their regionalised territories are set out in Part 1 of that Annex.
- (3) Part 4 of Annex II to Decision 2007/777/EC sets out the treatments referred to in Part 2 of that Annex, assigning a code to each of those treatments. That Part sets out a non-specific treatment 'A' and specific treatments 'B' to 'F' listed in descending order of severity.

- (4) Following outbreaks of highly pathogenic avian influenza in certain areas of Israel, Decision 2007/777/EC, as amended by Commission Implementing Regulation (EU) No 532/2012⁽⁴⁾, provides that imports into the Union of meat products and treated stomachs, bladders and intestines of poultry, farmed feathered game, farmed ratites and wild game birds are authorised from the areas of that third country affected by the outbreak only if they have been subjected to the specific treatment 'D', pursuant to Part 4 of Annex II to Decision 2007/777/EC. The area in Israel affected by the outbreak to which regionalisation for animal health reasons applies is listed in the table in Part 1 of Annex II to that Decision.
- (5) Israel successfully controlled the outbreaks of highly pathogenic avian influenza according to the submitted information on the favourable disease situation with respect to that disease. In addition, surveillance carried out by the competent authority in Israel during the period which has elapsed since the stamping out of the poultry on the infected poultry holdings and the cleaning and disinfection of those premises did not reveal any further spread of disease.
- (6) It is therefore appropriate to amend the entries for Israel in Parts 1 and 2 of Annex II to Decision 2007/777/EC in order to authorise imports from the whole territory of Israel into the Union of meat products and treated stomachs, bladders and intestines of poultry, farmed feathered game, farmed ratites and wild game birds which have been subjected to a non-specific treatment 'A', pursuant to Part 4 of Annex II to Decision 2007/777/EC.
- (7) Decision 2007/777/EC should therefore be amended accordingly.
- (8) 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

Annex II to Decision 2007/777/EC is amended in accordance with the Annex to this Decision.

⁽¹⁾ OJ L 18, 23.1.2003, p. 11.

⁽²⁾ OJ L 312, 30.11.2007, p. 49.

⁽³⁾ OJ L 139, 30.4.2004, p. 55.

⁽⁴⁾ OJ L 163, 22.6.2012, p. 1.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 14 August 2012.

For the Commission
John DALLI
Member of the Commission

ANNEX

Annex II to Decision 2007/777/EC is amended as follows:

- (1) in Part 1, the whole entry for Israel is deleted;
- (2) in Part 2 the entry for Israel is replaced by the following:

'IL	Israel	B	B	B	B	A	A	A	B	B	XXX	A	A	XXX'
-----	--------	---	---	---	---	---	---	---	---	---	-----	---	---	------

2012 SUBSCRIPTION PRICES (excluding VAT, including normal transport charges)

EU Official Journal, L + C series, paper edition only	22 official EU languages	EUR 1 200 per year
EU Official Journal, L + C series, paper + annual DVD	22 official EU languages	EUR 1 310 per year
EU Official Journal, L series, paper edition only	22 official EU languages	EUR 840 per year
EU Official Journal, L + C series, monthly DVD (cumulative)	22 official EU languages	EUR 100 per year
Supplement to the Official Journal (S series), tendering procedures for public contracts, DVD, one edition per week	multilingual: 23 official EU languages	EUR 200 per year
EU Official Journal, C series — recruitment competitions	Language(s) according to competition(s)	EUR 50 per year

Subscriptions to the *Official Journal of the European Union*, which is published in the official languages of the European Union, are available for 22 language versions. The Official Journal comprises two series, L (Legislation) and C (Information and Notices).

A separate subscription must be taken out for each language version.

In accordance with Council Regulation (EC) No 920/2005, published in Official Journal L 156 of 18 June 2005, the institutions of the European Union are temporarily not bound by the obligation to draft all acts in Irish and publish them in that language. Irish editions of the Official Journal are therefore sold separately.

Subscriptions to the Supplement to the Official Journal (S Series — tendering procedures for public contracts) cover all 23 official language versions on a single multilingual DVD.

On request, subscribers to the *Official Journal of the European Union* can receive the various Annexes to the Official Journal. Subscribers are informed of the publication of Annexes by notices inserted in the *Official Journal of the European Union*.

Sales and subscriptions

Subscriptions to various priced periodicals, such as the subscription to the *Official Journal of the European Union*, are available from our sales agents. The list of sales agents is available at:

http://publications.europa.eu/others/agents/index_en.htm

EUR-Lex (<http://eur-lex.europa.eu>) offers direct access to European Union legislation free of charge. The *Official Journal of the European Union* can be consulted on this website, as can the Treaties, legislation, case-law and preparatory acts.

For further information on the European Union, see: <http://europa.eu>



Publications Office of the European Union
2985 Luxembourg
LUXEMBOURG

EN