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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) 2016/12

of 6 January 2016

terminating the partial interim review of the anti-dumping and countervailing measures applicable to imports of crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from the People's Republic of China

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1225/2009 of 30 November 2009 on protection against dumped imports from countries not members of the European Community ⁽¹⁾ ('the basic anti-dumping Regulation'), and in particular Article 11(3) thereof,

Having regard to Council Regulation (EC) No 597/2009 of 11 June 2009 on protection against subsidised imports from countries not members of the European Community ⁽²⁾ ('the basic anti-subsidy Regulation'), and in particular Article 19(3) thereof,

Whereas:

1. Measures in force

- (1) By Regulation (EU) No 513/2013 ⁽³⁾, the European Commission ('the Commission') imposed a provisional anti-dumping duty on imports into the European Union ('the Union') of crystalline silicon photovoltaic modules ('modules') and key components (i.e. cells and wafers) originating in or consigned from the People's Republic of China ('China').
- (2) The exporting producers gave a mandate to the China Chamber of Commerce for Import and Export of Machinery and Electronic Products ('the CCCME') to submit a price undertaking on their behalf to the Commission, which they did. It is clear from the terms of this price undertaking that it constitutes a bundle of individual price undertakings for each exporting producer, which is, for reasons of practicality of administration, coordinated by the CCCME.
- (3) By Decision 2013/423/EU ⁽⁴⁾, the Commission accepted that price undertaking with regard to the provisional anti-dumping duty. By Regulation (EU) No 748/2013 ⁽⁵⁾, the Commission amended Regulation (EU) No 513/2013 to introduce the technical changes necessary due to the acceptance of the undertaking with regard to the provisional anti-dumping duty.
- (4) By Implementing Regulation (EU) No 1238/2013 ⁽⁶⁾, the Council imposed a definitive anti-dumping duty on imports into the Union of modules and cells originating in or consigned from China ('the product concerned'). By Implementing Regulation (EU) No 1239/2013 ⁽⁷⁾, the Council also imposed a definitive countervailing duty on imports into the Union of the product concerned.

⁽¹⁾ OJ L 343, 22.12.2009, p. 51.

⁽²⁾ OJ L 188, 18.7.2009, p. 93.

⁽³⁾ OJ L 152, 5.6.2013, p. 5.

⁽⁴⁾ OJ L 209, 3.8.2013, p. 26.

⁽⁵⁾ OJ L 209, 3.8.2013, p. 1.

⁽⁶⁾ OJ L 325, 5.12.2013, p. 1.

⁽⁷⁾ OJ L 325, 5.12.2013, p. 66.

- (5) Following the notification of an amended version of the price undertaking by a group of exporting producers ('the exporting producers') together with the CCCME, the Commission confirmed by Implementing Decision 2013/707/EU ⁽¹⁾ the acceptance of the price undertaking as amended ('the undertaking') for the period of application of definitive measures.
- (6) By Implementing Decision 2014/657/EU ⁽²⁾ the Commission accepted a proposal by the exporting producers together with the CCCME for clarifications concerning the implementation of the undertaking for the products concerned covered by the undertaking, that is modules and cells originating in or consigned from China, currently falling within CN codes ex 8541 40 90 (TARIC codes 8541 40 90 21, 8541 40 90 29, 8541 40 90 31 and 8541 40 90 39) produced by the exporting producers ('product covered').
- (7) By Implementing Regulation (EU) 2015/866 ⁽³⁾ the Commission withdrew the acceptance of the undertaking for three exporting producers. By Implementing Regulation (EU) 2015/1403 ⁽⁴⁾ the Commission withdrew the acceptance of the undertaking for one further exporting producer.
- (8) The anti-dumping and countervailing measures referred to in recital 4 above, together with the undertaking and related Decisions referred to in recitals 3, 5 and 6 above, are jointly referred to as the 'measures in force'.

2. Relevant provisions of the undertaking

- (9) Under the price undertaking accepted by the Commission, the minimum import price ('MIP') of the product covered is adjusted quarterly by reference to international spot prices of modules including Chinese prices as reported by the Bloomberg database ('the existing benchmark').
- (10) The undertaking states also that 'spot prices excluding Chinese prices may be used as a benchmark, if made available by the Bloomberg database'.

3. Request for a partial interim review

- (11) On 29 January 2015 the Commission received a request for a partial interim review from EU ProSun ('the applicant'), an association of producers of modules and cells in the Union. The request was limited in scope to the benchmark used as reference for the MIP adaptation mechanism set out in the undertaking.
- (12) The request was based on the grounds that the existing benchmark is no longer representative of the development of module prices. The applicant provided the following sufficient evidence that the circumstances on which the existing benchmark was accepted had changed and that these changes were of a lasting nature:
 - (a) the number of Chinese respondents reporting price data that was included in the existing benchmark had increased significantly since the acceptance of the undertaking, and in particular since the beginning of 2014;
 - (b) as a result, the weight of Chinese respondents in the existing benchmark had increased and had a significant effect on the evolution of this benchmark;
 - (c) in addition, the prices reported by Chinese respondents had historically been lower than prices reported by other respondents.
- (13) According to the applicant, this evidence arguably showed that the existing benchmark was no longer representative of the development of module prices. The applicant therefore requested replacing the existing benchmark for the MIP adaptation mechanism by the 'International Average' price sub-series published by Bloomberg, which excludes prices reported by Chinese respondents.

4. Initiation of a partial interim review

- (14) The Commission determined, after informing the Member States, that sufficient evidence existed to initiate a partial interim review limited to the benchmark used as reference for the MIP adaptation mechanism.

⁽¹⁾ OJ L 325, 5.12.2013, p. 214.

⁽²⁾ OJ L 270, 11.9.2014, p. 6.

⁽³⁾ OJ L 139, 5.6.2015, p. 30.

⁽⁴⁾ OJ L 218, 19.8.2015, p. 1.

- (15) The objective of this review is to investigate whether the existing benchmark is still representative of the development of module prices, and therefore still fulfils its objective as set out in the measures in force.
- (16) The Government of China was invited for pre-initiation consultations in accordance with the basic anti-subsidy Regulation and these consultations took place.
- (17) On 5 May 2015 the Commission initiated this partial interim review of the measures in force under Article 11(3) of the basic anti-dumping Regulation and Article 19(2) of the basic anti-subsidy Regulation. It published a Notice of Initiation in the *Official Journal of the European Union* ⁽¹⁾.

5. Parties concerned by the investigation

- (18) The Commission sent a questionnaire to Bloomberg New Energy Finance ('Bloomberg') to obtain information necessary for the investigation.
- (19) The Commission also invited respondents who reported prices of modules to Bloomberg to come forward; to provide the Commission with their submissions to Bloomberg; and to make their views known in relation to the review.
- (20) Interested parties had an opportunity to comment on the initiation of the investigation and to request a hearing with the Commission and/or the Hearing Officer for trade proceedings.

6. Questionnaire replies and verification visits

- (21) The Commission received a reply to its questionnaire from Bloomberg. The Commission also received submissions from a number of respondents that had reported prices of modules to Bloomberg and expressions of interest in the review from various parties in the Union and elsewhere.
- (22) The Commission sought and verified all the information deemed necessary for the review. Verification visits were carried out at the premises of Bloomberg in Zurich, Switzerland and Hong Kong, Hong Kong SAR, China.

7. The investigation

- (23) The Commission investigated whether the existing benchmark is still representative of the price development of modules and therefore still fulfils its objectives as set out in the measures in force.

7.1. The existing benchmark and its sub-series

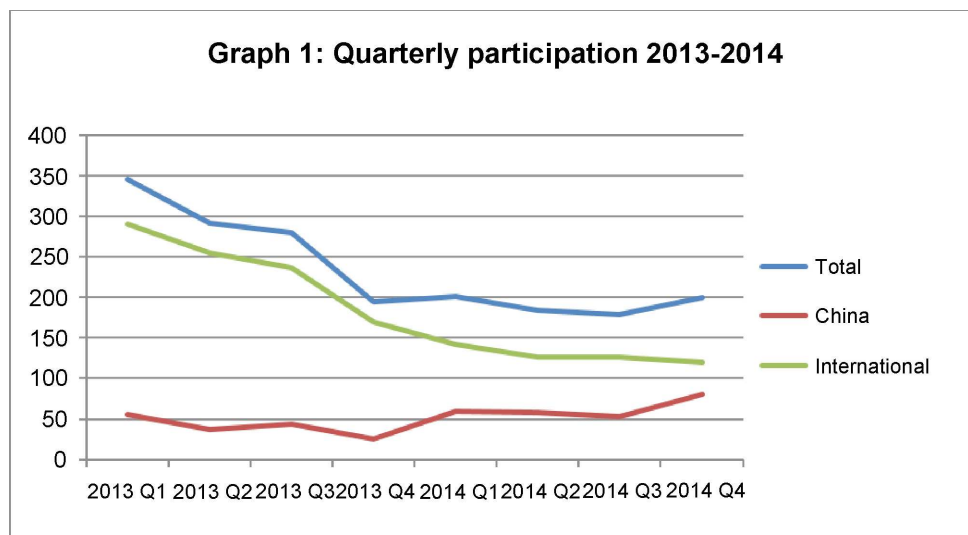
- (24) The existing benchmark is the 'Average all' price series, which consists of reported worldwide module spot prices. Bloomberg also publishes two sub-series to the 'Average all' price series for spot prices of modules that are of relevance to this investigation, namely:
 - (a) the 'Chinese Average' sub-series which contains prices reported by Chinese respondents; and
 - (b) the 'International Average' sub-series which contains all other prices reported.
- (25) Data for these price series and sub-series are typically collected and published on a weekly basis. All series are published in USD. All quotes are regularly checked by Bloomberg's solar sector specialists who can contact any respondent for a quote clarification if they frequently submit data outside the defined ranges or appear to be trying to bias the final results.
- (26) Bloomberg calculates the average price per week provided they have received at least three quotes. If a respondent submits multiple quotes, Bloomberg averages them and counts them as one quote.

⁽¹⁾ OJ C 147, 5.5.2015, p. 4.

- (27) To avoid unusually high or low quotes, Bloomberg automatically flags all quotes more than 20 % above or below the average of the period selected to the analysts, who will request clarification from the participant. The analysts will decide whether to include the quote or not. The average is then calculated from the remaining quotes.
- (28) All respondents must be active in the manufacturing or procurement of modules and Bloomberg must manually approve their participation before they may start contributing their quotes.

7.2. Increase in the number and proportion of Chinese respondents

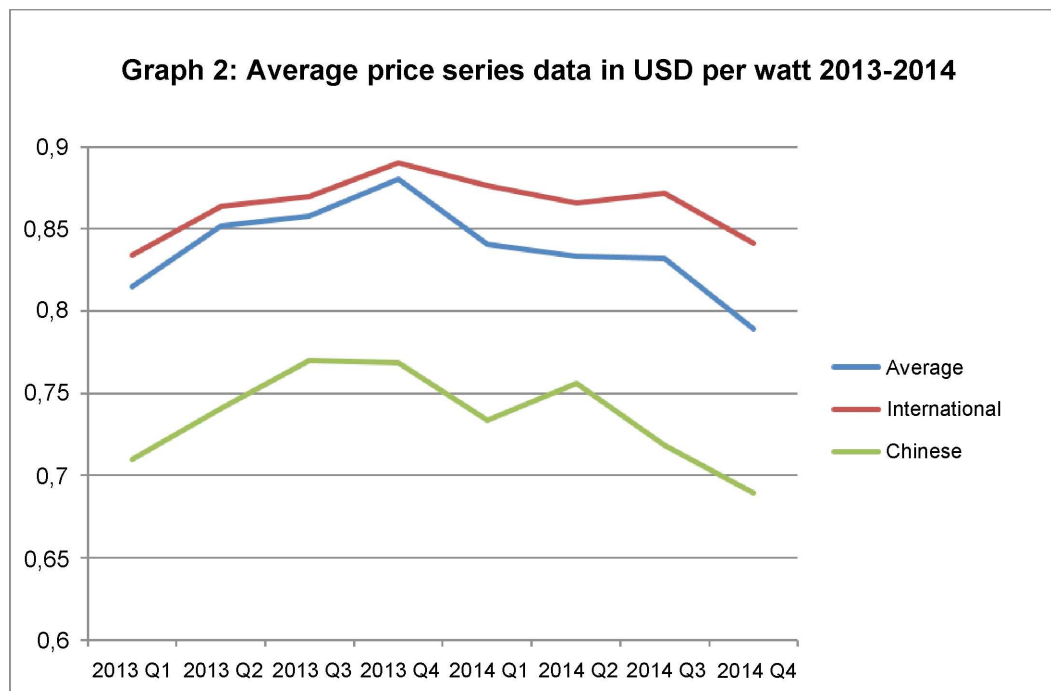
- (29) The applicant submitted that the number of Chinese respondents in the existing benchmark had increased significantly since the acceptance of the undertaking, and in particular since the beginning of 2014.
- (30) The applicant further stated that 'Chinese participation in relation to the overall participation in the reporting of prices to Bloomberg has approximately tripled since 2013, and that increased participation has strongly influenced the evolution of the [existing benchmark] in 2014'.
- (31) While the applicant provided complete information for the years 2013 and 2014 in the request, its arguments were based solely on a comparison of two isolated three-month periods, namely between May to July 2013 and October to December 2014.
- (32) The Commission took the entire weekly participation data for 2013 and 2014 submitted by the applicant and analysed the data by aggregating the number of participants over calendar quarters. By doing so the Commission found that:
- (a) indeed the average number of Chinese respondents per quarter in the existing benchmark had increased by around 20 respondents (56 %) between 2013 and 2014;
- (b) this was coupled by a parallel drop in the average number of non-Chinese respondents per quarter by more than 100 respondents (– 46 %) between 2013 and 2014.
- (33) Therefore the increase in the proportion of Chinese respondents in the existing benchmark was due both to a decreasing number of non-Chinese respondents and to an increasing number of Chinese respondents.
- (34) Furthermore the proportion of the Chinese respondents increased from a rather low level to a level better reflecting the share of China in the worldwide solar market. As reported by Bloomberg in 2014 the Chinese production photovoltaic cells and modules is estimated to be 78 % of world output.
- (35) Graph 1 below shows the aggregated participation of respondents in the existing benchmark and its two sub-series on a quarterly basis.



Source: Request for review

7.3. Development of Chinese and non-Chinese prices

- (36) The applicant stated that the 'Chinese Average' price sub-series had historically been lower than the 'International Average' price sub-series. The Commission notes that the 'Chinese Average' price sub-series is indeed historically below the 'International Average' price sub-series.
- (37) The applicant further argued that the 'International Average' price sub-series '[...] [has] essentially remained stable since the acceptance of the [undertaking]'.
- (38) The investigation has shown that contrary to the applicant's claim the 'International Average' price sub-series has not remained stable since the acceptance of the undertaking. In fact, in 2013 and 2014 both the 'International Average' price sub-series and the 'Chinese Average' price sub-series followed a similar trend (typically within $\pm 0,01$ USD). Graph 2 below shows the two sub-series compared to the 'Average all' price series from the start of 2013 to the end of 2014.



Source: Bloomberg, investigation

7.4. No substantial downward effect on the existing benchmark

- (39) The applicant's arguments set out in sections 7.2 and 7.3 above led them to conclude that both the increase in number of Chinese respondents and the increase of their proportion in the 'Average all' price series has had a 'substantial downward impact' on the existing benchmark. Therefore, by relying on the existing benchmark, the MIP adjustments so far have essentially reflected the increased number of Chinese respondents reporting lower prices to Bloomberg.
- (40) The Commission verified all relevant and duly documented evidence collected during the investigation. The findings of the investigation are as set out in sections 7.2 and 7.3 above, namely:
- firstly that there has been an increase in the number of Chinese respondents sending data to be published in the 'Chinese Average' price sub-series;
 - secondly, as shown in Graph 1 above, this increase of Chinese respondents was coupled with a more significant decrease in the number of non-Chinese respondents;
 - thirdly, the increase in the proportion of Chinese respondents is both due to the increase in number of Chinese respondents and the drop in number of non-Chinese respondents;

- (d) fourthly, the proportion of the Chinese respondents has increased from a rather low level to a level better reflecting the share of China in the worldwide solar market; and
- (e) finally, as Graph 2 shows both the 'Chinese Average' price sub-series and the 'International Average' price sub-series of the existing benchmark follow a similar trend for 2013 and 2014.

7.5. Conclusions

(41) The Commission concludes that:

- (a) the existing benchmark remains representative of the development of worldwide module prices because it includes prices submitted by Chinese respondents;
- (b) and because both sub-series have developed following a similar trend, meaning that the 'Chinese Average' sub-series is indeed lower than the 'International Average', but the 'Chinese Average' has not fallen faster than the 'International Average'; and therefore
- (c) the proportion of Chinese respondents in the existing benchmark has increased to a level better reflecting the share of Chinese producers in the world solar market;
- (d) the existing benchmark therefore still fulfils its objective as set out in the measures in force.

(42) The Commission therefore concluded to terminate this review.

7.6. Written submissions

(43) The findings of the investigation have been disclosed to the interested parties. They were granted the opportunity to be heard and to comment pursuant to Article 20 of the basic anti-dumping Regulation and Article 30 of the basic anti-subsidy Regulation. The applicant and the government of China submitted comments.

Comments of the applicant

- (44) Firstly, the applicant submitted that 'while the level of Chinese participation in the Bloomberg index increased substantially [...] the Chinese global market share changed little if at all, meaning that the evolution for that period in the "Average all" Bloomberg price index did not reflect global market share evolution realities'.
- (45) The Commission recognises that indeed the Chinese global market share has not changed substantially in the period of 2013 to 2014. This however only supports the conclusion that the representativity of the existing benchmark has improved for the reasons already stated in recital 34. Also, the very purpose of this price series is to reflect the evolution of prices not the evolution of market shares.
- (46) Secondly, the applicant submitted that 'there was a substantial drop in the "Chinese Average" price sub-series, which was already well below the price level of the "International Average" price sub-series, and that price drop was more than 5 % greater than the price drop over the same period of the "International Average" price sub-series.'
- (47) The Commission observes that when looking at the whole period 2013 to 2014 (which was the data period submitted by the applicant) this statement is factually incorrect. In fact, none of the three price series concerned show a clear downward trend in 2013 and 2014 as shown in Graph 2 in recital 38 and Table 1 below.
- (48) Contrary to the applicant's statement, the starting point and the end point for each of the three price series are very close to each other (divergence of maximum 0,01 USD up and 0,02 USD down), and have all shown a fluctuation up and down in between. That fluctuation follows a similar pattern, with the high point reached in the Q3 and Q4 of 2013. Also the differences between the highest and the lowest data point is comparable (0,09 USD for 'Average all', 0,06 USD for 'International Average', and 0,08 USD for 'Chinese Average').

Table 1

Average price series data in USD per watt 2013-2014

Quarter	'Average all'	'International Average'	'Chinese Average'
2013 Q1	0,81	0,83	0,71
2013 Q2	0,85	0,86	0,74
2013 Q3	0,86	0,87	0,77
2013 Q4	0,88	0,89	0,77
2014 Q1	0,84	0,88	0,73
2014 Q2	0,83	0,87	0,76
2014 Q3	0,83	0,87	0,72
2014 Q4	0,79	0,84	0,69

Source: Bloomberg, investigation

- (49) On the basis of those figures, there is no indication whatsoever that any kind of manipulation of the index would have been successful. It is true that as a result of the higher participation of Chinese companies, the 'Average all' price series shows a slightly steeper drop than the 'International Average' price sub-series. However, that finding cannot call into question the appropriateness of the use of the 'Average all' price series. It is only the logical consequence of the fact that the input into that price series is now more representative of the market share of China in the world market than it was initially. In other words: the 'Average all' price series now serves its purpose even better than it did when it was introduced.
- (50) It is also incorrect that the price drop of 'Chinese Average' was more than 5 % than the 'International Average'. Indeed, the 'Chinese Average' decreased by 2,8 % while the 'International Average' increased by 1,2 %. This gives combined difference of 4 %.
- (51) The Commission furthermore observes again the applicant's argument is based solely on a comparison of two isolated quarters, namely Q3 2013 and Q4 2014. The Commission's analysis takes into account the evolution of the price series over 2013 and 2014, i.e. the full period for which the applicant submitted information in their request.
- (52) The applicant alleged that '[...] the increasing number of Chinese respondents was bound to pull down the existing benchmark beyond where it would be if the number of Chinese respondents had not increased.'
- (53) The Commission rejects this argument as the applicant again failed to provide any evidence to substantiate their allegation.
- (54) The applicant alleged that the Commission did not analyse '[...] the effect of the increase in the participation of the Chinese respondents on the [existing] benchmark [...]', '[...] either the price effect of the overall change in proportion or the price effect from the two components individually [...]', and '[...] whether there were any factors other than the increased reporting of Chinese prices which would account for that result'.
- (55) The Commission rejects this allegation as it did carry out such analysis and its conclusion is set sections 7.2 and 7.3 above.

- (56) The applicant further submitted that the Commission did not analyse '[...] whether the use of the "International Average" price sub-series as the benchmark would have yielded a substantially different result than the use of the existing benchmark over the period in question'. The applicant further requests such analysis.
- (57) The Commission rejects both this argument and the follow-up request as this would fall outside the scope of this interim review set out in the Notice of Initiation and repeated in recital 15. The objective of this review is not to examine whether using other benchmarks would have yielded a substantially different result than the use of the existing benchmark over the period in question.
- (58) The Commission emphasizes that an appropriate benchmark should be objective, transparent and based on the widest possible coverage. Excluding Chinese producers who represent 78 % of the world solar market cannot be justified in this case.
- (59) The applicant submitted that the fourth finding in recital 40 above 'tacitly admits the non-representativeness of the [existing] benchmark index at the start of the UT [Undertaking], which in itself would be reason enough to move to a different benchmark as the quarter preceding the UT's entry into effect continues to be the base reference period.' The applicant further submitted that 'the mere inclusion of prices from Chinese respondents does not of itself assure the representativeness of the existing benchmark in terms of global module prices'.
- (60) The Commission rejects this argument as the increase in proportion of Chinese respondents in the existing benchmark only improved its representativeness, as it better reflects the share of Chinese producers in the world solar market.
- (61) Finally, the applicant requested the Commission to continue the investigation for further facts finding. However, the applicant has not provided any new facts beyond those in the request for the review set out in recital 12 above. Thus, the Commission has no basis to continue the investigation.

Comments of the government of China

- (62) The government of China submitted comments only in further support of the Commission's conclusion to terminate this review.

7.7. Conclusion on written submissions and on the review

- (63) Despite of the above submissions of the interested parties the Commission's findings in this investigation are upheld. The Commission therefore terminates this review.
- (64) This Regulation is in accordance with the opinion of the Committee established by Article 15(1) of Regulation (EC) No 1225/2009 and by Article 25(1) of Regulation (EC) No 597/2009,

HAS ADOPTED THIS REGULATION:

Article 1

The partial interim review of the anti-dumping and countervailing measures applicable to imports of crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from the People's Republic of China is hereby terminated.

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, 6 January 2016.

For the Commission

The President

Jean-Claude JUNKER

COMMISSION IMPLEMENTING REGULATION (EU) 2016/13**of 6 January 2016****amending for the 240th time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al-Qaeda network**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 881/2002 of 27 May 2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al-Qaeda network ⁽¹⁾, and in particular Article 7(1)(a) and Article 7a(5) thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 881/2002 lists the persons, groups and entities covered by the freezing of funds and economic resources under that Regulation.
- (2) On 10 December 2015, the Sanctions Committee of the United Nations Security Council (UNSC) decided to amend twelve entries and delete one entry on the list of persons, groups and entities to whom the freezing of funds and economic resources should apply. Regulation (EC) No 881/2002 should therefore be amended accordingly.
- (3) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 881/2002 is amended in accordance with 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, 6 January 2016.

*For the Commission,
On behalf of the President,
Head of the Service for Foreign Policy Instruments*

⁽¹⁾ OJ L 139, 29.5.2002, p. 9.

ANNEX

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

(1) The following entries under the heading 'Natural persons' are amended as follows:

- (a) The entry 'Nashwan Abd Al-Razzaq **Abd Al-Baqi** (*alias* (a) Abdal Al-Hadi Al-Iraqi, (b) Abd Al-Hadi Al-Iraqi, (c) Abu Abdallah). Date of birth: 1961. Place of birth: Mosul, Iraq. Nationality: Iraqi. Other information: (a) Al-Qaida senior official, (b) In custody of the United States of America, as of July 2007.' is replaced by the following:

'Nashwan Abd Al-Razzaq Abd Al-Baqi (*alias* (a) Abdal Al-Hadi Al-Iraqi, (b) Abd Al-Hadi Al-Iraqi, (c) Omar Uthman Mohammed, (d) Abdul Hadi Arif Ali, (e) Abu Abdallah, (f) Abdul Hadi al-Taweel, (g) Abd al-Hadi al-Ansari, (h) Abd al-Muhayman, (i) Abu Ayub). National identification no.: Ration Card no. 0094195. Date of birth: 1961. Place of birth: Mosul, Iraq. Nationality: Iraqi. Other information: (a) Father's name: Abd al-Razzaq Abd al-Baqi, (b) Mother's name: Nadira Ayoub Asaad. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice'.

- (b) The entry 'Mohammad Tahir Hammid (*alias* Abdelhamid Al Kurdi). Title: Imam. Date of birth: 1.11.1975. Place of birth: Poshok, Iraq. Other information: (a) A deportation order was issued by the Italian authorities on 18.10.2004; (b) Considered a fugitive from justice by the Italian authorities as of September 2007. Date of designation referred to in Article 2a (4) (b): 12.11.2003.' is replaced by the following:

'Mohammad Tahir Hammid Hussein (*alias* Abdelhamid Al Kurdi). Title: Imam. Date of birth: 1.11.1975. Place of birth: Poshok, Iraq. Nationality: Iraqi. Address: Sulaymaniya, Iraq. Other information: Mother's name: Attia Mohiuddin Taha. Date of designation referred to in Article 7d(2)(i): 12.11.2003.'

- (c) The entry 'Ata Abdoulaziz Rashid (*alias* (a) Ata Abdoul Aziz Barzingy, (b) Abdoulaziz Ata Rashid). Date of birth: 1.12.1973. Place of birth: Sulaimaniya, Iraq. Nationality: Iraqi. Address: Germany. Date of designation referred to in Article 2a (4) (b): 6.12.2005.' is replaced by the following:

'Ata Abdoulaziz Rashid (*alias* (a) Ata Abdoul Aziz Barzingy, (b) Abdoulaziz Ata Rashid). Date of birth: 1.12.1973. Place of birth: Sulaimaniya, Iraq. Nationality: Iraqi. Address: Germany. National identification no.: Ration card 6110922. Other information: Mother's name: Khadija Majid Mohammed. Date of designation referred to in Article 7d(2)(i): 6.12.2005.'

- (d) The entry 'Farhad Kanabi Ahmad (*alias* (a) Kaua Omar Achmed, (b) Kawa Hamawandi (previously listed as). Date of birth: 1.7.1971. Place of birth: Arbil, Iraq. Nationality: Iraqi. Passport No: German travel document ("Reiseausweise") A 0139243 (revoked as at Sep.2012). Address: Iraq. Date of designation referred to in Article 2a (4) (b): 6.12.2005' is replaced by the following:

'Farhad Kanabi Ahmad (*alias* (a) Kaua Omar Achmed, (b) Kawa Hamawandi (previously listed as) (c) Kawa Omar Ahmed. Date of birth: 1.7.1971. Place of birth: Arbil, Iraq. Nationality: Iraqi. Passport No: German travel document ("Reiseausweis") A 0139243 (revoked as at Sep. 2012). Address: Arbil — Qushtuba — house no. SH 11, alley 5380, Iraq. Other information: Mother's name: Farida Hussein Khadir. Date of designation referred to in Article 7d(2)(i): 6.12.2005'

- (e) The entry 'Ibrahim Mohamed Khalil (*alias* (a) Khalil Ibrahim Jassem, (b) Khalil Ibrahim Mohammad, (c) Khalil Ibrahim Al Zafiri, (d) Khalil). Date of birth: (a) 2.7.1975, (b) 2.5.1972, (c) 3.7.1975, (d) 1972, (e) 2.5.1975. Place of birth: (a) Dayr Az-Zawr, Syria, (b) Baghdad, Iraq, (c) Mosul, Iraq. Nationality: Syrian. Passport No: T04338017 (Temporary suspension of deportation issued by Alien's Office of the City of Mainz, expired on 8.5.2013). Address: Refugee shelter Alte Ziegelei, 55128 Mainz, Germany. Date of designation referred to in Article 2a (4) (b): 6.12.2005.' is replaced by the following:

'Ibrahim Mohamed Khalil (*alias* (a) Khalil Ibrahim Jassem, (b) Khalil Ibrahim Mohammad, (c) Khalil Ibrahim Al Zafiri, (d) Khalil, (e) Khalil Ibrahim al-Zahiri). Date of birth: (a) 2.7.1975, (b) 2.5.1972, (c) 3.7.1975, (d) 1972, (e) 2.5.1975. Place of birth: (a) Day Az-Zawr, Syria, (b) Baghdad, Iraq, (c) Mosul, Iraq. Nationality: Syrian. Passport No: T04338017. Address: Refugee shelter Alte Ziegelei, 55128 Mainz, Germany. Photo and fingerprints available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 6.12.2005.'

- (f) The entry 'Najmuddin Faraj Ahmad (alias (a) Mullah Krekar, (b) Fateh Najm Eddine Farraj, (c) Faraj Ahmad Najmuddin). Address: Heimdalsgate 36-V, 0578 Oslo, Norway. Date of birth: (a) 7.7.1956, (b) 17.6.1963. Place of birth: Olaqlloo Sharbajer, Al-Sulaymaniyah Governorate, Iraq. Nationality: Iraqi.' Is replaced by the following:

'Najmuddin Faraj Ahmad (alias (a) Mullah Krekar, (b) Fateh Najm Eddine Farraj, (c) Faraj Ahmad Najmuddin). Address: Heimdalsgate 36-V, 0578 Oslo, Norway. Date of birth: (a) 7.7.1956, (b) 17.6.1963. Place of birth: Olaqlloo Sharbajer, Al-Sulaymaniyah Governorate, Iraq. Nationality: Iraqi.'

- (g) The entry 'Akram Turki Hishan Al-Mazidih (alias (a) Akram Turki Al-Hishan, (b) Abu Jarrah, (c) Abu Akram). Date of birth: (a) 1974, (b) 1975 (c) 1979. Address: Zabadani, Syrian Arab Republic. Date of designation referred to in Article 2a (4) (b): 11.3.2010.' is replaced by the following:

'Akram Turki Hishan Al-Mazidih (alias (a) Akram Turki Al-Hishan, (b) Abu Jarrah, (c) Abu Akram). Date of birth: (a) 1974, (b) 1975, (c) 1979. Address: (a) Deir ez-Zor Governorate Syrian Arab Republic; (b) Iraq, (c) Jordan. National identification no: Ration card no. 0075258. Other information: Mother's name: Masouma Abd al-Rahman. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 11.3.2010.'

- (h) The entry 'Ghazy Fezza Hishan Al-Mazidih (alias (a) Ghazy Fezzaa Hishan, (b) Mushari Abd Aziz Saleh Shlash, (c) Abu Faysal, (d) Abu Ghazzy). Date of birth: (a) 1974, (b) 1975. Address: Zabadani, Syrian Arab Republic. Date of designation referred to in Article 2a (4) (b): 11.3.2010.' is replaced by the following:

'Ghazy Fezza Hishan Al-Mazidih (alias (a) Ghazy Fezzaa Hishan, (b) Mushari Abd Aziz Saleh Shlash, (c) Abu Faysal, (d) Abu Ghazzy). Date of birth: (a) 1974, (b) 1975. Address: (a) Syrian Arab Republic, (b) Iraq. Date of designation referred to in Article 7d(2)(i): 11.3.2010.'

- (i) The entry 'Muthanna Harith Al-Dari (alias (a) Dr. Muthanna Al Dari, (b) Muthana Harith Al Dari, (c) Muthanna Harith Sulayman Al-Dari, (d) Muthanna Harith Sulayman Al-Dhari, (e) Muthanna Hareth Al-Dhari, (f) Muthana Haris Al-Dhari, (g) Doctor Muthanna Harith Sulayman Al Dari Al-Zawba', (h) Muthanna Harith Sulayman Al-Dari Al-Zobai, (i) Muthanna Harith Sulayman Al-Dari al-Zawba'i, (j) Muthanna Hareth al-Dari, (k) Muthana Haris al-Dari, (l) Doctor Muthanna al-Dari, (m) Dr. Muthanna Harith al-Dari al-Zowbai). Title: Doctor. Address: (a) Amman, Jordan, (b) Khan Dari, Iraq (previous address), (c) Asas Village, Abu Ghurayb, Iraq (previous address), (d) Egypt (previous address). Date of birth: 16.6.1969. Place of birth: Iraq. Nationality: Iraqi. Date of designation referred to in Article 2a (4) (b): 25.3.2010.' is replaced by the following:

'Muthanna Harith Al-Dari (alias (a) Dr. Muthanna Al Dari, (b) Muthana Harith Al Dari, (c) Muthanna Harith Sulayman Al-Dari, (d) Muthanna Harith Sulayman Al-Dhari, (e) Muthanna Hareth Al-Dhari, (f) Muthana Haris Al-Dhari, (g) Doctor Muthanna Harith Sulayman Al Dari Al-Zawba', (h) Muthanna Harith Sulayman Al-Dari Al-Zobai, (i) Muthanna Harith Sulayman Al-Dari al-Zawba'i, (j) Muthanna Hareth al-Dari, (k) Muthana Haris al-Dari, (l) Doctor Muthanna al-Dari, (m) Dr. Muthanna Harith al-Dari al-Zowbai). Title: Doctor. Address: (a) Amman, Jordan, (b) Khan Dari, Iraq (previous address), (c) Asas Village, Abu Ghurayb, Iraq (previous address), (d) Egypt (previous address). Date of birth: 16.6.1969. Place of birth: Iraq. Nationality: Iraqi. National identification no.: Ration card number 1729765. Other information: Mother's name: Heba Khamis Dari. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 25.3.2010.'

- (j) The entry 'Ibrahim Awwad Ibrahim Ali Al-Badri Al-Samarrai (alias (a) Dr. Ibrahim "Awwad Ibrahim" Ali al-Badri al-Samarrai', (b) Ibrahim 'Awad Ibrahim al-Badri al-Samarrai, (c) Ibrahim 'Awad Ibrahim al-Samarra'i, (d) Dr. Ibrahim Awwad Ibrahim al-Samarra'i, (e) Abu Du'a, (f) Abu Duaa, (g) Dr. Ibrahim, (h) Abu Bakr al-Baghdadi al-Husayni al-Quraishi, (i) Abu Bakr al-Baghdadi. Title: Dr. Address: Iraq. Date of birth: 1971. Place of birth: (a) Samarra, Iraq, (b) Iraq. Nationality: Iraqi. Other information: (a) Leader of Al-Qaida in Iraq; (b) Currently based in Iraq; (c) Prominently known by nom de guerre (Abu Du'a, Abu Duaa'). Date of designation referred to in Article 2a(4)(b): 5.10.2011.' is replaced by the following:

'Ibrahim Awwad Ibrahim Ali Al-Badri Al-Samarrai (alias (a) Dr. Ibrahim "Awwad Ibrahim" Ali al-Badri al-Samarrai', (b) Ibrahim 'Awad Ibrahim al-Badri al-Samarrai, (c) Ibrahim 'Awad Ibrahim al-Samarra'i, (d) Dr. Ibrahim Awwad Ibrahim al-Samarra'i, (e) Abu Du'a, (f) Abu Duaa', (g) Dr. Ibrahim, (h) Abu Bakr al-Baghdadi al-Husayni al-Quraishi, (i) Abu Bakr al-Baghdadi. Title: Dr. Address: (a) Iraq; (b) Syria. Date of birth: 1971. Place of birth: (a) Samarra, Iraq, (b) Iraq. Nationality: Iraqi. Identification no.: Ration card number 0134852. Other information: (a) Currently based in Iraq and Syria; (b) Prominently known by nom de guerre (Abu Du'a, Abu Duaa'); (c) Wife's name: Saja Hamid al-Dulaimi; (d) Wife's name: Asma Fawzi Mohammed al-Kubaissi. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 5.10.2011.'

- (k) The entry 'Abu Mohammed Al-Jawlani (*alias* (a) Abu Mohamed al-Jawlani, (b) Abu Muhammad al-Jawlani, (c) Abu Mohammed al-Julani, (d) Abu Mohammed al-Golani, (e) Abu Muhammad al-Golani, (f) Abu Muhammad Aljawlani, (g) Muhammad al-Jawlani, (h) Shaykh al-Fatih; (i) Al Fatih). Date of birth: Between 1975 and 1979. Place of birth: Syria. Nationality: Syrian. Address: In Syria as at June 2013. Other information: Since January 2012, he is the Leader of Al-Nusrah Front for the People of the Levant. Date of designation referred to in Article 2a (4) (b): 24.7.2013' is replaced by the following:

'Abu Mohammed Al-Jawlani (*alias* (a) Abu Mohamed al-Jawlani, (b) Abu Muhammad al-Jawlani, (c) Abu Mohammed al-Julani, (d) Abu Mohammed al-Golani, (e) Abu Muhammad al-Golani, (f) Abu Muhammad Aljawlani, (g) Muhammad al-Jawlani, (h) Shaykh al-Fatih, (i) Al Fatih, (j) Amjad Muzaffar Hussein Ali al-Naimi, (k) Abu Ashraf). Date of birth: (a) Between 1975 and 1979; (b) 1980. Place of birth: Syria. Nationality: Syrian. Address: (a) Mosul, Souq al-Nabi Yunis; (b) In Syria as at June 2013. Other information: Mother's name: Fatma Ali Majour. Description: Dark complexion. Height: 1.70 m. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 24.7.2013.'

- (l) The entry 'Tarkhan Ismailovich Gaziev (*alias* (a) Ramzan Oduv, (b) Tarkhan Isaevich Gaziev, (c) Husan Isaevich Gaziev, (d) Umar Sulimov, (e) Wainakh, (f) Sever, (g) Abu Bilalal, (h) Abu Yasir, (i) Abu Asim, (j) Husan); Date of birth: 11.11.1965; Place of birth: Bugaroy Village, Itum-Kalinskiy District, Republic of Chechnya, Russian Federation; Address: a) Syrian Arab Republic (located in as at August 2015), b) Iraq (possible alternative location as at August 2015; Nationality: (Not registered as a citizen of the Russian Federation); Passport No.: 620169661 (Russian foreign travel passport number); Other information: Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 2.10.2015.' is replaced by the following:

'Tarkhan Ismailovich Gaziev (*alias* (a) Ramzan Oduv, (b) Tarkhan Isaevich Gaziev, (c) Husan Isaevich Gaziev, (d) Umar Sulimov, (e) Wainakh, (f) Sever, (g) Abu Bilalal, (h) Abu Yasir, (i) Abu Asim, (j) Husan), Date of birth: 11.11.1965, Place of birth: Bugaroy Village, Itum-Kalinskiy District, Republic of Chechnya, Russian Federation, Address: a) Syrian Arab Republic (located in as at August 2015), b) Iraq (possible alternative location as at August 2015, Nationality: (Not registered as a citizen of the Russian Federation), Other information: Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 2.10.2015.'

- (2) The following entry under the heading 'Natural persons' is deleted:

'Rafik Mohamad Yousef (*alias* Mohamad Raifc Kairadin). Date of birth: 27.8.1974. Place of birth: Baghdad, Iraq. Nationality: Iraqi. Passport No: German travel document ("Reiseausweis") A 0092301. Address: Germany. Other information: (a) Member of Alsar Al-Islam; (b) In prison in Germany. Date of designation referred to in Article 2a (4) (b): 6.12.2005.'

COMMISSION IMPLEMENTING REGULATION (EU) 2016/14**of 6 January 2016****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 Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽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 multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto.
- (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, 6 January 2016.

For the Commission,
On behalf of the President,
Jerzy PLEWA
Director-General for Agriculture and Rural Development

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽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	IL	236,2
	MA	89,3
	TR	120,0
	ZZ	148,5
0707 00 05	MA	87,6
	TR	151,3
	ZZ	119,5
0709 93 10	MA	55,7
	TR	142,9
	ZZ	99,3
0805 10 20	EG	53,0
	MA	65,7
	TR	73,6
	ZZ	64,1
0805 20 10	IL	171,2
	MA	79,2
	ZZ	125,2
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	IL	123,7
	JM	113,7
	MA	86,7
	TR	80,3
	ZZ	101,1
	TR	87,4
0805 50 10	ZZ	87,4
	CL	83,4
	US	160,9
0808 10 80	ZZ	122,2
	TR	138,5
	ZZ	138,5

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EU) No 1106/2012 of 27 November 2012 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards the update of the nomenclature of countries and territories (OJ L 328, 28.11.2012, p. 7). Code 'ZZ' stands for 'of other origin'.

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