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II

(Non-legislative acts)

REGULATIONS

COUNCIL REGULATION (EU) No 967/2012

of 9 October 2012

amending Implementing Regulation (EU) No 282/2011 as regards the special schemes for non-established taxable persons supplying telecommunications services, broadcasting services or electronic services to non-taxable persons

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Council Directive 2006/112/EC of 28 November 2006 on the common system of value added tax ⁽¹⁾, and in particular Article 397 thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) Directive 2006/112/EC provides that as from 1 January 2015, all telecommunications, broadcasting and electronic services are to be taxed in the Member State in which the customer is established or has his permanent address or usual residence (hereinafter the 'Member State of consumption') regardless of where the taxable person supplying those services is established.
- (2) In order to facilitate compliance with fiscal obligations where such services are supplied to non-taxable persons, a special scheme has been put in place for taxable persons established within the Community but not in the Member State where the services are supplied (hereinafter the 'Union scheme'). The other special scheme, for taxable persons not established within the Community (hereinafter the 'non-Union scheme') currently in place, has been extended to cover all of those services. This will enable non-established taxable persons to designate a Member State of identification as a single point of electronic contact for value added tax (VAT) identification and VAT declarations.
- (3) A taxable person with establishments in more than one Member State should, under the Union scheme, be able to designate any of the Member States concerned as the Member State of identification, unless he has his place of

business within the Community. In that case the Member State of identification is where the taxable person has his place of business.

- (4) In order to avoid disproportionate burdens for taxable persons using the Union scheme, it should be clarified how a change of the Member State of identification can be effected where the taxable person changes his fixed establishment or business establishment in such a way that a change in the Member State of identification is necessary in order for him to continue using the scheme.
- (5) Telecommunications, broadcasting and electronic services supplied in Member States where the taxable person has established his business or has a fixed establishment are not covered by either of the special schemes. It should be made clear that such supplies should be declared directly to the Member State concerned.
- (6) Since both of the special schemes are optional, a non-established taxable person is able to decide at any time to cease using them. It is necessary to clarify when such decisions take effect.
- (7) However, to avoid unnecessary burdens for tax authorities, a taxable person who decides to cease using one of the special schemes should, for a certain period, be refused re-entry into that scheme.
- (8) To keep the registration details in its database up-to-date, the Member State of identification relies on the information received from the taxable person. In order to ensure that databases are updated without delay, it is necessary to lay down a time limit within which the taxable person using the special schemes should communicate any relevant information on ceasing or changing activities and on changes to any relevant information already supplied.
- (9) A VAT identification number needs to be allocated to a non-established taxable person who wants to make use of a special scheme. To prevent unintended retroactive

⁽¹⁾ OJ L 347, 11.12.2006, p. 1.

use by taxable persons who are already identified for VAT purposes, it is necessary to clarify from which moment the special schemes should apply.

- (10) To avoid doubt as to which Member State has jurisdiction, the Member State which may exclude a taxable person from using a special scheme should be specified. The circumstances in which that Member State is to take its decision on exclusion should also be specified, as should the time from which that decision takes effect.
- (11) The concept of a non-established taxable person's cessation of activities eligible for one of the special schemes should be clarified, as should the concept of persistent failure on the part of a non-established taxable person.
- (12) To promote compliance and avoid unnecessary burdens for tax authorities, a taxable person who is excluded from one of the special schemes due to persistent failure, should, for a certain period, be refused entry to any of the special schemes.
- (13) It should be made clear that where a taxable person ceases to use one of the special schemes, is excluded from one of the special schemes, or changes the Member State of identification, all tax obligations regarding return periods prior to that cessation, exclusion or change are to be discharged with the Member State which was the Member State of identification prior to the cessation, exclusion or change.
- (14) Each return period should be treated separately so as to facilitate control by the Member States of consumption and amendments should be made only to the VAT return concerned.
- (15) It is appropriate, for reasons of control, to require non-established taxable persons to submit VAT returns to Member States of identification, even where no services have been supplied during the return period. It should also be clarified that the exact amount of VAT must be stated without any rounding up or down.
- (16) It is necessary, in respect of amendments to VAT returns, to establish a time limit within which returns can be submitted electronically to the Member State of identification. Member States of consumption should, in any event, be able to accept or request relevant information directly from the taxable person and process VAT assessments according to their national rules.
- (17) Where the Member State of identification does not have the euro as its currency, non-established taxable persons should be bound by the decision of that Member State as to the currency in which all VAT returns under the special schemes should be made.
- (18) Without affecting the national rules of Member States of consumption on offsetting excess payments and for the sole purpose of ensuring efficient administration of the special schemes by the Member State of identification and avoiding an excessive administrative burden on

both that Member State and the Member States of consumption, it should be ensured that taxable persons cannot allocate amounts of VAT paid to more than one return, whether from the outset or by subsequent adjustment.

- (19) In the case of non-payment, underpayment or payment in excess made by non-established taxable persons and with regard to interest, penalties and other incidental charges, it is important to specify the respective obligations of the Member State of identification and the Member States of consumption so as to facilitate the collection of VAT and to ensure that the right amount is paid in respect of the services supplied under the special schemes.
- (20) The records kept by non-established taxable persons need to be sufficiently detailed to enable the tax authorities of Member States of consumption to verify that the VAT return is correct. What information is, as a minimum, required to be kept in such records should therefore be specified.
- (21) To facilitate the implementation of the special schemes and with a view to enabling services supplied as of 1 January 2015 to be covered by those schemes, it should be possible for non-established taxable persons to submit their registration details to the Member State which is designated by them as Member State of identification as from 1 October 2014.
- (22) Council Implementing Regulation (EU) No 282/2011 ⁽¹⁾ should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

In Implementing Regulation (EU) No 282/2011, Section 2 of Chapter XI is replaced by the following:

'SECTION 2

Special schemes for non-established taxable persons supplying telecommunications services, broadcasting services or electronic services to non-taxable persons (Articles 358 to 369k of Directive 2006/112/EC)

Subsection 1

Definitions

Article 57a

For the purposes of this Section, the following definitions shall apply:

- (1) "non-Union scheme" means the special scheme for telecommunications services, broadcasting services or electronic services supplied by taxable persons not

⁽¹⁾ OJ L 77, 23.3.2011, p. 1.

established within the Community provided for in Section 2 of Chapter 6 of Title XII of Directive 2006/112/EC;

- (2) "Union scheme" means the special scheme for telecommunications services, broadcasting services or electronic services supplied by taxable persons established within the Community but not established in the Member State of consumption provided for in Section 3 of Chapter 6 of Title XII of Directive 2006/112/EC;
- (3) "special scheme" means the "non-Union scheme" and/or the "Union scheme" as the context requires;
- (4) "taxable person" means a taxable person not established within the Community as defined in point (1) of Article 358a of Directive 2006/112/EC, or a taxable person not established in the Member State of consumption, as defined in point (1) of the first paragraph of Article 369a of that Directive.

Subsection 2

Application of the Union scheme

Article 57b

Where a taxable person using the Union scheme has established his business within the Community, the Member State in which his place of business is established shall be the Member State of identification.

Where a taxable person using the Union scheme has established his business outside the Community, but has more than one fixed establishment in the Community, he may choose any Member State in which he has a fixed establishment as the Member State of identification, in accordance with the second paragraph of Article 369a of Directive 2006/112/EC.

Subsection 3

Scope of the Union scheme

Article 57c

The Union scheme shall not apply to telecommunications, broadcasting or electronic services supplied in a Member State where the taxable person has established his business or has a fixed establishment. The supplies of those services shall be declared to the competent tax authorities of that Member State in the VAT return as provided for under Article 250 of Directive 2006/112/EC.

Subsection 4

Identification

Article 57d

When a taxable person informs the Member State of identification that he intends to make use of one of the special

schemes, that special scheme shall apply as from the first day of the following calendar quarter.

However, where the first supply of services to be covered by that special scheme takes place before the date referred to in the first paragraph, the special scheme shall apply as from the date of that first supply, provided the taxable person informs the Member State of identification of the commencement of his activities to be covered by the scheme no later than the tenth day of the month following that first supply.

Article 57e

The Member State of identification shall identify the taxable person using the Union scheme by means of his VAT identification number as referred to in Articles 214 and 215 of Directive 2006/112/EC.

Article 57f

1. Where a taxable person using the Union scheme ceases to meet the conditions of the definition laid down in point (2) of the first paragraph of Article 369a of Directive 2006/112/EC, the Member State in which he has been identified shall cease to be the Member State of identification. Where that taxable person still fulfils the conditions for using that special scheme, he shall, to continue using that scheme, indicate as the new Member State of identification the Member State in which he has established his business or, if he has not established his business in the Community, a Member State where he has a fixed establishment.

2. Where the Member State of identification changes in accordance with paragraph 1, that change shall apply as from the date on which the taxable person ceases to have a business establishment or a fixed establishment in the Member State previously indicated as the Member State of identification.

Article 57g

A taxable person using a special scheme may cease using that special scheme regardless of whether he continues to supply services which can be eligible for that special scheme. The taxable person shall inform the Member State of identification at least 15 days before the end of the calendar quarter prior to that in which he intends to cease using the scheme. Cessation shall be effective as of the first day of the next calendar quarter.

VAT obligations relating to supplies of telecommunications, broadcasting or electronic services arising after the date on which the cessation became effective shall be discharged directly with the tax authorities of the Member State of consumption concerned.

Where a taxable person ceases using a special scheme in accordance with the first paragraph, he shall be excluded from using that scheme in any Member State for two calendar quarters from the date of cessation.

Subsection 5

Reporting obligations

Article 57h

1. A taxable person shall, no later than the tenth day of the next month, inform the Member State of identification by electronic means of:

- the cessation of his activities covered by a special scheme,
- any changes to his activities covered by a special scheme whereby he no longer meets the conditions necessary for using that special scheme, and
- any changes to the information previously provided to the Member State of identification.

2. Where the Member State of identification changes in accordance with Article 57f, the taxable person shall inform both relevant Member States of the change no later than the tenth day of the month following the change of establishment. He shall communicate to the new Member State of identification the registration details required when a taxable person makes use of a special scheme for the first time.

Subsection 6

Exclusion

Article 58

Where at least one of the criteria for exclusion laid down in Article 363 or Article 369e of Directive 2006/112/EC applies to a taxable person using one of the special schemes, the Member State of identification shall exclude that taxable person from that scheme.

Only the Member State of identification can exclude a taxable person from using one of the special schemes.

The Member State of identification shall base its decision on exclusion on any information available, including information provided by any other Member State.

The exclusion shall be effective as from the first day of the calendar quarter following the day on which the decision on exclusion is sent by electronic means to the taxable person.

However where the exclusion is due to a change of place of business or fixed establishment, the exclusion shall be effective as from the date of that change.

Article 58a

A taxable person using a special scheme who has, for a period of eight consecutive calendar quarters, made no supplies of services covered by that scheme in any

Member State of consumption, shall be assumed to have ceased his taxable activities within the meaning of point (b) of Article 363 or point (b) of Article 369e of Directive 2006/112/EC respectively. This cessation shall not preclude him from using a special scheme if he recommences his activities covered by either scheme.

Article 58b

1. Where a taxable person is excluded from one of the special schemes for persistent failure to comply with the rules relating to that scheme, that taxable person shall remain excluded from using either scheme in any Member State for eight calendar quarters following the calendar quarter during which the taxable person was excluded.

2. A taxable person shall be regarded as having persistently failed to comply with the rules relating to one of the special schemes, within the meaning of point (d) of Article 363 or point (d) of Article 369e of Directive 2006/112/EC, in at least the following cases:

- (a) where reminders pursuant to Article 60a have been issued to him by the Member State of identification, for three immediately preceding calendar quarters and the VAT return has not been submitted for each and every one of these calendar quarters within 10 days after the reminder has been sent;
- (b) where reminders pursuant to Article 63a have been issued to him by the Member State of identification, for three immediately preceding calendar quarters and the full amount of VAT declared has not been paid by him for each and every one of these calendar quarters within 10 days after the reminder has been sent, except where the remaining unpaid amount is less than EUR 100 for each calendar quarter;
- (c) where following a request from the Member State of identification or the Member State of consumption and one month after a subsequent reminder by the Member State of identification, he has failed to make electronically available the records referred to in Articles 369 and 369k of Directive 2006/112/EC.

Article 58c

A taxable person who has been excluded from one of the special schemes shall discharge all VAT obligations relating to supplies of telecommunications, broadcasting or electronic services arising after the date on which the exclusion became effective directly with the tax authorities of the Member State of consumption concerned.

Subsection 7

VAT return

Article 59

1. Any return period within the meaning of Article 364 or Article 369f of Directive 2006/112/EC shall be a separate return period.

2. Where, in accordance with the second paragraph of Article 57d, a special scheme applies from the date of the first supply, the taxable person shall submit a separate VAT return for the calendar quarter during which the first supply took place.

3. Where a taxable person has been registered under each of the special schemes during a return period, he shall submit VAT returns and make the corresponding payments to the Member State of identification for each scheme in respect of the supplies made and the periods covered by that scheme.

4. Where the Member State of identification changes in accordance with Article 57f after the first day of the calendar quarter in question, the taxable person shall submit VAT returns and make corresponding payments to both the former and the new Member State of identification covering the supplies made during the respective periods in which the Member States have been Member State of identification.

Article 59a

Where a taxable person using a special scheme has supplied no services in any Member State of consumption under that special scheme during a return period, he shall submit a VAT return indicating that no supplies have been made during that period (a nil-VAT return).

Article 60

Amounts on VAT returns made under the special schemes shall not be rounded up or down to the nearest whole monetary unit. The exact amount of VAT shall be reported and remitted.

Article 60a

The Member State of identification shall remind, by electronic means, taxable persons who have failed to submit a VAT return under Article 364 or Article 369f of Directive 2006/112/EC, of their obligation to submit such a return. The Member State of identification shall issue the reminder on the tenth day following that on which the return should have been submitted, and shall inform the other Member States by electronic means that a reminder has been issued.

Any subsequent reminders and steps taken to assess and collect the VAT shall be the responsibility of the Member State of consumption concerned.

Notwithstanding any reminders issued, and any steps taken, by a Member State of consumption, the taxable person shall submit the VAT return to the Member State of identification.

Article 61

1. Changes to the figures contained in a VAT return shall, after its submission, be made only by means of amendments to that return and not by adjustments to a subsequent return.

2. The amendments referred to in paragraph 1 shall be submitted electronically to the Member State of identification within three years of the date on which the initial return was required to be submitted.

However, the rules of the Member State of consumption on assessments and amendments shall remain unaffected.

Article 61a

If a taxable person:

- (a) ceases to use one of the special schemes;
- (b) is excluded from one of the special schemes; or
- (c) changes the Member State of identification in accordance with Article 57f;

he shall submit his final VAT return and the corresponding payment, and any corrections to or late submissions of previous returns, and the corresponding payments, to the Member State which was the Member State of identification at the time of the cessation, exclusion or change.

Subsection 8

Currency

Article 61b

Where a Member State of identification whose currency is not the euro determines that VAT returns are to be made out in its national currency, that determination shall apply to the VAT returns of all taxable persons using the special schemes.

Subsection 9

Payments

Article 62

Without prejudice to the third paragraph of Article 63a, and to Article 63b, a taxable person shall make any payment to the Member State of identification.

Payments of VAT made by the taxable person under Article 367 or Article 369i of Directive 2006/112/EC shall be specific to the VAT return submitted pursuant to Article 364 or Article 369f of that Directive. Any subsequent adjustment to the amounts paid shall be effected by the taxable person only by reference to that return and may neither be allocated to another return, nor adjusted on a subsequent return. Each payment shall refer to the reference number of that specific return.

Article 63

A Member State of identification which receives a payment in excess of that resulting from the VAT return submitted under Article 364 or Article 369f of Directive 2006/112/EC shall reimburse the overpaid amount directly to the taxable person concerned.

Where a Member State of identification has received an amount in respect of a VAT return subsequently found to be incorrect, and that Member State has already distributed that amount to the Member States of consumption, those Member States of consumption shall each reimburse their respective part of any overpaid amount directly to the taxable person.

However, where overpayments relate to periods up to and including the last return period in 2018, the Member State of identification shall reimburse the relevant portion of the corresponding part of the amount retained in accordance with Article 46(3) of Regulation (EU) No 904/2010 and the Member State of consumption shall reimburse the overpayment less the amount that shall be reimbursed by the Member State of identification.

The Member States of consumption shall, by electronic means, inform the Member State of identification of the amount of those reimbursements.

Article 63a

Where a taxable person has submitted a VAT return under Article 364 or Article 369f of Directive 2006/112/EC, but no payment has been made or the payment is less than that resulting from the return, the Member State of identification shall, by electronic means on the tenth day following the latest day on which the payment should have been made in accordance with Article 367 or Article 369i of Directive 2006/112/EC, remind the taxable person of any VAT payment outstanding.

The Member State of identification shall by electronic means inform the Member States of consumption that the reminder has been sent.

Any subsequent reminders and steps taken to collect the VAT shall be the responsibility of the Member State of consumption concerned. When such subsequent reminders have been issued by a Member State of consumption, the corresponding VAT shall be paid to that Member State.

The Member State of consumption shall, by electronic means, inform the Member State of identification that a reminder has been issued.

Article 63b

Where no VAT return has been submitted, or where the VAT return has been submitted late or is incomplete or incorrect, or where the payment of VAT is late, any interest, penalties or any other charges shall be calculated and assessed by the Member State of consumption. The

taxable person shall pay such interests, penalties or any other charges directly to the Member State of consumption.

Subsection 10

Records

Article 63c

1. In order to be regarded as sufficiently detailed within the meaning of Articles 369 and 369k of Directive 2006/112/EC, the records kept by the taxable person shall contain the following information:

- (a) the Member State of consumption to which the service is supplied;
- (b) the type of service supplied;
- (c) the date of the supply of service;
- (d) the taxable amount indicating the currency used;
- (e) any subsequent increase or reduction of the taxable amount;
- (f) the VAT rate applied;
- (g) the amount of VAT payable indicating the currency used;
- (h) the date and amount of payments received;
- (i) any payments on account received before the supply of service;
- (j) where an invoice is issued, the information contained on the invoice;
- (k) the name of the customer, where known to the taxable person;
- (l) the information used to determine the place where the customer is established or has his permanent address or usually resides.

2. The information referred to in paragraph 1 shall be recorded by the taxable person in such a way that it can be made available by electronic means without delay and for each single service supplied.

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*.

It shall apply from 1 January 2015.

However, Member States shall allow non-established taxable persons to submit the information required under Article 360 or Article 369c of Directive 2006/112/EC for registration under the special schemes for non-established taxable persons supplying telecommunications services, broadcasting services or electronic services to non-taxable persons as from 1 October 2014.

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

Done at Luxembourg, 9 October 2012.

For the Council

The President

V. SHIARLY

COMMISSION IMPLEMENTING REGULATION (EU) No 968/2012

of 19 October 2012

adding to the 2012-2013 fishing quota for anchovy in the Bay of Biscay the quantities withheld by France in the fishing season 2011-2012 pursuant to Article 4(2) of Council Regulation (EC) No 847/96

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas ⁽¹⁾, and in particular Article 4(2) thereof,

Whereas:

- (1) According to Article 4(2) of Regulation (EC) No 847/96, Member States may ask the Commission, before 31 October of the year of application of a fishing quota allocated to them, to withhold a maximum of 10 % of that quota to be transferred to the following year. The Commission is to add to the relevant quota the quantity withheld.
- (2) For the 2011/2012 fishing season, Council Regulation (EU) No 716/2011 ⁽²⁾ allocated to France a quota of 2 970 tonnes of anchovy in the Bay of Biscay.
- (3) However, taking into account exchanges of fishing opportunities in accordance with Article 20(5) of Council Regulation (EC) No 2371/2002 ⁽³⁾, quota transfers in accordance with Article 4(2) of Regulation (EC) No 847/96 and/or reallocation and deduction of

fishing opportunities in accordance with Articles 37 and 105 of Council Regulation (EC) No 1224/2009 ⁽⁴⁾, the quota available to France for that stock during the 2011-2012 fishing season amounted to 6 362 tonnes.

- (4) At the end of that fishing season France reported catches of anchovy in the Bay of Biscay for a total amount of 4 198 tonnes.
- (5) France has requested pursuant to Article 4(2) of Regulation (EC) No 847/96 that part of its anchovy's quota for the 2011-2012 fishing season be withheld and transferred to the following fishing season. Within the limits indicated by that Regulation, the quantities withheld should be added to the quota established by Council Regulation (EU) No 694/2012 ⁽⁵⁾ for the 2012-2013 fishing season.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

The fishing quota for anchovy in the Bay of Biscay allocated to France by Regulation (EU) No 694/2012 shall be increased by 636 tonnes.

Country ID	Stock Id	Species	Zone name	Final quota 2011/2012	Catches 2011/2012	% final quota	Transferred quantity	Initial quota 2012/2013 R. 694/2012	Revised quota 2012/2013
FRA	ANE/08.	Anchovy	VIII (Bay of Biscay)	6 362 t	4 198 t	65,9 %	636 t	2 070 t	2 706 t

Article 2

This Regulation shall enter into force on the 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, 19 October 2012.

For the Commission
The President

José Manuel BARROSO

⁽¹⁾ OJ L 115, 9.5.1996, p. 3.

⁽²⁾ OJ L 193, 23.7.2011, p. 11.

⁽³⁾ OJ L 358, 31.12.2002, p. 59.

⁽⁴⁾ OJ L 343, 22.12.2009, p. 1.

⁽⁵⁾ OJ L 203, 31.7.2012, p. 26.

COMMISSION IMPLEMENTING REGULATION (EU) No 969/2012**of 19 October 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, 19 October 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	MA	67,8
	MK	39,0
	ZZ	53,4
0707 00 05	MK	30,8
	TR	133,0
	ZZ	81,9
0709 93 10	TR	116,6
	ZZ	116,6
0805 50 10	AR	87,1
	CL	97,2
	TR	89,8
	ZA	92,9
	ZZ	91,8
0806 10 10	BR	277,7
	MK	80,9
	TR	149,0
	ZZ	169,2
0808 10 80	AR	216,2
	MK	29,8
	NZ	139,3
	US	143,5
	ZA	93,1
	ZZ	124,4
0808 30 90	CN	92,8
	TR	113,5
	ZZ	103,2

⁽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 970/2012

of 19 October 2012

fixing the allocation coefficient to be applied to applications for import licences for olive oil lodged from 15 to 16 October 2012 under the Tunisian tariff quota and suspending the issue of import licences for the month of October 2012

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 1301/2006 of 31 August 2006 laying down common rules for the administration of import tariff quotas for agricultural products managed by a system of import licences ⁽²⁾, and in particular Article 7(2) thereof,

Whereas:

- (1) Article 3(1) and (2) of Protocol No 1 ⁽³⁾ to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Tunisia, of the other part ⁽⁴⁾, opens a tariff quota at a zero rate of duty for imports of untreated olive oil falling within CN codes 1509 10 10 and 1509 10 90, wholly obtained in Tunisia and transported direct from that country to the European Union, up to the limit laid down for each year.
- (2) Article 2(2) of Commission Regulation (EC) No 1918/2006 of 20 December 2006 opening and providing for the administration of tariff quota for

olive oil originating in Tunisia ⁽⁵⁾ lays down monthly quantitative limits for the issue of import licences.

- (3) Import licence applications have been submitted to the competent authorities under Article 3(1) of Regulation (EC) No 1918/2006 in respect of a total quantity exceeding the limit laid down for the month of October in Article 2(2) of that Regulation.
- (4) In these circumstances, the Commission must set an allocation coefficient allowing import licences to be issued in proportion to the quantity available.
- (5) Since the limit for the month of October has been reached, no more import licences can be issued for that month,

HAS ADOPTED THIS REGULATION:

Article 1

The quantities for which import licence applications were lodged for 15 to 16 October 2012 under Article 3(1) of Regulation (EC) No 1918/2006 shall be multiplied by an allocation coefficient of 0,635338 %.

The issue of import licences in respect of amounts applied for as from 22 October 2012 shall be suspended for October 2012.

Article 2

This Regulation shall enter into force on 20 October 2012.

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

Done at Brussels, 19 October 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 238, 1.9.2006, p. 13.

⁽³⁾ OJ L 97, 30.3.1998, p. 57.

⁽⁴⁾ OJ L 97, 30.3.1998, p. 2.

⁽⁵⁾ OJ L 365, 21.12.2006, p. 84.

COMMISSION IMPLEMENTING REGULATION (EU) No 971/2012**of 19 October 2012****amending the representative prices and additional import duties for certain products in the sugar sector fixed by Implementing Regulation (EU) No 892/2012 for the 2012/13 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 2012/13 marketing year are fixed by Commission Implementing Regulation (EU) No 892/2012 ⁽³⁾. Those prices and duties were last amended by Commission Implementing Regulation (EU) No 963/2012 ⁽⁴⁾.

- (2) The data currently available to the Commission indicate that those amounts should be amended in accordance with Article 36 of Regulation (EC) No 951/2006.

- (3) Given the need to ensure that this measure applies as soon as possible after the updated data have been made available, this Regulation should enter into force on the day of its publication,

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 Implementing Regulation (EU) No 892/2012 for the 2012/13 marketing year, are hereby amended as set out in the Annex hereto.

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, 19 October 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 178, 1.7.2006, p. 24.

⁽³⁾ OJ L 263, 28.9.2012, p. 37.

⁽⁴⁾ OJ L 288, 19.10.2012, p. 9.

ANNEX

Amended representative prices and additional import duties applicable to white sugar, raw sugar and products covered by CN code 1702 90 95 from 20 October 2012

(EUR)

CN code	Representative price per 100 kg net of the product concerned	Additional duty per 100 kg net of the product concerned
1701 12 10 ⁽¹⁾	35,17	0,60
1701 12 90 ⁽¹⁾	35,17	4,06
1701 13 10 ⁽¹⁾	35,17	0,73
1701 13 90 ⁽¹⁾	35,17	4,35
1701 14 10 ⁽¹⁾	35,17	0,73
1701 14 90 ⁽¹⁾	35,17	4,35
1701 91 00 ⁽²⁾	42,42	4,74
1701 99 10 ⁽²⁾	42,42	1,61
1701 99 90 ⁽²⁾	42,42	1,61
1702 90 95 ⁽³⁾	0,42	0,27

⁽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

COMMISSION IMPLEMENTING DECISION

of 18 October 2012

authorising the placing on the market of products containing, consisting of, or produced from genetically modified maize MIR162 (SYN-IR162-4) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council

*(notified under document C(2012) 7198)***(Only the French text is authentic)****(Text with EEA relevance)**

(2012/651/EU)

THE EUROPEAN COMMISSION,

also includes a monitoring plan for environmental effects conforming with Annex VII to Directive 2001/18/EC.

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

Having regard to Regulation (EC) No 1829/2003 of the European Parliament and of the Council of 22 September 2003 on genetically modified food and feed⁽¹⁾, and in particular Article 7(3) and Article 19(3) thereof,

Whereas:

(1) On 2 July 2010, Syngenta Seeds SAS submitted to the competent authority of Germany an application, in accordance with Articles 5 and 17 of Regulation (EC) No 1829/2003, for the placing on the market of foods, food ingredients, and feed containing, consisting of, or produced from MIR162 maize (the application).

(2) The application also covers the placing on the market of MIR162 maize in products consisting of it or containing it for any other uses than food and feed as any other maize, with the exception of cultivation.

(3) In accordance with Article 5(5) and Article 17(5) of Regulation (EC) No 1829/2003, the application includes the data and information required by Annexes III and IV to Directive 2001/18/EC of the European Parliament and of the Council of 12 March 2001 on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC⁽²⁾ and information and conclusions about the risk assessment carried out in accordance with the principles set out in Annex II to Directive 2001/18/EC. It

(4) On 21 June 2012, the European Food Safety Authority (EFSA) gave a favourable opinion in accordance with Articles 6 and 18 of Regulation (EC) No 1829/2003. It concluded that MIR162 maize, as described in the application, is as safe as its non-genetically modified counterpart with respect to potential effects on human and animal health or the environment. Therefore it concluded that it is unlikely that the placing on the market of the products containing, consisting of, or produced from MIR162 maize as described in the application (the products) will have any adverse effects on human or animal health or the environment in the context of their intended uses⁽³⁾.

(5) In its opinion, EFSA considered all the specific questions and concerns raised by the Member States in the context of the consultation of the national competent authorities as provided for by Article 6(4) and Article 18(4) of that Regulation.

(6) In its opinion, EFSA also concluded that the environmental monitoring plan, consisting of a general surveillance plan, submitted by the applicant is in line with the intended uses of the products.

(7) Taking into account those considerations, authorisation should be granted to the products.

(8) A unique identifier should be assigned to each genetically modified organism (hereinafter 'GMO') as provided for in Commission Regulation (EC) No 65/2004 of 14 January 2004 establishing a system for the development and assignment of unique identifiers for genetically modified organisms⁽⁴⁾.

⁽¹⁾ OJ L 268, 18.10.2003, p. 1.

⁽²⁾ OJ L 106, 17.4.2001, p. 1.

⁽³⁾ <http://registerofquestions.efsa.europa.eu/roqFrontend/questionLoader?question=EFSA-Q-2010-00972>

⁽⁴⁾ OJ L 10, 16.1.2004, p. 5.

- (9) On the basis of the EFSA opinion, no specific labelling requirements other than those provided for in Article 13(1) and Article 25(2) of Regulation (EC) No 1829/2003, appear to be necessary for foods, food ingredients and feed containing, consisting of, or produced from MIR162 maize. However, in order to ensure the use of the products within the limits of the authorisation provided for by this Decision, the labelling of products containing or consisting of the GMO with the exception of food products for which authorisation is requested should be complemented by a clear indication that the products in question must not be used for cultivation.
- (10) Regulation (EC) No 1830/2003 of the European Parliament and of the Council of 22 September 2003 concerning the traceability and labelling of genetically modified organisms and the traceability of food and feed products produced from genetically modified organisms and amending Directive 2001/18/EC⁽¹⁾, lays down labelling requirements in Article 4(6) for products containing or consisting of GMOs. Traceability requirements for products containing or consisting of GMOs are laid down in paragraphs 1 to 5 of Article 4 and those for food and feed produced from GMOs are laid down in Article 5 of that Regulation.
- (11) The authorisation holder should submit annual reports on the implementation and the results of the activities set out in the monitoring plan for environmental effects. Those results should be presented in accordance with Commission Decision 2009/770/EC of 13 October 2009 establishing standard reporting formats for presenting the monitoring results of the deliberate release into the environment of genetically modified organisms, as or in products, for the purpose of placing on the market, pursuant to Directive 2001/18/EC of the European Parliament and of the Council⁽²⁾. The EFSA opinion does not justify the imposition of specific conditions or restrictions for the placing on the market and/or specific conditions or restrictions for the use and handling, including post-market monitoring requirements for the use of the food and feed, or of specific conditions for the protection of particular ecosystems/environment and/or geographical areas, as provided for in point (e) of Article 6(5) and Article 18(5) of Regulation (EC) No 1829/2003.
- (12) All relevant information on the authorisation of the products should be entered in the EU register of genetically modified food and feed, as provided for in Regulation (EC) No 1829/2003.
- (13) This Decision is to be notified through the Biosafety Clearing-House to the Parties to the Cartagena Protocol on Biosafety to the Convention on Biological Diversity, pursuant to Article 9(1) and Article 15(2)(c) of Regulation (EC) No 1946/2003 of the European Parliament and of the Council of 15 July 2003 on transboundary movements of genetically modified organisms⁽³⁾.

- (14) The applicant has been consulted on the measures provided for in this Decision.
- (15) The Standing Committee on the Food Chain and Animal Health has not delivered an opinion within the time-limit laid down by its Chairman. An implementing act was deemed to be necessary and the chair submitted the draft implementing act to the appeal committee for further deliberation. The appeal committee did not deliver an opinion,

HAS ADOPTED THIS DECISION:

Article 1

Genetically modified organism and unique identifier

Genetically modified maize (*Zea mays* L.) MIR162, as specified in point (b) of the Annex to this Decision, is assigned the unique identifier SYN-IR162-4, as provided for in Regulation (EC) No 65/2004.

Article 2

Authorisation

The following products are authorised for the purposes of Article 4(2) and Article 16(2) of Regulation (EC) No 1829/2003 in accordance with the conditions set out in this Decision:

- (a) foods and food ingredients containing, consisting of, or produced from SYN-IR162-4 maize;
- (b) feed containing, consisting of, or produced from SYN-IR162-4 maize;
- (c) SYN-IR162-4 maize in products containing it or consisting of it for any other use than (a) and (b), with the exception of cultivation.

Article 3

Labelling

1. For the purposes of the labelling requirements laid down in Article 13(1) and Article 25(2) of Regulation (EC) No 1829/2003 and in Article 4(6) of Regulation (EC) No 1830/2003, the 'name of the organism' shall be 'maize'.

2. The words 'not for cultivation' shall appear on the label of and in documents accompanying products containing or consisting of SYN-IR162-4 maize with the exception of products referred to in point (a) of Article 2.

Article 4

Monitoring for environmental effects

1. The authorisation holder shall ensure that the monitoring plan for environmental effects, as set out in point (h) of the Annex, is put in place and implemented.

⁽¹⁾ OJ L 268, 18.10.2003, p. 24.

⁽²⁾ OJ L 275, 21.10.2009, p. 9.

⁽³⁾ OJ L 287, 5.11.2003, p. 1.

2. The authorisation holder shall submit to the Commission annual reports on the implementation and the results of the activities set out in the monitoring plan in accordance with Decision 2009/770/EC.

Article 5

EU register

The information set out in the Annex to this Decision shall be entered in the EU register of genetically modified food and feed, as provided for in Article 28 of Regulation (EC) No 1829/2003.

Article 6

Authorisation holder

The authorisation holder shall be Syngenta Seeds SAS, France, representing Syngenta Crop Protection AG, Switzerland.

Article 7

Validity

This Decision shall apply for a period of 10 years from the date of its notification.

Article 8

Addressee

This Decision is addressed to Syngenta Seeds SAS, 12, Chemin de l'Hobit, 31790 Saint-Sauveur, France.

Done at Brussels, 18 October 2012.

For the Commission

Maroš ŠEFČOVIČ

Vice-President

ANNEX

(a) **Applicant and Authorisation holder**

Name: Syngenta Seed SAS

Address: 12, Chemin de l'Hobit, 31790 Saint-Sauveur, France

On behalf of Syngenta Crop Protection AG, Schwarzwaldallee 215, CH-4058 Basel, Switzerland.

(b) **Designation and specification of the products**

(1) Foods and food ingredients containing, consisting of, or produced from SYN-IR162-4 maize;

(2) feed containing, consisting of, or produced from SYN-IR162-4 maize;

(3) SYN-IR162-4 maize in products containing it or consisting of it for any other use than (1) and (2), with the exception of cultivation.

The genetically modified SYN-IR162-4 maize, as described in the application, expresses the Vip3Aa20 protein which confers protection against certain lepidopteran pests and PMI protein which was used as a selectable marker.

(c) **Labelling**

(1) For the purposes of the specific labelling requirements laid down in Article 13(1) and Article 25(2) of Regulation (EC) No 1829/2003, and in Article 4(6) of Regulation (EC) No 1830/2003, the 'name of the organism' shall be 'maize';

(2) the words 'not for cultivation' shall appear on the label of and in documents accompanying products containing or consisting of SYN-IR162-4 maize with the exception of products referred to in point (a) of Article 2.

(d) **Method for detection**

— Event specific real-time PCR-based method for the quantification of SYN-IR162-4 maize;

— validated on seeds by the Community Reference Laboratory established under Regulation (EC) No 1829/2003, published at <http://gmo-crl.jrc.ec.europa.eu/statusofdoss.htm>

— reference material: AOCS 1208-A and AOCS 0407-A are accessible via the American Oil Chemists Society at <http://www.aocs.org/tech/crm>

(e) **Unique identifier**

SYN-IR162-4

(f) **Information required under Annex II to the Cartagena Protocol on Biosafety to the Convention on Biological Diversity**

Biosafety Clearing-House, Record ID: see *[to be completed when notified]*.

(g) **Conditions or restrictions on the placing on the market, use or handling of the products**

Not required.

(h) **Monitoring plan**

Monitoring plan for environmental effects conforming with Annex VII to Directive 2001/18/EC.

[Link: *plan published on the internet*]

(i) **Post-market monitoring requirements for the use of the food for human consumption**

Not required.

Note: links to relevant documents may need to be modified over the time. Those modifications will be made available to the public via the updating of the Community register of genetically modified food and feed.

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

DECISION No 2/2012 OF THE EU-LEBANON ASSOCIATION COUNCIL of 17 September 2012 setting up subcommittees of the Association Committee (2012/652/EU)

THE EU-LEBANON ASSOCIATION COUNCIL,

Having regard to the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Lebanon of the other part ⁽¹⁾ ('the Agreement'),

Whereas:

- (1) A free trade area is to be established between the European Union and the Republic of Lebanon by 1 March 2015 at the latest.
- (2) The relations of the European Union with the southern Mediterranean countries are becoming increasingly complex as a result of the implementation of the Euro-Mediterranean Agreements and the continuation of the Euro-Mediterranean partnership.
- (3) Subcommittees of the association committees of the other associated countries have been set up in order to monitor the implementation of the partnership priorities and the approximation of legislation.
- (4) There is a need to integrate the environment in sectoral policies, the objective being sustainable development.
- (5) Article 80 of the Agreement provides for the setting up of the working groups or bodies necessary for the implementation of the Agreement.
- (6) Subcommittees of the Association Committee should be therefore set up and their rules of procedures should be adopted,

HAS ADOPTED THIS DECISION:

Article 1

The subcommittees of the EU-Lebanon Association Committee listed in Annex I are hereby set up and their rules of procedure set out in Annex II are hereby adopted.

They shall work under the authority of the Association Committee, to which they shall report after each of their meetings. The subcommittees shall have no decision-making power.

The Association Committee shall take any other action needed to ensure that they operate properly and inform the Association Council accordingly.

The Association Council may decide to set up further subcommittees or to abolish existing subcommittees.

Article 2

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

Done at Brussels, 17 September 2012.

For the EU-Lebanon Association Council
The Chairman
C. ASHTON

⁽¹⁾ OJ L 143, 30.5.2006, p. 2.

ANNEX I

SUBCOMMITTEES OF THE EU-LEBANON ASSOCIATION COMMITTEE

- (1) Human rights, democracy and governance
 - (2) Economic and financial matters
 - (3) Industry, trade and services
 - (4) Internal market
 - (5) Social and migration policies
 - (6) Justice, freedom and security
 - (7) Agriculture and fisheries
 - (8) Transport, energy and environment
 - (9) Customs cooperation and taxation
 - (10) Research, innovation, information society, education and culture
-

ANNEX II

RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 1

HUMAN RIGHTS, DEMOCRACY AND GOVERNANCE

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each party shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Strengthening democracy, governance and the rule of law, including the independence of the judiciary and access to justice.
- (b) Ratifying and implementing the principal international conventions on human rights and fundamental freedoms and the protocols to those conventions. Implementation of reporting obligations and review of reservations.
- (c) National administrative and institutional capacity.
- (d) Cooperation on foreign policy and crisis management issues, including in international organisations.
- (e) Regional cooperation (including coordination of regional issues arising from other subcommittees).

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

The subcommittee shall meet whenever circumstances require, and in principle at least once a year. A meeting may be convened at the request of the chairperson of either party, channelled through its secretary, who shall pass on the request to the other party. Upon receipt of a request for a subcommittee meeting, the secretary of the other party shall reply within 15 working days. Where possible, and with the agreement of both parties, a number of subcommittee meetings may be grouped over several days.

In cases of particular urgency, subcommittee meetings may be convened at shorter notice, subject to the agreement of both parties. All requests to convene meetings shall be in writing.

Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge, in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

A provisional agenda shall be drawn up by the chair for each meeting. It shall be forwarded by the secretary in charge to his or her counterpart not later than 10 days before the beginning of the meeting.

The provisional agenda shall include those items in respect of which requests for inclusion in the agenda have been received by the secretaries not later than 15 days before the beginning of the meeting. Supporting documentation shall be supplied to both parties at least seven days ahead of the meeting. To take account of urgent matters, these time limits may be shortened provided both parties agree.

The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

Unless otherwise decided, the meetings of the subcommittee shall not be public and the relevant minutes shall be confidential.

RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 2

ECONOMIC AND FINANCIAL MATTERS

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Macroeconomic policies.
- (b) Structural economic policies.
- (c) Financial services (macroeconomic aspects) and capital markets.
- (d) Capital movement and payments.
- (e) Public finance management, including public internal financial control.
- (f) Pensions and social security (economic aspects).
- (g) Statistics.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

The subcommittee shall meet whenever circumstances require, and in principle at least once a year. A meeting may be convened at the request of the chairperson of either party, channelled through its secretary, who shall pass on the request to the other party. Upon receipt of a request for a subcommittee meeting, the secretary of the other party shall reply within 15 working days. Where possible, and with the agreement of both parties, a number of subcommittee meetings may be grouped over several days.

In cases of particular urgency, subcommittee meetings may be convened at shorter notice subject to the agreement of both parties. All requests to convene meetings shall be in writing.

Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

A provisional agenda shall be drawn up by the chair for each meeting. It shall be forwarded by the secretary in charge to his or her counterpart not later than 10 days before the beginning of the meeting.

The provisional agenda shall include those items in respect of which requests for inclusion in the agenda have been received by the secretaries not later than 15 days before the beginning of the meeting. Supporting documentation shall be supplied to both parties at least seven days ahead of the meeting. To take account of urgent matters, these time limits may be shortened provided both parties agree.

The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

Unless otherwise decided, the meetings of the subcommittee shall not be public and the relevant minutes shall be confidential.

RULES OF PROCEDURES

EU-LEBANON SUBCOMMITTEE No 3

INDUSTRY, TRADE AND SERVICES

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy (ENP) Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the ENP Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

(a) Enterprise policy and industrial cooperation.

(b) Implementation of the trade provisions of the Association Agreement and ENP Action Plan.

(c) Bilateral trade issues.

(d) Services and investment.

- (e) Preparation of trade agreements on technical regulations, standards and conformity assessment.
- (f) Cooperation on e-commerce issues.
- (g) Tourism.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

The subcommittee shall meet whenever circumstances require, and in principle at least once a year. A meeting may be convened at the request of the chairperson of either party, channelled through its secretary, who shall pass on the request to the other party. Upon receipt of a request for a subcommittee meeting, the secretary of the other party shall reply within 15 working days. Where possible, and with the agreement of both parties, a number of subcommittee meetings may be grouped over several days.

In cases of particular urgency, subcommittee meetings may be convened at shorter notice subject to the agreement of both parties. All requests to convene meetings shall be in writing.

Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

A provisional agenda shall be drawn up by the chair for each meeting. It shall be forwarded by the secretary in charge to his or her counterpart not later than 10 days before the beginning of the meeting.

The provisional agenda shall include those items in respect of which requests for inclusion in the agenda have been received by the secretaries not later than 15 days before the beginning of the meeting. Supporting documentation shall be supplied to both parties at least seven days ahead of the meeting. To take account of urgent matters, these time limits may be shortened provided both parties agree.

The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

Unless otherwise decided, the meetings of the subcommittee shall not be public and the relevant minutes shall be confidential.

RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 4

INTERNAL MARKET

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Legislative and administrative cooperation on technical regulations, standards and conformity assessment.
- (b) Competition policy.
- (c) Public procurement.
- (d) Intellectual, industrial and commercial property rights.
- (e) Services (policy and regulatory issues).
- (f) Right of establishment, company law.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

The subcommittee shall meet whenever circumstances require, and in principle at least once a year. A meeting may be convened at the request of the chairperson of either party, channelled through its secretary, who shall pass on the request to the other party. Upon receipt of a request for a subcommittee meeting, the secretary of the other party shall reply within 15 working days. Where possible, and with the agreement of both parties, a number of subcommittee meetings may be grouped over several days.

In cases of particular urgency, subcommittee meetings may be convened at shorter notice subject to the agreement of both parties. All requests to convene meetings shall be in writing.

Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

A provisional agenda shall be drawn up by the chair for each meeting. It shall be forwarded by the secretary in charge to his or her counterpart not later than 10 days before the beginning of the meeting.

The provisional agenda shall include those items in respect of which requests for inclusion in the agenda have been received by the secretaries not later than 15 days before the beginning of the meeting. Supporting documentation shall be supplied to both parties at least seven days ahead of the meeting. To take account of urgent matters, these time limits may be shortened provided both parties agree.

The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

Unless otherwise decided, the meetings of the subcommittee shall not be public and the relevant minutes shall be confidential.

RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 5

SOCIAL AND MIGRATION POLICIES

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Fight against discrimination, including disability issues.
- (b) Public health.
- (c) Equal opportunities.
- (d) Movement of workers.
- (e) Migration policies.
- (f) Labour policy.
- (g) Social protection.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

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In cases of particular urgency, subcommittee meetings may be convened at shorter notice subject to the agreement of both parties. All requests to convene meetings shall be in writing.

Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

A provisional agenda shall be drawn up by the chair for each meeting. It shall be forwarded by the secretary in charge to his or her counterpart not later than 10 days before the beginning of the meeting.

The provisional agenda shall include those items in respect of which requests for inclusion in the agenda have been received by the secretaries not later than 15 days before the beginning of the meeting. Supporting documentation shall be supplied to both parties at least seven days ahead of the meeting. To take account of urgent matters, these time limits may be shortened provided both parties agree.

The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

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RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 6 JUSTICE, FREEDOM AND SECURITY

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Migration issues.
- (b) Asylum.
- (c) Specific actions to combat terrorism in the field of justice, liberty and security.
- (d) Fight against organised crime, including trafficking of human beings.
- (e) Drugs.
- (f) Money laundering, financial and economic crime.
- (g) Police and judicial cooperation.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

The subcommittee shall meet whenever circumstances require, and in principle at least once a year. A meeting may be convened at the request of the chairperson of either party, channelled through its secretary, who shall pass on the request to the other party. Upon receipt of a request for a subcommittee meeting, the secretary of the other party shall reply within 15 working days. Where possible, and with the agreement of both parties, a number of subcommittee meetings may be grouped over several days.

In cases of particular urgency, subcommittee meetings may be convened at shorter notice subject to the agreement of both parties. All requests to convene meetings shall be in writing.

Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

A provisional agenda shall be drawn up by the chair for each meeting. It shall be forwarded by the secretary in charge to his or her counterpart not later than 10 days before the beginning of the meeting.

The provisional agenda shall include those items in respect of which requests for inclusion in the agenda have been received by the secretaries not later than 15 days before the beginning of the meeting. Supporting documentation shall be supplied to both parties at least seven days ahead of the meeting. To take account of urgent matters, these time limits may be shortened provided both parties agree.

The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

Unless otherwise decided, the meetings of the subcommittee shall not be public and the relevant minutes shall be confidential.

RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 7

AGRICULTURE AND FISHERIES

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Agricultural and processed agricultural products, including trade.
- (b) Sanitary and phyto-sanitary issues.
- (c) Agricultural policies and rural development, regional cooperation.
- (d) Fishery products, including trade.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

5. Meetings

The subcommittee shall meet whenever circumstances require, and in principle at least once a year. A meeting may be convened at the request of the chairperson of either party, channelled through its secretary, who shall pass on the request to the other party. Upon receipt of a request for a subcommittee meeting, the secretary of the other party shall reply within 15 working days. Where possible, and with the agreement of both parties, a number of subcommittee meetings may be grouped over several days.

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Each meeting of the subcommittee shall be held at a time and place agreed by both parties.

The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

If both parties agree, the subcommittee may invite experts to its meetings to provide the specific information desired.

6. Agenda of the meetings

All requests for items to be included in the subcommittee agenda shall be forwarded to the secretaries.

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The agenda shall be adopted by the subcommittee at the beginning of each meeting.

7. Minutes

Minutes shall be taken and agreed by both secretaries after each meeting. A copy of the minutes, including the subcommittee's proposals and recommendations, shall be forwarded by the secretaries of the subcommittee to the secretaries and chair of the Association Committee.

8. Publicity

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RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 8

TRANSPORT, ENERGY AND ENVIRONMENT

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

The subcommittee shall discuss the implementation of the Association Agreement and the related European Neighbourhood Policy Action Plan in the areas listed below, among others, and shall assess progress on the objectives and actions identified and agreed upon in the Action Plan. Where relevant, cooperation in public administration matters shall be discussed. The subcommittee shall examine any problems that may arise in the areas listed below and shall suggest possible steps to be undertaken:

- (a) Transport.
- (b) Energy.
- (c) Environment.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

All communications concerning the subcommittee shall be forwarded to the secretaries. The secretaries shall be responsible for the preparation of the subcommittee meetings, including dates and agendas.

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7. Minutes

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8. Publicity

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RULES OF PROCEDURE
EU-LEBANON SUBCOMMITTEE No 9
CUSTOMS COOPERATION AND TAXATION

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

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3. Subject matter

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- (a) Customs procedures, customs nomenclature, customs valuation.
- (b) Rules of origin.
- (c) Tariff regimes.
- (d) Customs cooperation.
- (e) Taxation.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

A representative of the European Commission and a representative of the Government of Lebanon shall act jointly as permanent secretaries of the subcommittee.

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The meetings shall be convened by the secretary in charge in agreement with the chair. Before each meeting, the chair shall be informed of the intended composition of the delegation of each party.

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6. Agenda of the meetings

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7. Minutes

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8. Publicity

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RULES OF PROCEDURE

EU-LEBANON SUBCOMMITTEE No 10

RESEARCH, INNOVATION, INFORMATION SOCIETY, EDUCATION AND CULTURE

1. Composition and chair

The subcommittee shall be composed of representatives of the European Union and its Member States and representatives of the Government of Lebanon. It shall be chaired alternately by the two parties. Each side shall appoint its own chairperson.

2. Role

The subcommittee shall be a forum for discussion, consultation and assessment, and shall work under the authority and guidance of the Association Committee, to which it shall report after each meeting. The subcommittee does not have any decision-making power but may submit proposals to the Association Committee.

3. Subject matter

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- (a) Research, science and technological innovation.
- (b) Education, training and youth.
- (c) Cultural cooperation.
- (d) Information society.
- (e) Audiovisual policies.
- (f) Civil society cooperation.

The above list is not exhaustive and other subjects may be added by the Association Committee.

The subcommittee may discuss matters relating to one, several or all of the above areas.

4. Secretariat

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6. Agenda of the meetings

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7. Minutes

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