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<sup>(1)</sup> 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 REGULATION (EU) 2016/479

of 1 April 2016

**amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of steviol glycosides (E 960) as a sweetener in certain energy-reduced or with no added sugars beverages**

*(Text with EEA relevance)*

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives <sup>(1)</sup>, and in particular Article 10(3) thereof,

Whereas:

- (1) Annex II to Regulation (EC) No 1333/2008 lays down a Union list of food additives approved for use in food and their conditions of use.
- (2) That list may be updated in accordance with the common procedure referred to in Article 3(1) of Regulation (EC) No 1331/2008 of the European Parliament and of the Council <sup>(2)</sup> either on the initiative of the Commission or following an application.
- (3) On 25 March 2013 an application was submitted for authorisation of the use of steviol glycosides (E 960) as a sweetener in certain energy-reduced or with no added sugars beverages falling under the food subcategory 14.1.5.2 'Other' of Annex II to Regulation (EC) No 1333/2008. The application was subsequently made available to the Member States pursuant to Article 4 of Regulation (EC) No 1331/2008.
- (4) Steviol glycosides are non-caloric sweet-tasting constituents and may be used to replace caloric sugars in certain beverages, thus reducing the caloric content of those products. Consequently, steviol glycosides provide sweetness to those beverages without delivering additional calories to the final product, offering consumers energy-reduced or with no added sugars products, in accordance with Article 7 of Regulation (EC) No 1333/2008.
- (5) Pursuant to Article 3(2) of Regulation (EC) No 1331/2008, the Commission is to seek the opinion of the European Food Safety Authority ('the Authority') in order to update the Union list of food additives set out in Annex II to Regulation (EC) No 1333/2008.

<sup>(1)</sup> OJ L 354, 31.12.2008, p. 16.

<sup>(2)</sup> Regulation (EC) No 1331/2008 of the European Parliament and of the Council of 16 December 2008 establishing a common authorisation procedure for food additives, food enzymes and food flavourings (OJ L 354, 31.12.2008, p. 1).

- (6) In 2010, the Authority adopted a scientific opinion <sup>(1)</sup> on the safety of steviol glycosides for the proposed uses as a food additive (E 960) and established an Acceptable Daily Intake (ADI) of 4 mg/kg body weight/day, expressed as steviol equivalents. In view of the proposed extension of uses as a food additive, the Authority revised the exposure assessment of steviol glycosides and expressed its opinions on 2 May 2014 <sup>(2)</sup> and on 30 June 2015 <sup>(3)</sup>. As regards those extensions of uses, the Authority concluded that the exposure estimates are below the ADI for all age groups, except for toddlers at the upper range of the high level (95th percentile) estimates, in one country. Exposure calculations carried out by *Rijksinstituut voor Volksgezondheid en Milieu* showed that the proposed extension of use did not affect the 95th percentile of exposure in young children aged 2 to 6 years in the Netherlands and that non-alcoholic beverages and flavoured fermented milk products remained the main contributors to exposure to steviol glycosides in that age group.
- (7) Considering that food subcategory 14.1.5.2 covers products not intended to be consumed by toddlers (12 to 35 months old) the proposed uses and use levels of steviol glycosides (E 960) as a sweetener are not of a safety concern.
- (8) Therefore, it is appropriate to authorise the use of steviol glycosides (E 960) as a sweetener added to the energy-reduced or with no added sugars beverages in food subcategory 14.1.5.2 'Other': coffee, tea and herbal infusion beverages (at maximum level of 30 mg/l), flavoured instant coffee and instant cappuccino products (at maximum level of 30 mg/l) and malt-based and chocolate/cappuccino flavoured drinks (at maximum level of 20 mg/l).
- (9) Therefore, Annex II to Regulation (EC) No 1333/2008 should be amended accordingly.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

Annex II to Regulation (EC) No 1333/2008 is amended in accordance with the Annex to this Regulation.

#### *Article 2*

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

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

Done at Brussels, 1 April 2016.

*For the Commission*  
*The President*  
Jean-Claude JUNCKER

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<sup>(1)</sup> *EFSA Journal* 2010;8(4):1537.

<sup>(2)</sup> *EFSA Journal* 2014;12(5):3639.

<sup>(3)</sup> *EFSA Journal* 2015;13(6):4146.

## ANNEX

Part E of Annex II to Regulation (EC) No 1333/2008 is amended as follows:

- (1) in food subcategory 14.1.5.2 'Other' the following entries for E 960 are inserted after the entry for E 491-495 Sorbitan esters:

|  |       |                    |    |           |                                                                                                       |
|--|-------|--------------------|----|-----------|-------------------------------------------------------------------------------------------------------|
|  | E 960 | Steviol glycosides | 30 | (60) (93) | only coffee, tea and herbal infusion beverages, energy-reduced or with no added sugars                |
|  | E 960 | Steviol glycosides | 30 | (60) (93) | only flavoured instant coffee and instant cappuccino products, energy-reduced or with no added sugars |
|  | E 960 | Steviol glycosides | 20 | (60) (93) | only malt-based and chocolate/cappuccino flavoured drinks, energy-reduced or with no added sugars'    |

- (2) in food subcategory 14.1.5.2 'Other', the following footnotes are added:

'(60): Expressed as steviol equivalents.

(93): Maximum level applies to the ready-to-drink products (e.g. canned) and their mixes and concentrates after preparation and ready for consumption.'

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**COMMISSION IMPLEMENTING REGULATION (EU) 2016/480**  
**of 1 April 2016**  
**establishing common rules concerning the interconnection of national electronic registers on road**  
**transport undertakings and repealing Regulation (EU) No 1213/2010**

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1071/2009 of the European Parliament and of the Council of 21 October 2009 establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC <sup>(1)</sup>, and in particular Article 16(5) thereof,

Whereas:

- (1) Article 16(1) of Regulation (EC) No 1071/2009 establishes the obligation for Member States to keep a national electronic register of road transport undertakings which have been authorised by a competent authority to engage in the occupation of road transport operator. The relevant data contained in the national electronic registers should be made accessible to all the competent authorities of the other Member States. Article 16(5) and (6) of Regulation (EC) No 1071/2009 require the national electronic registers to be interconnected by 31 December 2012, mandating the Commission to adopt common rules concerning such interconnection. On the basis of this mandate, the Commission adopted Regulation (EU) No 1213/2010 <sup>(2)</sup>, in order to facilitate the interconnection of the national electronic registers through a message exchange system called ERRU (European Registers of Road Transport Undertakings). The latter became operational on 31 December 2012.
- (2) During the last 3 years of operation of ERRU, the Commission, along with experts from Member States, has identified a certain number of aspects related to the practical use of ERRU that do not fully correspond to the administrative processes set up in Member States.
- (3) It is therefore necessary to address the shortcomings that have been identified in the daily operation of ERRU, aligning it with the relevant provisions of Regulation (EC) No 1071/2009, Regulation (EC) No 1072/2009 of the European Parliament and of the Council <sup>(3)</sup> and Regulation (EC) No 1073/2009 of the European Parliament and of the Council <sup>(4)</sup>, as well as guaranteeing that ERRU is used in a uniform manner by competent authorities throughout the EU. Moreover, it is necessary to adapt the existing rules to the technical and scientific progress.
- (4) Commission Regulation (EU) 2016/403 <sup>(5)</sup> with regard to the classification of serious infringements of the Union rules, sets out a new list of categories, types and degrees of seriousness of serious infringements of Union rules, which in addition to those set out in Annex IV to Regulation (EC) No 1071/2009, may lead to the loss of good repute of the road transport undertaking or the transport manager. It is therefore necessary to enable ERRU to transmit information on the new list of infringements.
- (5) The provisions on personal data protection, as laid down in particular by Directive 95/46/EC of the European Parliament and of the Council <sup>(6)</sup>, apply to the processing of any personal data pursuant to Regulation (EC) No 1071/2009. In particular, Member States must implement appropriate security measures to prevent misuse of personal data.

<sup>(1)</sup> OJ L 300, 14.11.2009, p. 51.

<sup>(2)</sup> Commission Regulation (EU) No 1213/2010 of 16 December 2010 establishing common rules concerning the interconnection of national electronic registers on road transport undertakings (OJ L 335, 18.12.2010, p. 21).

<sup>(3)</sup> Regulation (EC) No 1072/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international road haulage market (OJ L 300, 14.11.2009, p. 72).

<sup>(4)</sup> Regulation (EC) No 1073/2009 of the European Parliament and of the Council of 21 October 2009 on common rules for access to the international market for coach and bus services, and amending Regulation (EC) No 561/2006 (OJ L 300 14.11.2009, p. 88).

<sup>(5)</sup> Commission Regulation (EU) 2016/403 of 18 March 2016 supplementing Regulation (EC) No 1071/2009 of the European Parliament and of the Council with regard to the classification of serious infringements of the Union rules, which may lead to the loss of good repute by the road transport operator, and amending Annex III to Directive 2006/22/EC of the European Parliament and of the Council (OJ L 74, 19.3.2016, p. 8).

<sup>(6)</sup> Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281, 23.11.1995, p. 31).

- (6) Where applicable, the provisions on personal data protection, as laid down by Regulation (EC) No 45/2001 of the European Parliament and of the Council <sup>(1)</sup> apply to the processing of any personal data pursuant to Regulation (EC) No 1071/2009.
- (7) Due to substantial amount of changes which should be made to the common rules for the implementation of the interconnection of the national electronic registers, it is necessary to replace Regulation (EU) No 1213/2010 by a new act. Regulation (EU) No 1213/2010 should therefore be repealed.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Committee referred to in Article 42(1) of Regulation (EU) No 165/2014 of the European Parliament and of the Council <sup>(2)</sup>,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

#### **Subject matter**

This Regulation lays down the requirements regarding the connection of the national electronic registers on road transport undertakings to the ERRU messaging system, as set out in Article 16(5) of Regulation (EC) No 1071/2009.

#### *Article 2*

#### **Definitions**

For the purpose of this Regulation and in addition to the definitions laid down in Article 2 of Regulation (EC) No 1071/2009, the following definitions shall apply:

- (a) 'ERRU (European Registers of Road Transport Undertakings)' means a system of interconnection of national electronic registers, set up in accordance Article 16(5) of Regulation (EC) No 1071/2009;
- (b) 'Asynchronous interface' means a process whereby a message in response to a request is returned on a new HTTP connection;
- (c) 'Broadcast search' means a request message from a Member State addressed to all other Member States;
- (d) 'Central hub' means the information system enabling the routing of ERRU messages between Member States;
- (e) 'CPC' means certificate of professional competence, as referred to in Article 8(8) of Regulation (EC) No 1071/2009;
- (f) 'Member State of infringement' means the Member State in which a transport undertaking has committed an infringement;
- (g) 'Member State of establishment' means the Member State in which an undertaking is established;

<sup>(1)</sup> Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (OJ L 8, 12.1.2001, p. 1).

<sup>(2)</sup> Regulation (EU) No 165/2014 of the European Parliament and of the Council of 4 February 2014 on tachographs in road transport, repealing Council Regulation (EEC) No 3821/85 on recording equipment in road transport and amending Regulation (EC) No 561/2006 of the European Parliament and of the Council on the harmonisation of certain social legislation relating to road transport (OJ L 60, 28.2.2014, p. 1).

- (h) 'National system' means the information system set up in each Member State for the purpose of emitting, processing and responding to ERRU messages;
- (i) 'Synchronous interface' means a process whereby a message in response to a request is returned on the same HTTP connection as the one used for the request;
- (j) 'Requesting Member State' means the Member State emitting a request or a notification, which is then routed to the responding Member States;
- (k) 'Responding Member State' means the Member State to whom the ERRU request or notification is directed.

### *Article 3*

#### **Obligation to connect to ERRU**

Member States shall carry out the interconnection of the national electronic registers referred to in Article 16 of Regulation (EC) No 1071/2009 to ERRU in accordance with the procedures and technical requirements laid down in this Regulation.

### *Article 4*

#### **Technical specifications**

ERRU shall fulfil the technical specifications laid down in Annexes I to VII to this Regulation.

### *Article 5*

#### **Use of ERRU**

1. When exchanging information through ERRU, the competent authorities shall follow the procedures set out in Annex VIII to this Regulation.
2. Member States shall grant their control bodies in charge of roadside checks access to the ERRU Check Community Licence functionality.
3. In cases where several national control bodies are involved in roadside checks, the Member State shall decide which ones of those bodies shall be granted the access referred to in paragraph 2.

### *Article 6*

#### **Repeal**

Regulation (EU) No 1213/2010 is hereby repealed as from the date of application of this Regulation. References to the repealed Regulation shall be construed as references to this Regulation.

### *Article 7*

#### **Entry into force**

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 30 January 2019.

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

Done at Brussels, 1 April 2016.

*For the Commission*

*The President*

Jean-Claude JUNKER

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## ANNEX I

## GENERAL ASPECTS OF ERRU

## 1. ARCHITECTURE

ERRU shall be composed of the following parts:

- 1.1. A central hub, which shall be able to receive a request from the requesting Member State, validate it and process it by forwarding it to the responding Member States. The central hub will wait for each responding Member State to answer, consolidate all the answers and forward the consolidated response to the requesting Member State.
- 1.2. A national system per Member State, which shall be fitted with an interface capable of both sending requests to the central hub and receiving the corresponding replies. National systems may use propriety or commercial software to transmit and receive messages from the central hub.
- 1.3. As an alternative to 1.1, Member States may choose to use a compatible commercial network to exchange messages amongst themselves. In that case, each competent authority will provide statistics on the messages exchanged within that network to the central hub.

## 2. MANAGEMENT

- 2.1. The central hub shall be managed by the Commission, which shall be responsible for the technical operation and maintenance of the central hub.
- 2.2. The central hub shall not store data for a period exceeding 6 months, other than the logging and statistical data set out in Annex VII.
- 2.3. The central hub shall not provide access to personal data, except for authorised Commission personnel, when necessary for the purpose of maintenance and troubleshooting.
- 2.4. Member States shall be responsible for:
  - 2.4.1. The setup and management of their national systems, including the interface with the central hub.
  - 2.4.2. The installation and maintenance of their national system, both hardware and software, whether proprietary or commercial.
  - 2.4.3. The correct interoperability of their national system with the central hub, including the management of error messages received from the central hub.
  - 2.4.4. Taking all the measures to ensure the confidentiality, integrity and availability of the information.
  - 2.4.5. The operation of the national systems in accordance with the service levels set out in Annex VI.
- 2.5. MOVEHUB web portal

The Commission shall provide a web based application with secured access, referred to as 'MOVEHUB web portal', providing at least the following services:

  - (a) Member State availability statistics
  - (b) Notification of maintenance on the central hub and Member State national systems.
  - (c) Aggregated reports

(d) Contact management

(e) XSD schemas

## 2.6. Contact management

The contact management functionality will provide each Member State with the ability to manage the contact details regarding policy, business, operational and technical users of that Member State, being each Member State's competent authority responsible for the maintenance of its own contacts. It will be possible to view, but not edit, the contact details of the other Member States.

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## ANNEX II

### ERRU FUNCTIONALITIES

1. The following functionalities shall be provided through ERRU:
  - 1.1. Check Good Repute (CGR): allows the requesting Member State to send a query to one or all responding Member States, to determine the fitness of a transport manager and so the authorisation to operate a transport undertaking.
  - 1.2. Infringement Notification (INF): allows the Member State of infringement to notify the Member State of establishment that the transport undertaking has committed a serious infringement as referred to in Article 6(2)(b) of Regulation (EC) No 1071/2009. It also allows the Member State of infringement to request that penalties be applied to the transport undertaking in the Member State of establishment.
  - 1.3. Check Community Licence (CCL): allows the requesting Member State to send a query to the responding Member State (i.e. the Member State of establishment) to determine if a transport undertaking is operating with a valid Community licence.
2. Other message types deemed suitable for the efficient functioning of ERRU shall be included, for instance error notifications.

## ANNEX III

**ERRU MESSAGE PROVISIONS**

## 1. GENERAL TECHNICAL REQUIREMENTS

- 1.1. The central hub will provide both synchronous and asynchronous interfaces for the exchange of messages. Member States may choose the most suitable technology to interface with their own applications.
- 1.2. All messages exchanged between the central hub and the national systems must be UTF-8 encoded.
- 1.3. Member States will ensure that their national systems can receive and process messages containing Greek or Cyrillic characters.

## 2. XML MESSAGES STRUCTURE AND SCHEMA DEFINITION (XSD)

- 2.1. The general structure of XML messages shall follow the format defined by the XSD schemas installed in the central hub.
  - 2.2. The central hub and the national systems shall transmit and receive messages that conform to the message XSD schema.
  - 2.3. National systems will be capable of sending, receiving and processing all messages corresponding to any of the functionalities set out in Annex II.
  - 2.4. The XML messages shall include at least the minimum requirements laid down in the Appendix to this Annex.
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## Appendix

**Minimum requirements for the content of the XML messages**

| Common Header        |                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Mandatory |
|----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| Version              | The official version of the XML specifications will be specified through the namespace defined in the message XSD and in the <i>version</i> attribute of the Header element of any XML message. The version number ('n.m') will be defined as fixed value in every release of the XML Schema Definition file (xsd).                                                                                                                                       | Yes       |
| Test Identifier      | Optional id for testing. The originator of the test will populate the id and all participants in the workflow will forward/return the same id. In production it should be ignored and will not be used if it is supplied.                                                                                                                                                                                                                                 | No        |
| Technical Identifier | A UUID uniquely identifying each individual message. The sender generates a UUID and populates this attribute. This data is not used in any business capacity.                                                                                                                                                                                                                                                                                            | Yes       |
| Workflow Identifier  | The workflowId is a UUID and should be generated by the requesting Member State. This id is then used in all messages to correlate the workflow.                                                                                                                                                                                                                                                                                                          | Yes       |
| Sent At              | The date and time (UTC) that the message was sent.                                                                                                                                                                                                                                                                                                                                                                                                        | Yes       |
| Timeout              | This is an optional date and time (in UTC format) attribute. This value will be set only by the Hub for forwarded requests. This will inform the responding Member State of the time when the request will be timed out. This value is not required in MS2TCN_<x>_Req and all response messages. It is optional so that the same header definition can be used for all message types regardless of whether or not the timeoutValue attribute is required. | No        |
| From                 | The ISO 3166-1 Alpha 2 code of the Member State sending the message or 'EU'.                                                                                                                                                                                                                                                                                                                                                                              | Yes       |
| To                   | The ISO 3166-1 Alpha 2 code of the Member State to which the message is being sent or 'EU'.                                                                                                                                                                                                                                                                                                                                                               | Yes       |

**Check Good Repute**

| Check Good Repute Request      |                                                                   | Mandatory              |
|--------------------------------|-------------------------------------------------------------------|------------------------|
| Business Case Identifier       | A serial or reference number identifying each individual request. | Yes                    |
| Requesting Competent Authority | The competent authority that has issued the search request.       | Yes                    |
| Transport Manager Details      |                                                                   | Yes, if no CPC details |
| Family Name                    | Transport manager's family name(s) as indicated on the CPC.       | Yes                    |

| Check Good Repute Request       |                                                                                                     | Mandatory                            |
|---------------------------------|-----------------------------------------------------------------------------------------------------|--------------------------------------|
| First Name                      | Transport manager's complete given name as indicated on the certificate of professional competence. | Yes                                  |
| Date of Birth                   | Transport manager's birth date in ISO 8601 format (YYYY-MM-DD).                                     | Yes                                  |
| Place of Birth                  | Transport manager's place of birth.                                                                 | No                                   |
| CPC Details                     |                                                                                                     | Yes, if no transport manager details |
| CPC Number                      | Number of certificate of professional competence                                                    | Yes                                  |
| CPC Issue Date                  | Date of issuance of the CPC, in ISO 8601 format (YYYY-MM-DD).                                       | Yes                                  |
| CPC Issue Country               | Issuing country of the CPC in ISO 3166-1 alpha 2 format.                                            | Yes                                  |
| Check Good Repute Response      |                                                                                                     | Mandatory                            |
| Business Case Identifier        | A serial or reference number matching the business case identifier of the request.                  | Yes                                  |
| Requesting Competent Authority  | The competent authority that has issued the search request.                                         | Yes                                  |
| Responding Competent Authority  | The competent authority that has responded to the search request.                                   | Yes                                  |
| Status Code                     | The status code of the search (e.g. found, not found, error, etc.).                                 | Yes                                  |
| Status Message                  | An explanatory status description (if necessary).                                                   | No                                   |
| Found Transport Manager Details |                                                                                                     | Yes if Status Code is Found          |
| Family Name                     | Transport manager's family name(s) as recorded in the register.                                     | Yes                                  |
| First Name                      | Transport manager's complete given name as recorded in the register.                                | Yes                                  |
| Date of Birth                   | Transport manager's birth date in ISO 8601 format (YYYY-MM-DD) as recorded in the register.         | Yes                                  |
| Place of Birth                  | Transport manager's place of birth as recorded in the register.                                     | Yes                                  |

| Check Good Repute Response                                      |                                                                                                                     | Mandatory                                 |
|-----------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|-------------------------------------------|
| CPC Number                                                      | Number of certificate of professional competence as recorded in the register.                                       | Yes                                       |
| CPC Issue Date                                                  | Date of issuance of the CPC, in ISO 8601 format (YYYY-MM-DD) as recorded in the register.                           | Yes                                       |
| CPC Issue Country                                               | Issuing country of the CPC in ISO 3166-1 alpha 2 format as recorded in the register.                                | Yes                                       |
| Total Managed Undertakings                                      | The number of transport undertakings with which the transport manager is associated.                                | Yes                                       |
| Total Managed Vehicles                                          | The total number of vehicles with which the transport manager is associated.                                        | Yes                                       |
| Fitness                                                         | Declaration of either 'Fit' or 'Unfit'.                                                                             | Yes                                       |
| End Date of Unfitness                                           | End date of unfitness of the transport manager in ISO 8601 format (YYYY-MM-DD). Applicable if the Fitness is unfit. | No                                        |
| Search Method                                                   | The method used to find the transport manager: NYSIS, CPC, Custom.                                                  | Yes                                       |
| <i>Transport Undertaking (for each found Transport Manager)</i> |                                                                                                                     | <i>Yes if Managed Undertakings &gt; 0</i> |
| Transport Undertaking Name                                      | The name of the transport undertaking (name and legal form) as recorded in the register.                            | Yes                                       |
| Transport Undertaking Address                                   | The address of the transport undertaking (address, postal code, city, country) as recorded in the register.         | Yes                                       |
| Community Licence Number                                        | The serial number of the community licence of the transport undertaking as recorded in the register.                | Yes                                       |
| Community Licence Status                                        | The status of the community licence of the transport undertaking as recorded in the register.                       | Yes                                       |
| Managed Vehicles                                                | The number of vehicles managed as recorded in the register.                                                         | Yes                                       |

### Infringement Notification

| Infringement Notification Request |                                                                    | Mandatory |
|-----------------------------------|--------------------------------------------------------------------|-----------|
| Business Case Identifier          | A serial or reference number identifying each individual request.  | Yes       |
| Notifying Authority               | The competent authority that issues the infringement notification. | Yes       |

| Infringement Notification Request                      |                                                                                                                                                                                         | Mandatory |
|--------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| <i>Transport Undertaking</i>                           |                                                                                                                                                                                         | Yes       |
| Transport Undertaking Name                             | The name of the transport undertaking against which the infringement is being recorded.                                                                                                 | Yes       |
| Community Licence Number                               | The serial number of the certified true copy of the Community license of the transport undertaking.                                                                                     | Yes       |
| Vehicle Registration Number                            | The Vehicle registration number of the offending vehicle.                                                                                                                               | Yes       |
| Vehicle Registration Country                           | The country in which the vehicle is registered.                                                                                                                                         | Yes       |
| <i>Serious Infringement</i>                            |                                                                                                                                                                                         | Yes       |
| Date of Infringement                                   | Date of the infringement in ISO 8601 format. (YYYY-MM-DD)                                                                                                                               | Yes       |
| Category                                               | The category of the infringement:<br>— MSI — Most serious infringement<br>— VSI — Very serious infringement<br>— SI — Serious infringement                                              | Yes       |
| Infringement Type                                      | In accordance with the classification provided in Annex IV to Regulation (EC) No 1071/2009 and Annex I to Regulation (EU) 2016/403                                                      | Yes       |
| Date of Check                                          | The date of the check at which infringement has been ascertained in ISO 8601 format (YYYY-MM-DD).                                                                                       | Yes       |
| <i>Penalty Imposed (for each Serious Infringement)</i> |                                                                                                                                                                                         | Yes       |
| Penalty Imposed Identifier                             | The serial number of the individual penalty imposed.                                                                                                                                    | Yes       |
| Final Decision Date                                    | The final decision date of the penalty imposed in ISO 8601 format (YYYY-MM-DD).                                                                                                         | Yes       |
| Penalty Type Imposed                                   | Declaration of either:<br>— 101 — 'Warning'<br>— 201 — 'Temporary ban on cabotage operations'<br>— 202 — 'Fine'<br>— 203 — 'Prohibition'<br>— 204 — 'Immobilisation'<br>— 102 — 'Other' | Yes       |

| Infringement Notification Request                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Mandatory |
|----------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| Start Date                                               | The start date of the penalty imposed in ISO 8601 format (YYYY-MM-DD)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | No        |
| End Date                                                 | The end date of the penalty imposed in ISO 8601 format (YYYY-MM-DD)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | No        |
| Is Executed                                              | Yes/No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Yes       |
| <i>Penalty Requested (for each Serious Infringement)</i> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | No        |
| Penalty Requested Identifier                             | The serial number of the individual penalty requested.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Yes       |
| Penalty Type Requested                                   | Declaration of either:<br>— 101 — 'Warning'<br>— 301 — 'Temporary withdrawal of some or all of the certified true copies of the Community licence'<br>— 302 — 'Permanent withdrawal of some or all of the certified true copies of the Community licence'<br>— 303 — 'Temporary withdrawal of the Community licence'<br>— 304 — 'Permanent withdrawal of the Community licence'<br>— 305 — 'Suspension of the issue of driver attestations'<br>— 306 — 'Withdrawal of driver attestations'<br>— 307 — 'Issue of driver attestations subject to additional conditions in order to prevent misuse' | Yes       |
| Duration                                                 | The duration of the requested penalty (calendar days).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | No        |

| Infringement Notification Response |                                                                                    | Mandatory |
|------------------------------------|------------------------------------------------------------------------------------|-----------|
| Business Case Identifier           | A serial or reference number matching the business case identifier of the request. | Yes       |
| Originating Authority              | The competent authority that issued the original infringement notification.        | Yes       |
| Licensing Authority                | The competent authority responding to the infringement notification.               | Yes       |
| Status Code                        | The status code of the infringement response (e.g. found, not found, error, etc.). | Yes       |
| Status Message                     | An explanatory status description (if necessary).                                  | No        |

| Infringement Notification Response        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Mandatory |
|-------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| <i>Transport Undertaking</i>              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Yes       |
| Transport Undertaking Name                | The name of the transport undertaking as recorded in the register.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Yes       |
| <i>Penalty Imposed</i>                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | No        |
| Penalty Imposed Identifier                | The serial number of the individual penalty imposed (given in the Penalty Requested Identifier of the Infringement Notification).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Yes       |
| Authority Imposing Penalty                | The name of the authority imposing penalty.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Yes       |
| Is Imposed                                | Yes/No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Yes       |
| Penalty Type Imposed                      | Declaration of either:<br>— 101 — 'Warning'<br>— 301 — 'Temporary withdrawal of some or all of the certified true copies of the Community licence'<br>— 302 — 'Permanent withdrawal of some or all of the certified true copies of the Community licence'<br>— 303 — 'Temporary withdrawal of the Community licence'<br>— 304 — 'Permanent withdrawal of the Community licence'<br>— 305 — 'Suspension of the issue of driver attestations'<br>— 306 — 'Withdrawal of driver attestations'<br>— 307 — 'Issue of driver attestations subject to additional conditions in order to prevent misuse'<br>— 102 — 'Other' | Yes       |
| Start Date                                | The start date of the penalty imposed in ISO 8601 format (YYYY-MM-DD).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | No        |
| End Date                                  | The end date of the penalty imposed in ISO 8601 format (YYYY-MM-DD).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | No        |
| Reason                                    | Reason if penalty is not imposed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | No        |
| Infringement Notification Acknowledgement |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Mandatory |
| Business Case Identifier                  | A serial or reference number matching the business case identifier of the notification or the response.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Yes       |
| Status Code                               | Status code of the acknowledgement.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Yes       |

| Infringement Notification Acknowledgement |                                                                                                                                                                                                                                | Mandatory |
|-------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| Status Message                            | Status Message String                                                                                                                                                                                                          | No        |
| Originating Authority                     | For an IN_Ack: in the legislation this field is represented as 'Destination Competent Authority Identifier'.<br>For an IR_Ack: in the legislation this field is represented as 'Acknowledging Competent Authority Identifier'. | Yes       |
| Licensing Authority                       | For an IN_Ack: in the legislation this field is represented as 'Acknowledging Competent Authority Identifier'.<br>For an IR_Ack: in the legislation this field is represented as 'Destination Competent Authority Identifier'. | Yes       |
| Acknowledgement Type                      | Defining Acknowledgement Type<br>Possible Values:<br>— 'TN_Ack'<br>— 'IR_Ack'                                                                                                                                                  | Yes       |

### Check Community Licence

| Check Community Licence Request  |                                                                                                            | Mandatory |
|----------------------------------|------------------------------------------------------------------------------------------------------------|-----------|
| Business Case Identifier         | A serial or reference number identifying each individual request.                                          | Yes       |
| Originating Authority            | The authority issuing the search request.                                                                  | No        |
| <i>Transport Undertaking</i>     |                                                                                                            | Yes       |
| Transport Undertaking Name       | The name of the transport undertaking for which the community licence details are requested.               | Yes       |
| Community Licence Number         | The serial number of the certified true copy of the community license for which the details are requested. | Yes       |
| Vehicle Registration Number      | The vehicle registration number for which the certified true copy of the community licence is issued.      | No        |
| Check Community Licence Response |                                                                                                            | Mandatory |
| Business Case Identifier         | A serial or reference number identifying each individual request.                                          | Yes       |
| Originating Authority            | The authority that issued the search request.                                                              | No        |
| <i>Transport Undertaking</i>     |                                                                                                            | Yes       |
| Transport Undertaking Name       | The name of the transport undertaking (name and legal form) as recorded in the register.                   | Yes       |

| Check Community Licence Response   |                                                                                                                                                                                                                                                                            | Mandatory |
|------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| Transport Undertaking Address      | The address of the transport undertaking (address, postal code, city, country) as recorded in the register.                                                                                                                                                                | Yes       |
| <i>Community Licence Details</i>   |                                                                                                                                                                                                                                                                            | Yes       |
| Licence Number                     | The serial number of the community licence of the transport undertaking as recorded in the register.                                                                                                                                                                       | Yes       |
| Licence Status                     | The status of the community licence of the transport undertaking as recorded in the register:<br>— 'Active'<br>— 'Suspended'<br>— 'Withdrawn'<br>— 'Expired'<br>— 'Lost/stolen'<br>— 'Annulled'<br>— 'Returned'                                                            | Yes       |
| Licence Type                       | The type of the community licence as recorded in the register. A declaration of:<br>— 'Community licence for passenger transport'<br>— 'National licence for passenger transport'<br>— 'Community licence for goods transport'<br>— 'National licence for goods transport' | Yes       |
| Start Date                         | The start date of the community licence.                                                                                                                                                                                                                                   | Yes       |
| Expiry Date                        | The expiry date of the community licence.                                                                                                                                                                                                                                  | Yes       |
| Withdrawal Date                    | The withdrawal date of the community licence.                                                                                                                                                                                                                              | No        |
| Suspension Date                    | The suspension date of the community licence.                                                                                                                                                                                                                              | No        |
| Suspension Expiry Date             | The date on which the community licence suspension expires.                                                                                                                                                                                                                | No        |
| Managed Vehicles                   | The number of vehicles managed as recorded in the register.                                                                                                                                                                                                                | Yes       |
| <i>Certified True Copy Details</i> |                                                                                                                                                                                                                                                                            | Yes       |
| Licence Number                     | The serial number of the certified true copy of the community licence of the transport undertaking as recorded in the register (this is the licence number that was received in the request).                                                                              | Yes       |

| Check Community Licence Response |                                                                                                                                                                                                                                                                                                       | Mandatory |
|----------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| Licence Status                   | The status of the certified true copy of the community licence of the transport undertaking as recorded in the register:<br>— ‘Active’<br>— ‘Suspended’<br>— ‘Withdrawn’<br>— ‘Expired’<br>— ‘Lost/stolen’<br>— ‘Annulled’<br>— ‘Returned’                                                            | Yes       |
| Licence Type                     | The type of the certified true copy of the community licence as recorded in the register. A declaration of:<br>— ‘Community licence for passenger transport’<br>— ‘National licence for passenger transport’<br>— ‘Community licence for goods transport’<br>— ‘National licence for goods transport’ | Yes       |
| Start Date                       | The start date of the certified true copy of the community licence.                                                                                                                                                                                                                                   | Yes       |
| Expiry Date                      | The expiry date of the certified true copy of the community licence.                                                                                                                                                                                                                                  | Yes       |
| Withdrawal Date                  | The withdrawal date of the certified true copy of the community licence.                                                                                                                                                                                                                              | No        |
| Suspension Date                  | The suspension date of the certified true copy of the community licence.                                                                                                                                                                                                                              | No        |
| Suspension Expiry Date           | The date on which the certified true copy of the community licence suspension expires.                                                                                                                                                                                                                | No        |

## ANNEX IV

**TRANSLITERATION AND NYSIIS SERVICES**

1. The NYSIIS algorithm implemented in the central hub shall be used to encode the names of all the transport managers in the national register.
2. Member States should always use the NYSIIS key as the primary search mechanism when searching the register for a transport manager via the CGR functionality.
3. Additionally, Member States may employ a custom algorithm to return additional results.
4. The search results will indicate via which search mechanism a record was found, either NYSIIS, or CPC or custom.

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ANNEX V**SECURITY REQUIREMENTS**

1. HTTPS must always be used for the exchange of messages between the central hub and the national systems.
  2. National systems will use the PKI certificates provided by the Commission for the purposes of securing the transmission of messages between the national system and the hub.
  3. National systems shall implement, as a minimum, certificates using the SHA-2 (SHA-256) signature hash algorithm and a 2 048 bit public key length.
-

## ANNEX VI

**SERVICE LEVELS**

1. National systems shall fulfil the following minimum level of service:
  - 1.1. They shall be available 24 hours a day, 7 days a week.
  - 1.2. Their availability shall be monitored by a heartbeat message issued from the central hub.
  - 1.3. Their availability rate shall be 98 %, according to the following table (the figures have been rounded to the nearest convenient unit):

| An availability of | means an unavailability of |          |          |
|--------------------|----------------------------|----------|----------|
|                    | Daily                      | Monthly  | Yearly   |
| 98 %               | 0,5 hours                  | 15 hours | 7,5 days |

Member States are encouraged to respect the daily availability rate, however it is recognised that certain necessary activities, such as system maintenance, will require a down time of more than 30 minutes. However, the monthly and yearly availability rates remain mandatory.

- 1.4. They shall respond to a minimum of 98 % of the requests forwarded to them in 1 calendar month.
- 1.5. When sending check good repute responses, infringement notification acknowledgements and check community licence responses in accordance with Annex VIII:
  - 1.5.1. They shall respond to requests within 10 seconds.
  - 1.5.2. The global request timeout (time within which the requestor may wait for a response) shall not exceed 20 seconds.
  - 1.5.3. They shall be able to service a request rate of 6 messages per second.
- 1.6. National systems will not send requests to the ERRU hub at a rate exceeding 2 requests per second.
- 1.7. Every national system shall be able to cope with potential technical problems of the central hub or national systems in other Member States. These include, but are not limited to:
  - (a) Loss of connection to the central hub
  - (b) No response to a request
  - (c) Receipt of responses after message timeout
  - (d) Receipt of unsolicited messages
  - (e) Receipt of invalid messages
2. The central hub shall:
  - 2.1. Feature an availability rate of 98 %.
  - 2.2. Provide to national systems notification of any errors, either via the response message or via a dedicated error message. The national systems, in turn, shall receive these dedicated error messages and have an escalation workflow in place to take any appropriate action to rectify the notified error.

3. Maintenance

Member States shall notify other Member States and the Commission of any routine maintenance activities via the web application, at least 1 week before the beginning of those activities if technically possible.

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ANNEX VII

**LOGGING AND STATISTICS**

1. This annex provides details of logging and statistical data collected at the central hub, not at the Member States.
  2. In order to ensure privacy, the data for statistical purposes shall be anonymous. Data identifying a specific transport manager, transport undertaking or CPC will not be available for statistical purposes.
  3. Logging information shall keep track of all transactions for monitoring and debugging purposes, and allow the generation of statistics about these transactions.
  4. Personal data shall not be retained in the logs for more than 6 months. Statistical information will be retained indefinitely.
  5. The statistical data used for reporting will include:
    - (a) The requesting Member State.
    - (b) The responding Member State.
    - (c) The type of message
    - (d) The status code of the response.
    - (e) The date and time of the messages.
    - (f) The response time.
-

## ANNEX VIII

## USE OF ERRU

## 1. CHECKING THE GOOD REPUTE OF TRANSPORT MANAGERS

When verifying through ERRU, in accordance with Article 11(4) of Regulation (EC) No 1071/2009, whether a transport manager has been declared in one of the Member States as unfit to manage the transport activities of an undertaking, Member States shall perform a broadcast CGR search by sending a Check Good Repute Request. The responding Member States shall reply to the request by sending a Check Good Repute Response.

## 2. EXCHANGE OF INFORMATION ON INFRINGEMENTS

- 2.1. When exchanging information on serious infringements through ERRU, in accordance with Article 13(1) of Regulation (EC) No 1072/2009 or Article 23(1) of Regulation (EC) No 1073/2009, the Member State of infringement shall notify the Member State of establishment in the event of one or more infringements committed by a transport undertaking, in the frame of Article 16 of Regulation (EC) No 1071/2009. The notification shall be carried out by sending an Infringement Notification Request.
- 2.2. The Infringement Notification Request shall be sent as soon as possible, and at the latest within 6 weeks of the final decision on the matter. It will give the details of the infringements, the status of the penalties imposed and the penalties requested, if any, in the Member State of establishment.
- 2.3. The Member State of establishment shall reply to the Infringement Notification Request by sending an Infringement Notification Response, as soon as possible and at the latest within 6 weeks of the final decision on the matter, informing of which, if any, of the penalties requested by the Member State of infringement have been imposed. If such penalties are not imposed, the Infringement Notification Response shall include the reasons therefor.
- 2.4. In all cases, any Infringement Notification shall be acknowledged with an Infringement Notification Acknowledgment.

## 3. CHECKING THE COMMUNITY LICENCE

- 3.1. When checking the availability of the Community licence referred to in Article 4 of Regulation (EC) No 1072/2009 and Regulation (EC) No 1073/2009, a Member State may request, via a Check Community Licence Request sent to the Member State of establishment, the information on the Community licence mentioned in Article 16(2)(d) of Regulation (EC) No 1071/2009.
  - 3.2. The Member State of establishment shall reply by sending a Check Community Licence Response.
-

**COMMISSION IMPLEMENTING REGULATION (EU) 2016/481****of 1 April 2016****repealing Commission Regulation (EEC) No 2454/93 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code <sup>(1)</sup>, and in particular Articles 247 to 249 thereof,

Whereas:

- (1) Regulation (EU) No 952/2013 of the European Parliament and of the Council <sup>(2)</sup> lays down the Union Customs Code and applies from 1 May 2016. That Regulation replaces Regulation (EEC) No 2913/92 with effect from 1 May 2016. It also confers powers on the Commission to adopt delegated acts in order to supplement certain non-essential elements of the Union Customs Code and to adopt implementing acts to provide uniform conditions for its implementation.
- (2) The Commission has exercised its delegated powers by adopting Delegated Regulation (EU) 2015/2446 <sup>(3)</sup>. The Commission has exercised its implementing powers by adopting Implementing Regulation (EU) 2015/2447 <sup>(4)</sup>. Both those Regulations are also to apply from 1 May 2016.
- (3) Commission Regulation (EEC) No 2454/93 <sup>(5)</sup>, which lays down provisions for the implementation of Regulation (EEC) No 2913/92, becomes redundant from the date of application of Delegated Regulation (EU) 2015/2446 and Implementing Regulation (EU) 2015/2447 and should therefore be repealed with effect from that date.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EEC) No 2454/93 is repealed.

*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 May 2016.

<sup>(1)</sup> OJ L 302, 19.10.1992, p. 1.

<sup>(2)</sup> Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).

<sup>(3)</sup> Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code (OJ L 343, 29.12.2015, p. 1).

<sup>(4)</sup> Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code (OJ L 343, 29.12.2015, p. 558).

<sup>(5)</sup> Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ L 253, 11.10.1993, p. 1).

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

Done at Brussels, 1 April 2016.

*For the Commission*

*The President*

Jean-Claude JUNKER

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**COMMISSION IMPLEMENTING REGULATION (EU) 2016/482****of 1 April 2016****closing intervention buying-in of skimmed milk powder at fixed price for the intervention period ending 30 September 2016 and opening the tendering procedure for buying-in**

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 <sup>(1)</sup>,

Having regard to Council Regulation (EU) No 1370/2013 of 16 December 2013 determining measures on fixing certain aids and refunds related to the common organisation of the markets in agricultural products <sup>(2)</sup>, and in particular Article 3(6) thereof,

Having regard to Commission Regulation (EU) No 1272/2009 of 11 December 2009 laying down common detailed rules for the implementation of Council Regulation (EC) No 1234/2007 as regards buying-in and selling of agricultural products under public intervention <sup>(3)</sup>, and in particular Article 14 and Article 16(2)(a),

Whereas:

- (1) Pursuant to Commission Delegated Regulation (EU) 2015/1549 <sup>(4)</sup>, public intervention of skimmed milk powder is available until 30 September 2016.
- (2) On the basis of the notifications submitted by Member States on 1 April 2016 in accordance with Article 13(1) and (3) of Regulation (EU) No 1272/2009, it appears that the total quantity of skimmed milk powder offered for intervention at fixed price since 1 January 2016 has exceeded the limit of 109 000 tonnes fixed in Article 3(1)(c) of Regulation (EU) No 1370/2013. Therefore, the intervention buying-in of skimmed milk powder at fixed price should be closed for the intervention period ending 30 September 2016, an allocation coefficient should be fixed for the quantities offered to the intervention agencies of the Member States on 31 March 2016 and the offers received by the intervention agencies of the Member States on and after 1 April 2016 should be rejected.
- (3) In accordance with Article 28(2) of Regulation (EU) No 1272/2009, the skimmed milk powder offered for intervention has to be put in bags of a net weight of 25 kilograms net. Therefore, offered quantities of skimmed milk powder which have been affected by an allocation coefficient should be rounded down to the closest multiple of 25 kg.
- (4) In accordance with Article 3(2) of Regulation (EU) No 1370/2013 a tendering procedure for skimmed milk powder is to be opened to determine the maximum buying-in price.
- (5) Section III of Chapter I of Title II of Regulation (EU) No 1272/2009 lays down the rules to be followed when the Commission opens the intervention buying-in of products referred to in Article 11 of Regulation (EU) No 1308/2013 by a tendering procedure.
- (6) According to Article 16(3)(b) of Regulation (EU) No 1272/2009 the periods for the submission of tenders should be fixed.

<sup>(1)</sup> OJ L 347, 20.12.2013, p. 671.

<sup>(2)</sup> OJ L 346, 20.12.2013, p. 12.

<sup>(3)</sup> OJ L 349, 29.12.2009, p. 1.

<sup>(4)</sup> Commission Delegated Regulation (EU) 2015/1549 of 17 September 2015 laying down temporary exceptional measures for the milk and milk product sector in the form of extending the public intervention period for butter and skimmed milk powder in 2015 and advancing the public intervention period for butter and skimmed milk powder in 2016 (OJ L 242, 18.9.2015, p. 28).

- (7) In accordance with Article 18(1) of Regulation (EU) No 1272/2009 the time limit for the intervention agencies to notify all admissible tenders to the Commission should be set.
- (8) In the interests of efficient administration, Member States should use, for the notifications to the Commission, the information systems in accordance with Commission Regulation (EC) No 792/2009 <sup>(1)</sup>.
- (9) Since intervention agencies have to notify offerers swiftly following the publication of this Regulation of the closing of the intervention buying-in at fixed price and of the allocation coefficient, 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*

### **Closing of the intervention buying-in at fixed price**

1. The intervention buying-in of skimmed milk powder at fixed price is closed for the intervention period ending on 30 September 2016.

The total quantity of the offers of skimmed milk powder for intervention which were received from each offerer by the intervention agencies of the Member States on 31 March 2016 shall be accepted after being multiplied by an allocation coefficient of 60,09 %, and rounded down to the closest multiple of 25 kg.

2. Offers at fixed price received by the intervention agencies of the Member States on and after 1 April 2016 until 30 September 2016 shall be rejected.

#### *Article 2*

### **Opening of the tendering procedure**

The intervention buying-in by a tendering procedure of skimmed milk powder, in excess of the limit set out in Article 3(1)(c) of Regulation (EU) No 1370/2013, is open until 30 September 2016, under the conditions provided for in Section III of Chapter I of Title II of Regulation (EU) No 1272/2009 and in this Regulation.

#### *Article 3*

### **Submission of tenders**

1. The time limit for the submission of tenders for the first individual tender is 19 April 2016 at 12.00 (Brussels time).

The closing date for the submission of tenders for subsequent individual tenders is the first and the third Tuesday of the month at 12.00 (Brussels time).

If Tuesday is a public holiday the time limit shall be 12.00 (Brussels time) on the previous working day.

---

<sup>(1)</sup> Commission Regulation (EC) No 792/2009 of 31 August 2009 laying down detailed rules for the Member States' notification to the Commission of information and documents in implementation of the common organisation of the markets, the direct payments' regime, the promotion of agricultural products and the regimes applicable to the outermost regions and the smaller Aegean islands (OJ L 228, 1.9.2009, p. 3).

2. Tenders shall be submitted to the intervention agencies approved by the Member States <sup>(1)</sup>.

*Article 4*

**Notification to the Commission**

The notification provided for in Article 18(1) of Regulation (EU) No 1272/2009 shall be made by 16.00 (Brussels time) on the closing dates for submission of tenders as referred to in Article 3 of this Regulation, in accordance with Regulation (EC) No 792/2009.

By way of derogation from Article 18(3) of Regulation (EU) No 1272/2009, where a Member State does not notify the Commission of an admissible tender within the time limits referred to in the first paragraph, it shall be deemed to have notified the Commission of a nil return.

*Article 5*

**Entry into force**

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, 1 April 2016.

*For the Commission,  
On behalf of the President,  
Jerzy PLEWA*

*Director-General for Agriculture and Rural Development*

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<sup>(1)</sup> The addresses of the intervention agencies are available on the European Commission website [http://ec.europa.eu/agriculture/milk/policy-instruments/index\\_en.htm](http://ec.europa.eu/agriculture/milk/policy-instruments/index_en.htm)

**COMMISSION IMPLEMENTING REGULATION (EU) 2016/483****of 1 April 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 <sup>(1)</sup>,

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 <sup>(2)</sup>, 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, 1 April 2016.

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

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<sup>(1)</sup> OJ L 347, 20.12.2013, p. 671.

<sup>(2)</sup> 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 <sup>(1)</sup> | Standard import value |
| 0702 00 00   | IL                                | 268,0                 |
|              | MA                                | 91,6                  |
|              | TR                                | 105,4                 |
|              | ZZ                                | 155,0                 |
| 0707 00 05   | MA                                | 83,3                  |
|              | TR                                | 141,1                 |
|              | ZZ                                | 112,2                 |
| 0709 93 10   | EG                                | 44,3                  |
|              | MA                                | 93,7                  |
|              | TR                                | 124,9                 |
|              | ZZ                                | 87,6                  |
| 0805 10 20   | EG                                | 47,4                  |
|              | IL                                | 76,6                  |
|              | MA                                | 61,5                  |
|              | TN                                | 70,5                  |
|              | TR                                | 72,9                  |
|              | ZA                                | 47,6                  |
|              | ZZ                                | 62,8                  |
|              | ZZ                                | 62,8                  |
| 0805 50 10   | MA                                | 85,6                  |
|              | TR                                | 61,0                  |
|              | ZZ                                | 73,3                  |
| 0808 10 80   | BR                                | 98,1                  |
|              | CL                                | 113,6                 |
|              | CN                                | 124,1                 |
|              | US                                | 141,2                 |
|              | ZA                                | 71,2                  |
|              | ZZ                                | 109,6                 |
| 0808 30 90   | AR                                | 101,9                 |
|              | CL                                | 122,1                 |
|              | ZA                                | 106,1                 |
|              | ZZ                                | 110,0                 |

<sup>(1)</sup> 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'.

## DECISIONS

### **DECISION (EU, Euratom) 2016/484 OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES**

**of 23 March 2016**

#### **appointing Judges to the General Court**

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 19 thereof,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 254 and 255 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 106a(1) thereof,

Whereas:

- (1) Article 48 of Protocol No 3 on the Statute of the Court of Justice of the European Union, as amended by Regulation (EU, Euratom) 2015/2422 of the European Parliament and of the Council <sup>(1)</sup>, provides that the General Court consists of 40 Judges as from 25 December 2015. Article 2(a) of that Regulation determines the term of office of the 12 additional Judges in such a way that the end of their term of office corresponds to the partial replacements of the General Court which will take place on 1 September 2016 and 1 September 2019.
- (2) Mr Leopoldo CALVO-SOTELO IBÁÑEZ-MARTÍN, Mr Zoltán CSEHI, Mr Constantinos ILIOPOULOS, Ms Anna MARCOULLI, Ms Nina PÓLTORAK, Mr Dean SPIELMANN and Mr Virgilijus VALANČIUS have been nominated for the posts of additional Judges at the General Court.
- (3) The panel set up by Article 255 of the Treaty on the Functioning of the European Union has given an opinion on the suitability of Mr Leopoldo CALVO-SOTELO IBÁÑEZ-MARTÍN, Mr Zoltán CSEHI, Mr Constantinos ILIOPOULOS, Ms Anna MARCOULLI, Ms Nina PÓLTORAK, Mr Dean SPIELMANN and Mr Virgilijus VALANČIUS to perform the duties of Judges of the General Court,

HAVE ADOPTED THIS DECISION:

#### *Article 1*

The following are hereby appointed Judges of the General Court for the period from the date of entry into force of this Decision to 31 August 2016:

- Mr Zoltán CSEHI,
- Mr Constantinos ILIOPOULOS,
- Ms Anna MARCOULLI,
- Ms Nina PÓLTORAK,
- Mr Dean SPIELMANN.

<sup>(1)</sup> Regulation (EU, Euratom) 2015/2422 of the European Parliament and of the Council of 16 December 2015 amending Protocol No 3 on the Statute of the Court of Justice of the European Union, (OJ L 341, 24.12.2015, p. 14).

*Article 2*

The following are hereby appointed Judges of the General Court for the period from the date of entry into force of this Decision to 31 August 2019:

- Mr Leopoldo CALVO-SOTELO IBÁÑEZ-MARTÍN,
- Mr Virgilijus VALANČIUS.

*Article 3*

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

Done at Brussels, 23 March 2016.

*The President*  
P. DE GOOIJER

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**DECISION (EU, Euratom) 2016/485 OF THE REPRESENTATIVES OF THE GOVERNMENTS OF  
THE MEMBER STATES**

**of 23 March 2016**

**appointing Judges to the General Court**

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 19 thereof,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 254 and 255 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 106a(1) thereof,

Whereas:

- (1) The terms of office of 14 Judges of the General Court are due to expire on 31 August 2016. Appointments should therefore be made for the period from 1 September 2016 to 31 August 2022.
- (2) It has been proposed that the terms of office of Mr Sten FRIMODT NIELSEN, Mr Dimitrios GRATSIAS, Mr Marc JAEGER, Mr Viktor KREUSCHITZ, Mr Savvas S. PAPASAVVAS and Mr Marc VAN DER WOUDE should be renewed.
- (3) Furthermore, Ms Krystyna KOWALIK-BAŃCZYK and Mr Paul NIHOUL have been nominated for the posts of Judges of the General Court.
- (4) The panel set up by Article 255 of the Treaty on the Functioning of the European Union has given an opinion on the suitability of Mr Sten FRIMODT NIELSEN, Mr Dimitrios GRATSIAS, Mr Marc JAEGER, Ms Krystyna KOWALIK-BAŃCZYK, Mr Viktor KREUSCHITZ, Mr Paul NIHOUL, Mr Savvas S. PAPASAVVAS and Mr Marc VAN DER WOUDE to perform the duties of Judges of the General Court,

HAVE ADOPTED THIS DECISION:

*Article 1*

The following are hereby appointed Judges of the General Court for the period from 1 September 2016 to 31 August 2022:

- Mr Sten FRIMODT NIELSEN,
- Mr Dimitrios GRATSIAS,
- Mr Marc JAEGER,
- Ms Krystyna KOWALIK-BAŃCZYK,
- Mr Viktor KREUSCHITZ,
- Mr Paul NIHOUL,
- Mr Savvas S. PAPASAVVAS,
- Mr Marc VAN DER WOUDE.

*Article 2*

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

Done at Brussels, 23 March 2016.

*The President*  
P. DE GOOIJER

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**CORRIGENDA****Corrigendum to Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code**

*(Official Journal of the European Union L 343 of 29 December 2015)*

On page 109, 'TABLE OF CONTENTS', 'TITLE II':

'ANNEX 22-13      Invoice declaration      514'  
is deleted;

on page 514, Annex 22-13 is deleted in its entirety.

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**Corrigendum to Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code**

*(Official Journal of the European Union L 343 of 29 December 2015)*

On page 565, Article 2(3) is replaced as follows:

'3. By way of derogation from paragraph 1 of this Article, until the date of deployment of the first phase of the upgrading of the BTI system and the Surveillance 2 system, the codes and formats of Annex A shall not apply and the respective codes and formats shall be those set out in Annexes 2-5 to Delegated Regulation (EU) 2016/341 <sup>(1)</sup>.

By way of derogation from paragraph 1 of this Article, until the date of the upgrading of the AEO system, the codes and formats of Annex A shall not apply and the respective codes and formats shall be those set out in Annexes 6-7 to Delegated Regulation (EU) 2016/341.

By way of derogation from paragraph 2 of this Article, until the dates of deployment or upgrading of the relevant IT systems as set out in Annex 1 to Delegated Regulation (EU) 2016/341, the formats and codes set out in Annex B shall be optional for Member States.

Until the dates of deployment or upgrading of the relevant IT systems as set out in Annex 1 to Delegated Regulation (EU) 2016/341, the formats and codes required for declarations, notifications and proof of customs status shall be subject to the data requirements set out in Annex 9 to Delegated Regulation (EU) 2016/341.

Until the respective dates of the deployment of the UCC Automated Export System and the upgrading of the National Import Systems, as referred to in the Annex to Commission Implementing Decision 2014/255/EU <sup>(2)</sup>, Member States shall ensure that the codes and formats for the notification of presentation allow the presentation of goods in accordance with Article 139 of the Code.'

On page 565, footnote 1 is replaced as follows:

'(1) Commission Delegated Regulation (EU) 2016/341 of 17 December 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards transitional rules for certain provisions of the Union Customs Code where the relevant electronic systems are not yet operational and amending Delegated Regulation (EU) 2015/2446 (OJ L 69, 15.3.2016, p. 1).'

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