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⁽¹⁾ Text with EEA relevance

EN

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

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

II

(Non-legislative acts)

REGULATIONS

COMMISSION DELEGATED REGULATION (EU) 2016/698

of 8 April 2016

correcting Delegated Regulation (EU) 2016/341 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

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code ⁽¹⁾, and in particular Article 279 thereof,

Whereas:

- (1) Following the adoption of Commission Delegated Regulation (EU) 2016/341 ⁽²⁾, in the part concerning simplifications of Annex 12 to that Delegated Regulation, certain inconsistencies with the systems set up by the Union Customs Code were detected in three of the forms, including references to procedures that have ceased to exist. Those inconsistencies affect legal clarity and should be corrected.
- (2) Furthermore, it was detected that, also in the part concerning simplifications of Annex 12 to Delegated Regulation (EU) 2016/341, certain forms had been omitted by mistake.
- (3) Delegated Regulation (EU) 2016/341 should therefore be corrected accordingly.
- (4) The provisions of this Regulation should apply from 1 May 2016 in order to enable the full application of the Union Customs Code,

HAS ADOPTED THIS REGULATION:

*Article 1***Corrections to Delegated Regulation (EU) 2016/341**

In Delegated Regulation (EU) 2016/341, Annex 12 is corrected as follows:

- (1) the forms 'Application for authorisation to use simplified declaration and entry in the declarant's records', 'Application for authorisation to use simplifications, Continuation form — IMPORT' and 'Explanatory notes to the different boxes of the application form' are replaced by the forms set out in Annex I to this Regulation;
- (2) the forms set out in Annex II to this Regulation are added.

⁽¹⁾ 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).

⁽²⁾ 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).

*Article 2***Entry into force**

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

It shall apply from 1 May 2016.

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

Done at Brussels, 8 April 2016.

For the Commission

The President

Jean-Claude JUNKER

ANNEX I



Application for authorisation to use simplifications

Original	1. Applicant	Companies involved if different from the applicant	Reserved for customs purposes						
	1.a. Company's Identification number		1.b. Reference number						
1.c. Contact information									
1.d. Lodgement of the declarations ☐ in own name and on own behalf ☐ as direct representative ☐ as indirect representative									
2. Simplifications									
<table border="1" style="width: 100%;"> <tr> <td style="width: 33%;"> a. ☐ Entry in the declarant's records ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing </td> <td style="width: 33%;"> b. ☐ Simplified declaration ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing </td> <td style="width: 33%;"> c. ☐ Centralised clearance ☐ standard declaration ☐ simplified declaration ☐ EIDR ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing </td> </tr> </table>				a. ☐ Entry in the declarant's records ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing	b. ☐ Simplified declaration ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing	c. ☐ Centralised clearance ☐ standard declaration ☐ simplified declaration ☐ EIDR ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing			
a. ☐ Entry in the declarant's records ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing	b. ☐ Simplified declaration ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing	c. ☐ Centralised clearance ☐ standard declaration ☐ simplified declaration ☐ EIDR ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing							
3. Type of authorisation (to insert the code): 									
4.a. Authorised economic operator (AEO) ☐ YES No. ☐ NO									
4.b. authorisation(s) for customs procedures for which simplifications will be used <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">Type</th> <th style="width: 50%;">Reference number</th> <th style="width: 25%;">Expiry date</th> </tr> </thead> <tbody> <tr> <td style="height: 40px;"></td> <td></td> <td></td> </tr> </tbody> </table>				Type	Reference number	Expiry date			
Type	Reference number	Expiry date							
5. Main accounts									
5.a. Place where main accounts are held									
5.b. Type of main account									
6. Continuation forms									



Application for authorisation to use simplifications

Continuation form — IMPORT

Original	7. Records for the procedure	
	7.a. Place where the records are held	
	7.b. Type of records	
	7.c. Other relevant information	
8. Type of goods		
8.a. CN-Code		Description
8.b. Estimated total quantity		8.c. Estimated number of transactions
8.d. Estimated total customs value		8.e. Average of duty amount
9. Authorised locations of goods / Customs offices		
a. _____ Locations		b. _____ Local/presentation customs offices
_____		_____
_____		_____
_____		_____
_____		_____
10. Customs office(s) for placing goods under a customs procedure		
11. Supervising office (if applicable)		
12. Type of simplified declaration		
☐ Single administrative document (SAD)		
☐ Electronic declaration		
☐ commercial or other administrative document		
to be specified: _____		
13. Additional information / conditions		
14. I consent to the exchange of any information with the customs authorities of any other Member State involved.		
Place and date		Signature and name

Explanatory notes to the different boxes of the application form*General remark:*

If necessary the requested information can be presented in a separate annex to the application form, referring to the box of the form concerned.

Member States may require additional information.

1. Enter full name and EORI number of the applicant. The applicant is the person to whom the authorisation will be issued.
- 1.a Enter the company identification number.
- 1.b Enter, if applicable, any internal reference number, to refer to this application in the authorisation.
- 1.c Enter the relevant contact information (contact person, contact address, phone number, fax number, e-mail address)
- 1.d Indicate the type of representation for lodgement of a declaration by inserting an 'X' in the appropriate box.
2. Indicate which type of simplification (entry in the records, simplified declaration or centralised clearance) and which customs procedure (for import and/or export) is applied for by inserting an 'X' in the appropriate box.
3. Enter the relevant code:
 - 1 first application for an authorisation
 - 2 application for modified or renewed authorisation (also indicate the appropriate authorisation number).
- 4.a Indicate if the status of authorised economic operator is certified; if 'YES', enter the corresponding number.
- 4.b Enter the type, reference and — if applicable — the expiry date of the relevant authorisation(s) for which the applied simplification(s) will be used; in case authorisation(s) is/are just applied for, enter the type of applied authorisation(s) and the date of application
5. Information on main accounts, commercial, fiscal or other accounting material.
- 5.a Enter the full address of the location where the main accounts are held.
- 5.b Enter the type of accounts (electronic or paper-based, and type of system and software in use).
6. Enter the number of continuation forms attached to this application.
7. Information on records (customs-related accounts).
- 7.a Enter full address of the location where the records are held.
- 7.b Enter the type of records (electronic or paper-based, and type of system and software in use).
- 7.c Enter, if applicable, other relevant information regarding to the records.
8. Information about type of goods and transactions.
- 8.a Enter, if applicable, the relevant CN-Code otherwise enter at least the chapter of CN and the description of the goods.
- 8.b Enter the relevant information on a monthly basis.
- 8.c Enter the relevant information on a monthly basis.
9. Information on authorised locations of goods and responsible customs office.
- 9.a & b Enter the full name, address and contact information.

10. Enter the full name, address and contact information of the relevant customs offices where the goods are placed under a customs procedure.
 11. Enter, if applicable, the full name, address and contact information of the supervising office.
 12. Indicate, by inserting an 'X' in the appropriate box, the type of simplified declaration; in case of using commercial or other administrative documents, the type of documents in use must be specified.
-

ANNEX II



Application for authorisation to use simplifications

Continuation form — EXPORT

Original	7. Records for the procedure	
	7.a. Place where the records are held	
	7.b. Type of records	
	7.c. Other relevant information	
8. Type of goods		
8.a. CN-Code		Description
8.b. Estimated total quantity		8.c. Estimated number of transactions
8.d. Estimated total amount		
9. Authorised locations of goods / Customs offices		
a. Locations		b. Local/presentation customs offices
10. Customs office(s) for placing goods under a customs procedure		
11. Supervising office (if applicable)		
12. Type of simplified declaration		
☐ Single administrative document (SAD)		
☐ Electronic declaration		
☐ commercial or other administrative document		
to be specified:		
13. Additional information / conditions		
14. I consent to the exchange of any information with the customs authorities of any other Member State involved.		
Place and date		Signature and name



Authorisation to use simplifications

Original	1. Holder of authorisation		Authorisation number					
	No.:		Issuing authority					
	1.a. This decision refers to your application of							
	Ref. no.:							
1.b. The holder of this authorisation is acting ☐ as direct representative ☐ in own name and on own behalf ☐ as indirect representative								
2. Simplifications								
a. ☐ Entry in the declarant's records ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing b. ☐ Simplified declaration ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing c. ☐ Centralised clearance ☐ standard declaration ☐ simplified declaration ☐ EIDR ☐ Import ☐ free circulation ☐ customs warehouse ☐ inward processing ☐ temporary admission ☐ end use ☐ Export ☐ exportation ☐ re-exportation ☐ outward processing								
3. Type of authorisation (to insert the code):								
4. Type and reference of the authorisation(s) for which the simplification(s) will be used <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">Type</th> <th>Reference no.</th> </tr> </thead> <tbody> <tr> <td style="height: 40px;"></td> <td></td> </tr> </tbody> </table>					Type	Reference no.		
Type	Reference no.							
5. Main accounts								
5.a. Place where main accounts are held								
5.b. Type of main account								
6. Continuation forms								



Authorisation to use simplifications

Continuation form — IMPORT

Authorisation number

Original	7. Records for the procedure		
	7.a. Place where the records are held		
	7.b. Type of records		
	8. Type of goods		
	8.a. CN-Code	Description	
	8.b. Estimated total quantity	8.c. Estimated number of transactions	
	8.d. Estimated total customs value	8.e. Average of duty amount	
9. Authorised location(s) of goods / Customs office(s)			
a. _____ Locations		b. _____ Local/presentation customs offices	
_____		_____	
_____		_____	
_____		_____	
10. Customs office(s) for placing goods under a customs procedure			
11. Supervising office			
12. Type of simplified declaration			
☐ Single administrative document (SAD)			
☐ Electronic declaration			
☐ commercial or other administrative document			
to be specified: _____			
13. Additional information / conditions			
14. Place and date			
Signature and name		Stamp	



Authorisation to use simplifications

Continuation form — EXPORT

		Authorisation number	
Original	7. Records for the procedure		
	7.a. Place where the records are held		
	7.b. Type of records		
	8. Type of goods		
	8.a. CN-Code	Description	
	8.b. Estimated total quantity		8.c. Estimated number of transactions
	8.d. Estimated total amount		
	9. Authorised location(s) of goods / Customs offices		
	a. Locations		b. Local/presentation customs offices
	10. Customs office(s) for placing goods under a customs procedure		
11. Supervising office			
12. Type of simplified declaration			
☐ Single administrative document (SAD) ☐ Electronic declaration ☐ commercial or other administrative document to be specified:			
13. Additional information / conditions			
14. Place and date	Signature and name	Stamp	

COMMISSION IMPLEMENTING REGULATION (EU) 2016/699**of 10 May 2016****establishing budgetary ceilings for 2016 applicable to certain direct support schemes provided for in Regulation (EU) No 1307/2013 of the European Parliament and of the Council**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/2009 ⁽¹⁾, and in particular Articles 22(1), 36(4), 42(2), 47(3), 49(2), 51(4) and 53(7) thereof,

Whereas:

- (1) For each Member State implementing the basic payment scheme provided for in Chapter 1 of Title III of Regulation (EU) No 1307/2013, the annual national ceiling referred to in Article 22(1) of that Regulation for 2016 has to be set by the Commission by deducting from the annual national ceiling set out in Annex II to that Regulation the ceilings fixed in accordance with Articles 42, 47, 49, 51 and 53 of that Regulation. In accordance with Article 22(2) of Regulation (EU) No 1307/2013 any increases applied by Member States pursuant to that provision are to be taken into account.
- (2) For each Member State implementing the single area payment scheme provided for in Chapter 1 of Title III of Regulation (EU) No 1307/2013, the annual national ceiling referred to in Article 36(4) of that Regulation for 2016 has to be set by the Commission by deducting from the annual national ceiling set out in Annex II to that Regulation the ceilings fixed in accordance with Articles 42, 47, 49, 51 and 53 of that Regulation.
- (3) For each Member State granting the redistributive payment provided for in Chapter 2 of Title III of Regulation (EU) No 1307/2013, the annual national ceiling referred to in Article 42(2) of that Regulation for 2016 has to be set by the Commission on the basis of the percentage notified by those Member States pursuant to Article 42(1) of that Regulation.
- (4) In relation to the payment for agricultural practices beneficial for the climate and the environment provided for in Chapter 3 of Title III of Regulation (EU) No 1307/2013 in 2016, the annual national ceilings referred to in Article 47(3) of that Regulation for 2016 have to be calculated in accordance with Article 47(1) of that Regulation and amounting to 30 % of the national ceiling of the relevant Member State as set out in Annex II to that Regulation.
- (5) For Member States granting the payment for areas with natural constraints provided for in Chapter 4 of Title III of Regulation (EU) No 1307/2013, the annual national ceilings referred to in Article 49(2) of that Regulation for 2016 have to be set by the Commission on the basis of the percentage notified by the relevant Member States pursuant to Article 49(1) of that Regulation.
- (6) In relation to the payment for young farmers provided for in Chapter 5 of Title III of Regulation (EU) No 1307/2013, the annual national ceilings referred to in Article 51(4) of that Regulation for 2016 have to be set by the Commission on the basis of the percentage notified by Member States pursuant to Article 51(1) of that Regulation and shall not be higher than 2 % of the annual ceiling set out in Annex II.
- (7) Where the total amount of the payment for young farmers applied for in 2016 in a Member State exceeds the ceiling set pursuant to Article 51(4) of Regulation (EU) No 1307/2013 for that Member State, the difference has to be financed by the Member State in accordance with Article 51(2) of that Regulation whilst respecting the maximum amount laid down in Article 51(1) of that Regulation. For the sake of clarity, it is appropriate to set this maximum amount for each Member State.

⁽¹⁾ OJ L 347, 20.12.2013, p. 608.

- (8) For each Member State granting voluntary coupled support provided for in Chapter 1 of Title IV of Regulation (EU) No 1307/2013 in 2016, the Commission has to set the annual national ceiling referred to in Article 53(7) of that Regulation for 2016 on the basis of the percentage notified by the relevant Member State pursuant to Article 54(1) of that Regulation.
- (9) Concerning the year 2016, the implementation of direct support schemes provided for in Regulation (EU) No 1307/2013 started on 1 January 2016. For the sake of consistency between the applicability of that Regulation for the claim year 2016 and the applicability of the corresponding budgetary ceilings, this Regulation should apply from the same date.
- (10) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Direct Payments,

HAS ADOPTED THIS REGULATION:

Article 1

- 1. The annual national ceilings for 2016 for the basic payment scheme referred to in Article 22(1) of Regulation (EU) No 1307/2013 are set out in point I of the Annex to this Regulation.
- 2. The annual national ceilings for 2016 for the single area payment scheme referred to in Article 36(4) of Regulation (EU) No 1307/2013 are set out in point II of the Annex to this Regulation.
- 3. The annual national ceilings for 2016 for the redistributive payment referred to in Article 42(2) of Regulation (EU) No 1307/2013 are set out in point III of the Annex to this Regulation.
- 4. The annual national ceilings for 2016 for the payment for agricultural practices beneficial for the climate and the environment referred to in Article 47(3) of Regulation (EU) No 1307/2013 are set out in point IV of the Annex to this Regulation.
- 5. The annual national ceilings for 2016 for the payment for areas with natural constraints referred to in Article 49(2) of Regulation (EU) No 1307/2013 are set out in point V of the Annex to this Regulation.
- 6. The annual national ceilings for 2016 for the payment for young farmers referred to in Article 51(4) of Regulation (EU) No 1307/2013 are set out in point VI of the Annex to this Regulation.
- 7. The maximum amounts for 2016 for the payment for young farmers referred to in Article 51(1) of Regulation (EU) No 1307/2013 are set out in point VII of the Annex to this Regulation.
- 8. The annual national ceilings for 2016 for voluntary coupled support referred to in Article 53(7) of Regulation (EU) No 1307/2013 are set out in point VIII of the Annex to this Regulation.

Article 2

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

It shall apply from 1 January 2016.

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

Done at Brussels, 10 May 2016.

For the Commission

The President

Jean-Claude JUNKER

ANNEX

I. Budgetary ceilings for the basic payment scheme referred to in Article 22(1) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Belgium	225 595
Denmark	564 769
Germany	3 042 977
Ireland	828 429
Greece	1 182 879
Spain	2 816 109
France	3 199 094
Croatia	87 941
Italy	2 314 333
Luxembourg	22 819
Malta	648
Netherlands	513 025
Austria	470 847
Portugal	284 807
Slovenia	73 581
Finland	269 562
Sweden	401 642
United Kingdom	2 091 382

II. Budgetary ceilings for the single area payment scheme referred to in Article 36(4) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Bulgaria	378 949
Czech Republic	462 535
Estonia	75 612
Cyprus	30 805
Latvia	109 970
Lithuania	171 472

(thousand EUR)

Calendar year	2016
Hungary	734 076
Poland	1 551 652
Romania	898 240
Slovakia	250 297

III. Budgetary ceilings for the redistributive payment referred to in Article 42(2) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Belgium	48 186
Bulgaria	55 868
Germany	341 633
France	727 067
Croatia	20 287
Lithuania	66 377
Poland	281 810
Romania	94 709
United Kingdom	32 334

IV. Budgetary ceilings for the payment for agricultural practices beneficial for the climate and the environment as referred to in Article 47(3) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Belgium	152 932
Bulgaria	237 735
Czech Republic	253 212
Denmark	255 805
Germany	1 464 143
Estonia	34 369
Ireland	364 041
Greece	569 748
Spain	1 455 505
France	2 181 201

(thousand EUR)

Calendar year	2016
Croatia	60 860
Italy	1 155 242
Cyprus	15 068
Latvia	61 729
Lithuania	132 753
Luxembourg	10 064
Hungary	403 338
Malta	1 572
Netherlands	221 052
Austria	207 726
Poland	1 018 590
Portugal	172 186
Romania	531 741
Slovenia	41 099
Slovakia	132 443
Finland	157 027
Sweden	209 189
United Kingdom	953 964

V. Budgetary ceilings for payment for areas with natural constraints referred to in Article 49(2) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Denmark	2 857

VI. Budgetary ceilings for the payment for young farmers referred to in Article 51(4) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Belgium	8 495
Bulgaria	1 030
Czech Republic	1 688
Denmark	5 116

(thousand EUR)

Calendar year	2016
Germany	48 805
Estonia	344
Ireland	24 269
Greece	37 983
Spain	97 034
France	72 707
Croatia	4 057
Italy	38 508
Cyprus	352
Latvia	3 200
Lithuania	5 531
Luxembourg	503
Hungary	5 378
Malta	21
Netherlands	14 737
Austria	13 848
Poland	33 953
Portugal	11 479
Romania	15 000
Slovenia	2 055
Slovakia	1 348
Finland	5 234
Sweden	10 459
United Kingdom	49 491

VII. Maximum amounts for the payment for young farmers referred to in Article 51(1) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Belgium	10 195
Bulgaria	15 849
Czech Republic	16 881

(thousand EUR)

Calendar year	2016
Denmark	17 054
Germany	97 610
Estonia	2 291
Ireland	24 269
Greece	37 983
Spain	97 034
France	145 413
Croatia	4 057
Italy	77 016
Cyprus	1 005
Latvia	4 115
Lithuania	8 850
Luxembourg	671
Hungary	26 889
Malta	105
Netherlands	14 737
Austria	13 848
Poland	67 906
Portugal	11 479
Romania	35 449
Slovenia	2 740
Slovakia	8 830
Finland	10 468
Sweden	13 946
United Kingdom	63 598

VIII. Budgetary ceilings for voluntary coupled support referred to in Article 53(7) of Regulation (EU) No 1307/2013

(thousand EUR)

Calendar year	2016
Belgium	85 270
Bulgaria	118 867
Czech Republic	126 606

(thousand EUR)

Calendar year	2016
Denmark	24 135
Estonia	4 237
Ireland	3 000
Greece	148 432
Spain	584 919
France	1 090 601
Croatia	30 430
Italy	423 589
Cyprus	4 000
Latvia	30 865
Lithuania	66 377
Luxembourg	160
Hungary	201 669
Malta	3 000
Netherlands	3 500
Austria	14 541
Poland	509 295
Portugal	117 535
Romania	232 779
Slovenia	20 550
Slovakia	57 390
Finland	102 591
Sweden	90 648
United Kingdom	52 709

COMMISSION IMPLEMENTING REGULATION (EU) 2016/700**of 10 May 2016****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto.
- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in the Annex to this Regulation.

Article 2

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

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

Done at Brussels, 10 May 2016.

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

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

Standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	MA	82,4
	SN	158,8
	TN	71,5
	TR	75,6
	ZZ	97,1
0707 00 05	TR	95,4
	ZZ	95,4
0709 93 10	TR	139,4
	ZZ	139,4
0805 10 20	EG	49,7
	IL	89,0
	MA	54,5
	TR	37,1
	ZZ	57,6
0805 50 10	MA	119,8
	ZA	180,7
	ZZ	150,3
0808 10 80	AR	111,7
	BR	101,3
	CL	114,7
	CN	116,3
	NZ	146,5
	US	168,4
	ZA	92,3
	ZZ	121,6

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

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2016/701

of 4 May 2016

amending Decision 2007/453/EC as regards the BSE status of France

(notified under document C(2016) 2600)

(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 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ⁽¹⁾, and in particular the third subparagraph of Article 5(2) thereof,

Whereas:

- (1) Regulation (EC) No 999/2001 provides that Member States, third countries or regions thereof ('countries or regions') are to be classified according to their bovine spongiform encephalopathy (BSE) status into one of three categories: negligible BSE risk, controlled BSE risk and undetermined BSE risk.
- (2) The Annex to Commission Decision 2007/453/EC ⁽²⁾ lists countries or regions according to their BSE status.
- (3) The World Organisation for Animal Health (OIE) plays a leading role in the categorisation of countries or regions according to their BSE risk.
- (4) On 26 May 2015, the OIE General Assembly adopted Resolution No 21 on the Recognition of the BSE Risk Status of Member Countries ⁽³⁾, which recognised France as having a negligible BSE risk status. On 4 August 2015, Decision 2007/453/EC was amended by Commission Implementing Decision (EU) 2015/1356 ⁽⁴⁾ to reflect the negligible BSE risk status of France, and other countries, in EU law.
- (5) On 24 March 2016, France notified the Commission, the other Member States and the OIE of the detection of a case of classical BSE, in a bovine animal in France that was born in April 2011.
- (6) According to Article 11.4.3 of the OIE Terrestrial Animal Health Code ⁽⁵⁾, one of the conditions for granting and maintaining the negligible BSE risk status of a country is that, if there has been a classical BSE indigenous case in the country, every classical BSE indigenous case was born more than 11 years ago. Therefore, following the notification by France confirming a case of classical BSE in a 5-year-old bovine animal, the OIE Scientific Commission for Animal Diseases suspended the negligible BSE risk status of France, as recognised by Resolution No 21, and reinstated France's previous status as a country with a controlled BSE risk, with effect from 25 March 2016.

⁽¹⁾ OJ L 147, 31.5.2001, p. 1.

⁽²⁾ Commission Decision 2007/453/EC of 29 June 2007 establishing the BSE status of Member States or third countries or regions thereof according to their BSE risk (OJ L 172, 30.6.2007, p. 84).

⁽³⁾ http://www.oie.int/fileadmin/Home/eng/Animal_Health_in_the_World/docs/pdf/2015_A_RESO_R21_BSE.pdf

⁽⁴⁾ Commission Implementing Decision (EU) 2015/1356 of 4 August 2015 amending Decision 2007/453/EC as regards the BSE status of Cyprus, the Czech Republic, France, Liechtenstein and Switzerland (OJ L 209, 6.8.2015, p. 5).

⁽⁵⁾ <http://www.oie.int/international-standard-setting/terrestrial-code/access-online/>

- (7) To reflect that decision, the list of countries in the Annex to Decision 2007/453/EC should therefore be amended.
- (8) Decision 2007/453/EC should therefore be amended accordingly.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 2007/453/EC is amended as follows:

- (1) the entry '— France' is deleted in Part '**A. Countries or regions with a negligible BSE risk**';
- (2) the entry '— France' is inserted in Part '**B. Countries or regions with a controlled BSE risk**', after '— Spain' and before '— Lithuania'.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 4 May 2016.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

DECISION (EU) 2016/702 OF THE EUROPEAN CENTRAL BANK**of 18 April 2016****amending Decision (EU) 2015/774 on a secondary markets public sector asset purchase programme (ECB/2016/8)**

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first indent of Article 127(2) thereof,

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular the second subparagraph of Article 12.1 in conjunction with the first indent of Article 3.1, and Article 18.1, thereof,

Whereas:

- (1) Decision (EU) 2015/774 of the European Central Bank (ECB/2015/10) ⁽¹⁾ established a secondary markets public sector asset purchase programme (hereinafter the 'PSPP'), which expanded the Eurosystem's existing asset purchase programmes to include public sector securities. Alongside the third covered bond purchase programme, the asset-backed securities purchase programme and the forthcoming corporate sector purchase programme, the PSPP is part of the expanded asset purchase programme (APP). The APP aims to enhance the transmission of monetary policy, facilitate the provision of credit to the euro area economy, ease borrowing conditions for households and firms and contribute to returning inflation rates to levels that are below but close to 2 % over the medium term, consistent with the European Central Bank's primary objective of maintaining price stability.
- (2) In line with the Governing Council's mandate to ensure price stability, certain features of the PSPP should be modified in order to ensure a sustained adjustment in the path of inflation towards levels that are below, but close to 2 %, over the medium term. The changes are in line with the Governing Council's monetary policy mandate and duly reflect risk management considerations.
- (3) More specifically, in order to achieve the PSPP's objectives, the liquidity provided to the market through the combined monthly purchases under the APP should be increased to EUR 80 billion.
- (4) In addition, the issuer and issue share limits for marketable securities issued by eligible international organisations and multilateral development banks should be increased. The new threshold was determined in order to ensure that the envisaged purchases will continue to be proportionate to the aims of the PSPP, also considering that the risk of obstructing orderly debt restructurings is limited.
- (5) Starting in April 2016, the allocation between purchases of eligible marketable debt securities issued by international organisations and multilateral development banks and purchases of other eligible marketable debt securities under the PSPP should be modified in order to achieve the PSPP's objectives and ensure its smooth implementation for the duration of the PSPP and at its increased purchase volume.
- (6) Furthermore, for the purposes of the external credit assessment institution (ECAI) credit assessment of marketable debt securities, ECAI issue ratings should also be taken into account where neither the issuer nor the guarantor has an ECAI rating. However, the marketable security should nonetheless have the required issue rating to comply with the eligibility criteria for marketable assets for Eurosystem credit operations. Decision (EU) 2015/774 (ECB/2015/10) should take account of the fact that those eligibility criteria are now contained in Part Four of Guideline (EU) 2015/510 of the European Central Bank (ECB/2014/60) ⁽²⁾.
- (7) Therefore, Decision (EU) 2015/774 (ECB/2015/10) should be amended accordingly,

⁽¹⁾ Decision (EU) 2015/774 of the European Central Bank of 4 March 2015 on a secondary markets public sector asset purchase programme (ECB/2015/10) (OJ L 121, 14.5.2015, p. 20).

⁽²⁾ Guideline (EU) 2015/510 of the European Central Bank of 19 December 2014 on the implementation of the Eurosystem monetary policy framework (ECB/2014/60) (OJ L 91, 2.4.2015, p. 3).

HAS ADOPTED THIS DECISION:

Article 1

Amendments

Decision (EU) 2015/774 (ECB/2015/10) is amended as follows:

1. in Article 3, paragraph 2 is replaced by the following:

‘2. In order to be eligible for purchase under the PSPP, marketable debt securities shall comply with the eligibility criteria for marketable assets for Eurosystem credit operations pursuant to Part Four of Guideline (EU) 2015/510 of the European Central Bank (ECB/2014/60) (*), subject to the following requirements:

- (a) the issuer or guarantor of the marketable debt securities shall have a credit quality assessment of at least Credit Quality Step 3 in the Eurosystem’s harmonised rating scale expressed in the form of at least one public credit rating provided by an external credit assessment institution (ECAI) accepted within the Eurosystem credit assessment framework;
- (b) if multiple ECAI issuer ratings or ECAI guarantor ratings are available, the first-best rule shall apply, i.e. the best available ECAI issuer rating or ECAI guarantor rating shall apply. If the fulfilment of the credit quality requirements is established based on an ECAI guarantor rating, the guarantee shall fulfil the features of an acceptable guarantee as laid down in Article 87 and Articles 113 to 115 of Guideline (EU) 2015/510 (ECB/2014/60);
- (c) in the absence of an ECAI issuer rating and an ECAI guarantor rating, a marketable debt security shall have at least one ECAI issue rating of at least Credit Quality Step 3 on the Eurosystem’s harmonised rating scale;
- (d) if the credit assessment provided by an accepted ECAI for the issuer, guarantor or issue does not comply with at least Credit Quality Step 3 in the Eurosystem’s harmonised rating scale, marketable debt securities shall be eligible only if they are issued or fully guaranteed by the central governments of euro area Member States under a financial assistance programme and in respect of which the application of the Eurosystem’s credit quality threshold is suspended by the Governing Council pursuant to Article 8 of Guideline ECB/2014/31 (**);
- (e) in the event of a review of an ongoing financial assistance programme, eligibility for PSPP purchases shall be suspended and shall resume only in the event of a positive outcome of the review.

(*) Guideline (EU) 2015/510 of the European Central Bank of 19 December 2014 on the implementation of the Eurosystem monetary policy framework (ECB/2014/60) (OJ L 91, 2.4.2015, p. 3).

(**) Guideline ECB/2014/31 of the European Central Bank of 9 July 2014 on additional temporary measures relating to Eurosystem refinancing operations and eligibility of collateral and amending Guideline ECB/2007/9 (OJ L 240, 13.8.2014, p. 28).;

2. Article 5 is replaced by the following:

‘Article 5

Purchase limits

1. Subject to Article 3, an issue share limit per international securities identification number (ISIN) shall apply under the PSPP to marketable debt securities fulfilling the criteria laid down in Article 3, after consolidating holdings in all of the portfolios of the Eurosystem central banks. The issue share limit shall be as follows:

- (a) 50 % per ISIN for eligible marketable debt securities issued by eligible international organisations and multilateral development banks;
- (b) 33 % per ISIN for other eligible marketable debt securities, with the exception of 25 % per ISIN for such eligible marketable debt securities containing a collective action clause (CAC) that differs from the euro area model CAC elaborated by the Economic and Financial Committee and implemented by the Member States in accordance with Article 12(3) of the Treaty establishing the European Stability Mechanism, but will be increased to 33 %, subject to verification on a case-by-case basis that a holding of 33 % per ISIN of those securities would not lead the Eurosystem central banks to reach blocking minority holdings in orderly debt restructurings.

2. All marketable debt securities eligible for purchase under the PSPP and which have the remaining maturities specified in Article 3 shall be subject to an aggregate limit, after consolidating holdings in all of the portfolios of the Eurosystem central banks, of:

- (a) 50 % of the outstanding securities of an issuer which is an eligible international organisation or a multilateral development bank; or
- (b) 33 % of the outstanding securities of an issuer other than an eligible international organisation or a multilateral development bank.

3. With regard to the debt securities referred to in point (d) of Article 3(2), different issuer and issue share limits shall apply. These limits will be set by the Governing Council taking due account of risk management and market functioning considerations.’;

3. in Article 6, paragraph 1 is replaced by the following:

‘1. Of the book value of purchases of marketable debt securities eligible under the PSPP, 10 % shall be purchased in securities issued by eligible international organisations and multilateral development banks, and 90 % of that book value shall be purchased in securities issued by eligible central, regional or local governments and recognised agencies or, where applicable pursuant to Article 3(4) of this Decision, in securities issued by eligible public non-financial corporations. This allocation is subject to revision by the Governing Council. Purchases of debt securities issued by eligible international organisations, multilateral development banks and regional and local governments shall be made by NCBs only.’;

4. in Article 6, paragraph 2 is replaced by the following:

‘2. The NCBs’ share of the book value of purchases of marketable debt securities eligible under the PSPP shall be 90 %, and the remaining 10 % shall be purchased by the ECB. The distribution of purchases across jurisdictions shall be in accordance with the key for subscription of the ECB’s capital as referred to in Article 29 of the Statute of the ESCB.’.

Article 2

Entry into force

This Decision shall enter into force on 19 April 2016. It shall apply from 19 April 2016.

Done at Frankfurt am Main, 18 April 2016.

The President of the ECB
Mario DRAGHI

