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Contents

II *Non-legislative acts*

INTERNATIONAL AGREEMENTS

- ★ **Council Decision (EU) 2017/446 of 3 March 2017 on the conclusion on behalf of the European Union of the Protocol (2015) amending the Annex to the Agreement on Trade in Civil Aircraft** 1
- Protocol (2015) amending the Annex to the Agreement on Trade in Civil Aircraft** 3

REGULATIONS

- ★ **Commission Implementing Regulation (EU) 2017/447 of 14 March 2017 concerning the authorisation of the preparation of *Bacillus subtilis* (DSM 5750) and *Bacillus licheniformis* (DSM 5749) as a feed additive for sows, weaned piglets, pigs for fattening, calves for rearing and turkeys for fattening and amending Regulations (EC) No 1453/2004, (EC) No 2148/2004 and (EC) No 600/2005 (holder of authorisation Chr. Hansen A/S) ⁽¹⁾** 18
- Commission Implementing Regulation (EU) 2017/448 of 14 March 2017 establishing the standard import values for determining the entry price of certain fruit and vegetables 23

DECISIONS

- ★ **Council Decision (EU) 2017/449 of 7 March 2017 on the position to be adopted, on behalf of the European Union, in the 60th session of the Commission on Narcotic Drugs on the scheduling of substances under the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, and the Convention on Psychotropic Substances of 1971** 25
- ★ **Commission Implementing Decision (EU) 2017/450 of 13 March 2017 authorising the placing on the market of lactitol as a novel food ingredient under Regulation (EC) No 258/97 of the European Parliament and of the Council (notified under document C(2017) 1576)** 31

⁽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.

- ★ Commission Decision (EU) 2017/451 of 14 March 2017 approving, on behalf of the European Union, certain amendments to the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania 34

II

(Non-legislative acts)

INTERNATIONAL AGREEMENTS

COUNCIL DECISION (EU) 2017/446**of 3 March 2017****on the conclusion on behalf of the European Union of the Protocol (2015) amending the Annex to the Agreement on Trade in Civil Aircraft**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular first subparagraph of Article 207(4), in conjunction with Article 218(6)(a) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament ⁽¹⁾,

Whereas:

- (1) By means of Decision 80/271/EEC ⁽²⁾, the Council approved the conclusion of the GATT Agreement on Trade in Civil Aircraft (the Agreement).
- (2) Signatories to the Agreement, through their representatives, agreed to open the Protocol (2015) Amending the Annex to the Agreement on Trade in Civil Aircraft (the Protocol) for acceptance in Geneva on 5 November 2015, transposing into the Annex to the Agreement the changes introduced in the 2007 version of the Harmonized Commodity Description and Coding System.
- (3) The Protocol should be approved,

HAS ADOPTED THIS DECISION:

Article 1

The Protocol (2015) amending the Annex to the Agreement on Trade in Civil Aircraft is hereby approved on behalf of the Union.

The text of the Protocol is attached to this Decision.

Article 2

The President of the Council shall designate the person(s) empowered to deposit, on behalf of the Union, the instrument of acceptance in order to express the consent of the Union to be bound by the Protocol ⁽³⁾.

⁽¹⁾ Consent of 15 February 2017 (not yet published in the Official Journal).

⁽²⁾ Council Decision 80/271/EEC of 10 December 1979 concerning the conclusion of the Multilateral Agreements resulting from the 1973 to 1979 trade negotiations (OJ L 71, 17.3.1980, p. 1).

⁽³⁾ The date of entry into force of the Protocol will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.

Article 3

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

Done at Brussels, 3 March 2017.

For the Council
The President
M. FARRUGIA

PROTOCOL (2015)
amending the Annex to the Agreement on Trade in Civil Aircraft

Signatories to the Agreement on Trade in Civil Aircraft (hereinafter referred to as 'the Agreement'),

HAVING carried out negotiations with a view to transposing into the Annex to the Agreement the changes introduced in the 2007 version of the Harmonized Commodity Description and Coding System (hereinafter referred to as 'the Harmonized System'),

HAVE, through their representatives, agreed as follows:

1. The Annex attached to this Protocol shall, upon its entry into force pursuant to paragraph 3, replace the Annex to the Agreement on Trade in Civil Aircraft.
2. This Protocol shall be open for acceptance by Signatories to the Agreement.
3. This Protocol shall enter into force, for those Signatories who have accepted it, on 1 July 2016. Thereafter, for each other Signatory it shall enter into force on the 30th day following the date of its acceptance.
4. This Protocol shall be deposited with the Director-General of the World Trade Organization who shall promptly furnish to each Signatory and each Member a certified copy thereof and a notification of each acceptance thereof pursuant to paragraph 2.
5. This Protocol shall be registered in accordance with the provisions of Article 102 of the Charter of the United Nations.
6. This Protocol deals only with customs duties and charges under Article 2 of the Agreement. Except with respect to requiring duty-free treatment for products covered by this Protocol, nothing in this Protocol or the Agreement, as modified thereby, changes or affects a Signatory's rights and obligations, as they exist on the day prior to the entry into force of this Protocol, under any of the WTO Agreements referenced in Article II of the Marrakesh Agreement Establishing the World Trade Organization.

DONE at Geneva this 5 November 2015, in a single copy, in the English, French and Spanish languages, each text being authentic.

ANNEX

PRODUCT COVERAGE

1. The product coverage is defined in Article 1 of the Agreement on Trade in Civil Aircraft.
2. Signatories agree that products covered by the descriptions listed below and properly classified under the Harmonized System headings and subheadings shown alongside shall be accorded duty-free or duty-exempt treatment, if such products are for use in civil aircraft or ground flying trainers (*) and for incorporation therein, in the course of their manufacture, repair, maintenance, rebuilding, modification or conversion.
3. These products shall not include:
 - an incomplete or unfinished product, unless it has the essential character of a complete or finished part, component, sub-assembly or item of equipment of a civil aircraft or ground flying trainer (*), (e.g. an article which has a civil aircraft manufacturer's part number),
 - materials in any form (e.g. sheets, plates, profile shapes, strips, bars, pipes, tubes or other shapes) unless they have been cut to size or shape and/or shaped for incorporation in a civil aircraft or a ground flying trainer (*) (e.g. an article which has a civil aircraft manufacturer's part number),
 - raw materials and consumable goods.
4. For the purpose of this Annex, 'Ex' has been included to indicate that the product description referred to does not exhaust the entire range of products within the Harmonized System headings and subheadings listed below.

HS Heading Ex	HS Subheading Ex	Description
39.17	3917.21	Tubes, pipes and hoses, rigid, of polymers of ethylene, with attached fittings
	.22	Tubes, pipes and hoses, rigid, of polymers of propylene, with attached fittings
	.23	Tubes, pipes and hoses, rigid, of polymers of vinyl chloride, with attached fittings
	.29	Tubes, pipes and hoses, rigid, of other plastics, with attached fittings
	.31	Flexible tubes, pipes and hoses, of plastics, having a minimum burst pressure of 27,6 MPa, with attached fittings
	.33	Flexible tubes, pipes and hoses, of plastics, not reinforced or otherwise combined with other materials, with attached fittings
	.39	Flexible tubes, pipes and hoses, of plastics, reinforced or otherwise combined with other materials, with attached fittings
	.40	Fittings for tubes, pipes and hoses, of plastics
39.26	3926.90	Other articles of plastics
40.08	4008.29	Profile shapes of non-cellular vulcanised rubber other than hard rubber, cut to size

(*) For the purpose of Article 1.1 of this Agreement 'ground flight simulators' are to be regarded as ground flying trainers as provided for under 8805.29 of the Harmonized System.

HS Heading Ex	HS Subheading Ex	Description
40.09	4009.12	Tubes, pipes and hoses, of vulcanised rubber other than hard rubber, not reinforced or otherwise combined with other materials, with attached fittings, suitable for conducting gases or liquids
	4009.22	Tubes, pipes and hoses, of vulcanised rubber other than hard rubber, reinforced or otherwise combined only with metal, with attached fittings, suitable for conducting gases or liquids
	4009.32	Tubes, pipes and hoses, of vulcanised rubber other than hard rubber, reinforced or otherwise combined only with textile materials, with attached fittings, suitable for conducting gases or liquids
	4009.42	Tubes, pipes and hoses, of vulcanised rubber other than hard rubber, reinforced or otherwise combined with other materials, with attached fittings, suitable for conducting gases or liquids
40.11	4011.30	New pneumatic tyres, of rubber, of a kind used on aircraft
40.12	4012.13	Retreaded pneumatic tyres, of rubber, of a kind used on aircraft
	.20	Used pneumatic tyres, of rubber
40.16	4016.10	Other articles of cellular vulcanised rubber other than hard rubber
	.93	Gaskets, washers and other seals, of non-cellular vulcanised rubber other than hard rubber
	.99	Other articles of non-cellular vulcanised rubber other than hard rubber
40.17	4017.00	Tubes, pipes and hoses, of hard rubber, with attached fittings, suitable for conducting gases or liquids
45.04	4504.90	Gaskets, washers and other seals, of agglomerated cork
48.23	4823.90	Gaskets, washers and other seals, of paper or paperboard
68.12	6812.80	Articles of crocidolite, other than clothing, clothing accessories, footwear, headgear, paper, millboard, felt or compressed asbestos fibre jointing, in sheets or rolls
	.99	Other articles of asbestos, other than clothing, clothing accessories, footwear, headgear, paper, millboard, felt or compressed asbestos fibre jointing, in sheets or rolls
68.13	6813.20	Brake linings and pads, and other articles for clutches or the like, not mounted, of friction material with a basis of asbestos
	.81	Brake linings and pads, not mounted, of friction material with a basis of mineral substances, not containing asbestos
	.89	Other articles, not mounted, for clutches or the like, of friction material with a basis of mineral substances, not containing asbestos
70.07	7007.21	Windshields, of laminated safety glass

HS Heading Ex	HS Subheading Ex	Description
73.04	7304.31	Tubes and pipes, seamless, of circular cross-section, of iron (other than cast iron) or non-alloy steel, cold-drawn or cold-rolled (cold-reduced), with attached fittings, suitable for conducting gases or liquids
	.39	Tubes and pipes, seamless, of circular cross-section, of iron (other than cast iron) or non-alloy steel, other than cold-drawn or cold-rolled (cold-reduced), with attached fittings, suitable for conducting gases or liquids
	.41	Tubes and pipes, seamless, of circular cross-section, of stainless steel, cold-drawn or cold-rolled (cold-reduced), with attached fittings, suitable for conducting gases or liquids
	.49	Tubes and pipes, seamless, of circular cross-section, of stainless steel, other than cold-drawn or cold-rolled (cold-reduced), with attached fittings, suitable for conducting gases or liquids
	.51	Tubes and pipes, seamless, of circular cross-section, of alloy steel other than stainless steel, cold-drawn or cold-rolled (cold-reduced), with attached fittings, suitable for conducting gases or liquids
	.59	Tubes and pipes, seamless, of circular cross-section, of alloy steel other than stainless steel, other than cold-drawn or cold-rolled (cold-reduced), with attached fittings, suitable for conducting gases or liquids
	.90	Tubes and pipes, seamless, other than of circular cross-section, of iron (other than cast iron) or steel, with attached fittings, suitable for conducting gases or liquids
73.06	7306.30	Tubes and pipes, welded, of circular cross-section, of iron or non-alloy steel, with attached fittings, suitable for conducting gases or liquids
	.40	Tubes and pipes, welded, of circular cross-section, of stainless steel, with attached fittings, suitable for conducting gases or liquids
	.50	Tubes and pipes, welded, of circular cross-section, of alloy steel other than stainless steel, with attached fittings, suitable for conducting gases or liquids
	.61	Tubes and pipes, welded, of square or rectangular cross-section, of iron or steel, with attached fittings, suitable for conducting gases or liquids
	.69	Tubes and pipes, welded, of other non-circular cross-section, of iron or steel, with attached fittings, suitable for conducting gases or liquids
73.12	7312.10	Stranded wire, ropes and cables, of iron or steel, not electrically insulated, with attached fittings
	.90	Plaited bands, slings, and the like, of iron or steel, not electrically insulated, with attached fittings

HS Heading Ex	HS Subheading Ex	Description
73.22	7322.90	Air heaters and hot air distributors, not electrically heated, incorporating a motor-driven fan or blower, of iron or steel, excluding parts thereof
73.24	7324.10	Sinks and wash basins, of stainless steel
	.90	Other sanitary ware, of iron or steel, other than sinks and wash basins, of stainless steel, and other than baths, of iron or steel
73.26	7326.20	Articles of iron or steel wire
74.13	7413.00	Stranded wire, cables, plaited bands and the like, of copper, not electrically insulated, with attached fittings
76.08	7608.10	Tubes and pipes, of aluminium not alloyed, with attached fittings, suitable for conducting gases or liquids
	.20	Tubes and pipes, of aluminium alloys, with attached fittings, suitable for conducting gases or liquids
81.08	8108.90	Tubes and pipes, of titanium, with attached fittings, suitable for conducting gases or liquids
83.02	8302.10	Hinges, of base metal
	.20	Castors with mountings of base metal
	.42	Base metal mountings, fittings and similar articles, suitable for furniture
	.49	Other base metal mountings, fittings and similar articles
	.60	Automatic door closers of base metal
83.07	8307.10	Flexible tubing, of iron or steel, with attached fittings
	.90	Flexible tubing, of base metal other than iron or steel, with attached fittings
84.07	8407.10	Spark-ignition reciprocating or rotary internal combustion piston aircraft engines
84.08	8408.90	Compression-ignition internal combustion piston aircraft engines (diesel or semi-diesel engines)
84.09	8409.10	Parts suitable for use solely or principally with aircraft engines of 8407.10 or 8408.90
84.11	8411.11	Turbo-jets of a thrust not exceeding 25 kN
	.12	Turbo-jets of a thrust exceeding 25 kN
	.21	Turbo-propellers of a power not exceeding 1 100 kW
	.22	Turbo-propellers of a power exceeding 1 100 kW
	.81	Gas turbines, other than turbo-jets or turbo-propellers, of a power not exceeding 5 000 kW

HS Heading Ex	HS Subheading Ex	Description
	.82	Gas turbines, other than turbo-jets or turbo-propellers, of a power exceeding 5 000 kW
	.91	Parts of turbo-jets or turbo propellers
	.99	Parts of gas turbines, other than turbo-jets or turbo-propellers
84.12	8412.10	Reaction engines other than turbo-jets
	.21	Hydraulic power engines and motors, linear acting (cylinders)
	.29	Hydraulic power engines and motors, non-linear acting
	.31	Pneumatic power engines and motors, linear acting (cylinders)
	.39	Pneumatic power engines and motors, non-linear acting
	.80	Non-electric power engines and motors, other than reaction engines, or hydraulic or pneumatic power engines and motors
	.90	Parts of reaction engines, or of hydraulic, pneumatic, or other non-electric power engines and motors
84.13	8413.19	Pumps for liquids, fitted or designed to be fitted with a measuring device
	.20	Hand pumps for liquids, not fitted or designed to be fitted with a measuring device
	.30	Fuel, lubricating or cooling medium pumps for internal combustion piston engines
	.50	Reciprocating positive displacement pumps for liquids, other than pumps of 8413.19, 8413.20 or 8413.30
	.60	Rotary positive displacement pumps for liquids, other than pumps of 8413.19, 8413.20 or 8413.30
	.70	Centrifugal pumps for liquids, other than pumps of 8413.19, 8413.20 or 8413.30
	.81	Pumps for liquids, other than pumps of 8413.19, 8413.20, 8413.30, 8413.50, 8413.60 or 8413.70
	.91	Parts of pumps for liquids
84.14	8414.10	Vacuum pumps
	.20	Hand- or foot-operated air pumps
	.30	Air or other gas compressors of a kind used in refrigerating equipment
	.51	Table, floor, wall, window, ceiling or roof fans, with a self-contained electric motor of an output not exceeding 125 W
	.59	Fans, other than fans of 8414.51

HS Heading Ex	HS Subheading Ex	Description
	.80	Other air pumps, air or gas compressors
	.90	Parts of air or vacuum pumps, air or other gas compressors and fans
84.15	8415.81	Air conditioning machines, comprising a motor-driven fan and elements for changing the temperature and humidity, including those machines in which the humidity cannot be separately regulated, incorporating a refrigerating unit and a valve for reversal of the cooling/heat cycle (reversible heat pumps)
	.82	Air conditioning machines, comprising a motor-driven fan and elements for changing the temperature and humidity, including those machines in which the humidity cannot be separately regulated, incorporating a refrigerating unit but not a valve for reversal of the cooling/heat cycle
	.83	Air conditioning machines, comprising a motor-driven fan and elements for changing the temperature and humidity, including those machines in which the humidity cannot be separately regulated, not incorporating a refrigerating unit
	.90	Parts of the air conditioning machines of 8415.81, 8415.82 or 8415.83
84.18	8418.10	Combined refrigerator-freezers, fitted with separate external doors
	.30	Freezers of the chest type, not exceeding 800 l capacity
	.40	Freezers of the upright type, not exceeding 900 l capacity
	.61	Compression type refrigerating units whose condensers are heat exchangers
	.69	Refrigerating or freezing equipment other than household type refrigerators, or refrigerating or freezing equipment of 8418.10, 8418.30, 8418.40 or 8418.61
84.19	8419.50	Heat exchange units
	.81	Apparatus for making hot drinks, or for cooking or heating food
	.90	Parts of heat exchange units of 8419.50
84.21	8421.19	Centrifuges
	.21	Machinery and apparatus for filtering or purifying water
	.23	Oil or petrol filters for internal combustion engines
	.29	Machinery and apparatus for filtering or purifying other liquids than water or beverages, other than those of 8421.23
	.31	Intake air filters for internal combustion engines
	.39	Machinery and apparatus for filtering or purifying gases other than intake air filters for internal combustion engines

HS Heading Ex	HS Subheading Ex	Description
84.24	8424.10	Fire extinguishers, whether or not charged
84.25	8425.11	Pulley tackle and hoists, other than skip hoists, powered by electric motor
	.19	Pulley tackle and hoists, other than skip hoists, powered by other than an electric motor
	.31	Winches or capstans powered by electric motor
	.39	Winches or capstans powered by other than an electric motor
	.42	Jacks, hydraulic
	.49	Jacks, other than hydraulic
84.26	8426.99	Other cranes
84.28	8428.10	Lifts and skip hoists
	.20	Pneumatic elevators and conveyors
	.33	Belt type continuous-action elevators and conveyors, for goods or materials, not specially designed for underground use
	.39	Continuous-action elevators and conveyors, for goods or materials, other than those that are specially designed for underground use, bucket type or belt type
	.90	Other lifting, handling, loading or unloading machinery
84.43	8443.31	Machines which perform two or more of the functions of printing, copying or facsimile transmission, capable of connecting to an automatic data processing machine or to a network
	.32	Printers, other than printing machinery used for printing by means of plates, cylinders and other printing components of heading 8442, capable of connecting to an automatic data processing machine or to a network
84.71		
	8471.41	Other automatic data processing machines, comprising in the same housing at least a central processing unit and an input and output unit, whether or not combined
	.49	Other automatic data processing machines, other than those of 8471.41, presented in the form of systems
	.50	Processing units other than those of 8471.41 or 8471.49, whether or not containing in the same housing one or two of the following types of unit: storage units, input units, output units
	.60	Input or output units, whether or not containing storage units in the same housing
	.70	Storage units

HS Heading Ex	HS Subheading Ex	Description
84.79	8479.89	Machines and mechanical appliances having individual functions, not specified or included elsewhere in chapter 84, the following: Non-electric starter motors; Propeller regulators, non-electric; Servo-mechanisms, non-electric; Windshield wipers, non-electric; Hydro-pneumatic accumulators; Pneumatic starters for turbo-jets, turbo-propellers, or other gas turbines; Toilet units specially designed for aircraft; Mechanical actuators for thrust reversers; Air humidifiers and dehumidifiers
	.90	Parts of machines and mechanical appliances enumerated under 8479.89
84.83	8483.10	Transmission shafts (including cam shafts and crank shafts) and cranks
	.30	Bearing housings, not incorporating ball or roller bearings; plain shaft bearings
	.40	Gears and gearing, other than toothed wheels, chain sprockets and other transmission elements presented separately; ball or roller screws; gear boxes and other speed changers, including torque converters
	.50	Flywheels and pulleys, including pulley blocks
	.60	Clutches and shaft couplings (including universal joints)
	.90	Toothed wheels, chain sprockets and other transmission elements presented separately; parts of the articles of 8483.10, 8483.30, 8483.40, 8483.50 or 8483.60
84.84	8484.10	Gaskets and similar joints of metal sheeting combined with other material or of two or more layers of metal
	.90	Sets or assortments of gaskets and similar joints, dissimilar in composition, put up in pouches, envelopes or similar packings
85.01	8501.20	Electric universal AC/DC motors, of an output exceeding 735 W but not exceeding 150 kW
	.31	Electric DC motors, other than those of 8501.20, of an output exceeding 735 W, but not exceeding 750 W; electric DC generators of an output not exceeding 750 W
	.32	Electric DC motors and electric DC generators, other than those of 8501.20, of an output exceeding 750 W but not exceeding 75 kW
	.33	Electric DC motors, other than those of 8501.20, of an output exceeding 75 kW but not exceeding 150 kW; electric DC generators, of an output exceeding 75 kW but not exceeding 375 kW
	.34	Electric DC generators, of an output exceeding 375 kW
	.40	Electric AC motors, single phase other than those of 8501.20, of an output exceeding 735 W but not exceeding 150 kW
	.51	Electric AC motors, multiphase, other than those of 8501.20, of an output exceeding 735 W but not exceeding 750 W
	.52	Electric AC motors, multiphase, other than those of 8501.20, of an output exceeding 750 W but not exceeding 75 kW

HS Heading Ex	HS Subheading Ex	Description
	.53	Electric AC motors, multiphase, other than those of 8501.20 of an output exceeding 75 kW but not exceeding 150 kW
	.61	Electric AC generators (alternators), of an output not exceeding 75 kVA
	.62	Electric AC generators (alternators), of an output exceeding 75 kVA but not exceeding 375 kVA
	.63	Electric AC generators (alternators), of an output exceeding 375 kVA but not exceeding 750 kVA
85.02	8502.11	Electric generating sets with compression-ignition internal combustion piston engines (diesel or semi-diesel engines), of an output not exceeding 75 kVA
	.12	Electric generating sets with compression-ignition internal combustion piston engines (diesel or semi-diesel engines), of an output exceeding 75 kVA but not exceeding 375 kVA
	.13	Electric generating sets with compression-ignition internal combustion piston engines (diesel or semi-diesel engines), of an output exceeding 375 kVA
	.20	Electric generating sets with spark-ignition internal combustion piston engines
	.31	Other electric generating sets, wind-powered
	.39	Other electric generating sets, other than those of 8502.31
	.40	Electric rotary converters
85.04	8504.10	Ballasts for discharge lamps or tubes
	.31	Electrical transformers, other than liquid dielectric transformers, having a power handling capacity not exceeding 1 kVA
	.32	Electrical transformers, other than liquid dielectric transformers, having a power handling capacity exceeding 1 kVA but not exceeding 16 kVA
	.33	Electrical transformers, other than liquid dielectric transformers, having a power handling capacity exceeding 16 kVA but not exceeding 500 kVA
	.40	Electrical static converters
	.50	Electrical inductors other than ballasts for discharge lamps or tubes
85.07	8507.10	Electric accumulators, lead-acid, of a kind used for starting piston engines
	.20	Other electric accumulators, lead-acid
	.30	Electric accumulators, nickel-cadmium
	.40	Electric accumulators, nickel-iron
	.80	Other electric accumulators
	.90	Parts of electric accumulators

HS Heading Ex	HS Subheading Ex	Description
85.11	8511.10	Sparking plugs
	.20	Ignition magnetos; magneto-dynamos; magnetic flywheels
	.30	Distributors; ignition coils
	.40	Electrical starter motors and dual purpose starter-generators
	.50	Other electrical generators of a kind used in conjunction with spark-ignition or compression-ignition internal combustion engines
	.80	Other electrical ignition or starting equipment of a kind used for or in conjunction with spark-ignition or compression-ignition internal combustion engines, and cut-outs of a kind used in conjunction with such engines
85.16	8516.80	Electric heating resistors assembled only with a simple insulated former and electrical connections, used for anti-icing or de-icing
85.17	8517.12	Telephones for cellular networks or for other wireless networks
	.61	Base stations for radio-telegraphy or radio-telephony
	.62	Reception or transmission apparatus for radio-telegraphy or radio-telephony, other than those of 8517.61
	.69	Apparatus for radio telegraphy or radio-telephony other than those of 8517.61 and 8517.62
	.70	Aerial and aerial reflectors for radio-telephony or radio-telegraphy apparatus
85.18	8518.10	Microphones and stands therefor
	.21	Single loudspeakers, mounted in their enclosures
	.22	Multiple loudspeakers, mounted in the same enclosure
	.29	Loudspeakers, not mounted in their enclosures
	.30	Headphones and earphones, whether or not combined with a microphone, and sets consisting of a microphone and one or more loudspeakers
	.40	Audio-frequency electric amplifiers
	.50	Electric sound amplifier sets
85.19	8519.81	Sound recording apparatus using magnetic, optical, or semi-conductor media not incorporating a sound reproducing device.
	.89	Sound recording apparatus not using magnetic, optical or semiconductor media, not incorporating a sound reproducing device
85.21	8521.10	Video recording or reproducing apparatus, whether or not incorporating a video tuner, magnetic tape-type
85.22	8522.90	Assemblies and sub-assemblies consisting of two or more parts or pieces fastened or joined together, for sound recording apparatus using magnetic, optical or semiconductor media not incorporating a sound reproducing device, falling within 8519.81, and other recording apparatus not incorporating a sound reproducing device

HS Heading Ex	HS Subheading Ex	Description
85.26	8526.10	Radar apparatus
	.91	Radio navigational aid apparatus
	.92	Radio remote control apparatus
85.28	8528.41	Cathode-ray tube monitors of a kind solely or principally used in an automatic data processing system of heading 8471
	.51	Other monitors of a kind solely or principally used in an automatic data processing system of heading 8471
	.61	Projectors of a kind solely or principally used in an automatic data processing system of heading 8471
85.29	8529.10	Aerials and aerial reflectors of all kinds, suitable for use solely or principally with the apparatus of heading 85.26
	.90	Assemblies and sub-assemblies of the apparatus of 8526, consisting of two or more parts or pieces fastened or joined together
85.31	8531.10	Burglar or fire alarms and similar apparatus
	8531.20	Indicator panels incorporating liquid crystal devices (LCD) or light emitting diodes (LED)
	.80	Electrical sound or visual signalling apparatus other than those of 8531.10 or 8531.20
85.36	8536.70	Connectors of plastics for optical fibres, optical fibre bundles or cables
85.39	8539.10	Sealed beam lamp units
85.43	8543.70	Flight recorders; electric synchros and transducers; de-frosters and de-misters with electric resistors for aircraft
	.90	Assemblies and sub-assemblies for flight recorders consisting of two or more parts or pieces fastened or joined together
85.44	8544.30	Ignition wiring sets and other wiring sets of a kind used in aircraft
88.01	8801.00	Balloons and dirigibles; gliders, hang gliders and other non-powered aircraft
88.02	8802.11	Helicopters of an unladen weight not exceeding 2 000 kg
	.12	Helicopters of an unladen weight exceeding 2 000 kg
	.20	Aeroplanes and other powered aircraft, of an unladen weight not exceeding 2 000 kg
	.30	Aeroplanes and other powered aircraft, of an unladen weight exceeding 2 000 kg but not exceeding 15 000 kg
	.40	Aeroplanes and other powered aircraft, of an unladen weight exceeding 15 000 kg

HS Heading Ex	HS Subheading Ex	Description
88.03	8803.10	Propellers and rotors and parts thereof
	.20	Under-carriages and parts thereof
	.30	Parts of aeroplanes or helicopters other than those of 8803.10 or 8803.20
	.90	Other parts of the goods of headings 88.01 or 88.02
88.05	8805.29	Ground flying trainers and parts thereof, other than air combat simulators and parts thereof of 8805.21
90.01	9001.90	Lenses, prisms, mirrors and other optical elements, of any material, unmounted, other than such elements of glass not optically worked
90.02	9002.90	Lenses, prisms, mirrors and other optical elements, other than objective lenses or filters, of any material, mounted, being parts or fittings for instruments or apparatus, other than such elements of glass not optically worked
90.14	9014.10	Direction finding compasses
	.20	Instruments and appliances for aeronautical navigation (other than compasses)
	.90	Parts and accessories for direction finding compasses and for instruments and appliances for aeronautical navigation (other than compasses)
90.20	9020.00	Breathing appliances and gas masks, excluding protective masks having neither mechanical parts nor replaceable filters, and excluding parts thereof
90.25	9025.11	Thermometers and pyrometers, liquid-filled, for direct reading, not combined with other instruments
	.19	Other thermometers and pyrometers, not combined with other instruments
	.80	Other instruments of 90.25
	.90	Parts and accessories of 9025.11, 9025.19 or 9025.80
90.26	9026.10	Instruments and apparatus for measuring or checking the flow or level of liquids
	.20	Instruments and apparatus for measuring or checking pressure of liquids or gases
	.80	Instruments and apparatus for measuring or checking variables of liquids or gases, other than the instruments and apparatus of 9026.10 or 9026.20
	.90	Parts of instruments and apparatus of 9026.10, 9026.20 or 9026.80

HS Heading Ex	HS Subheading Ex	Description
90.29	9029.10	Revolution counters, electric or electronic
	.20	Speed indicators and tachometers
	.90	Parts and accessories of revolution counters, speed indicators and tachometers
90.30	9030.10	Instruments and apparatus for measuring or detecting ionising radiations
	.20	Oscilloscopes and oscillographs
	.31	Multimeters for measuring or checking voltage, current, resistance or power, without a recording device
	.32	Multimeters for measuring or checking voltage, current, resistance or power, with a recording device
	.33	Instruments and apparatus, other than those of 9030.10, 9030.20 or 9030.31, for measuring or checking voltage, current, resistance or power, without a recording device
	.39	Instruments and apparatus, other than those of 9030.10, 9030.20 or 9030.32, for measuring or checking voltage, current, resistance or power, with a recording device
	.40	Instruments and apparatus, other than those of 9030.10, 9030.20, 9030.32, or 9030.39, for measuring or checking electrical quantities, with a recording device, specially designed for telecommunications
	.84	Instruments and apparatus, other than those of 9030.10, 9030.20, 9030.32, 9030.39 or 9030.40, for measuring or checking electrical quantities, with a recording device
	.89	Instruments and apparatus, other than those of 9030.10, 9030.20, 9030.31, 9030.32, 9030.33, 9030.39, 9030.40 or 9030.84, for measuring or checking electrical quantities
	.90	Parts and accessories of instruments and apparatus of 9030.10, 9030.20, 9030.31, 9030.32, 9030.33, 9030.39, 9030.40, 9030.84 or 9030.89
90.31	9031.80	Measuring or checking instruments and apparatus not specified or included elsewhere in Chapter 90
	.90	Parts and accessories of the instruments and apparatus of 9031.80
90.32	9032.10	Thermostats
	.20	Manostats
	.81	Hydraulic or pneumatic automatic regulating or controlling instruments and apparatus
	.89	Other automatic regulating or controlling instruments and apparatus

HS Heading Ex	HS Subheading Ex	Description
	.90	Parts and accessories of automatic regulating or controlling instruments and apparatus of 90.32
91.04	9104.00	Instrument panel clocks and clocks of a similar type for aircraft
91.09	9109.19	Clock movements measuring not over 50 mm in width or diameter, complete and assembled, battery, accumulator or mains powered, other than of alarm clocks
	.90	Clock movements measuring not over 50 mm in width or diameter, complete and assembled, other than battery, accumulator or mains powered, other than of alarm clocks
94.01	9401.10	Seats, other than leather covered seats
94.03	9403.20	Metal furniture, other than seats
	.70	Furniture of plastics, other than seats
94.05	9405.10	Electric ceiling or wall lighting fittings, of base metal or of plastics
	.60	Illuminated signs, illuminated name-plates and the like, of base metal or of plastics
	.92	Parts of the articles of 9405.10 or 9405.60, of plastics
	.99	Parts of the articles of 9405.10 or 9405.60, of base metal

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2017/447

of 14 March 2017

concerning the authorisation of the preparation of *Bacillus subtilis* (DSM 5750) and *Bacillus licheniformis* (DSM 5749) as a feed additive for sows, weaned piglets, pigs for fattening, calves for rearing and turkeys for fattening and amending Regulations (EC) No 1453/2004, (EC) No 2148/2004 and (EC) No 600/2005 (holder of authorisation Chr. Hansen A/S)

(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 1831/2003 of the European Parliament and of the Council of 22 September 2003 on additives for use in animal nutrition ⁽¹⁾, and in particular Article 9(2) thereof,

Whereas:

- (1) Regulation (EC) No 1831/2003 provides for the authorisation of additives for use in animal nutrition and for the grounds and procedures for granting such authorisation. Article 10 of that Regulation provides for the re-evaluation of additives authorised pursuant to Council Directive 70/524/EEC ⁽²⁾.
- (2) The preparation of *Bacillus subtilis* (DSM 5750) and *Bacillus licheniformis* (DSM 5749) was authorised without a time limit in accordance with Directive 70/524/EEC as a feed additive for sows by Commission Regulation (EC) No 1453/2004 ⁽³⁾, for pigs for fattening and piglets by Commission Regulation (EC) No 2148/2004 ⁽⁴⁾, for turkeys for fattening and calves by Commission Regulation (EC) No 600/2005 ⁽⁵⁾. That preparation was subsequently entered in the Register of feed additives as an existing product, in accordance with Article 10(1) of Regulation (EC) No 1831/2003.
- (3) In accordance with Article 10(2) of Regulation (EC) No 1831/2003 in conjunction with Article 7 of that Regulation, an application was submitted for the re-evaluation of the preparation of *Bacillus subtilis* (DSM 5750) and *Bacillus licheniformis* (DSM 5749) as a feed additive for sows, piglets, pigs for fattening, calves for rearing and turkeys for fattening. The application in accordance with Article 7 of that Regulation was also for the assessment of this preparation for a new use in water for drinking. The applicant requested that additive to be classified in the additive category 'zootechnical additives'. That application was accompanied by the particulars and documents required under Article 7(3) of Regulation (EC) No 1831/2003.
- (4) The European Food Safety Authority ('the Authority') concluded in its opinion of 12 July 2016 ⁽⁶⁾ that, under the proposed conditions of use, the preparation of *Bacillus subtilis* (DSM 5750) and *Bacillus licheniformis* (DSM 5749) does not have an adverse effect on animal health, human health or the environment. The Authority considered that the additive has the potential to improve performance in piglets, pigs for fattening, sows and calves for rearing in feed and in water for drinking. Concerning the use of the additive on turkeys for fattening, it was concluded that in two studies there was some evidence of a positive effect on growth and feed to gain ratio and in a third one a significant greater weight gain was found in females, but no significant difference in weight gain

⁽¹⁾ OJ L 268, 18.10.2003, p. 29.

⁽²⁾ Council Directive 70/524/EEC of 23 November 1970 concerning additives in feeding-stuffs (OJ L 270, 14.12.1970, p. 1).

⁽³⁾ Commission Regulation (EC) No 1453/2004 of 16 August 2004 concerning the permanent authorisation of certain additives in feeding-stuffs (OJ L 269, 17.8.2004, p. 3).

⁽⁴⁾ Commission Regulation (EC) No 2148/2004 of 16 December 2004 concerning the permanent and provisional authorisations of certain additives and the authorisation of new uses of an additive already authorised in feedingstuffs (OJ L 370, 17.12.2004, p. 24).

⁽⁵⁾ Commission Regulation (EC) No 600/2005 of 18 April 2005 concerning a new authorisation for 10 years of a coccidiostat as an additive in feedingstuffs, the provisional authorisation of an additive and the permanent authorisation of certain additives in feedingstuffs (OJ L 99, 19.4.2005, p. 5).

⁽⁶⁾ EFSA Journal 2016; 14(9):4558.

in males was detected. The Authority does not consider that there is a need for specific requirements of post-market monitoring. It also verified the report on the method of analysis of the feed additive in feed submitted by the Reference Laboratory set up by Regulation (EC) No 1831/2003.

- (5) However these evidences have been judged a substantial indication of the improvement of zootechnical parameters of weight gain in addition to the long history of use. Therefore it was considered that the provided data meet the conditions for the demonstration of the efficacy of the additive for turkeys for fattening to be used in feed and water for drinking.
- (6) The assessment of the preparation of *Bacillus subtilis* (DSM 5750) and *Bacillus licheniformis* (DSM 5749) shows that the conditions for authorisation, as provided for in Article 5 of Regulation (EC) No 1831/2003, are satisfied. Accordingly, the use of that preparation should be authorised as specified in the Annex to this Regulation.
- (7) As a consequence of the granting of a new authorisation under Regulation (EC) No 1831/2003, Regulations (EC) No 1453/2004, (EC) No 2148/2004 and (EC) No 600/2005 should be amended accordingly.
- (8) Since safety reasons do not require the immediate application of the modifications to the conditions of authorisation, it is appropriate to allow a transitional period for interested parties to prepare themselves to meet the new requirements resulting from the authorisation.
- (9) 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

Authorisation

The preparation specified in the Annex, belonging to the additive category 'zootechnical additives' and to the functional group 'gut flora stabilisers', is authorised as an additive in animal nutrition, subject to the conditions laid down in that Annex.

Article 2

Amendment to Regulation (EC) No 1453/2004

Annex I to Regulation (EC) No 1453/2004 is deleted.

Article 3

Amendment to Regulation (EC) No 2148/2004

In Annex II to Regulation (EC) No 2148/2004 the entry E 1700 on *Bacillus licheniformis* (DSM 5749) and *Bacillus subtilis* (DSM 5750) is deleted.

Article 4

Amendment to Regulation (EC) No 600/2005

In Annex III to Regulation (EC) No 600/2005 the entry E 1700 on *Bacillus licheniformis* (DSM 5749) and *Bacillus subtilis* (DSM 5750) is deleted.

*Article 5***Transitional measures**

The preparation specified in the Annex and feed containing that preparation, which are produced and labelled before 4 October 2017 in accordance with the rules applicable before 4 April 2017 may continue to be placed on the market and used until the existing stocks are exhausted.

*Article 6***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*.

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

Done at Brussels, 14 March 2017.

For the Commission

The President

Jean-Claude JUNCKER

ANNEX

Identification number of the additive	Name of the holder of authorisation	Additive	Composition, chemical formula, description, analytical method	Species or category of animal	Maximum age	Minimum content	Maximum content	Minimum content	Maximum content	Other provisions	End of period of authorisation
						CFU/kg of complete feedingstuff with a moisture content of 12 %		CFU/l of water for drinking			

Category of zootechnical additives. Functional group: gut flora stabilisers

4b1700i	Chr. Hansen A/S	Bacillus subtilis (DSM 5750) and Bacillus licheniformis (DSM 5749)	<i>Additive composition</i> Preparation of <i>Bacillus subtilis</i> (DSM 5750) and <i>Bacillus licheniformis</i> (DSM 5749) containing a minimum of $3,2 \times 10^{10}$ CFU/g of additive (1:1 ratio) Solid form <i>Characterisation of the active substance</i> Viable spores of <i>Bacillus subtilis</i> (DSM 5750) and <i>Bacillus licheniformis</i> (DSM 5749) <i>Analytical method</i> ⁽¹⁾ Identification and enumeration of <i>Bacillus subtilis</i> (DSM 5750) and <i>Bacillus licheniformis</i> (DSM 5749) in the feed additive, premixtures, feedingstuffs and water: — Identification: Pulsed Field Gel Electrophoresis (PFGE)	Weaned piglets Pigs for fattening Sows Calves for rearing Turkeys for fattening	—	$1,3 \times 10^9$	—	$6,5 \times 10^8$	—	1. In the directions for use of the additive and premixtures, indicate the storage temperature, storage life and stability to pelleting. 2. The additive may be used in water for drinking. 3. For use of the additive in water for drinking a homogeneous dispersion of the additive shall be ensured. 4. For use in weaned piglets up to 35 kg of body weight.	4 April 2027
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Identification number of the additive	Name of the holder of authorisation	Additive	Composition, chemical formula, description, analytical method	Species or category of animal	Maximum age	Minimum content	Maximum content	Minimum content	Maximum content	Other provisions	End of period of authorisation
						CFU/kg of complete feedingstuff with a moisture content of 12 %		CFU/l of water for drinking			
			— Enumeration: Spread plate method using tryptone soya agar — EN 15784.							5. For users of the additive and pre-mixtures, feed business operators shall establish operational procedures and organisational measures to address potential risks resulting from its use. Where those risks cannot be eliminated or reduced to a minimum by such procedures and measures, the additive and pre-mixtures shall be used with personal protective equipment, including breathing protection and skin protection.	

(¹) Details of the analytical methods are available at the following address of the Reference Laboratory: <https://ec.europa.eu/jrc/en/eurl/feed-additives/evaluation-reports>

COMMISSION IMPLEMENTING REGULATION (EU) 2017/448**of 14 March 2017****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, 14 March 2017.

*For the Commission,
On behalf of the President,
Jerzy PLEWA
Director-General
Directorate-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	EG	288,4
	MA	98,6
	SN	126,1
	TN	182,1
	TR	86,1
	ZZ	156,3
0707 00 05	TR	183,5
	ZZ	183,5
0709 93 10	MA	48,7
	TR	147,8
	ZZ	98,3
0805 10 22, 0805 10 24, 0805 10 28	EG	41,1
	IL	76,3
	MA	45,0
	TN	55,3
	TR	71,1
	ZZ	57,8
	EG	68,9
0805 50 10	TR	70,0
	ZZ	69,5
0808 10 80	CL	90,0
	CN	154,7
	US	105,5
	ZA	86,6
	ZZ	109,2
0808 30 90	AR	125,5
	CL	151,4
	CN	80,3
	TR	139,6
	ZA	105,7
	ZZ	120,5

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

DECISIONS

COUNCIL DECISION (EU) 2017/449

of 7 March 2017

on the position to be adopted, on behalf of the European Union, in the 60th session of the Commission on Narcotic Drugs on the scheduling of substances under the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, and the Convention on Psychotropic Substances of 1971

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 83(1) in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The United Nations (UN) Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol, (the 'Convention on Narcotic Drugs') entered into force on 8 August 1975.
- (2) Pursuant to Article 3 of the Convention on Narcotic Drugs, the Commission on Narcotic Drugs may decide to add substances to the Schedules of that Convention. It can make changes to the Schedules only in accordance with the recommendations of the World Health Organisation (WHO), but it can also decide not to make the changes recommended by the WHO.
- (3) The UN Convention on Psychotropic Substances of 1971 (the 'Convention on Psychotropic Substances') entered into force on 16 August 1976.
- (4) Pursuant to Article 2 of the Convention on Psychotropic Substances, the Commission on Narcotic Drugs may decide to add substances to the Schedules of that Convention, or to remove them, on the basis of the recommendations of the WHO. It has broad discretionary powers to take into account economic, social, legal, administrative and other factors, but may not act arbitrarily.
- (5) Changes to the Schedules of both Conventions have direct repercussions on the scope of application of Union law in the area of drug control. Council Framework Decision 2004/757/JHA ⁽¹⁾ applies to substances listed in the Schedules to the Convention on Narcotic Drugs and the Convention on Psychotropic Substances. Council Decision 2005/387/JHA ⁽²⁾ does not apply to substances listed in the Schedules to the Convention on Narcotic Drugs or to the Convention on Psychotropic Substances. Thus, any change to the Schedules annexed to those Conventions is directly incorporated into common Union rules.
- (6) The Commission on Narcotic Drugs should decide, during its 60th session on 13 to 17 March 2017 in Vienna, on the addition of 10 new substances to the Schedules of the Conventions.
- (7) The Union is not a party to the relevant UN conventions. It has an observer status in the Commission on Narcotic Drugs, where currently 12 Member States are members with the right to vote. It is therefore necessary that the Member States express the position of the Union on the scheduling of substances under the Convention on Narcotic Drugs and the Convention on Psychotropic Substances.

⁽¹⁾ Council Framework Decision 2004/757/JHA of 25 October 2004 laying down minimum provisions on the constituent elements of criminal acts and penalties in the field of illicit drug trafficking (OJ L 335, 11.11.2004, p. 8).

⁽²⁾ Council Decision 2005/387/JHA of 10 May 2005 on the information exchange, risk-assessment and control of new psychoactive substances (OJ L 127, 20.5.2005, p. 32).

- (8) The position to be adopted on the Union's behalf at the next session of the Commission on Narcotic Drugs only concerns the scheduling of substances under the Conventions. Matters other than the scheduling of substances are not the object of the present decision and will be dealt by the Member States through coordination in the margins of the session of the Commission on Narcotic Drugs as appropriate. This Decision is without prejudice to the delimitation of competences between the Union and the Member States on other matters in relation to the Conventions.
- (9) The WHO recommended on 2 December 2016 to the Secretary-General of the UN to add two new substances to Schedule I of the Convention on Narcotic Drugs, and eight new substances to Schedule II of the Convention on Psychotropic Substances.
- (10) According to the assessment of the WHO Expert Committee on Drug Dependence (the Expert Committee), U-47700 (3,4-dichloro-N-(2-dimethylamino-cyclohexyl)-N-methyl-benzamide) is a compound liable to similar abuse as and with similar ill-effects to those of controlled opioids such as morphine and AH-7921, that are included in Schedule I of the Convention on Narcotic Drugs. It has no recorded therapeutic use, and its use has resulted in fatalities. There is sufficient evidence that it is being or is likely to be abused, and may become a public health and social problem that warrants placing the substance under international control. Consequently, the WHO recommends that U-47700 be placed in Schedule I of the Convention on Narcotic Drugs.
- (11) U-47700 is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. U-47700 has been detected in 14 Member States. It has been sold openly on the market. It has been associated with serious adverse events, including deaths, and has been the subject of a public health-related alert issued to the Union Early Warning System.
- (12) Therefore, the Member States should take the position to add U-47700 to Schedule I of the Convention on Narcotic Drugs.
- (13) According to the assessment of the Expert Committee, butyrfentanyl (N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl]butanamide) is a compound liable to similar abuse as and with similar ill-effects to those of controlled opioids, such as morphine and fentanyl, that are included in Schedule I of the Convention on Narcotic Drugs. It can also be converted into fentanyl. It has no recorded therapeutic use, and its use has resulted in fatalities. There is sufficient evidence that it is being or is likely to be abused, and may constitute a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that butyrfentanyl be placed in Schedule I of the Convention on Narcotic Drugs.
- (14) Butyrfentanyl is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. Butyrfentanyl has been detected in six Member States. It has been sold openly on the market. It has been associated with serious adverse events, including the case of at least one death in which it was detected and has been the subject of a public-health-related alert issued to the Union Early Warning System.
- (15) Therefore, the Member States should take the position to add butyrfentanyl to Schedule I of the Convention on Narcotic Drugs.
- (16) According to the assessment of the Expert Committee, the degree of risk to public health and society associated with the abuse of 4-methylethcathinone or 4-MEC (2-(ethylamino)-1-(4-methylphenyl) propan-1-one) is substantial. 4-MEC has no recorded therapeutic use. The Expert Committee recognises that 4-MEC has similar abuse potential to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that 4-MEC is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that 4-MEC be placed in Schedule II under the Convention on Psychotropic Substances.
- (17) 4-MEC is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. 4-MEC has been detected in 19 Member States. It has been sold openly on the market. It has been associated with small number of serious adverse events, including deaths.

- (18) Therefore, the Member States should take the position to add 4-MEC to Schedule II of the Convention on Psychotropic Substances.
- (19) According to the assessment of the Expert Committee, the degree of risk to public health and society associated with the abuse of ethylone (1-(2H-1,3-benzodioxol-5-yl)-2-(ethylamino)propan-1-one) is substantial. Ethylone has no recorded therapeutic use. The Expert Committee recognises that ethylone (1-(2H-1,3-benzodioxol-5-yl)-2-(ethylamino)propan-1-one) has similar abuse potential to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that ethylone is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants the placing of the substance under international control. Thus, the WHO recommends that ethylone be placed in Schedule II under the Convention on Psychotropic Substances.
- (20) Ethylone is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. Ethylone has been detected in 19 Member States. It has been sold openly on the market. It has been associated with small number of serious adverse events, including deaths.
- (21) Therefore, the Member States should take the position to add ethylone to Schedule II of the Convention on Psychotropic Substances.
- (22) According to the Expert Committee, the degree of risk to public health and society associated with the abuse of pentedrone or α -methyaminovaleophenone (2-(methylamino)-1-phenylpentan-1-one), is substantial. Pentedrone has no recorded therapeutic use. The Expert Committee recognises that pentedrone has similar abuse to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that pentedrone is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that pentedrone be placed in Schedule II under the Convention on Psychotropic Substances.
- (23) Pentedrone is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. Pentedrone has been detected in 18 Member States. It has been sold openly on the market. It has been associated with a small number of serious adverse events, including deaths.
- (24) Therefore, the Member States should take the position to add pentedrone to Schedule II of the Convention on Psychotropic Substances.
- (25) According to the Expert Committee, the degree of risk to public health and society associated with the abuse of ethylphenidate or EPH (ethyl phenyl(piperidin-2-yl)acetate) is substantial. Ethylphenidate has no recorded therapeutic use. The Expert Committee recognises that ethylphenidate has similar abuse potential to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that ethylphenidate is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that ethylphenidate be placed in Schedule II under the Convention on Psychotropic Substances.
- (26) Ethylphenidate is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. Ethylphenidate has been detected in 13 Member States. It has been sold openly on the market. It has been associated with serious adverse events, including soft tissue infections and deaths. Soft tissue infections related to injection have been the subject of a public-health-related alert issued to the Union Early Warning System.
- (27) Therefore, the Member States should take the position to add ethylphenidate to Schedule II of the Convention on Psychotropic Substances.
- (28) According to the Expert Committee, the degree of risk to public health and society associated with the abuse of MPA or methiopropamine (N-methyl-1-(thiophen-2-yl)propan-2-amine) is substantial. MPA has no recorded therapeutic use. The Expert Committee recognises that MPA has similar abuse potential to and similar ill-effects

to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that MPA is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus the WHO recommends that methiopropamine be placed in Schedule II under the Convention on Psychotropic Substances.

- (29) MPA is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. MPA has been detected in 17 Member States. It has been sold openly on the market. It has been associated with serious adverse events, including deaths.
- (30) Therefore, the Member States should take the position to add methiopropamine to Schedule II of the Convention on Psychotropic Substances.
- (31) According to the Expert Committee, the degree of risk to public health and society associated with the abuse of MDMB-CHMICA (methyl N-[[1-(cyclohexylmethyl)-1H-indol-3-yl]carbonyl]-3-methyl-L-valinate) is substantial. MDD-CHMICA has no recorded therapeutic use. The Expert Committee recognises that MDD-CHMICA has similar abuse to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that MDMB-CHMICA is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that MDMB-CHMICA be placed in Schedule II under the Convention on Psychotropic Substances.
- (32) According to the risk assessment report of the European Monitoring Centre for Drugs and Drug Addiction, which was conducted under Article 6(2), (3) and (4) of Decision 2005/387/JHA and submitted on 28 July 2016 to the Commission and to the Council, the high potency of MDMB-CHMICA and the highly variable amounts of the compound in 'legal high' products constitute a high risk of acute toxicity. Eight Member States have reported a total of 28 deaths and 25 acute intoxications associated with MDMB-CHMICA. The Commission therefore adopted on 31 August 2016 a proposal to subject MDMB-CHMICA to Union-wide control measures.
- (33) Therefore, the Member States should take the position to add MDMB-CHMICA to Schedule II of the Convention on Psychotropic Substances.
- (34) According to the Expert Committee, the degree of risk to public health and society associated with the abuse of 5F-APINACA or 5F-AKB-48 (N-(adamantan-1-yl)-1-(5-fluoropentyl)-1H-indazole-3-carboxamide) is substantial. It has no recorded therapeutic use. The Expert Committee recognises that 5F-APINACA has similar abuse potential to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances. The Expert Committee considers that there is sufficient evidence that 5F-APINACA is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that 5F-APINACA be placed in Schedule II under the Convention on Psychotropic Substances.
- (35) 5F-APINACA is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. 5F-APINACA has been detected in 23 Member States. It has been sold openly on the market. It has been associated with serious adverse events, including deaths.
- (36) Therefore, the Member States should take the position to add 5F-APINACA to Schedule II of the Convention on Psychotropic Substances.
- (37) According to the Expert Committee, the degree of risk to public health and society associated with the abuse of XLR-11 [1-(5-fluoropentyl)-1H-indol-3-yl](2,2,3,3-tetramethylcyclopropyl)methanone is substantial. XLR-11 has no recorded therapeutic use. The Expert Committee recognises that XLR-11 has similar abuse potential to and similar ill-effects to those of substances in Schedule II of the Convention on Psychotropic Substances such as JWH-018 and AM-2201. The Expert Committee considers that there is sufficient evidence that XLR-11 is being or is likely to be abused, and therefore constitutes a public health and social problem that warrants placing the substance under international control. Thus, the WHO recommends that XLR-11 be placed in Schedule II under the Convention on Psychotropic Substances.

- (38) XLR-11 is monitored by the European Monitoring Centre for Drugs and Drug Addiction as a new psychoactive substance under the terms of Decision 2005/387/JHA. XLR-11 has been detected in 17 Member States. It has been sold openly on the market. It has been associated with small number of serious adverse events, including at least one death in which it was detected, and has been the subject of a public-health-related alert issued to the Union Early Warning System.
- (39) Therefore, the Member States should take the position to add XLR-11 to Schedule II of the Convention on Psychotropic Substances.
- (40) Denmark is bound by Framework Decision 2004/757/JHA and Decision 2005/387/JHA and is therefore taking part in the adoption and application of this Decision.
- (41) Ireland is bound by Framework Decision 2004/757/JHA and Decision 2005/387/JHA and is therefore taking part in the adoption and application of this Decision.
- (42) The United Kingdom is not bound by Framework Decision 2004/757/JHA and Decision 2005/387/JHA and is therefore not taking part in the adoption of this Decision, and is not bound by it or subject to its application,

HAS ADOPTED THIS DECISION:

Article 1

The position to be adopted on the Union's behalf by the Member States in the Commission on Narcotic Drugs on 13 to 17 March 2017, when that body is called upon to adopt decisions on the addition of substances to the Schedules of the United Nations Single Convention on Narcotic Drugs of 1961 as amended by the 1972 Protocol and the United Nations Convention on Psychotropic Substances of 1971 at its 60th session, shall be in accordance with the Annex to this Decision.

The position shall be expressed by the Member States that are members of the Commission on Narcotic Drugs, acting jointly in the interest of the Union.

Article 2

This Decision is addressed to the Member States in accordance with the Treaties.

Done at Brussels, 7 March 2017.

For the Council
The President
L. GRECH

ANNEX

Position to be taken by the Member States which are members of the Commission on Narcotic Drugs acting jointly in the interest of the Union during the 60th session of the Commission on Narcotic Drugs on 13 to 17 March 2017 regarding changes in the scope of control of substances:

- (1) U-47700 is to be included in Schedule I of the Single Convention of Narcotic Drugs of 1961 as amended by the 1972 Protocol.
 - (2) Butyrfentanyl is to be included in Schedule I of the Single Convention on Narcotic Drugs of 1961 as amended by the 1972 Protocol.
 - (3) 4-MEC (4-methylethcathinone) is to be included in Schedule II of 1971 Convention on Psychotropic Substances.
 - (4) Ethylone is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
 - (5) Pentedrone (α -methyaminovaleerophenone) is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
 - (6) Ethylphenidate (EPH) is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
 - (7) MPA (methiopropamine) is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
 - (8) MDMB-CHMICA is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
 - (9) 5F-APINACA (5F-AKB48) is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
 - (10) XLR-11 is to be included in Schedule II of the Convention on Psychotropic Substances of 1971.
-

COMMISSION IMPLEMENTING DECISION (EU) 2017/450**of 13 March 2017****authorising the placing on the market of lactitol as a novel food ingredient under Regulation (EC)
No 258/97 of the European Parliament and of the Council***(notified under document C(2017) 1576)***(Only the English text is authentic)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 258/97 of the European Parliament and of the Council of 27 January 1997 concerning novel foods and novel food ingredients ⁽¹⁾, and in particular Article 7 thereof,

Whereas:

- (1) On 16 March 2015, the company DuPont Nutrition Biosciences ApS made a request to the competent authorities of Denmark to place lactitol on the Union market as a novel food ingredient within the meaning of point (c) of Article 1(2) of Regulation (EC) No 258/97. In its request, the company proposes lactitol to be used in the same food categories and in the same use levels that are currently being used, when lactitol is added as a food additive under Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council ⁽²⁾.
- (2) On 1 July 2015, the competent food assessment body of Denmark issued its initial assessment report. In that report it came to the conclusion that lactitol under the conditions of use proposed by the applicant meets the criteria for novel food ingredients set out in Article 3(1) of Regulation (EC) No 258/97.
- (3) On 13 July 2015, the Commission forwarded the initial assessment report to the other Member States.
- (4) Some Member States made comments within the 60-day period laid down in the first subparagraph of Article 6(4) of Regulation (EC) No 258/97. Concerns were raised regarding the excess of lactitol intake and the possibility of misleading the consumer as the same uses and use levels are already authorised for lactitol as a food additive.
- (5) In the light of the Member States' comments, the competent authorities of Denmark reviewed the initial assessment report and concluded that an additional assessment was required in accordance with Article 7 of Regulation (EC) No 258/97.
- (6) That report takes into account the concerns regarding the excess of lactitol intake and the possibility of misleading the consumer and therefore gives sufficient grounds to restrict the use of lactitol to food supplements only and to establish that lactitol used in food supplements intended for adults is safe under the proposed conditions of use.
- (7) Directive 2002/46/EC of the European Parliament and of the Council ⁽³⁾ lays down requirements for food supplements. The use of lactitol should be authorised without prejudice to the provisions of that Directive.
- (8) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

⁽¹⁾ OJ L 43, 14.2.1997, p. 1.

⁽²⁾ Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (OJ L 354, 31.12.2008, p. 16).

⁽³⁾ Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements (OJ L 183, 12.7.2002, p. 51).

HAS ADOPTED THIS DECISION:

Article 1

Without prejudice to Directive 2002/46/EC, lactitol as specified in the Annex to this Decision may be placed on the market in the Union as a novel food ingredient to be used in food supplements in capsule or tablet form intended for the adult population with a maximum dose of 20 g lactitol per day as recommended by the manufacturer.

Article 2

The designation of lactitol authorised by this Decision on the labelling of the foodstuffs containing it shall be 'lactitol'.

Article 3

This Decision is addressed to DuPont Nutrition Biosciences ApS, Langebrogade 1, PO Box 17, DK-1001, Copenhagen, Denmark.

Done at Brussels, 13 March 2017.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

ANNEX

SPECIFICATION OF LACTITOL

Identity of lactitol

Chemical name	4-O-β-D-Galactopyranosyl-D-glucitol
Chemical formula	C ₁₂ H ₂₄ O ₁₁
Molecular weight	344,31 g/mol
CAS No	585-86-4

Description: Crystalline powder or colourless solution manufactured via catalytic hydrogenation of lactose. Crystalline products occur in anhydrous, monohydrate and dihydrate forms. Nickel is used as a catalyst.

Parameters	Specification value
Solubility (in water)	Very soluble in water
Specific rotation	$[\alpha]_{D^{20}} = +13^{\circ}$ to $+16^{\circ}$
Assay	Not less than 95 % d.b ⁽¹⁾
Water content	Not more than 10,5 %
Other polyols	Not more than 2,5 % d.b
Reducing sugars	Not more than 0,2 % d.b
Chlorides	Not more than 100 mg/kg d.b
Sulphates	Not more than 200 mg/kg d.b
Sulphated ash	Not more than 0,1 % d.b
Nickel	Not more than 2 mg/kg d.b
Arsenic	Not more than 3 mg/kg d.b
Lead	Not more than 1 mg/kg d.b

⁽¹⁾ d.b — expressed on the dry weight basis

COMMISSION DECISION (EU) 2017/451**of 14 March 2017**

approving, on behalf of the European Union, certain amendments to the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania

THE EUROPEAN COMMISSION,

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

Having regard to Council Decision (EU) 2016/870 of 24 May 2016 on the conclusion, on behalf of the European Union, of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania for a period of four years ⁽¹⁾, and in particular Article 3 thereof,

Whereas:

- (1) Article 10 of the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania ⁽²⁾, hereinafter referred to as 'the Agreement', approved by Council Regulation (EC) No 1801/2006 ⁽³⁾, establishes a Joint Committee responsible for monitoring the application of the Agreement and, in particular, for supervising the implementation, interpretation and smooth operation thereof, as well as for reassessing, where appropriate, the level of fishing opportunities and, consequently, of the financial contribution.
- (2) Article 1(1) of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania, hereinafter referred to as 'the Protocol', approved by Council Decision (EU) 2016/870 sets out the fishing opportunities under that agreement for a period of four years from 16 November 2015, and Article 2(1) of the Protocol sets out the annual financial contribution for access by European Union vessels to the Mauritanian fishing zone.
- (3) The table referred to in Article 1(1) of the Protocol gives details about the fishing opportunities and states that, on the basis of available scientific advice, the two parties may agree within the Joint Committee on the allocation of fishing opportunities for freezer trawlers targeting demersal species in respect of which a surplus has been identified.
- (4) The Joint Committee was to meet in Nouakchott on 15 and 16 November 2016 at an extraordinary session to adopt amendments to the fishing opportunities and the applicable conditions for the exercise of fishing activities, as well as the financial contribution, taking into account the EU's request to create a new fishing category for freezer trawlers targeting black hake.
- (5) Prior to the Joint Committee meeting in question, the Commission sent a preparatory document setting out the particulars of the envisaged Union position to the Council.
- (6) The envisaged Union position was approved by the Council in accordance with point 3 of the Annex to Council Decision (EU) 2016/870.
- (7) The amendments adopted, namely the introduction of a new fishing category for freezer trawlers targeting black hake, the applicable fishing conditions for this new category, and the increase in the financial contribution for access, were recorded in Annex 5 to the minutes of the Joint Committee meeting in question of 15 and 16 November 2016.
- (8) These amendments should be approved on behalf of the Union,

⁽¹⁾ OJ L 145, 2.6.2016, p. 1.

⁽²⁾ OJ L 343, 8.12.2006, p. 4.

⁽³⁾ Council Regulation (EC) No 1801/2006 of 30 November 2006 on the conclusion of the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania (OJ L 343, 8.12.2006, p. 1).

HAS ADOPTED THIS DECISION:

Article 1

The amendments to the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania, adopted by the Joint Committee established by Article 10 of that agreement in its meeting of 15 and 16 November 2016, and resulting from Annex 5 to the minutes, are hereby approved on behalf of the Union.

The text of Annex 5 to the minutes of the Joint Committee meeting of 15 and 16 November 2016 is attached to this Decision.

Article 2

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

Done at Brussels, 14 March 2017.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

Protocol, Article 2, paragraphs:

1. The annual financial contribution for the access by European Union vessels to the Mauritanian fishing zone referred to in Article 7 of the Agreement is set at EUR fifty-seven million, five-hundred thousand (57 500 000). This paragraph shall apply subject to Articles 5 to 10 and Article 16 of this Protocol.

3. The total allowable catches (categories 1, 2, 2a, 3, 6, 7 and 8) and the reference tonnages (categories 4 and 5) are set out in the datasheets contained in Annex 1 to this Protocol. They are established on the basis of the calendar year (1 January-31 December of the year concerned). If the first and the last period of the application of the Protocol do not correspond to a calendar year, the total allowable catches shall be fixed *pro rata temporis* and taking account, for each fishing category, of trends in terms of the distribution of catches throughout the year.

7. For fishing categories 4 and 5, if catches made by tuna vessels from the European Union in the Mauritanian fishing zone exceed the reference tonnage stipulated for each of these categories, the financial contribution of EUR fifty-seven million, five-hundred thousand (57 500 000) shall be increased, for each additional tonne caught, by the amount of the fee stated in the relevant datasheets for the year in question. However, the amount paid by the European Union in respect of the overrun must not exceed an amount equivalent to twice the corresponding reference tonnage. If the quantities of catches made by European Union vessels are more than twice the corresponding reference tonnage, the amount due in respect of the quantity exceeding that limit shall be paid the following year.

Table of fishing categories referred to in Article 1(1):

Fishing categories		Total allowable catches and reference tonnage
1	Vessels fishing for crustaceans other than spiny lobster and crab	5 000 tonnes
2	Black hake (non-freezer) trawlers and bottom longliners	6 000 tonnes
2a	Black hake (freezer) trawlers:	Black hake 3 500 tonnes Squid 1 450 tonnes Cuttlefish 600 tonnes
3	Vessels fishing for demersal species other than black hake with gear other than trawls	3 000 tonnes
4	Tuna seiners	12 500 tonnes (Reference tonnage)
5	Pole-and-line tuna vessels and surface longliners	7 500 tonnes (Reference tonnage)
6	Pelagic freezer trawlers	225 000 tonnes (*)
7	Non-freezer pelagic vessels	15 000 tonnes (**)
8	Cephalopods	[pm] tonnes

(*) This figure may be exceeded by a 10 % margin without any impact on the financial contribution paid by the European Union for access.

(**) If these fishing opportunities are utilised, they shall be deducted from the total allowable catch provided for in category 6.

Annex, Appendix 1 'Datasheets', new datasheet 2a:

FISHING CATEGORY 2a:
BLACK HAKE (FREEZER) TRAWLERS:

1. Fishing zone

(a) North of latitude 19° 15' 60"N: west of the line joining the following points:

20° 46' 30"N	17° 03' 00"W
20° 36' 00"N	17° 11' 00"W
20° 36' 00"N	17° 36' 00"W
20° 03' 00"N	17° 36' 00"W
19° 45' 70"N	17° 03' 00"W
19° 29' 00"N	16° 51' 50"W
19° 15' 60"N	16° 51' 50"W
19° 15' 60"N	16° 49' 60"W

(b) South of latitude 19° 15' 60"N as far as latitude 17° 50' 00"N: west of the 18-nautical-mile line from the low-water mark;

(c) South of latitude 17° 50' 00"N: west of the 12-nautical-mile line from the low-water mark.

In the case of areas calculated on the basis of the low-water mark, the Joint Committee may replace the lines for delimiting zones with a series of geographical coordinates.

Authorised gear

- Bottom trawl for hake.
- doubling of the cod-end is prohibited.
- doubling of the twine forming the cod-end is prohibited.

Minimum authorised mesh

70 mm (trawl)

Minimum Size

For fish, the minimum size is to be measured from the tip of the snout to the end of the caudal fin (total length) (see Appendix 7)

The Joint Committee may determine the minimum size for species not listed above.

By-catches

Authorised	Not authorised
25 % of demersal species (other than black hake)	Cephalopods (other than squid and cuttlefish) and crustaceans

The Joint Committee may determine by-catch rates for species not listed above.

Fishing opportunities/fees

Period	Year	
Total allowable catch (tonnes):	3 500	Black hake (main target species)
	1 450	squid (secondary target species)
	600	cuttlefish (secondary target species)

Fee	70 EUR/t for black hake
	575 EUR/t for squid
	250 EUR/t for cuttlefish
	90 EUR/t for by-catch
	The fee shall be calculated at the end of each period of three months in which the vessel is authorised to fish, taking into account the catches made during that period. The licence shall be granted on advance payment of EUR 1 000 per vessel, to be deducted from the total amount of the fee; the advance payment shall be made at the beginning of each three-month period in which the vessel is authorised to fish. The number of vessels authorised at the same time shall not exceed six.

Biological rest periods

Where appropriate, the Joint Committee shall determine a biological recovery period based on the scientific opinion of the Joint Scientific Committee.

Scientific Observers

By way of derogation from the rule set out in point 2 of Chapter X of the Annex, the vessels shall take on board a Mauritanian scientific observer on each trip.

Comments

The fees shall be fixed for the entire period of application of the Protocol.

