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Price:
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II

*(Information)*INFORMATION FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES
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EUROPEAN COMMISSION

Authorisation for State aid pursuant to Articles 107 and 108 of the TFEU**Cases where the Commission raises no objections****(Text with EEA relevance)**

(2012/C 63/01)

Date of adoption of the decision	19.10.2011
Reference number of State Aid	SA.32612 (11/N)
Member State	Poland
Region	Lubelskie
Title (and/or name of the beneficiary)	Pomoc na restrukturyzację dla Przedsiębiorstwa Komunikacji Samochodowej w Puławach Sp. z o.o.
Legal basis	<ol style="list-style-type: none"> 1) Ustawa z dnia 30 sierpnia 1996 r. o komercjalizacji i prywatyzacji – art. 56 ust. 1 pkt 2; 2) Ustawa z dnia 29 kwietnia 2010 r. o zmianie ustawy o komercjalizacji i prywatyzacji oraz ustawy – Przepisy wprowadzające ustawę o finansach publicznych – art. 5; 3) Rozporządzenie Ministra Skarbu Państwa z dnia 6 kwietnia 2007 r. w sprawie pomocy publicznej na ratowanie i restrukturyzację przedsiębiorców
Type of measure	Individual aid
Objective	Restructuring of firms in difficulty
Form of aid	Other forms of equity intervention
Budget	Overall budget: PLN 5,28 million
Intensity	—

Duration (period)	10.2011-12.2015
Economic sectors	Transport
Name and address of the granting authority	Minister Skarbu Państwa ul. Krucza 36/Wspólna 6 00-522 Warszawa POLSKA/POLAND
Other information	—

The authentic text(s) of the decision, from which all confidential information has been removed, can be found at:

http://ec.europa.eu/community_law/state_aids/state_aids_texts_en.htm

Date of adoption of the decision	17.1.2012
Reference number of State Aid	SA.33591 (11/N)
Member State	France
Region	—
Title (and/or name of the beneficiary)	Aides aux œuvres cinématographiques de courte durée
Legal basis	Code du Cinéma et de l'image animée; Articles 78 à 92 du décret n° 99-130 du 24 février 1999 relatif au soutien financier de l'industrie cinématographique; Arrêté du 22 mars 1999 pris pour l'application des dispositifs du chapitre III du titre IV du décret n° 99-130 du 24 février 1999 relatif au soutien financier de l'industrie cinématographique et concernant le soutien financier automatique à la production et à la préparation des œuvres cinématographiques de courte durée
Type of measure	Aid scheme
Objective	Culture
Form of aid	Parafiscal levy
Budget	Annual budget: EUR 8,33 million Overall budget: EUR 50 million
Intensity	70 %
Duration (period)	Until 31.12.2017
Economic sectors	Media

Name and address of the granting authority	Centre national du cinéma et de l'image animée 12 rue de Lübeck 75784 Paris Cedex 16 FRANCE
Other information	—

The authentic text(s) of the decision, from which all confidential information has been removed, can be found at:

http://ec.europa.eu/community_law/state_aids/state_aids_texts_en.htm

Date of adoption of the decision	31.1.2012
Reference number of State Aid	SA.33615 (11/N)
Member State	France
Region	—
Title (and/or name of the beneficiary)	Extension du régime d'aide FCE aux programmes d'investissements d'avenir «PFMI» et «FSN innovation»
Legal basis	— Loi n° 2010-237 du 9 mars 2010 (la «loi de finances rectificative pour 2010») — Décret n° 99-1060 du 16 décembre 1999 relatif aux subventions de l'État pour des projets d'investissement
Type of measure	Aid scheme
Objective	Research and development, Innovation
Form of aid	Direct grant, Reimbursable grant
Budget	Annual budget: EUR 650-700 million Overall budget: EUR 3 000 million
Intensity	100 %
Duration (period)	Until 31.12.2016
Economic sectors	All sectors
Name and address of the granting authority	Ministère de l'industrie, de l'économie, de l'emploi — DGCIS — Service compétitivité et développement des PME 12 rue Villot 75572 Paris Cedex 12 FRANCE Commissariat général à l'investissement Hôtel de Cassini 32 rue de Babylone 75007 Paris FRANCE

Other information	—
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The authentic text(s) of the decision, from which all confidential information has been removed, can be found at:

http://ec.europa.eu/community_law/state_aids/state_aids_texts_en.htm

Date of adoption of the decision	21.11.2011
Reference number of State Aid	SA.33917 (11/N)
Member State	Spain
Region	—
Title (and/or name of the beneficiary)	Recapitalisation and liquidity measures of Banco de Valencia
Legal basis	Article 9 Real Decree Law 9/2009, sobre reestructuración bancaria y reforzamiento de los recursos propios de las entidades de crédito
Type of measure	Individual aid
Objective	Aid to remedy serious disturbances in the economy
Form of aid	Recapitalisation and liquidity measures
Budget	Overall budget: up to EUR 3 000 million
Intensity	—
Duration (period)	—
Economic sectors	Financial intermediation
Name and address of the granting authority	Royal Kingdom of Spain
Other information	—

The authentic text(s) of the decision, from which all confidential information has been removed, can be found at:

http://ec.europa.eu/community_law/state_aids/state_aids_texts_en.htm

Non-opposition to a notified concentration**(Case COMP/M.6321 — Buitenfood/Ad van Geloven Holding/JV)****(Text with EEA relevance)**

(2012/C 63/02)

On 13 January 2012, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
- in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32012M6321. EUR-Lex is the on-line access to the European law.

Non-opposition to a notified concentration**(Case COMP/M.6481 — H.I.G. Europe Capital Partners/General Atlantic/FNZ Group)****(Text with EEA relevance)**

(2012/C 63/03)

On 20 February 2012, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
- in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32012M6481. EUR-Lex is the on-line access to the European law.

Non-opposition to a notified concentration**(Case COMP/M.6426 — GSO/Miller Group)****(Text with EEA relevance)**

(2012/C 63/04)

On 17 February 2012, the Commission decided not to oppose the above notified concentration and to declare it compatible with the common market. This decision is based on Article 6(1)(b) of Council Regulation (EC) No 139/2004. The full text of the decision is available only in English and will be made public after it is cleared of any business secrets it may contain. It will be available:

- in the merger section of the Competition website of the Commission (<http://ec.europa.eu/competition/mergers/cases/>). This website provides various facilities to help locate individual merger decisions, including company, case number, date and sectoral indexes,
 - in electronic form on the EUR-Lex website (<http://eur-lex.europa.eu/en/index.htm>) under document number 32012M6426. EUR-Lex is the on-line access to the European law.
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IV

(Notices)

NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

EUROPEAN COMMISSION

Interest rate applied by the European Central Bank to its main refinancing operations ⁽¹⁾:**1,00 % on 1 March 2012****Euro exchange rates ⁽²⁾****1 March 2012**

(2012/C 63/05)

1 euro =

Currency	Exchange rate	Currency	Exchange rate		
USD	US dollar	1,3312	AUD	Australian dollar	1,2353
JPY	Japanese yen	107,95	CAD	Canadian dollar	1,3120
DKK	Danish krone	7,4346	HKD	Hong Kong dollar	10,3245
GBP	Pound sterling	0,83490	NZD	New Zealand dollar	1,5909
SEK	Swedish krona	8,8135	SGD	Singapore dollar	1,6635
CHF	Swiss franc	1,2052	KRW	South Korean won	1 488,90
ISK	Iceland króna		ZAR	South African rand	9,9496
NOK	Norwegian krone	7,4225	CNY	Chinese yuan renminbi	8,3859
BGN	Bulgarian lev	1,9558	HRK	Croatian kuna	7,5670
CZK	Czech koruna	24,890	IDR	Indonesian rupiah	12 097,04
HUF	Hungarian forint	287,86	MYR	Malaysian ringgit	3,9989
LTL	Lithuanian litas	3,4528	PHP	Philippine peso	57,026
LVL	Latvian lats	0,6986	RUB	Russian rouble	39,0330
PLN	Polish zloty	4,1152	THB	Thai baht	40,735
RON	Romanian leu	4,3505	BRL	Brazilian real	2,2886
TRY	Turkish lira	2,3343	MXN	Mexican peso	17,0633
			INR	Indian rupee	65,5950

⁽¹⁾ Rate applied to the most recent operation carried out before the indicated day. In the case of a variable rate tender, the interest rate is the marginal rate.

⁽²⁾ Source: reference exchange rate published by the ECB.

Commission notice concerning the date of application of the protocols on rules of origin providing for diagonal cumulation of origin between the European Union, Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro, Serbia ⁽¹⁾ and Turkey

(2012/C 63/06)

For the purpose of the creation of diagonal cumulation of origin among the European Union, Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro, Serbia and Turkey, the European Union and the countries concerned notify each other, through the European Commission, of the origin rules in force with the other countries.

Based on the notifications received from the countries concerned, the table here enclosed gives an overview of the protocols on rules of origin providing for diagonal cumulation specifying the date from which such cumulation becomes applicable. This table replaces the previous one (OJ C 215, 21.7.2011, p. 27).

It is recalled that cumulation can only be applied if the countries of final manufacture and of final destination have concluded free trade agreements, containing identical rules of origin, with all the countries participating in the acquisition of originating status, i.e. with all the countries in which all the materials used originate. Materials originating in a country which has not concluded an agreement with the countries of final manufacture and of final destination must be treated as non-originating.

It is also recalled that the materials originating in Turkey covered by the EU/Turkey customs union can be incorporated as originating materials for the purpose of diagonal cumulation between the European Union and the countries participating in the Stabilisation and Association Process with which an origin protocol is in force.

The ISO-Alpha-2 codes for countries listed in the table are given here below:

— Albania	AL
— Bosnia and Herzegovina	BA
— Croatia	HR
— The former Yugoslav Republic of Macedonia	MK (*)
— Montenegro	ME
— Serbia	RS
— Turkey	TR

(1) Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro and Serbia are the countries participating in the Stabilisation and Association Process.

(*) ISO code 3166. Provisional code which does not prejudice in any way the definitive nomenclature for this country, which will be agreed following the conclusion of negotiations currently taking place under the auspices of the United Nations.

Date of application of the protocols on rules of origin providing for diagonal cumulation between the European Union, Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro, Serbia and Turkey

	EU	AL	BA	HR	MK	ME	RS	TR
EU		1.1.2007	1.7.2008	1.6.2011	1.1.2007	1.1.2008	8.12.2009	(¹)
AL	1.1.2007		22.11.2007	22.8.2007	26.7.2007	26.7.2007	24.10.2007	1.8.2011
BA	1.7.2008	22.11.2007		22.11.2007	22.11.2007	22.11.2007	22.11.2007	14.12.2011
HR	1.6.2011	22.8.2007	22.11.2007		22.8.2007	22.8.2007	24.10.2007	
MK	1.1.2007	26.7.2007	22.11.2007	22.8.2007		26.7.2007	24.10.2007	1.7.2009
ME	1.1.2008	26.7.2007	22.11.2007	22.8.2007	26.7.2007		24.10.2007	1.3.2010
RS	8.12.2009	24.10.2007	22.11.2007	24.10.2007	24.10.2007	24.10.2007		1.9.2010
TR	(¹)	1.8.2011	14.12.2011		1.7.2009	1.3.2010	1.9.2010	

(¹) For goods covered by the EU-Turkey customs union, the date of application is 27 July 2006.

V

*(Announcements)*PROCEDURES RELATING TO THE IMPLEMENTATION OF THE COMMON
COMMERCIAL POLICY

EUROPEAN COMMISSION

Notice concerning anti-dumping measures on imports of ironing boards originating in the People's Republic of China and a partial reopening of the anti-dumping investigation concerning imports of ironing boards originating, inter alia, in the People's Republic of China

(2012/C 63/07)

By its judgment of 8 November 2011 in Case T-274/07, the General Court of the European Union annulled Council Regulation (EC) No 452/2007 of 23 April 2007 imposing a definitive anti-dumping duty and collecting definitively the provisional duty on imports of ironing boards originating in the People's Republic of China and Ukraine ⁽¹⁾ ('definitive anti-dumping Regulation' or 'the contested Regulation'), insofar as it concerns imports into the European Union of ironing boards manufactured by Zhejiang Harmonic Hardware Products Co. Ltd. ('Harmonic' or 'the company concerned').

As a consequence of the judgment of 8 November 2011, imports into the European Union of ironing boards manufactured by Harmonic are no longer subject to the anti-dumping measures imposed by Regulation (EC) No 452/2007.

1. Information to customs authorities

Consequently, the definitive anti-dumping duties paid pursuant to Regulation (EC) No 452/2007 on imports into the European Union of ironing boards currently falling within CN codes ex 3924 90 00, ex 4421 90 98, ex 7323 93 00, ex 7323 99 00, ex 8516 79 70 and ex 8516 90 00 (TARIC codes 3924 90 00 10, 4421 90 98 10, 7323 93 00 10, 7323 99 00 10, 8516 79 70 10 and 8516 90 00 51) originating in the People's Republic of China, manufactured by the company concerned (TARIC additional code A786), and the provisional duties definitively collected in accordance with Article 2 of Regulation (EC) No 452/2007, should be repaid or remitted. The repayment or remission must be requested from national customs authorities in accordance with applicable customs legislation.

Moreover, imports into the European Union of ironing boards manufactured by Harmonic are no longer subject to the anti-dumping measures imposed by Regulation (EC) No 452/2007.

2. Partial reopening of the anti-dumping investigation

The General Court of the European Union, through its judgment of 8 November 2011, annulled Articles 1 and 2 of Regulation (EC) No 452/2007 in so far as they impose a definitive anti-dumping duty and collect definitively the provisional duty on ironing boards manufactured by Harmonic. The General Court found that the failure to comply with the period prescribed by Article 20(5) of Council Regulation (EC) No 1225/2009 of 30 November 2009 on protection against dumped imports from countries not members of the European Community ⁽²⁾ ('the basic Regulation') was such as in fact to affect the rights of defence of Harmonic, and that the Commission also infringed Article 8 of the basic Regulation, which conferred on Harmonic the right to offer undertakings up to the expiry of that period.

It is recognised by the Courts ⁽³⁾ that, in cases where a proceeding consists of several administrative steps, the annulment of one of those steps does not annul the complete proceeding. The anti-dumping proceeding is an example of such a multi-step proceeding. Consequently, the annulment of parts of the definitive anti-dumping Regulation does not imply the annulment of the entire procedure prior to the adoption of the Regulation in question. On the other hand, according to Article 266 of the Treaty on the Functioning of the European Union, the institutions of the European Union are obliged to comply with the judgment of 8 November 2011 of the General Court of the European Union. Accordingly, the Union's institutions, in so complying with the judgment, have the possibility to remedy the aspects of the contested Regulation which led to its annulment, while leaving unchanged the uncontested parts which are not affected by the judgment ⁽⁴⁾. It must be noted that all other findings made in the contested Regulation, which

⁽¹⁾ OJ L 109, 26.4.2007, p. 12.

⁽²⁾ OJ L 343, 22.12.2009, p. 51.

⁽³⁾ Case T-2/95 *Industrie des poudres sphériques (IPS) v Council* (1998) ECR II-3939.

⁽⁴⁾ Case C-458/98 P *Industrie des poudres sphériques (IPS) v Council* (2000) ECR I-08147.

were not contested within the time-limits for a challenge and thus were not considered by the Courts and did not lead to the annulment of the contested Regulation, remain valid.

The Commission has thus decided to reopen the anti-dumping investigation concerning imports of ironing boards originating, inter alia, in the People's Republic of China initiated pursuant to the basic Regulation. The reopening is limited in scope to the implementation of the above-mentioned judgment as far as Harmonic is concerned.

3. Procedure

Having determined, after consulting the Advisory Committee, that a partial reopening of the anti-dumping investigation is justified, the Commission hereby partially reopens the anti-dumping investigation concerning imports of ironing boards originating, inter alia, in the People's Republic of China initiated pursuant to Article 5 of the basic Regulation by a notice published in the *Official Journal of the European Union* ⁽¹⁾.

The reopening is limited in scope to the implementation of the above-mentioned judgment as far as Harmonic is concerned.

All interested parties are hereby invited to make their views known, submit information and provide supporting evidence. This information and supporting evidence must reach the Commission within the time limit set in point 4(a).

Furthermore, the Commission may hear interested parties, provided that they make a request showing that there are particular reasons why they should be heard. This request must be made within the time limit set in point 4(b).

4. Time limits

(a) *For parties to make themselves known and to submit information*

All interested parties, if their representations are to be taken into account during the investigation, must make themselves known by contacting the Commission, present their views and submit any information within 20 days of the date of publication of this notice in the *Official Journal of the European Union*, unless otherwise specified. Attention is drawn to the fact that the exercise of most procedural rights set out in the basic Regulation depends on the party's making itself known within the aforementioned period.

(b) *Hearings*

All interested parties may also apply to be heard by the Commission within the same 20-day time limit.

⁽¹⁾ OJ C 29, 4.2.2006, p. 2.

5. Written submissions and correspondence

All submissions and requests made by interested parties must be made in writing (not in electronic format, unless otherwise specified) and must indicate the name, address, e-mail address, telephone and fax numbers of the interested party. All written submissions, including the information requested in this notice and correspondence provided by interested parties on a confidential basis shall be labelled as 'Limited' ⁽²⁾ and, in accordance with Article 19(2) of the basic Regulation, shall be accompanied by a non-confidential version, which will be labelled 'For inspection by interested parties'.

Commission address for correspondence:

European Commission
Directorate-General for Trade
Directorate H
Office: N105 04/092
1049 Bruxelles/Brussel
BELGIQUE/BELGIË

Fax +32 22956505

6. Non-cooperation

In cases in which any interested party refuses access to or does not provide the necessary information within the time limits, or significantly impedes the investigation, findings, affirmative or negative, may be made in accordance with Article 18 of the basic Regulation, on the basis of the facts available.

Where it is found that any interested party has supplied false or misleading information, the information shall be disregarded and use may be made, in accordance with Article 18 of the basic Regulation, of the facts available. If an interested party does not cooperate or cooperates only partially, and use of facts available is made, the result may be less favorable to that party than if it had cooperated.

7. Processing of personal data

It is noted that any personal data collected in this investigation will be treated in accordance with Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data ⁽³⁾.

⁽²⁾ This means that the document is for internal use only. It is protected pursuant to Article 4 of Regulation (EC) No 1049/2001 of the European Parliament and of the Council regarding public access to European Parliament, Council and Commission documents (OJ L 145, 31.5.2001, p. 43). It is a confidential document pursuant to Article 19 of the basic Regulation and Article 6 of the WTO Agreement on Implementation of Article VI of the GATT 1994 (Anti-dumping Agreement).

⁽³⁾ OJ L 8, 12.1.2001, p. 1.

8. Hearing Officer

It is also noted that if interested parties consider that they are encountering difficulties in the exercise of their rights of defence, they may request the intervention of the Hearing Officer of the Directorate-General for Trade. He acts as an interface between the interested parties and the Commission services, offering, where necessary, mediation on procedural

matters affecting the protection of their interests in this proceeding, in particular with regard to issues concerning access to file, confidentiality, extension of time limits and the treatment of written and/or oral submission of views. For further information and contact details interested parties may consult the Hearing Officer's web pages of the website of the Directorate-General for Trade (http://ec.europa.eu/trade/tackling-unfair-trade/hearing-officer/index_en.htm).

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