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Price: EUR 3

⁽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.

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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) No 1052/2012

of 9 November 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, 9 November 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	AL	43,1
	MA	41,1
	MK	30,8
	TR	65,0
	ZZ	45,0
0707 00 05	AL	37,9
	EG	140,2
	TR	129,4
	ZZ	102,5
0709 93 10	TR	118,9
	ZZ	118,9
0805 20 10	PE	72,2
	ZA	162,0
	ZZ	117,1
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	AR	96,7
	HR	44,2
	PE	42,6
	TR	64,9
	UY	101,2
	ZA	170,7
	ZZ	86,7
0805 50 10	AR	60,7
	TR	86,0
	ZA	91,4
	ZZ	79,4
0806 10 10	BR	273,9
	LB	256,9
	PE	287,4
	TR	154,1
	US	313,6
	ZZ	257,2
0808 10 80	CA	157,0
	CL	151,5
	CN	89,5
	MK	34,4
	NZ	150,1
	ZA	138,0
0808 30 90	ZZ	120,1
	CN	50,5
	TR	122,7
	ZZ	86,6

⁽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

COMMISSION DECISION

of 6 November 2012

amending Decision 2012/88/EU on the technical specifications for interoperability relating to the control-command and signalling subsystems of the trans-European rail system*(notified under document C(2012) 7325)***(Text with EEA relevance)**

(2012/696/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Directive 2008/57/EC of the European Parliament and of the Council of 17 June 2008 on the interoperability of the rail system within the Community ⁽¹⁾, and in particular the second subparagraph of Article 6(1) thereof,

Whereas:

- (1) On 16 April 2012 the European Railway Agency issued its recommendation ERA/REC/03-2012/ERTMS. This Decision is based on that recommendation.
- (2) The development of additional functionalities for the European Rail Traffic Management System/European Train Control System ('ERTMS/ETCS'), with a view to facilitating the swift deployment of ETCS on existing conventional lines, was requested by the sector and defined in the Memorandum of Understanding signed in July 2008 by the European Commission and sector Associations. This Decision should include these additional functionalities in a new baseline of the specifications called 'Baseline 3', which applicants may apply in full instead of the ERTMS/ETCS specifications set out in Commission Decision 2012/88/EU of 25 January 2012 on the technical specification for interoperability relating to the control-command and signalling subsystems of the trans-European rail system ⁽²⁾ (last release of the Baseline 2, also known as 2.3.0d). An essential feature of Baseline 3 is that trains equipped with Baseline 3-compliant ERTMS/ETCS should be able to run on Baseline 2-compliant ERTMS/ETCS lines without any additional technical or operational restrictions caused by ERTMS/ETCS. It should also be possible to configure Baseline 3 on lines to ensure

compatibility with trains equipped with Baseline 2-compliant ERTMS/ETCS (use of version 2.3.0d functions only). Baseline 3 also closes the ERTMS/ETCS open points such as braking curves and ergonomic aspects of DMI.

- (3) It is recognised that the specifications of Baseline 2 have been stable since the adoption of Commission Decision 2008/386/EC of 23 April 2008 modifying Annex A to Decision 2006/679/EC concerning the technical specification for interoperability relating to the control-command and signalling subsystem of the trans-European conventional rail system and Annex A to Decision 2006/860/EC concerning the technical specification for interoperability relating to the control-command and signalling subsystem of the trans-European high-speed rail system ⁽³⁾. It should therefore be possible to continue using them. Nevertheless, for the on-board ERTMS/ETCS, the revised test specifications (referred to in Index 37b and 37c of Table A2 in Annex A) shall be applied. Moreover, as Baseline 3 closes a number of open points, the implementation of Baseline 2 for these points should be based on the relevant Baseline 3 specifications referred to in Annex A.
- (4) The European Railway Agency has revised the ERTMS specifications for the Global System for Mobile Communications Railway (GSM-R) (referred to in index 32, 33, 34 and 65 of Table A2 in Annex A). The revised specifications do not alter the requirements, but provide a clear and unambiguous classification of the existing mandatory requirements in the documents of the European Integrated Radio Enhanced Network (EIRENE), thus facilitating certification, conformity and verification processes.
- (5) Regarding specifications indicated as 'reserved' in Table A2 of Annex A, the Memorandum of Understanding between the European Commission, the European Railway Agency and the European rail sector associations concerning the strengthening of cooperation for the

⁽¹⁾ OJ L 191, 18.7.2008, p. 1.

⁽²⁾ OJ L 51, 23.2.2012, p. 1.

⁽³⁾ OJ L 136, 24.5.2008, p. 11.

management of ERTMS signed on 16 April 2012 contains provisions, including the definition of a timetable by the European Railway Agency, to ensure that test specifications are validated and those 'reserved' specifications are provided in due time.

A-2 of Annex A shall be applied. Baseline 3 specifications shall be maintained in order to ensure that trains equipped with Baseline 3-compliant ERTMS/ETCS can run on Baseline 2-compliant ERTMS/ETCS lines without any additional technical or operational restrictions.'

- (6) Decision 2012/88/EU should therefore be amended accordingly.
- (7) The measures provided for in this Decision are in accordance with the opinion of the Committee established in accordance with Article 29(1) of Directive 2008/57/EC.

- (3) Annex A is replaced by Annex I to this Decision.
- (4) Annex G is replaced by Annex II to this Decision

HAS ADOPTED THIS DECISION:

Article 1

Decision 2012/88/EU is amended as follows:

- (1) Article 6 is deleted.
- (2) The following Article is inserted:

'Article 6a

When implementing the TSI set out in Annex III to this Decision, one of the two sets of specifications listed in table

Article 2

This Decision shall apply from 1 January 2013.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 6 November 2012.

For the Commission

Siim KALLAS

Vice-President

ANNEX I

‘ANNEX A

References

For each reference made in the basic parameters (Chapter 4 of this TSI) the following table indicates the corresponding mandatory specifications, via the index in table A-2.

Table A 1

Reference in Chapter 4	Index number (see Table A 2)	Reference in Chapter 4	Index number (see Table A 2)
4.1		4.2.4 c	67
4.1 a	1, 4	4.2.4 d	68
4.1 b	32	4.2.4 e	73, 74
4.1 c	3	4.2.4 f	32, 33
		4.2.4 g	48
4.2.1		4.2.4 h	69, 70
4.2.1 a	27, 78	4.2.4 j	71, 72
4.2.1 b	28	4.2.4 k	75, 76
4.2.2		4.2.5	
4.2.2.a	14	4.2.5 a	64, 65
4.2.2.b	1, 4, 13, 15, 60	4.2.5 b	10, 39, 40
4.2.2.c	31, 37b, c, d	4.2.5 c	19, 20
4.2.2.d	18, 20	4.2.5 d	9, 43
4.2.2.e	6	4.2.5 e	16, 50
4.2.2.f	7		
		4.2.6	
4.2.3		4.2.6 a	8, 25, 26, 36 c, 49, 52
4.2.3 a	14	4.2.6 b	29, 45
4.2.3 b	1, 4, 13, 15, 60	4.2.6 c	46
4.2.3 c	31, 37 b, c, d	4.2.6 d	34
4.2.3 d	18, 21	4.2.6 e	20
		4.2.6 f	44
4.2.4		4.2.7	
4.2.4 a	64, 65	4.2.7 a	12
4.2.4 b	66		

Reference in Chapter 4	Index number (see Table A 2)	Reference in Chapter 4	Index number (see Table A 2)
4.2.7 b	62, 63	4.2.11	
4.2.7 c	34	4.2.11 a	77 (section 3.2)
4.2.7 d	9		
4.2.7 e	16	4.2.12	
		4.2.12 a	6, 51
4.2.8			
4.2.8 a	11, 79	4.2.13	
		4.2.13 a	32, 33, 51, 80
4.2.9			
4.2.9 a	23	4.2.14	
		4.2.14 a	5
4.2.10			
4.2.10 a	77 (section 3.1)	4.2.15	
		4.2.15 a	38

Specifications

One of the two sets of specifications listed in Table A-2 of this Annex shall be applied.

Documents referred to within a specification listed in Table A-2 shall be considered as being for information only, unless otherwise stated in Table A-2.

Note: specifications indicated as 'Reserved' in table A-2 are also listed as open points in Annex G when there is a need for notification of national rules to close the corresponding open points. Reserved documents not listed as open points are intended as improvements to the system.

Table A 2

List of mandatory specifications

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
1	ERA/ ERTMS/ 003204	ERTMS/ETCS Functional requirement specification	5.0		Intentionally deleted			
2	Intentionally deleted				Intentionally deleted			
3	UNISIG SUBSET-023	Glossary of Terms and Abbreviations	2.0.0		UNISIG SUBSET-023	Glossary of Terms and Abbreviations	3.0.0	
4	UNISIG SUBSET-026	System Requirements Specification	2.3.0		UNISIG SUBSET-026	System Requirements Specification	3.3.0	

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
5	UNISIG SUBSET-027	FFIS Juridical recorder-down- loading tool	2.3.0	Note 1	UNISIG SUBSET-027	FIS Juridical Recording	3.0.0	
6	UNISIG SUBSET-033	FIS for man- machine interface	2.0.0		ERA_ERTMS_ 015560	ETCS Driver Machine interface	3.3.0	
7	UNISIG SUBSET-034	FIS for the train interface	2.0.0		UNISIG SUBSET-034	Train Interface FIS	3.0.0	
8	UNISIG SUBSET-035	Specific Transmission Module FFFIS	2.1.1		UNISIG SUBSET-035	Specific Transmission Module FFFIS	3.0.0	
9	UNISIG SUBSET-036	FFIS for Eurobalise	2.4.1		UNISIG SUBSET-036	FFIS for Eurobalise	3.0.0	
10	UNISIG SUBSET-037	EuroRadio FIS	2.3.0		UNISIG SUBSET-037	EuroRadio FIS	3.0.0	
11	UNISIG SUBSET-038	Offline key management FIS	2.3.0		UNISIG SUBSET-038	Offline key management FIS	3.0.0	
12	UNISIG SUBSET-039	FIS for the RBC/RBC handover	2.3.0		Reserved UNISIG SUBSET-039	FIS for the RBC/RBC handover		
13	UNISIG SUBSET-040	Dimensioning and Engineering rules	2.3.0		UNISIG SUBSET-040	Dimensioning and Engineering rules	3.2.0	
14	UNISIG SUBSET-041	Performance Requirements for Interoperability	2.1.0		UNISIG SUBSET-041	Performance Requirements for Interoperability	3.1.0	
15	ERA SUBSET-108	Interoperability related consoli- dation on TSI Annex A documents	1.2.0		Intentionally deleted			
16	UNISIG SUBSET-044	FFIS for Euroloop	2.3.0		UNISIG SUBSET-044	FFIS for Euroloop	2.4.0	
17	Intentionally deleted				Intentionally deleted			
18	UNISIG SUBSET-046	Radio infill FFFS	2.0.0		Intentionally deleted			
19	UNISIG SUBSET-047	Trackside- Trainborne FIS for Radio infill	2.0.0		UNISIG SUBSET-047	Trackside- Trainborne FIS for Radio infill	3.0.0	
20	UNISIG SUBSET-048	Trainborne FFFIS for Radio infill	2.0.0		UNISIG SUBSET-048	Trainborne FFFIS for Radio infill	3.0.0	

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
21	UNISIG SUBSET-049	Radio infill FIS with LEU/ interlocking	2.0.0		Intentionally deleted			
22	Intentionally deleted				Intentionally deleted			
23	UNISIG SUBSET-054	Responsibilities and rules for the assignment of values to ETCS variables	2.1.0		UNISIG SUBSET-054	Responsibilities and rules for the assignment of values to ETCS variables	3.0.0	
24	Intentionally deleted				Intentionally deleted			
25	UNISIG SUBSET-056	STM FFFIS Safe time layer	2.2.0		UNISIG SUBSET-056	STM FFFIS Safe time layer	3.0.0	
26	UNISIG SUBSET-057	STM FFFIS Safe link layer	2.2.0		UNISIG SUBSET-057	STM FFFIS Safe link layer	3.0.0	
27	UNISIG SUBSET-091	Safety Requirements for the Technical Interoperability of ETCS in Levels 1 and 2	2.5.0		UNISIG SUBSET-091	Safety Requirements for the Technical Interoperability of ETCS in Levels 1 and 2	3.2.0	
28	Reserved	Reliability — availability requirements			Reserved	Reliability — availability requirements		
29	UNISIG SUBSET-102	Test specification for interface 'K'	1.0.0		UNISIG SUBSET-102	Test specification for interface 'K'	2.0.0	
30	Intentionally deleted				Intentionally deleted			
31	UNISIG SUBSET-094	Functional requirements for an on-board reference test facility	2.0.2		Reserved UNISIG SUBSET-094	Functional requirements for an on-board reference test facility		
32	EIRENE FRS	GSM-R Functional requirements specification	7.3.0		EIRENE FRS	GSM-R Functional requirements specification	7.3.0	
33	EIRENE SRS	GSM-R System requirements specification	15.3.0		EIRENE SRS	GSM-R System requirements specification	15.3.0	
34	A11T6001	(MORANE) Radio Transmission FFIS for EuroRadio	12.4		A11T6001	(MORANE) Radio Transmission FFIS for EuroRadio	12.4	

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
35	Intentionally deleted				Intentionally deleted			
36 a	Intentionally deleted				Intentionally deleted			
36 b	Intentionally deleted				Intentionally deleted			
36 c	UNISIG SUBSET-074-2	FFFIS STM Test cases document	1.0.0		Reserved UNISIG SUBSET-074-2	FFFIS STM Test cases document		
37 a	Intentionally deleted				Intentionally deleted			
37 b	UNISIG SUBSET-076-5-2	Test cases related to features	2.3.3		Reserved UNISIG SUBSET-076-5-2	Test cases related to features		
37 c	UNISIG SUBSET-076-6-3	Test sequences	2.3.3		Reserved UNISIG SUBSET-076-6-3	Test sequences		
37 d	UNISIG SUBSET-076-7	Scope of the test specifications	1.0.2		Reserved UNISIG SUBSET-076-7	Scope of the test specifications		
37 e	Intentionally deleted				Intentionally deleted			
38	06E068	ETCS Marker-board definition	2.0		06E068	ETCS Marker-board definition	2.0	
39	UNISIG SUBSET-092-1	ERTMS EuroRadio Conformance Requirements	2.3.0		UNISIG SUBSET-092-1	ERTMS EuroRadio Conformance Requirements	3.0.0	
40	UNISIG SUBSET-092-2	ERTMS EuroRadio test cases safety layer	2.3.0		UNISIG SUBSET-092-2	ERTMS EuroRadio test cases safety layer	3.0.0	
41	Intentionally deleted				Intentionally deleted			
42	Intentionally deleted				Intentionally deleted			
43	UNISIG SUBSET 085	Test specification for Eurobalise FFFIS	2.2.2		UNISIG SUBSET 085	Test specification for Eurobalise FFFIS	3.0.0	
44	Reserved	Odometry FIS			Reserved	Odometry FIS		

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
45	UNISIG SUBSET-101	Interface 'K' Specification	1.0.0		UNISIG SUBSET-101	Interface 'K' Specification	2.0.0	
46	UNISIG SUBSET-100	Interface 'G' Specification	1.0.1		UNISIG SUBSET-100	Interface 'G' Specification	2.0.0	
47	Intentionally deleted				Intentionally deleted			
48	Reserved	Test specification for mobile equipment GSM-R			Reserved	Test specification for mobile equipment GSM-R		
49	UNISIG SUBSET-059	Performance requirements for STM	2.1.1		UNISIG SUBSET-059	Performance requirements for STM	3.0.0	
50	UNISIG SUBSET-103	Test specification for Euroloop	1.0.0		UNISIG SUBSET-103	Test specification for Euroloop	1.1.0	
51	Reserved	Ergonomic aspects of the DMI			Intentionally deleted			
52	UNISIG SUBSET-058	FFIS STM Appli- cation layer	2.1.1		UNISIG SUBSET-058	FFIS STM Appli- cation layer	3.0.0	
53	Intentionally deleted				Intentionally deleted			
54	Intentionally deleted				Intentionally deleted			
55	Intentionally deleted				Intentionally deleted			
56	Intentionally deleted				Intentionally deleted			
57	Intentionally deleted				Intentionally deleted			
58	Intentionally deleted				Intentionally deleted			
59	Intentionally deleted				Intentionally deleted			
60	Intentionally deleted				UNISIG SUBSET-104	ETCS System Version Management	3.1.0	
61	Intentionally deleted				Intentionally deleted			

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
62	Reserved	RBC-RBC Test specification for safe communication interface			Intentionally deleted			
63	UNISIG SUBSET-098	RBC-RBC Safe Communication Interface	1.0.0		UNISIG SUBSET-098	RBC-RBC Safe Communication Interface	3.0.0	
64	EN 301 515	Global System for Mobile Communication (GSM); Requirements for GSM operation on railways	2.3.0	Note 2	EN 301 515	Global System for Mobile Communication (GSM); Requirements for GSM operation on railways	2.3.0	Note 2
65	TS 102 281	Detailed requirements for GSM operation on railways	2.2.0	Note 3	TS 102 281	Detailed requirements for GSM operation on railways	2.2.0	Note 3
66	(MORANE) A 01 T 0004 1	ASCI Options for Interoperability	1		(MORANE) A 01 T 0004 1	ASCI Options for Interoperability	1	
67	(MORANE) P 38 T 9001	FFFS for GSM-R SIM Cards	4.1		(MORANE) P 38 T 9001	FFFS for GSM-R SIM Cards	4.1	
68	ETSI TS 102 610	Railway Telecommunication; GSM; Usage of the UIUE for GSM operation on railways	1.1.0		ETSI TS 102 610	Railway Telecommunication; GSM; Usage of the UIUE for GSM operation on railways	1.1.0	
69	(MORANE) F 10 T 6002	FFFS for Confirmation of High Priority Calls'	4		(MORANE) F 10 T 6002	FFFS for Confirmation of High Priority Calls'	4	
70	(MORANE) F 12 T 6002	FIS for Confirmation of High Priority Calls	4		(MORANE) F 12 T 6002	FIS for Confirmation of High Priority Calls	4	
71	(MORANE) E 10 T 6001	FFFS for Functional Addressing	4		(MORANE) E 10 T 6001	FFFS for Functional Addressing	4	
72	(MORANE) E 12 T 6001	FIS for Functional Addressing	5.1		(MORANE) E 12 T 6001	FIS for Functional Addressing	5.1	
73	(MORANE) F 10 T 6001	FFFS for Location Dependent Addressing	4		(MORANE) F 10 T 6001	FFFS for Location Dependent Addressing	4	
74	(MORANE) F 12 T 6001	FIS for Location Dependent Addressing	3		(MORANE) F 12 T 6001	FIS for Location Dependent Addressing	3	

Index N	Set of specifications # 1 (ETCS baseline 2 and GSM-R baseline 0)				Set of specifications # 2 (ETCS baseline 3 and GSM-R baseline 0)			
	Reference	Name of Specification	Version	Notes	Reference	Name of Specification	Version	Notes
75	(MORANE) F 10 T 6003	FFFS for Presentation of Functional Numbers to Called and Calling Parties	4		(MORANE) F 10 T 6003	FFFS for Presentation of Functional Numbers to Called and Calling Parties	4	
76	(MORANE) F 12 T 6003	FIS for Presentation of Functional Numbers to Called and Calling Parties	4		(MORANE) F 12 T 6003	FIS for Presentation of Functional Numbers to Called and Calling Parties	4	
77	ERA/ERTMS/ 033281	Interfaces between CCS track-side and other subsystems	1.0		ERA/ERTMS/ 033281	Interfaces between CCS track-side and other subsystems	1.0	
78	Reserved	Safety requirements for ETCS DMI functions			Reserved	Safety requirements for ETCS DMI functions		
79	Not applicable	Not applicable			UNISIG SUBSET-114	KMC-ETCS Entity Off-line KM FIS	1.0.0	
80	Not applicable	Not applicable			Reserved	GSM-R Driver Machine Interface		

Note 1: only the functional description of information to be recorded is mandatory, not the technical characteristics of the interface.

Note 2: the specifications listed in section 2.1 of EN 301 515 are mandatory.

Note 3: the change requests (CRs) listed in table 1 and 2 of TR 102 281 are mandatory.

Table A 3

List of mandatory standards

The standards listed in this table shall be applied in the certification process, without prejudice to chapter 4 and chapter 6 of this TSI.

No	Reference	Document name and comments	Version
A1	EN 50126	Railway applications — The specification and demonstration of reliability, availability, maintainability and safety (RAMS)	1999
A2	EN 50128	Railway applications — Communication, signalling and processing systems — Software for railway control and protection systems	2001
A3	EN 50129	Railway applications — Communication, signalling and processing systems — Safety related electronic systems for signalling	2003
A4	EN 50159-1	Railway applications — Communication, signalling and processing systems — Part 1: Safety related communication in closed transmission systems	2001
A5	EN 50159-2	Railway applications — Communication, signalling and processing systems — Part 2: Safety related communication in open transmission systems	2001'

ANNEX II

‘ANNEX G

OPEN POINTS

Open Point	Notes
Braking aspects	It only applies to ERTMS/ETCS Baseline 2 (see Annex A, Table A2, Index 15). Resolved for ERTMS/ETCS Baseline 3 (see Annex A, Table A 2, Indexes 4 and 13).
Index 28 – Reliability/availability requirements	Frequent occurrences of degraded situations caused by failures of control-command and signalling equipment will decrease the system safety.
Minimum wheel diameter for speed greater than 350 km/h	See Annex A, Table A 2, Index 77
Minimum axle distance for speed greater than 350 km/h	See Annex A, Table A 2, Index 77
Metal and inductive components free space between wheels	See Annex A, Table A 2, Index 77 This is not an open point for freight wagons
Characteristics of sand applied to tracks	See Annex A, Table A 2, Index 77
Vehicle metal mass	See Annex A, Table A 2, Index 77
Combination of rolling stock characteristics influencing shunting impedance	See Annex A, Table A 2, Index 77
Electromagnetic interferences (traction current)	See Annex A, Table A 2, Index 77
Electromagnetic interferences (electromagnetic fields)	See Annex A, Table A 2, Index 77 This is not an open point for power systems other than DC
Vehicle Impedance	See Annex A, Table A 2, Index 77
DC and low frequency components of traction current	See Annex A, Table A 2, Index 77
Use of magnetic/eddy current brakes	See Annex A, Table A 2, Index 77
Index 78 — Safety requirements for ETCS DMI functions	This open point is related to the interface between ETCS on-board and the driver, i.e. errors in displaying information and in entering data and commands.’

COMMISSION IMPLEMENTING DECISION

of 8 November 2012

as regards measures to prevent the introduction into and the spread within the Union of the genus
Pomacea (Perry)

(notified under document C(2012) 7803)

(2012/697/EU)

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community ⁽¹⁾, and in particular the third sentence of Article 16(3), thereof,

Whereas:

(1) Spain has informed the Commission that *Pomacea insularum* is present in one region of that Member State.

(2) It appears from an assessment carried out by the Commission on the basis of a pest risk analysis produced by Spain and of a scientific opinion ⁽²⁾ and a statement ⁽³⁾ of the European Food Safety Authority that the genus *Pomacea* (Perry) causes harmful effects on aquatic plants. Difficulty in taxonomic identification of the different species and the fact that it cannot be excluded that all species are harmful, make it necessary to regulate the genus *Pomacea* (Perry). That genus is neither listed in Annex I nor in Annex II to Directive 2000/29/EC.

(3) Given the risk of spreading the specified organism to fields and watercourses and the absence of less restrictive measures efficiently combating the threat posed by that organism, it is necessary to prohibit its introduction into and the spread within the Union of that genus.

(4) Measures should also be provided for concerning the introduction into and the movement within the Union of plants for planting, excluding seeds, that can only grow in water or soil that is permanently saturated with water.

(5) Surveys for the presence of the genus *Pomacea* (Perry) should be carried out in areas where the specific organism is likely to be found and the results notified.

(6) Member States should establish demarcated areas in cases where the genus *Pomacea* (Perry) is found to be present in fields and watercourses in order to eradicate the organisms concerned and to ensure intensive monitoring for their presence.

(7) Member States should, if necessary, adapt their legislation in order to comply with this Decision.

(8) This Decision should be reviewed by 28 February 2015.

(9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DECISION:

Article 1

Prohibitions concerning the genus *Pomacea* (Perry)

The genus *Pomacea* (Perry), hereinafter 'the specified organism', shall not be introduced into or spread within the Union.

Article 2

Introduction of plants for planting, excluding seeds, that can only grow in water or soil that is permanently saturated with water

Plants for planting, excluding seeds, that can only grow in water or soil that is permanently saturated with water, hereinafter 'the specified plants', originating in third countries may be introduced into the Union if they comply with the requirements, as set out in point (1) of Section 1 of Annex I.

On entry into the Union the specified plants shall be inspected by the responsible official body in accordance with point (2) of Section I of Annex I.

Article 3

Movement of specified plants within the Union

Specified plants originating in demarcated areas established in accordance with Article 5 may be moved within the Union if they meet the conditions, as set out in Section 2 of Annex I.

⁽¹⁾ OJ L 169, 10.7.2000, p. 1.

⁽²⁾ EFSA Journal 2012;10(1):2552.

⁽³⁾ EFSA Journal 2012;10(4):2645.

*Article 4***Surveys and notifications of the specified organism**

1. Member States shall conduct annual surveys for the presence of the specified organism on rice plants and, where appropriate, other specified plants in fields and watercourses.

Member States shall notify the results of those surveys to the Commission and to the other Member States by 31 December of each year.

2. If the specified organism is found or suspected to be present in fields and watercourses, it shall immediately be notified to the responsible official bodies.

*Article 5***Demarcated areas, measures to be taken in such areas, awareness raising programmes and notification**

1. Where based on the results of the surveys referred to in Article 4(1) or other evidence, a Member State finds the specified organism to be present in a field or watercourse in its territory where its presence was previously unknown, that Member State shall without delay establish, or where appropriate amend, a demarcated area consisting of an infested zone and a buffer zone, as set out in Section 1 of Annex II.

In the demarcated area it shall take all measures necessary for the eradication of the specified organism. These measures shall include the measures set out in Section 2 of Annex II.

2. Where a demarcated area is to be established or amended in accordance with paragraph 1, the Member State concerned shall, where appropriate, set up or amend an awareness raising programme.

3. Where, as regards a demarcated area, based on the surveys referred to in Article 4(1), the specified organism has not been found to be present for a period of four consecutive years, the Member State concerned shall confirm that that organism is no longer present in that area and that the area ceases to be demarcated.

4. Where a Member State takes measures in accordance with paragraphs 1, 2 and 3, it shall immediately notify to the Commission and the other Member States the list of demarcated areas, information on their delimitation, including maps showing their location, and a description of the measures applied in those demarcated areas.

*Article 6***Compliance**

Member States shall immediately inform the Commission of the measures they have taken to comply with this Decision.

*Article 7***Review**

This Decision shall be reviewed by 28 February 2015.

*Article 8***Addressees**

This Decision is addressed to the Member States.

Done at Brussels, 8 November 2012.

For the Commission

Maroš ŠEFČOVIČ

Vice-President

ANNEX I

INTRODUCTION AND MOVEMENT OF THE SPECIFIED PLANTS*Section 1***Specific requirements for introduction into the Union**

- (1) Without prejudice to the provisions listed in Directive 2000/29/EC, specified plants originating in a third country shall be accompanied by a phytosanitary certificate, as referred to in the first subparagraph of point (ii) of Article 13(1) of that Directive, which includes under the heading 'Additional declaration' the information that the specified plants have been found free from the specified organism immediately prior to leaving the third country concerned.
- (2) Specified plants introduced into the Union in accordance with point (1) shall be inspected at the point of entry or the place of destination established in accordance with Commission Directive 2004/103/EC ⁽¹⁾ to confirm that they meet the requirements laid down in point (1).

*Section 2***Conditions for movement**

Specified plants originating in demarcated areas within the Union may be moved from such areas into non-demarcated areas within the Union if they are accompanied by a plant passport prepared and issued in accordance with Commission Directive 92/105/EEC ⁽²⁾.

⁽¹⁾ OJ L 313, 12.10.2004, p. 16.

⁽²⁾ OJ L 4, 8.1.1993, p. 22.

ANNEX II

DEMARCATED AREAS AND MEASURES, AS PROVIDED FOR IN ARTICLE 5*Section 1***Establishment and amendment of demarcated areas**

(1) Demarcated areas, as referred to in Article 5, shall comply with points (2) and (3).

(2) The infested zone shall include the places where the specified organism has been found to be present.

Where a part of a cultivated field is in the infested zone, the rest of that field shall be part of the infested zone.

(3) A buffer zone of a width of at least 500 m shall be established around the infested zone. However, that buffer zone shall only include water courses and areas that are saturated with fresh water.

Where the infested zone includes a part of a water course, the buffer zone shall include that water course for a length of at least 1 000 m downstream and 500 m upstream from the location where the specified organism has been found to be present.

(4) In cases where several buffer zones overlap, a demarcated area shall be established which includes the area covered by the relevant demarcated areas and the areas between them. In other cases where it is appropriate, Member States may establish a demarcated area including several demarcated areas and the areas between them.

(5) When establishing the infested zone and the buffer zone, Member States shall, bearing in mind sound scientific principles, take into account the following elements: the biology of the specified organism, the level of infestation, the distribution of specified plants, the evidence of establishment of the specified organism, the capacity of the specified organism to spread naturally.

(6) If the specified organism has been found to be present in the buffer zone the delimitation of the infested zone and of the buffer zone shall be amended accordingly.

*Section 2***Measures in demarcated areas, as provided for in the second subparagraph of Article 5(1)**

Eradication measures taken by Member States in demarcated areas shall include the following:

(a) the removal and destruction of the specified organism;

(b) intensive monitoring for the presence of the specified organism by inspections twice a year with a specific focus on the buffer zone;

(c) Member States shall provide for a hygiene protocol for all used agriculture and aquaculture machinery which may come into contact with the specified organism and be capable of spreading it.

CORRIGENDA**Corrigendum to Council Regulation (EC) No 538/2008 of 29 May 2008 amending Regulation (EC) No 1386/2007 laying down conservation and enforcement measures applicable in the Regulatory Area of the Northwest Atlantic Fisheries Organisation**

(Official Journal of the European Union L 157 of 17 June 2008)

On page 11, Annex III, Part B. Information to be inserted in the report, point 6.2. Port inspection infringements results, point (b), the title:

for: '(b) Additional infringements found during the port inspection',

read: '(c) Additional infringements found during the port inspection'.

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