

English edition

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⁽¹⁾ Text with EEA relevance

I

(Acts whose publication is obligatory)

COMMISSION REGULATION (EC) No 1488/2002
of 20 August 2002
establishing the standard import values for determining the entry price of certain fruit and vegetables

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Commission Regulation (EC) No 3223/94 of 21 December 1994 on detailed rules for the application of the import arrangements for fruit and vegetables ⁽¹⁾, as last amended by Regulation (EC) No 1498/98 ⁽²⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) Regulation (EC) No 3223/94 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 the Annex thereto.

- (2) In compliance with the above criteria, the standard import values must be fixed at the levels set out in the Annex to this Regulation,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 4 of Regulation (EC) No 3223/94 shall be fixed as indicated in the Annex hereto.

Article 2

This Regulation shall enter into force on 21 August 2002.

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

Done at Brussels, 20 August 2002.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 337, 24.12.1994, p. 66.

⁽²⁾ OJ L 198, 15.7.1998, p. 4.

ANNEX

to the Commission Regulation of 20 August 2002 establishing the 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	052	68,0
	060	44,6
	096	7,9
	999	40,2
0707 00 05	052	88,5
	999	88,5
0709 90 70	052	82,7
	999	82,7
0805 50 10	388	57,0
	524	66,8
	528	53,1
	999	59,0
0806 10 10	052	75,5
	220	270,7
	400	203,0
	999	183,1
0808 10 20, 0808 10 50, 0808 10 90	388	84,3
	400	123,6
	508	52,6
	512	101,1
	528	103,7
	720	132,3
	800	168,2
	804	88,9
	999	106,8
0808 20 50	052	77,5
	388	73,9
	512	78,8
	999	76,7
0809 30 10, 0809 30 90	052	107,8
	999	107,8
0809 40 05	060	68,4
	064	59,1
	066	63,4
	624	165,3
	999	89,0

⁽¹⁾ Country nomenclature as fixed by Commission Regulation (EC) No 2020/2001 (OJ L 273, 16.10.2001, p. 6). Code '999' stands for 'of other origin'.

COMMISSION REGULATION (EC) No 1489/2002**of 14 August 2002****setting out the duties applicable from 1 January 2002 to 31 December 2002 on the importation into the Community of certain goods from Hungary covered by Council Regulation (EC) No 3448/2000 ⁽¹⁾****93**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products ⁽¹⁾, as last amended by Regulation (EC) No 2580/2000 ⁽²⁾, and in particular Article 7(4) thereof,

Whereas:

- (1) Protocol 3 to the Europe Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Republic of Hungary, of the other part, approved by Decision 93/742/Euratom, ECSC, EC of the Council and the Commission ⁽³⁾, lays down the trade arrangements for the processed agricultural products which are listed therein.
- (2) That Protocol was amended by Decision No 2/2002 of the EC-Hungary Association Council of 16 April 2002 on the improvement of the trade arrangements for processed agricultural products envisaged by Protocol 3 to the Europe Agreement ⁽⁴⁾, by which a reduction of the duties applicable to imports of certain goods originating

in Hungary was provided with effect from 1 January 2002.

- (3) The duties applicable from 1 January 2002 to 31 December 2002 should therefore be established in accordance with Protocol 3 on imports of certain goods resulting from the processing of agricultural products originating in Hungary,

HAS ADOPTED THIS REGULATION:

Article 1

The duties applicable from 1 January 2002 to 31 December 2002 to the importation of goods originating in Hungary, covered by Table 2a and Table 2b of Annex I to Protocol 3 to the Europe Agreement, are set out in Annexes I, II and III.

*Article 2*This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply from 1 January 2002.

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

Done at Brussels, 14 August 2002.

For the Commission

Erkki LIIKANEN

Member of the Commission⁽¹⁾ OJ L 318, 20.12.1993, p. 18.⁽²⁾ OJ L 298, 25.11.2000, p. 5.⁽³⁾ OJ L 347, 31.12.1993, p. 1.⁽⁴⁾ OJ L 172, 2.7.2002, p. 38.

ANNEX 1

TABLE A

(Annex 1, Table 2a of Decision No 2/2002)

Duties applicable upon import into the Community of goods originating in Hungary

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
0403	Buttermilk, curdled milk and cream, yogurt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit, nuts or cocoa:	
0403 10	– Yoghurt:	
	– – Flavoured or containing added fruit, nuts or cocoa:	
	– – – In powder, granules or other solid forms, of a milk fat content, by weight:	
0403 10 51	– – – – Not exceeding 1,5 %	7,4 % + 85,5 EUR/100 kg
0403 10 53	– – – – Exceeding 1,5 % but not exceeding 27 %	7,4 % + 117,3 EUR/100 kg
0403 10 59	– – – – Exceeding 27 %	7,4 % + 151,9 EUR/100 kg
	– – – Other, of a milk fat content, by weight:	
0403 10 91	– – – – Not exceeding 3 %	7,4 % + 11,1 EUR/100 kg
0403 10 93	– – – – Exceeding 3 % but not exceeding 6 %	7,4 % + 15,3 EUR/100 kg
0403 10 99	– – – – Exceeding 6 %	7,4 % + 23,9 EUR/100 kg
0403 90	– Other:	
	– – Flavoured or containing added fruit, nuts or cocoa:	
	– – – In powder, granules or other solid forms, of a milkfat content, by weight:	
0403 90 71	– – – – Not exceeding 1,5 %	7,4 % + 85,5 EUR/100 kg
0403 90 73	– – – – Exceeding 1,5 % but not exceeding 27 %	7,4 % + 117,3 EUR/100 kg
0403 90 79	– – – – Exceeding 27 %	7,4 % + 151,9 EUR/100 kg
	– – – Other, of a milkfat content, by weight:	
0403 90 91	– – – – Not exceeding 3 %	7,4 % + 11,1 EUR/100 kg
0403 90 93	– – – – Exceeding 3 % but not exceeding 6 %	7,4 % + 15,3 EUR/100 kg
0403 90 99	– – – – Exceeding 6 %	7,4 % + 23,9 EUR/100 kg
0405	Butter and other fats and oils derived from milk; dairy spreads:	
0405 20	– Dairy spreads:	
0405 20 10	– – Of a fat content, by weight, of 39 % or more but less than 60 %	8,1 % + EAR (*)
0405 20 30	– – Of a fat content, by weight, of 60 % or more but not exceeding 75 %	8,1 % + EAR (*)
0710	Vegetables (uncooked or cooked by steaming or boiling in water), frozen:	
0710 40 00	– Sweetcorn	2,7 % + 8,4 EUR/100 kg net eda

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
0711	Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption:	
0711 90	– Other vegetables; mixtures of vegetables:	
	– – Vegetables:	
0711 90 30	– – – Sweetcorn	2,7 % + 8,4 EUR/100 kg net eda
1702 50 00 1702 90 10	Chemically pure fructose and maltose	0 %
1704	Sugar confectionery (including white chocolate), not containing cocoa:	
1704 10	– Chewing gum, whether or not sugar-coated:	
1704 10 11 to 1704 10 19	– – Containing less than 60 % by weight of sucrose (including invert sugar expressed as sucrose)	1,8 % + 24,3 EUR/100 kg MAX 16,1%
1704 10 91 to 1704 10 99	– – Containing 60 % or more by weight of sucrose (including invert sugar expressed as sucrose)	1,8 % + 27,8 EUR/100 kg MAX 16,3 %
1704 90	– Other:	
1704 90 10	– – Liquorice extract containing more than 10 % by weight of sucrose but not containing other added substances	0 %
1704 90 30	– – White chocolate	1,8 % + 40,5 EUR/100 kg MAX 17 % + 14,8 EUR/100 kg
1704 90 51 to 1704 90 99	– – Other	1,8 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
1803	Cocoa paste, whether or not defatted	8,6 %
1804 00 00	Cocoa butter, fat and oil	6,9 %
1805 00 00	Cocoa powder, not containing added sugar or other sweetening matter	7,2 %
1806	Chocolate and other food preparations containing cocoa:	
1806 10	– Cocoa powder, containing added sugar or other sweetening matter:	
1806 10 15	– – Containing no sucrose or containing less than 5 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	4,5 %
1806 10 20	– – Containing 5 % or more but less than 65 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	4,5 % + 22,6 EUR/100 kg
1806 10 30	– – Containing 65 % or more but less than 80 % by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	4,5 % + 28,2 EUR/100 kg
1806 10 90	– – Containing 80 % or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose	4,5 % + 37,7 EUR/100 kg
1806 20	– Other preparations in block, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form in containers or immediate packings, of a content exceeding 2 kg:	
1806 20 10	– – Containing 31 % or more by weight of cocoa butter or containing a combined weight of 31 % or more of cocoa butter and milk fat	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
1806 20 30	-- Containing a combined weight of 25 % or more, but less than 31 % of cocoa butter and milk fat	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
	-- Other:	
1806 20 50	--- Containing 18 % or more by weight of cocoa butter	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
1806 20 70	--- Chocolate milk crumb	4,5 % + EAR (*)
1806 20 80	--- Chocolate flavour coating	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
1806 20 95	--- Other	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
	- Other, in blocks, slabs or bars:	
1806 31 00	-- Filled	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
1806 32	-- Not filled	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
1806 90	- Other	4,5 % + EAR (*) MAX 16,8 % + AD S/ZR (**)
1901	Malt extract; food preparations of flour, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of heading Nos 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included:	
1901 10 00	- Preparations for infant use, put up for retail sale	0 % + EAR (*)
1901 20 00	- Mixes and doughs for the preparation of bakers' wares of heading No 1905	0 % + EAR (*)
1901 90	- Other:	
	-- Malt extract:	
1901 90 11	--- With a dry extract content of 90 % or more by weight	0 % + 16,2 EUR/100 kg
1901 90 19	--- Other	0 % + 13,2 EUR/100 kg
	-- Other:	
1901 90 99	--- Other	0 % + EAR (*)
1902	Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared:	
	- Uncooked pasta, not stuffed or otherwise prepared:	
1902 11 00	-- Containing eggs	6,9 % + 22,1 EUR/100 kg
1902 19	-- Other:	
1902 19 10	--- Containing no common wheat flour or meal	6,9 % + 22,1 EUR/100 kg
1902 19 90	--- Other	6,9 % + 18,9 EUR/100 kg
1902 20	- Stuffed pasta whether or not cooked or otherwise prepared:	
	-- Other:	
1902 20 91	--- Cooked	7,4 % + 5,4 EUR/100 kg
1902 20 99	--- Other	7,4 % + 15,3 EUR/100 kg
1902 30	- Other pasta:	
1902 30 10	-- Dried	5,7 % + 22,1 EUR/100 kg
1902 30 90	-- Other	5,7 % + 8,7 EUR/100 kg

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
1902 40	- Couscous:	
1902 40 10	-- Unprepared	6,9 % + 22,1 EUR/100 kg
1902 40 90	-- Other	5,7 % + 8,7 EUR/100 kg
1903 00 00	Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, pearls, siftings or similar forms	5,7 % + 13,5 EUR/100 kg
1904	Prepared foods obtained by the swelling or roasting of cereals or cereal products (for example, cornflakes); cereals (other than maize (corn)), in grain form, or in the form of flakes or other worked grains (except flour and meal), pre-cooked, or otherwise prepared, not elsewhere specified or included:	
1904 10	- Prepared foods obtained by the swelling or roasting of cereals or cereal products:	
1904 10 10	-- Obtained from maize	0 % + 18 EUR/100 kg
1904 10 30	-- Obtained from rice	0 % + 41,4 EUR/100 kg
1904 10 90	-- Other:	0 % + 30,2 EUR/100 kg
1904 20	- Prepared foods obtained from unroasted cereal flakes or from mixtures of unroasted cereal flakes and roasted cereal flakes or swelled cereals:	
1904 20 10	-- Preparation of the Muesli type based on unroasted cereal flakes	0 % + EAR (*)
	-- Other:	
1904 20 91	--- Obtained from maize	0 % + 18 EUR/100 kg
1904 20 95	--- Obtained from rice	0 % + 41,4 EUR/100 kg
1904 20 99	--- Other	0 % + 30,2 EUR/100 kg
1904 30 00	- Bulgur wheat	0 % + 23,1 EUR/100 kg
1904 90	- Other:	
1904 90 10	-- Rice	0 % + 41,4 EUR/100 kg
1904 90 80	-- Other	0 % + 23,1 EUR/100 kg
1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products:	
1905 10 00	- Crispbread	5,2 % + 11,7 EUR/100 kg
1905 20	- Gingerbread and the like:	
1905 20 10	-- Containing by weight of sucrose less than 30 % (including invert sugar expressed as sucrose)	5,4 % + 16,4 EUR/100 kg
1905 20 30	-- Containing by weight of sucrose 30 % or more but less than 50 % (including invert sugar expressed as sucrose)	5,4 % + 22,1 EUR/100 kg
1905 20 90	-- Containing by weight of sucrose 50 % or more (including invert sugar expressed as sucrose)	5,4 % + 28,2 EUR/100 kg
	- Sweet biscuits; waffles and wafers:	
1905 31	-- Sweet biscuits	
	--- Completely or partially coated or covered with chocolate or other preparations containing cocoa:	
1905 31 11	---- In immediate packings of a net content not exceeding 85 g	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
1905 31 19	---- Other	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
	--- Other:	
1905 31 30	---- Containing 8 % or more by weight of milk fats	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
	---- Other:	
1905 31 91	----- Sandwich biscuits	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
1905 31 99	----- Other	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
1905 32	-- Waffles and wafers:	
	--- Completely or partially coated or covered with chocolate or other preparations containing cocoa:	
1905 32 11	---- In immediate packings of a net content not exceeding 85 g	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
1905 32 19	---- Other	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
	--- Other:	
1905 32 91	---- Salted, whether or not filled	5,4 % + EAR (*) MAX 18,6 % + AD S/ZR (**)
1905 32 99	---- Other	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
1905 40	- Rusks, toasted bread and similar toasted products	5,4 % + EAR (*)
1905 90	- Other:	
1905 90 10	-- Matzos	3,4 % + 14,3 EUR/100 kg
1905 90 20	-- Communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	4 % + 54,4 EUR/100 kg
	-- Other:	
1905 90 30	--- Bread, not containing added honey, eggs, cheese or fruit, and containing by weight in the dry matter state not more than 5 % of sugars and not more than 5 % of fat	5,4 % + EAR (*)
1905 90 40	--- Waffles and wafers with a water content exceeding 10 % by weight	5,4 % + EAR (*) MAX 18,6 % + AD F/MR (**)
1905 90 45	--- Biscuits	5,4 % + EAR (*) MAX 18,6 % + AD F/MR (**)
1905 90 55	--- Extruded or expanded products, savoury or salted	5,4 % + EAR (*) MAX 18,6 % + AD F/MR (**)
	--- Other:	
1905 90 60	---- With added sweetening matter	5,4 % + EAR (*) MAX 21,7 % + AD S/ZR (**)
1905 90 90	---- Other	5,4 % + EAR (*) MAX 18,6 % + AD F/MR (**)
2001	Vegetables, fruits, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid:	
2001 90	- Other:	
2001 90 30	-- Sweet corn (<i>Zea mays</i> var. <i>saccharata</i>)	2,7 % + 8,4 EUR/100 kg net eda
2004	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading No 2006:	
2004 90	- Other vegetables and mixtures of vegetables:	
2004 90 10	-- Sweetcorn (<i>Zea mays</i> var. <i>saccharata</i>)	2,7 % + 8,4 EUR/100 kg net eda
2005	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading No 2006:	
2005 80 00	- Sweetcorn (<i>Zea mays</i> var. <i>saccharata</i>)	2,7 % + 8,4 EUR/100 kg net eda

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
2008	Fruits, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:	
2008 99	-- Other:	
	---- Not containing added spirit:	
	----- Not containing added sugar:	
2008 99 85	----- Maize (corn), other than sweetcorn (<i>Zea mays</i> var. <i>saccharata</i>)	2,7 % + 8,4 EUR/100 kg net eda
2008 99 91	----- Yams, sweet potatoes and similar edible parts of plants, containing 5 % or more by weight of starch	2,7 % + 3,4 EUR/100 kg net eda
2101	Extracts, essences and concentrates, of coffee, tea or maté and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof:	
	– Extracts, essences and concentrates of coffee, and preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:	
2101 12	-- Preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:	
2101 12 98	---- Other	8,1 % + EAR (*)
2101 20	– Extracts, essences and concentrates, of tea or maté, and preparations with a basis of these extracts, essences and concentrates or with a basis of tea or maté:	
2101 20 20	-- Extracts, essences or concentrates	5,4 %
	-- Preparations:	
2101 20 92	--- With a basis of extracts, essences or concentrates of tea or maté	5,4 %
2101 20 98	--- Other	5,8 % + EAR (*)
2101 30	– Roasted chicory and other roasted coffee substitutes and extracts, essences and concentrates thereof:	
	-- Roasted chicory and other roasted coffee substitutes:	
2101 30 11	--- Roasted chicory	10,3 %
2101 30 19	--- Other	1,8 % + 11,4 EUR/100 kg
	-- Extracts, essences and concentrates of roasted chicory and other roasted coffee substitutes:	
2101 30 91	--- Of roasted chicory	12,6 %
2101 30 99	--- Other	1,8 % + 20,4 EUR/100 kg
2102	Yeasts (active or inactive); other single-cell micro-organisms, dead (but not including vaccines of heading No 3002); prepared baking powders:	
2102 20	– Inactive yeasts; other single-cell micro-organisms, dead:	
	-- Inactive yeasts:	
2102 20 11	--- In tablet, cube or similar form, or in immediate packings of a net content not exceeding 1 kg.	7,4 %
2102 20 19	--- Other	4,5 %
2103	Sauces and preparations therefor; mixed condiments and mixed seasonings; mustard flour and meal and prepared mustard:	
2103 10 00	– Soya sauce	6,9 %
2103 20 00	– Tomato ketchup and other tomato sauces	9,1 %

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
2103 30	– Mustard flour and meal and prepared mustard:	
2103 30 90	– – Prepared mustard	6,3 %
2103 90	– Other:	
2103 90 90	– – Other	6,3 %
2104	Soups and broths and preparations therefor; homogenised composite food preparations:	
2104 10	– Soups and broths and preparation therefor	9,9 %
2104 20 00	– Homogenised composite food preparations	12,6 %
2105 00	Ice cream and other edible ice, whether or not containing cocoa:	
2105 00 10	– Containing no milk fats or containing less than 3 % by weight of such fats	7,7 % + 18,1 EUR/100 kg MAX 17,4 % + 8,4 EUR/100 kg
	– Containing by weight of milk fats:	
2105 00 91	– – 3 % or more but less than 7 %	7,2 % + 34,6 EUR/100 kg MAX 16,2 % + 6,3 EUR/100 kg
2105 00 99	– – 7 % or more	7,1 % + 48,6 EUR/100 kg MAX 16 % + 6,2 EUR/100 kg
2106	Food preparations not elsewhere specified or included:	
2106 10	– Protein concentrates and textured protein substances:	
2106 10 20	– – Containing no milk fats, sucrose, isoglucose, glucose or starch or containing, by weight, less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch	11,5 %
2106 10 80	– – Other	8,1 % + EAR (*)
2106 90	– Other:	
2106 90 10 (1)	– – Cheese fondues	31,5 EUR/100 kg
	– – Other:	
2106 90 92	– – Containing no milk fats, sucrose, isoglucose, glucose or starch or containing, by weight, less than 1,5 % milk fat, 5 % sucrose or isoglucose, 5 % glucose or starch	11,5 %
2106 90 98	– – – Other	8,1 % + EAR (*)
2202	Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit or vegetable juices of heading No 2009:	
2202 10 00	– Waters including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured	5,4 %
2202 90	– Other:	
2202 90 10	– – Not containing products of heading Nos 0401 to 0404 or fat obtained from products of heading Nos 0401 to 0404	5,4 %
	– – Other, containing by weight of fat obtained from the products of heading Nos 0401 to 0404:	
2202 90 91	– – – Less than 0,2 %	5,7 % + 12,3 EUR/100 kg
2202 90 95	– – – 0,2 % or more but less than 2 %	4,9 % + 10,8 EUR/100 kg
2202 90 99	– – – 2 % or more	4,9 % + 19 EUR/100 kg
2203 00	Beer made from malt	5,4 %

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
2205	Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances:	
2205 10	– In containers holding 2 litres or less:	
2205 10 10	– – Of an actual alcoholic strength by volume of 18 % vol or less	9,8 EUR/hl
2205 10 90	– – Of an actual alcoholic strength by volume exceeding 18 % vol	0,8 EUR/% vol/hl + 5,7 EUR/hl
2205 90	– Other:	
2205 90 10	– – Of an actual alcoholic strength by volume of 18 % vol or less	8,1 EUR/hl
2205 90 90	– – Of an actual alcoholic strength by volume exceeding 18 % vol	0,8 EUR/% vol/hl
3302	Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry; other preparations based on odoriferous substances, of a kind used for the manufacture of beverages:	
3302 10	– Of a kind used in the food or drink industries	
	– – Of the type used in the drink industries:	
	– – – Preparations containing all flavouring agents characterising a beverage:	
	– – – – Other:	
3302 10 21	– – – – – Containing no milkfats, sucrose, isoglucose, glucose, or starch or containing, by weight, less than 1,5 % milkfat, 5 % sucrose or isoglucose, 5 % glucose or starch	11,5 %
3302 10 29	– – – – – Other	8,1 % + EAR (*)
3823	Industrial monocarboxylic fatty acids; acid oils from refining; industrial fatty alcohols:	
	– Industrial monocarboxylic fatty acids, acid oils from refining:	
3823 12 00	– – Oleic acid	2,7 %
3823 70 00	– Industrial fatty alcohols	3,4 %

(*) See Annex 2, column 2.

(**) See Annex 3, column 2.

(†) Eligibility to benefit from this preference is subject to conditions laid down in the relevant Community provisions.

TABLE B

(Annex 1, Table 2b of Decision No 2/2002)

Duties applicable upon import into the Community of goods originating in Hungary

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
0509 00	Natural sponges of animal origin:	
0509 00 90	– Other	4 %
1302	Vegetable saps and extracts; pectic substances, pectinates and pectates; agar-agar and other mucilages and thickeners, whether or not modified, derived from vegetable products:	
	– Vegetable saps and extracts:	
1302 12 00	-- Of liquorice	2,5 %
1302 13 00	-- Of hops	2,5 %
1302 20	– Pectic substances, pectinates and pectates:	
1302 20 10	-- Dry	15,3 %
1302 20 90	-- Other	8,9 %
1505	Wool grease and fatty substances derived therefrom (including lanolin):	
1505 00 10	– Wool grease, crude	2,5 %
1516	Animal or vegetable fats and oils and their fractions, partly or wholly hydrogenated, inter-esterified, re-esterified or elaidinised, whether or not refined, but not further prepared:	
1516 20	– Vegetable fats and oils and their fractions:	
1516 20 10	-- Hydrogenated castor oil, 'opal-wax'	2,7 %
1517	Margarine; edible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this chapter, other than edible fats or oils or their fractions of heading No 1516:	
1517 10	– Margarine, excluding liquid margarine:	
1517 10 10	-- Containing more than 10 % but not more than 15 % by weight of milk fats	6,6 % + 22,7 EUR/100 kg
1517 90	– Other:	
1517 90 10	-- Containing more than 10 % but not more than 15 % by weight of milk fats	6,6 % + 22,7 EUR/100 kg
	-- Other:	
1517 90 93	--- Edible mixtures or preparations of a kind used as mould release preparations	2,3 %
1518 00	Animal or vegetable fats and oils and their fractions, boiled, oxidised, dehydrated, sulphurised, blown, polymerised by heat in vacuum or in inert gas or otherwise chemically modified, excluding those of heading No 1516; inedible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this chapter, not elsewhere specified or included:	
1518 00 10	– Linoxyn	6,1 %
	– Other:	

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
1518 00 91	-- Animal or vegetable fats and oils and their fractions, boiled, oxidised, dehydrated, sulphurised, blown, polymerised by heat in vacuum or in inert gas or otherwise chemically modified, excluding those of heading No 1516	6,1 %
	-- Other:	
1518 00 95	--- Inedible mixtures or preparations of animal or of animal and vegetable fats and oils and their fractions	1,6 %
1518 00 99	--- Other	6,1 %
1521	Vegetable waxes (other than triglycerides), beeswax, other insect waxes and spermaceti, whether or not refined or coloured:	
1521 90	- Other:	
	-- Beeswax and other insect waxes, whether or not refined or coloured:	
1521 90 99	--- Other	2 %
1522 00	Degras; residues resulting from the treatment of fatty substances or animal or vegetable waxes:	
1522 00 10	- Degras	3 %
2001	Vegetables, fruits, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid:	
2001 90	- Other:	
2001 90 40	-- Yams, sweet potatoes and similar edible parts of plants containing 5 % or more by weight of starch	6,6 % + 3 EUR/100 kg net eda
2001 90 60	-- Palm hearts	8 %
2004	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading No 2006	
2004 10	- Potatoes:	
	-- Other	
2004 10 91	--- In the form of flour, meal or flakes	6 % + EAR (*)
2005	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading No 2006	
2005 20	- Potatoes:	
2005 20 10	-- In the form of flour, meal or flakes	7 % + EAR (*)
2008	Fruits, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included:	
	- Nuts, groundnuts and other seeds, whether or not mixed together:	
2008 11	-- Groundnuts:	
2008 11 10	--- Peanut butter	10,2 %
	- Other, including mixtures other than those of subheading 2008 19:	
2008 91 00	-- Palm hearts	8 %

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
2101	Extracts, essences and concentrates, of coffee, tea or maté and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof: – Extracts, essences and concentrates of coffee, and preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:	
2101 11	-- Extracts; essences or concentrates	7,2 %
2101 12	-- Preparations with a basis of these extracts, essences or concentrates or with a basis of coffee:	
2101 12 92	--- Preparations with a basis of these extracts, essences or concentrates of coffee	9,2 %
2102	Yeasts (active or inactive); other single-cell micro-organisms, dead (but not including vaccines of heading No 3002); prepared baking powders:	
2102 10	– Active yeasts:	
2102 10 10	-- Culture yeast	8,7 %
2102 10 31 to 2102 10 39	-- Baker's yeast	9,6 %
2102 10 90	-- Other	11,7 %
2102 30 00	– Prepared baking powders	4,8 %
2106	Food preparations not elsewhere specified or included:	
2106 90	– Other:	
2106 90 20	-- Compound alcoholic preparations, other than those based on odoriferous substances, of a kind used for the manufacture of beverages	13,8 % MIN 0,8 EUR/%vol/hl
2207	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher; ethyl alcohol and other spirits, denatured, of any strength:	
2207 10 00	– Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher	15,3 EUR/hl
2207 20 00	– Ethyl alcohol and other spirits, denatured, of any strength	8,1 EUR/hl
2208	Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol; spirits, liqueurs and other spirituous beverages:	
2208 40	– Rum and taffia: -- In containers holding 2 litres or less:	
2208 40 11	--- Rum with a content of volatile substances other than ethyl and methyl alcohol equal to or exceeding 225 grams per hectolitre of pure alcohol (with a 10 % tolerance) --- Other:	0,4 EUR/% vol/hl + 2,5 EUR/hl
2208 40 31	---- Of a value exceeding EUR 7,9 per litre of pure alcohol	0,4 EUR/% vol/hl + 2,5 EUR/hl
2208 40 39	---- Other -- In containers holding more than 2 litres:	0,4 EUR/% vol/hl + 2,5 EUR/hl

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
2208 40 51	--- Rum with a content of volatile substances other than ethyl and methyl alcohol equal to or exceeding 225 grams per hectolitre of pure alcohol (with a 10 % tolerance)	0,4 EUR/% vol/hl
	--- Other:	
2208 40 91	---- Of a value exceeding EUR 2 per litre of pure alcohol	0,4 EUR/% vol/hl
2208 40 99	---- Other	0,4 EUR/% vol/hl
2208 90	- Other:	
	-- Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % volume, in containers holding:	
2208 90 91	--- 2 litres or less	0,8 EUR/% vol/hl + 5,1 EUR/hl
2208 90 99	--- More than 2 litres	0,8 EUR/% vol/hl
2402	Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitutes:	
2402 10 00	- Cigars, cheroots and cigarillos, containing tobacco	20,8 %
2402 20	- Cigarettes containing tobacco:	
2402 20 10	-- Containing cloves	8 %
2402 20 90	-- Other	46 %
2402 90 00	- Other	46 %
2403	Other manufactured tobacco and manufactured tobacco substitutes; 'homogenised' or 'reconstituted' tobacco; tobacco extracts and essences:	
2403 10	- Smoking tobacco, whether or not containing tobacco substitutes in any proportion:	
2403 10 10	-- In immediate packings of a net content not exceeding 500 g	59,9 %
2403 10 90	-- Other	59,9 %
	- Other:	
2403 91 00	-- 'Homogenised' or 'reconstituted' tobacco	13,2 %
2403 99	-- Other:	
2403 99 10	--- Chewing tobacco and snuff	33,2 %
2403 99 90	--- Other	13,2 %
2905	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives:	
	- Other polyhydric alcohols:	
2905 43 00	-- Mannitol	0 % + 100,6 EUR/100 kg
2905 44	-- D-glucitol (sorbitol):	
	--- In aqueous solution:	
2905 44 11	---- Containing 2 % or less by weight of D-mannitol, calculated on the D-glucitol content	0 % + 12,8 EUR/100 kg
2905 44 19	---- Other	0 % + 30,2 EUR/100 kg
	--- Other:	

CN code	Description	Duty applicable from 1.1.2002 to 31.12.2002
2905 44 91	---- Containing 2 % or less by weight of D-mannitol, calculated on the D-glucitol content	0 % + 18,4 EUR/100 kg
2905 44 99	---- Other	0 % + 42,9 EUR/100 kg
2905 45 00	-- Glycerol	0%
3505	Dextrins and other modified starches (for example, pregelatinized or esterified starches); glues based on starches, or on dextrins or other modified starches:	
3505 10	- Dextrins and other modified starches:	
3505 10 10	-- Dextrins	0 % + 14,1 EUR/100 kg
	-- Other modified starches:	
3505 10 90	--- Other	0 % + 14,1 EUR/100 kg
3505 20	- Glues:	
3505 20 10	-- Containing, by weight, less than 25 % of starches or dextrins or other modified starches	0 % + 3,6 EUR/100 kg MAX 9,2 %
3505 20 30	-- Containing, by weight, 25 % or more but less than 55 % of starches or dextrins or other modified starches	0 % + 7,1 EUR/100 kg MAX 9,2 %
3505 20 50	-- Containing, by weight, 55 % or more but less than 80 % of starches or dextrins or other modified starches	0 % + 11,3 EUR/100 kg MAX 9,2 %
3505 20 90	-- Containing by weight 80 % or more of starches or dextrins or other modified starches	0 % + 14,1 EUR/100 kg MAX 9,2 %
3809	Finishing agents, dye carriers to accelerate the dyeing or fixing of dyestuffs and other products and preparations (for example, dressings and mordants), of a kind used in the textile, paper, leather or like industries, not elsewhere specified or included:	
3809 10	- With a basis of amylaceous substances:	
3809 10 10	-- Containing by weight of such substances less than 55 %	0 % + 7,1 EUR/100 kg MAX 10,2 %
3809 10 30	-- Containing by weight of such substances 55 % or more but less than 70 %	0 % + 9,9 EUR/100 kg MAX 10,2 %
3809 10 50	-- Containing by weight of such substances 70 % or more but less than 83 %	0 % + 12 EUR/100 kg MAX 10,2 %
3809 10 90	-- Containing by weight of such substances 83 % or more	0 % + 14,1 EUR/100 kg MAX 10,2 %
3824	Prepared binders for foundry moulds or cores; chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included:	
3824 60	- Sorbitol other than that of subheading 2905 44:	
	-- in aqueous solution:	
3824 60 11	--- Containing 2 % or less by weight of D-mannitol, calculated on the D-glucitol content	0 % + 12,8 EUR/100 kg
3824 60 19	--- Other	0 % + 30,2 EUR/100 kg
	-- Other:	
3824 60 91	--- Containing 2 % or less by weight of D-mannitol, calculated on the D-glucitol content	0 % + 18,4 EUR/100 kg
3824 60 99	--- Other	0 % + 42,9 EUR/100 kg

(*) See Annex 2, column 3.

ANNEX 2

AGRICULTURAL COMPONENTS

Hungary — from 1.1.2002 to 31.12.2002

Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)	Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)
	EAR EUR/100 kg	EAR EUR/100 kg		EAR EUR/100 kg	EAR EUR/100 kg
7000	0	0	7052	69,88	62,12
7001	9,05	8,04	7053	68,44	60,84
7002	16,98	15,09	7055	48,51	43,12
7003	24,52	21,8	7056	57,56	51,16
7004	35,09	31,19	7057	65,49	58,21
7005	3,74	3,32	7060	80,19	71,28
7006	12,79	11,37	7061	89,24	79,32
7007	20,72	18,42	7062	97,17	86,37
7008	28,26	25,12	7063	84,17	74,82
7009	38,83	34,52	7064	99,24	88,21
7010	7,99	7,1	7065	83,93	74,6
7011	17,05	15,16	7066	92,98	82,65
7012	24,97	22,2	7067	100,91	89,7
7013	32,52	28,91	7068	92,42	82,15
7015	12,59	11,19	7069	102,98	91,54
7016	21,64	19,24	7070	88,18	78,38
7017	29,56	26,28	7071	97,24	86,44
7020	14,96	13,3	7072	105,16	93,48
7021	24,02	21,35	7073	96,67	85,93
7022	31,95	28,4	7075	76,74	68,21
7023	36,5	32,44	7076	85,79	76,26
7024	47,07	41,84	7077	93,71	83,3
7025	18,71	16,63	7080	156,1	138,76
7026	27,76	24,68	7081	165,15	146,8
7027	35,69	31,72	7082	173,08	153,85
7028	40,24	35,77	7083	149,4	132,8
7029	50,81	45,16	7084	159,97	142,2
7030	22,95	20,4	7085	159,84	142,08
7031	32,02	28,46	7086	168,9	150,13
7032	39,94	35,5	7087	176,82	157,17
7033	44,49	39,55	7088	153,15	136,13
7035	24,56	21,83	7090	164,09	145,86
7036	33,61	29,88	7091	173,15	153,91
7037	41,54	36,92	7092	181,08	160,96
7040	44,91	39,92	7095	137,46	122,19
7041	53,96	47,96	7096	146,52	130,24
7042	61,88	55	7100	5,12	4,55
7043	60,45	53,73	7101	14,17	12,6
7044	71,01	63,12	7102	22,09	19,64
7045	48,64	43,24	7103	29,64	26,35
7046	57,7	51,29	7104	40,21	35,74
7047	65,62	58,33	7105	8,85	7,87
7048	64,19	57,06	7106	17,91	15,92
7049	74,76	66,45	7107	25,83	22,96
7050	52,9	47,02	7108	33,39	29,68
7051	61,95	55,07	7109	43,95	39,07

Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)	Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)
	EAR EUR/100 kg	EAR EUR/100 kg		EAR EUR/100 kg	EAR EUR/100 kg
7110	13,11	11,65	7169	108,1	96,09
7111	22,16	19,7	7170	93,3	82,93
7112	30,09	26,75	7171	102,35	90,98
7113	37,63	33,45	7172	110,28	98,03
7115	17,7	15,73	7173	101,79	90,48
7116	26,75	23,78	7175	81,85	72,76
7117	34,68	30,83	7176	90,9	80,8
7120	20,08	17,85	7177	98,83	87,85
7121	29,14	25,9	7180	161,21	143,3
7122	37,07	32,95	7181	170,28	151,36
7123	41,62	37	7182	178,2	158,4
7124	52,19	46,39	7183	154,53	137,36
7125	23,83	21,18	7185	164,96	146,63
7126	32,88	29,23	7186	174,02	154,68
7127	40,8	36,27	7187	181,94	161,72
7128	45,36	40,32	7188	158,27	140,68
7129	55,92	49,71	7190	169,21	150,41
7130	28,08	24,96	7191	178,27	158,46
7131	37,13	33	7192	186,2	165,51
7132	45,06	40,05	7195	142,58	126,74
7133	49,61	44,1	7196	151,64	134,79
7135	29,68	26,38	7200	33,74	29,99
7136	38,73	34,43	7201	42,79	38,04
7137	46,66	41,48	7202	50,72	45,08
7140	50,02	44,46	7203	58,26	51,79
7141	59,08	52,52	7204	68,83	61,18
7142	67	59,56	7205	37,48	33,32
7143	65,57	58,28	7206	46,53	41,36
7144	76,14	67,68	7207	54,46	48,41
7145	53,76	47,79	7208	62,01	55,12
7146	62,82	55,84	7209	72,57	64,51
7147	70,74	62,88	7210	41,73	37,09
7148	69,3	61,6	7211	50,79	45,15
7149	79,87	71	7212	58,71	52,19
7150	58,02	51,57	7213	66,26	58,9
7151	67,07	59,62	7215	46,33	41,18
7152	79,49	70,66	7216	55,38	49,23
7153	73,56	65,39	7217	63,3	56,27
7155	53,63	47,67	7220	50,92	45,26
7156	62,68	55,72	7221	59,97	53,31
7157	70,61	62,76	7260	70,96	63,08
7160	85,31	75,83	7261	80,01	71,12
7161	94,36	83,88	7262	87,94	78,17
7162	102,28	90,92	7263	95,49	84,88
7163	93,79	83,37	7264	106,06	94,28
7164	104,36	92,76	7265	74,7	66,4
7165	89,04	79,15	7266	83,76	74,45
7166	98,19	87,28	7267	91,69	81,5
7167	106,02	94,24	7268	99,23	88,2
7168	97,54	86,7	7269	109,8	97,6

Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)	Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)
	EAR EUR/100 kg	EAR EUR/100 kg		EAR EUR/100 kg	EAR EUR/100 kg
7270	78,95	70,18	7408	86,44	76,84
7271	88,02	78,24	7409	97,01	86,23
7272	95,94	85,28	7410	66,16	58,81
7273	103,49	91,99	7411	75,22	66,86
7275	83,55	74,27	7412	83,15	73,91
7276	92,61	82,32	7413	90,7	80,62
7300	46,11	40,99	7415	70,75	62,89
7301	55,17	49,04	7416	79,82	70,95
7302	63,09	56,08	7417	87,74	77,99
7303	70,65	62,8	7420	75,35	66,98
7304	81,21	72,19	7421	84,41	75,03
7305	49,86	44,32	7460	83,76	74,45
7306	58,91	52,36	7461	92,81	82,5
7307	66,84	59,41	7462	100,73	89,54
7308	74,38	66,12	7463	108,28	96,25
7309	84,95	75,51	7464	118,85	105,64
7310	54,1	48,09	7465	87,49	77,77
7311	63,17	56,15	7466	96,56	85,83
7312	71,09	63,19	7467	104,48	92,87
7313	78,64	69,9	7468	112,03	99,58
7315	58,7	52,18	7470	91,75	81,56
7316	67,76	60,23	7471	100,8	89,6
7317	75,69	67,28	7472	108,73	96,65
7320	63,29	56,26	7475	96,34	85,64
7321	72,35	64,31	7476	105,39	93,68
7360	77,78	69,14	7500	69,14	61,46
7361	86,85	77,2	7501	78,21	69,52
7362	94,77	84,24	7502	86,13	76,56
7363	102,32	90,95	7503	93,68	83,27
7364	112,88	100,34	7504	104,24	92,66
7365	81,53	72,47	7505	72,89	64,79
7366	90,59	80,52	7506	81,94	72,84
7367	98,51	87,56	7507	89,89	79,9
7368	106,06	94,28	7508	97,41	86,59
7369	116,63	103,67	7509	107,98	95,98
7370	85,78	76,25	7510	77,14	68,57
7371	94,84	84,3	7511	86,2	76,62
7372	102,76	91,34	7512	94,12	83,66
7373	110,31	98,05	7513	101,67	90,37
7375	90,37	80,33	7515	81,73	72,65
7376	99,43	88,38	7516	90,79	80,7
7378	94,96	84,41	7517	98,72	87,75
7400	58,17	51,71	7520	86,32	76,73
7401	67,23	59,76	7521	95,38	84,78
7402	75,15	66,8	7560	89,72	79,75
7403	82,7	73,51	7561	98,77	87,8
7404	93,26	82,9	7562	106,7	94,84
7405	61,92	55,04	7563	114,24	101,55
7406	70,97	63,08	7564	124,81	110,94
7407	78,89	70,12	7565	93,46	83,08

Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)	Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)
	EAR EUR/100 kg	EAR EUR/100 kg		EAR EUR/100 kg	EAR EUR/100 kg
7566	102,51	91,12	7736	129,12	114,77
7567	110,43	98,16	7740	138,18	122,83
7568	117,99	104,88	7741	147,24	130,88
7570	97,71	86,85	7742	155,16	137,92
7571	106,76	94,9	7745	141,93	126,16
7572	114,69	101,95	7746	150,99	134,21
7575	102,3	90,93	7747	158,91	141,25
7576	111,36	98,99	7750	146,18	129,94
7600	92,24	81,99	7751	155,24	137,99
7601	101,3	90,04	7758	17,18	15,27
7602	109,22	97,08	7759	26,23	23,32
7603	116,77	103,8	7760	168,9	150,13
7604	127,34	113,19	7761	177,95	158,18
7605	95,98	85,32	7762	185,87	165,22
7606	105,03	93,36	7765	172,63	153,45
7607	112,96	100,41	7766	181,7	161,51
7608	120,51	107,12	7768	29,15	25,91
7609	131,07	116,51	7769	38,21	33,96
7610	100,24	89,1	7770	176,89	157,24
7611	109,29	97,15	7771	185,94	165,28
7612	117,21	104,19	7778	53,1	47,2
7613	124,76	110,9	7779	62,16	55,25
7615	104,83	93,18	7780	199,61	177,43
7616	113,88	101,23	7781	208,66	185,48
7620	109,42	97,26	7785	203,34	180,75
7700	109,27	97,13	7786	212,4	188,8
7701	118,33	105,18	7788	81,33	72,29
7702	126,26	112,23	7789	90,38	80,34
7703	133,8	118,93	7798	22,3	19,82
7705	113,02	100,46	7799	31,35	27,87
7706	122,07	108,51	7800	222,39	197,68
7707	129,99	115,55	7801	231,45	205,73
7708	137,54	122,26	7802	239,37	212,77
7710	117,27	104,24	7805	226,13	201
7711	126,32	112,28	7806	235,18	209,05
7712	134,25	119,33	7807	243,11	216,1
7715	121,86	108,32	7808	34,27	30,46
7716	130,92	116,37	7809	43,32	38,51
7720	107,47	95,53	7810	230,39	204,79
7721	116,54	103,59	7811	239,44	212,84
7722	124,46	110,63	7818	58,22	51,75
7723	132,01	117,34	7819	67,27	59,8
7725	111,22	98,86	7820	227,51	202,23
7726	120,27	106,91	7821	236,56	210,28
7727	128,2	113,96	7822	244,49	217,32
7728	135,74	120,66	7825	231,25	205,56
7730	115,47	102,64	7826	240,3	213,6
7731	124,53	110,69	7827	248,23	220,65
7732	132,45	117,73	7828	86,45	76,84
7735	120,06	106,72	7829	95,5	84,89

Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)	Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)
	EAR EUR/100 kg	EAR EUR/100 kg		EAR EUR/100 kg	EAR EUR/100 kg
7830	235,5	209,33	7908	52,15	46,36
7831	244,56	217,39	7909	62,72	55,75
7838	88,14	78,35	7910	31,87	28,33
7840	10,23	9,09	7911	40,93	36,38
7841	19,29	17,15	7912	48,86	43,43
7842	27,21	24,19	7913	56,4	50,13
7843	34,76	30,9	7915	36,46	32,41
7844	45,33	40,29	7916	45,53	40,47
7845	13,97	12,42	7917	53,45	47,51
7846	23,03	20,47	7918	41,06	36,5
7847	30,96	27,52	7919	50,12	44,55
7848	38,5	34,22	7940	34,11	30,32
7849	49,06	43,61	7941	43,18	38,38
7850	18,23	16,2	7942	51,1	45,42
7851	27,28	24,25	7943	58,65	52,13
7852	35,2	31,29	7944	69,21	61,52
7853	42,75	38	7945	37,86	33,65
7855	22,82	20,28	7946	46,91	41,7
7856	31,87	28,33	7947	54,84	48,75
7857	39,8	35,38	7948	62,38	55,45
7858	27,41	24,36	7949	72,95	64,84
7859	36,46	32,41	7950	42,11	37,43
7860	17,06	15,16	7951	51,17	45,48
7861	26,11	23,21	7952	59,09	52,52
7862	34,03	30,25	7953	66,64	59,24
7863	41,58	36,96	7955	46,71	41,52
7864	52,15	46,36	7956	55,76	49,56
7865	20,79	18,48	7957	63,69	56,61
7866	29,86	26,54	7958	51,3	45,6
7867	37,78	33,58	7959	60,35	53,64
7868	45,33	40,29	7960	49,47	43,97
7869	55,89	49,68	7961	58,53	52,03
7870	25,05	22,27	7962	66,45	59,07
7871	34,11	30,32	7963	74	65,78
7872	42,03	37,36	7964	84,57	75,17
7873	49,58	44,07	7965	53,21	47,3
7875	29,64	26,35	7966	62,27	55,35
7876	38,7	34,4	7967	70,2	62,4
7877	46,62	41,44	7968	77,74	69,1
7878	34,23	30,43	7969	88,3	78,49
7879	43,29	38,48	7970	57,47	51,08
7900	23,88	21,23	7971	66,52	59,13
7901	32,94	29,28	7972	74,44	66,17
7902	40,86	36,32	7973	81,99	72,88
7903	48,41	43,03	7975	62,06	55,16
7904	58,97	52,42	7976	71,11	63,21
7905	27,63	24,56	7977	79,04	70,26
7906	36,68	32,6	7978	66,65	59,24
7907	44,6	39,64	7979	75,7	67,29

Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)	Additional code	Column 2 (Related to Annex 1, Table A)	Column 3 (Related to Annex 1, Table B)
	EAR EUR/100 kg	EAR EUR/100 kg		EAR EUR/100 kg	EAR EUR/100 kg
7980	76,77	68,24	7987	97,49	86,66
7981	85,83	76,29	7988	105,03	93,36
7982	93,75	83,33	7990	84,77	75,35
7983	101,3	90,04	7991	93,82	83,4
7984	111,87	99,44	7992	101,74	90,44
7985	80,51	71,56	7995	89,36	79,43
7986	89,56	79,61	7996	98,41	87,48

ANNEX 3

ADDITIONAL DUTIES

Hungary — from 1.1.2002 to 31.12.2002

Weight of sucrose, invert sugar and/or isoglucose	Column 2 (Related to Annex 1, Table a)
	AD S/Z R EUR/100 kg
≥ 00 – < 05	0
≥ 05 – < 30	9,05
≥ 30 – < 50	16,98
≥ 50 – < 70	24,52
≥ 70	35,09

Weight of starch and/or glucose	AD F/M R EUR/100 kg
	≥ 00 – < 05
≥ 05 – < 25	3,74
≥ 25 – < 50	7,99
≥ 50 – < 75	12,59
≥ 75	17,18

COMMISSION REGULATION (EC) No 1490/2002**of 14 August 2002****laying down further detailed rules for the implementation of the third stage of the programme of work referred to in Article 8(2) of Council Directive 91/414/EEC and amending Regulation (EC) No 451/2000****(Text with EEA relevance)**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant-protection products on the market ⁽¹⁾, as last amended by Commission Directive 2002/48/EC ⁽²⁾, and in particular the second subparagraph of Article 8(2) thereof,

Whereas:

- (1) The Commission is to undertake a programme of work for the gradual examination of active substances on the market two years after the date of notification of Directive 91/414/EEC within a period of 12 years. The first stage of this programme was laid down by Commission Regulation (EEC) No 3600/92 of 11 December 1992 laying down the detailed rules for the implementation of the first stage of the programme of work referred to in Article 8(2) of Council Directive 91/414/EEC concerning the placing of plant-protection products on the market ⁽³⁾, as last amended by Regulation (EC) No 2266/2000 ⁽⁴⁾. This first stage is ongoing.
- (2) The second stage of work was laid down by Commission Regulation (EC) No 451/2000 of 28 February 2000 laying down the detailed rules for the implementation of the second and third stages of the work programme referred to in Article 8(2) of Council Directive 91/414/EEC ⁽⁵⁾, and is also ongoing.
- (3) A third stage of work was provided for in Regulation (EC) No 451/2000 for an additional number of active substances not covered by the first and second stages of the programme. Producers wishing to secure the inclusion of these active substances in Annex I to Directive 91/414/EEC have provided detailed information relating to the current stage of completeness of their dossiers and on the endpoints and have undertaken to provide a full data package.
- (4) For the third stage of the work programme, Article 10(3) of Regulation (EC) No 451/2000 specifies that detailed provisions concerning the submission of complete dossiers, the time limit(s) for their submission and the fee regime for the active substances concerned have to be established by the Commission in a Regulation to be adopted in accordance with the second subparagraph of Article 8(2) of Directive 91/414/EEC.

- (5) Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 ⁽⁶⁾ created the European Food Safety Authority (EFSA) to ensure that the Community has access to high-quality, independent and efficient scientific and technical support in order to achieve a high level of health protection in relation to legislation concerning safety of food and feed. It is therefore appropriate to provide that the EFSA should have a role in the programme of work on active substances, and the scope of this involvement should be defined as soon as possible.

- (6) In order to ensure that dossiers are received by the Member States in a manageable way, the active substances to be evaluated should be divided into two groups with separate time limits for the submission of dossiers.

- (7) Further, at an initial stage it should be sufficient that notifiers provide only a list of the available tests and studies to the rapporteur Member States, in order to permit the Member States to establish whether a full data package is available to be submitted by the specified time limit. Where such data will not be available by the time limit, it will not be possible to complete re-evaluation of the active substance within the timetable provided for in Directive 91/414/EEC and a decision should therefore be taken immediately not to include the substance concerned in Annex I to the Directive. Authorisation of products containing such active substance should be withdrawn by Member States.

- (8) The relationships between producers, Member States, the Commission and the EFSA and the obligations on each of them for the implementation of the programme should be laid down, taking into account experience gained during the first and second stages of the programme. Close cooperation between all parties involved and a scrupulous respect of time limits laid down is necessary to ensure the efficiency of the programme. Strict time limits for all elements of the third stage of the work programme should be set in order to ensure its finalisation within an acceptable time period. Where cooperation with notifiers ceases it is impossible to continue further evaluation efficiently and therefore the evaluation should be terminated.

⁽¹⁾ OJ L 230, 9.8.1991, p. 1.

⁽²⁾ OJ L 148, 6.6.2002, p. 19.

⁽³⁾ OJ L 366, 15.12.1992, p. 10.

⁽⁴⁾ OJ L 259, 13.10.2000, p. 27.

⁽⁵⁾ OJ L 55, 29.2.2000, p. 25.

⁽⁶⁾ OJ L 31, 1.2.2002, p. 1.

- (9) In order to ensure that all relevant information on the potentially dangerous effects of an active substance or its residues are considered, technical or scientific information submitted within the relevant time limits by any person should also be taken into consideration in the evaluations.
- (10) It is necessary to define the obligations of notifiers with regard to the formats, time periods and recipient authorities for the information to be submitted.
- (11) The task of evaluation should be distributed among the competent authorities of the Member States. Therefore, for each active substance a rapporteur Member State should be designated. The rapporteur Member State should assess the completeness check provided by the notifier, and examine and evaluate the information submitted. It should present to the EFSA the results of the evaluation and make a recommendation to the Commission concerning the decision to be taken with regard to the active substance concerned.
- (12) Member States should send draft reports of their evaluations to the EFSA. The draft reports prepared by the rapporteur Member States should be peer reviewed by the EFSA before they are submitted to the Standing Committee on the Food Chain and Animal Health.
- (13) In order to avoid duplication of work, and in particular experiments involving vertebrate animals, producers should be encouraged to submit collective dossiers.
- (14) The notification and submission of a dossier should not be a prerequisite for the possibility, after inclusion of the active substance in Annex I to Directive 91/414/EEC, to place plant-protection products on the market subject to the provisions of Article 13 of that Directive. Therefore, operators which have not submitted notifications should be able to be informed at all stages of the evaluation process of the possible further requirements for continued marketing of plant-protection products containing an active substance under evaluation.
- (15) The procedures established in this Regulation should not prejudice procedures and actions to be undertaken in the framework of other Community legislation, in particular, under Council Directive 79/117/EEC prohibiting the placing on the market and use of plant-protection products containing certain active substances⁽¹⁾, as last amended by the Act of Accession of Austria, Finland and Sweden, where information becomes available to the Commission showing that its requirements may be satisfied.
- (16) The use of anti-microbials from classes, which are or may be used in human or veterinary medicine for the purpose of plant protection should be discouraged. Two of the substances concerned by this Regulation — kasugamycin and streptomycine — fall into this category⁽²⁾.
- Pending eventual decisions on their inclusion in Annex I, their uses should continue to be restricted and only be permitted where essential. For the purpose of their evaluation, information on anti-microbial resistance will be required.
- (17) This Regulation shall be without prejudice to Community obligations regarding methyl bromide under the Montreal Protocol.
- (18) In the case of an apparent imbalance in the responsibilities borne by the Member States as rapporteur in the assessment and evaluation, it should be possible to replace the Member State originally designated as rapporteur for a particular active substance by another Member State.
- (19) To ensure the proper resourcing of this stage of the programme of work, a fee should be paid to the Member States for the handling and evaluation of dossiers in addition to the fee already paid for the evaluation of the notifications pursuant to Article 13 of Regulation (EC) No 451/2000.
- (20) Regulation (EC) No 451/2000 provided that for the active substances covered by the third stage of the work programme, the time limit for the submission of a full data package was 25 May 2003 at the latest. That Regulation also provided that detailed provisions concerning the submission of complete dossiers would be established at a later stage. In order to organise the work programme efficiently, it is not necessary to submit full data packages shortly before full dossiers have to be submitted. However, to ensure that active substances without full data packages do not remain on the market, a list of available data should be submitted, while the full data packages should be submitted only in exceptional cases and on request.
- (21) Regulation (EC) No 451/2000 should be amended accordingly.
- (22) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS REGULATION:

Article 1

Subject matter and scope

1. This Regulation lays down further detailed rules for the implementation of the third stage of the programme of work referred to in Article 8(2) of Directive 91/414/EEC with respect to the continued evaluation of the active substances notified under Regulation (EC) No 451/2000.

⁽¹⁾ OJ L 33, 8.2.1979, p. 36.

⁽²⁾ Opinion of the Scientific Steering Committee of 28 May 1999 on anti-microbial resistance.

2. Article 6(2), (3) and (4), second subparagraph, of Directive 91/414/EEC shall not apply to a substance listed in Annex I to this Regulation as long as the procedures provided for in this Regulation with regard to these substances have not been finalised.

3. This Regulation shall apply without prejudice to:

- (a) reviews by Member States of active substances in Annex I in particular pursuant to renewals of authorisations in accordance with Article 4(4) of Directive 91/414/EEC;
- (b) reviews by the Commission pursuant to Article 5(5) of Directive 91/414/EEC;
- (c) assessments carried out under Directive 79/117/EEC.

Article 2

Definitions

For the purpose of this Regulation, the definitions in Directive 91/414/EEC shall apply.

The following definitions shall also apply:

- (a) 'notifier' means the natural or legal person who submitted a notification in accordance with the terms specified in Regulation (EC) No 451/2000 as listed in Annex II;
- (b) 'Committee' means the Standing Committee on the Food Chain and Animal Health, referred to in Article 19 of Directive 91/414/EEC;
- (c) 'data list' means a list of all the data which is available to be submitted in the full data package;
- (d) 'full data package' means information and results of studies sufficient to satisfy the requirements of Annexes II and III to Directive 91/414/EEC in relation to a limited range of representative uses of the active substance concerned.

Article 3

Member State authority

1. Member States shall allocate responsibility for the implementation of their obligations under the programme of work referred to in Article 8(2) of Directive 91/414/EEC to an authority or authorities.

2. Each Member State shall designate one national authority, referred to in Annex III, to coordinate and ensure all necessary contacts with notifiers, other Member States, the Commission and the European Food Safety Authority (EFSA) pursuant to this Regulation. Each Member State shall inform the details concerning the designated coordinating national authority to the Commission, the EFSA and the designated coordinating national authority of each other Member State and of any modifications thereof.

Article 4

Measures in case of imbalances

If, during the assessment and evaluation referred to in Articles 9 and 10, it becomes apparent that there is an imbalance in the responsibilities borne and the work to be done or actually done by the Member States as rapporteurs, it may be decided, in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC, to replace a Member State originally designated as rapporteur for a particular active substance by another Member State.

In such cases the original rapporteur Member State shall inform the notifiers concerned and shall transfer to the newly designated rapporteur Member State all correspondence and information which it has received as rapporteur Member State for the active substance concerned. The original Member State shall return to the notifier the fee referred to in Article 17 except for the part referred to in paragraph 2(d) thereof. The newly designated rapporteur Member State shall then require the notifiers to pay the fee referred to in Article 17 except the part referred to in paragraph 2(d) thereof.

Article 5

Withdrawal or replacement of notifier

1. If a notifier decides to end its participation in the programme of work for an active substance, it shall immediately inform the rapporteur Member State, the Commission, the EFSA and all other notifiers of the substance concerned of its decision, giving the reasons. Where a notifier ends its participation or fails to fulfil its obligations under this Regulation, the procedures provided for in Article 9 or 10 shall be terminated as regards its dossier.

2. If a notifier agrees with another producer that the notifier shall be replaced for the purposes of further participation in the programme of work under this Regulation, the notifier and such other producer shall inform the rapporteur Member State, the Commission and the EFSA by a common declaration agreeing that such other producer shall replace the original notifier in carrying out the notifier's duties pursuant to Articles 6, 7, 9, 10 or 11. They shall ensure that the other notifiers for the substance concerned are informed at the same time. The other producer in this case shall be jointly liable with the original notifier for any fees remaining payable in relation to the notifier's application under the regime established by Member States pursuant to Article 17.

3. All information submitted shall remain available to the rapporteur Member States, the Commission or the EFSA.

Article 6

Submission and checking of data lists

1. By 23 May 2003 at the latest, the notifier(s) shall submit to the relevant rapporteur Member State the data lists for active substances listed in Annex I, and submit a copy to the EFSA.

Where, for any active substance listed in Annex I, there are several notifications, the notifiers concerned shall take all reasonable steps to submit these data lists collectively.

Where a data list is not submitted by all notifiers concerned, it shall mention the efforts made and the reasons why certain notifiers have not participated.

For active substances notified by more than one notifier those notifiers shall for each study involving vertebrate animals, detail the attempts made to avoid duplication of testing and give, if applicable, the reasons for conducting a duplicate study.

2. The data lists shall be prepared in the format specified in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC. The full data package, as defined in Article 10(4) of Regulation (EC) No 451/2000, shall be kept available by the notifiers. On written request from the rapporteur Member State or the Commission, the notifier shall provide without delay, the part of the data package or the full data package requested.

3. The rapporteur Member State shall examine the data lists submitted to establish whether they indicate that a full data package is available to be submitted. For those active substances for which a rapporteur Member State considers that no full data package is available to be submitted, the rapporteur Member State shall request the notifier to submit without delay a full data package and check whether it is complete. The rapporteur Member State shall report the results of these checks to the Commission at the latest within three months of receipt of the data lists.

4. For those active substances for which the rapporteur Member State considers that no full data package is available it shall inform the Commission without delay. In accordance with the procedure provided for in Article 19 of Directive 91/414/EEC, it shall be decided whether a full data package is available.

5. Where it is considered that no full data package is available for a particular active substance, the Commission shall decide, as provided for in the fourth subparagraph of Article 8(2) of Directive 91/414/EEC, not to include the active substance concerned in Annex I to Directive 91/414/EEC.

6. Unless the Commission informs the notifier that no full data package is available for a particular active substance, the notifier shall submit the dossiers referred to in Article 7(2) and (3) by the time limits specified in Article 7(1).

Article 7

Submission of dossiers

1. The notifier(s) shall submit to the relevant rapporteur Member State the summary dossier referred to in paragraph 2 and the complete dossier referred to in paragraph 3, by 30 November 2003 at the latest for active substances listed in

Annex I, part A, and by 30 November 2004 at the latest for active substances listed in Annex I, part B.

Where for any active substance listed in Annex I there are several notifications, the notifiers concerned shall take all reasonable steps to submit these dossiers collectively.

Where a dossier is not submitted by all notifiers concerned, it shall mention the efforts made and the reasons why certain notifiers have not participated.

For active substances notified by more than one notifier, those notifiers shall for each study involving vertebrate animals, detail the attempts made to avoid duplication of testing and give, if applicable, the reasons for conducting a duplicate study.

2. The summary dossier shall include the following:

- (a) a copy of the notification; in the case of a joint application made by several producers, a copy of the notifications made in accordance with Article 10 of Regulation (EC) No 451/2000 and the name of the person designated by the producers concerned as being responsible for the joint dossier and the processing of the dossier in accordance with this Regulation;
- (b) a limited range of representative uses of the active substance, in respect of which the data submitted by the notifier in the dossier shall demonstrate that for one or more preparations, the requirements set out in Article 5 of Directive 91/414/EEC for inclusion of the active substance in Annex I to Directive 91/414/EEC, can be met;
- (c)
 - (i) for each point of Annex II to Directive 91/414/EEC, the summaries and results of studies and trials, the name of the person or institute that has carried out the trials;
 - (ii) for each point of Annex III to Directive 91/414/EEC the summaries and results of studies and trials, the name of the person or institute that has carried out the trials, relevant to the assessment of the criteria referred to in Article 5 of Directive 91/414/EEC for one or more preparations which are representative for the uses referred to in subparagraph (b) taking into account that data gaps in the information of the Annex II dossier resulting from the proposed limited range of representative uses of the active substance may lead to restrictions in the inclusion into Annex I to Directive 91/414/EEC;
 - (iii) and for active substances listed in Annex I, part B, for studies not yet fully completed the evidence that these studies have been commissioned as required by Article 10(4) of Regulation (EC) No 451/2000 with an undertaking that they will be submitted at the latest by 31 May 2005;
- (d) a checklist to be filled in by the notifier, demonstrating that the dossier is complete.

3. The complete dossier shall physically contain the individual test and study reports concerning all the information referred to in paragraph 2(c), or the evidence referred to in paragraph 2(c)(iii) where work is in progress.

4. Each Member State shall define the number of copies and the format of the summary and the complete dossiers to be submitted by the notifiers. In defining the format of the dossier Member States shall take account of the recommendations made in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC.

5. Where the dossiers or any part of them are not sent within the relevant time limit, the rapporteur Member State shall inform the Commission and the EFSA within two months, giving any justification for the delay provided by the notifiers.

6. On the basis of the information transmitted by the rapporteur Member State in accordance with paragraph 5, the Commission shall determine whether the notifier has demonstrated that the delay in submission of the dossier was caused by *force majeure*. In this case, it shall establish a new time limit for the submission of a dossier fulfilling the requirements of paragraphs 2 and 3 in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC.

7. The Commission shall decide, as provided for in the fourth subparagraph of Article 8(2) of Directive 91/414/EEC, not to include in Annex I to Directive 91/414/EEC an active substance for which no dossier has been submitted within the established time limit.

Article 8

Submission of information by third parties

Any person wishing to submit information which might contribute to the evaluation, in particular with regard to the potentially dangerous effects of the active substance or its residues on human and animal health and on the environment to the rapporteur Member States shall do so by 30 November 2003 at the latest for substances listed in Annex I, part A, and by 30 November 2004 at the latest for substances listed in Annex I, part B. The rapporteur Member State shall submit any information received to the EFSA.

Article 9

Completeness check of dossiers

1. For each active substance for which it has been designated rapporteur, the Member State shall examine the dossiers referred to in Article 7(2) and (3) and assess the checklists provided by the notifiers. The rapporteur Member State shall at the latest six months after the receipt of all dossiers for an active substance report to the EFSA and the Commission on the completeness of the dossiers.

The EFSA shall assess the reports submitted to it by the rapporteur Member States and report to the Commission on the completeness of the dossiers.

For those active substances for which one or more dossiers are considered to be complete, the rapporteur Member State shall perform the evaluation as referred to in Article 10, unless the EFSA informs the rapporteur Member State and the Commission, within two months of receipt of the Member State report on completeness, that it does not consider the dossier to be complete.

For those active substances for which the dossier is to be completed, as provided for under Article 7(2)(c)(iii), the report must confirm the date by which the dossier will be completed and by which date the evaluation as referred to in Article 10 will begin.

2. For those active substances for which a rapporteur Member State or the EFSA consider that the dossier is not complete within the meaning of Article 7(2) and (3), the Commission shall, within three months after the receipt of the report of the rapporteur Member State or the EFSA, refer such report to the Committee. In accordance with the procedure provided for in Article 19 of Directive 91/414/EEC, it shall be decided whether a dossier is considered complete within the meaning of Article 7(2) and (3).

3. The Commission shall decide, as provided for in the fourth subparagraph of Article 8(2) of Directive 91/414/EEC, not to include in Annex I to Directive 91/414/EEC an active substance for which no complete dossier has been submitted within the prescribed time limit.

Article 10

Evaluation by the rapporteur Member State

1. The rapporteur Member State shall evaluate and report only on those active substances for which at least one dossier has been determined to be complete in accordance with Article 9. For such active substances it shall evaluate and report only on the complete dossiers and for the other dossiers it shall check the identity and impurities of the active substance. The rapporteur Member State shall take into consideration the information available on potentially dangerous effects in the other dossiers submitted by any notifier or by any third party in accordance with the provisions of Article 8. It shall send a draft report of its assessment of the dossier to the EFSA as quickly as possible, and at the latest 12 months after the dossier was determined to be complete. The draft assessment report shall be submitted in the format recommended in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC.

At the same time, the rapporteur Member State shall make a recommendation to the Commission either:

— to include the active substance in Annex I to Directive 91/414/EEC, stating the conditions for inclusion, or

— not to include the active substance in Annex I to Directive 91/414/EEC, stating the reasons for the non-inclusion.

The rapporteur Member State shall in particular include in the draft assessment report a reference to each test and study report, for each point of Annex II and Annex III to Directive 91/414/EEC, relied on for the assessment. This reference shall be made in the form of a list of test and study reports including the title, the author(s), the date of the study or test report and the date of publication, the standard to which the test or study was conducted, the holder's name and, if any, the claim made by the holder or notifier for data protection. It shall also mention for the other notified sources of the active substances for which the dossier was considered not to be complete whether it can be concluded that such active substances are comparable within the meaning of Article 13(5) of Directive 91/414/EEC.

2. Without prejudice to Article 7 of Directive 91/414/EEC, submission of new studies shall not be accepted except for the studies as specified in Article 10(4) of Regulation (EC) No 451/2000. The rapporteur Member State may however request the notifiers to submit further data which are necessary to clarify the dossier. When doing so the rapporteur Member State shall set a time limit within which the information should be provided; this time limit shall not affect the time limit for the submission of the report referred to in paragraph 1.

The rapporteur Member State may, from the start of its examination of the dossier, consult with experts from the EFSA and may request additional technical or scientific information from other Member States to assist the evaluation. The rapporteur Member State may perform the evaluation together with a co-rapporteur Member State.

The rapporteur Member State shall request the notifiers to submit an updated summary dossier to the EFSA, the other Member States and on request to the Commission at the same time as the rapporteur's draft assessment report is sent to the EFSA.

The Member States, the Commission or the EFSA may request through the rapporteur Member State that notifiers also send them an updated complete dossier or parts thereof.

3. As soon as it becomes evident to a rapporteur Member State that it will be unable to comply with the time limit specified in paragraph 1 for the submission of the draft assessment report to the EFSA, it shall inform the Commission and the EFSA and give the reasons for the delay. Where necessary, certain active substances may be reassigned to another Member State in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC.

Article 11

Evaluation by the EFSA

1. After receiving the updated summary dossier and the draft assessment report referred to in Article 10(1), the EFSA shall,

within 30 days, acknowledge receipt of the report to the rapporteur Member State. In exceptional cases where the draft assessment report clearly does not fulfil the requirements concerning the format recommended by the Commission, the Commission shall agree with the EFSA and the rapporteur Member State on a period for resubmission of an amended report. This period shall not exceed four months.

2. The EFSA shall circulate the rapporteur's draft assessment report to the Member States and may organise a consultation of experts including from the rapporteur Member State. The EFSA may consult some or all of the notifiers of active substances specified in Annex I on the report or parts of the report on the relevant active substance.

Without prejudice to Article 7 of Directive 91/414/EEC, submission of new studies shall not be accepted except for the studies as referred to in Article 10(4) of Regulation (EC) No 451/2000. The rapporteur Member State, with the agreement of the EFSA, may request the notifiers to submit within specified periods further data considered by the rapporteur Member State or EFSA necessary to clarify the dossier.

3. The EFSA shall make available at specific request or keep available for consultation by any person the following:

- (a) the information referred to in the last subparagraph of Article 10(1), except the elements thereof which have been accepted as confidential in accordance with Article 14 of Directive 91/414/EEC;
- (b) the name of the active substance;
- (c) the content of the pure active substance in the manufactured material;
- (d) the list of any data required for consideration of the possible inclusion of the active substance into Annex I to Directive 91/414/EEC, first as contained in the rapporteur's report and secondly as finalised by the EFSA;
- (e) the draft assessment report, except the elements thereof which have been accepted as confidential in accordance with Article 14 of Directive 91/414/EEC.

4. The EFSA shall evaluate the rapporteur's draft assessment report and deliver its opinion on whether the active substance can be expected to meet the safety requirements of Directive 91/414/EEC to the Commission at the latest one year after receipt of the rapporteur Member State draft assessment report. Where appropriate, the EFSA shall give its opinion on the available options claimed to meet the safety requirements. The Commission and the EFSA shall agree on a schedule for the delivery of the opinions in order to facilitate the planning of the work. The Commission and the EFSA shall agree on the format in which the opinion of the EFSA is submitted.

*Article 12***Presentation of a draft directive or draft decision**

At the latest six months after receipt of the EFSA opinion referred to in Article 11(4) the Commission shall submit a draft review report. Without prejudice to any proposal it may submit with a view to amending the Annex to Directive 79/117/EEC, and on the basis of the finalised review report it shall submit to the Committee:

- (a) a draft directive to include the active substance in Annex I to Directive 91/414/EEC, setting out where appropriate the conditions, including the time limit, for such inclusion; or
- (b) a draft decision addressed to the Member States to withdraw the authorisations of plant-protection products containing the active substance, pursuant to the fourth subparagraph of Article 8(2) of Directive 91/414/EEC, whereby that active substance is not included in Annex I to Directive 91/414/EEC, mentioning the reasons for the non-inclusion.

The directive or decision shall be adopted in accordance with the procedure provided for in Article 19 of Directive 91/414/EEC.

*Article 13***Finalised review report**

Where the Commission submits a draft directive or a draft decision in accordance with Article 12, it shall at the same time submit the conclusions of the Committee's examination in the format of a finalised review report to be noted in the summary record of the meeting. The finalised review report, excluding any parts which refer to confidential information contained in the dossiers and determined as such in accordance with Article 14 of Directive 91/414/EEC, shall be made available for public consultation.

*Article 14***Suspension of time limits**

Where, in respect of a substance listed in Annex I, the Commission submits a proposal for a total prohibition under Directive 79/117/EEC, the time limits provided for in this Regulation shall be suspended until a decision on that proposal has been taken. Where the Council decides on the total prohibition of the substance in the Annex to Directive 79/117/EEC, the procedure under this Regulation shall be terminated.

*Article 15***Measures taken by Member States**

Any Member State which, on the basis of information contained in the dossiers referred to in Article 7 or in the report concerning an active substance referred to in Article 10, envisages taking action to withdraw from the market or to restrict severely the use of a plant-protection product

containing that substance, shall, as soon as possible, inform the Commission, the EFSA, the other Member States and the notifiers giving the reasons for its intended action.

*Article 16***Interim progress report**

All Member States shall provide to the Commission and the EFSA a report of their progress on the evaluation of the active substances for which they are rapporteur. Such report shall be made by 30 November 2004 for the active substances mentioned in Annex I, part A, and by 30 November 2005 for those of Annex I, part B.

*Article 17***Fees**

1. Member States shall establish a regime obliging the notifiers to pay a fee or charge for the administrative treatment and the evaluation of dossiers.
2. For this purpose, the Member States shall:
 - (a) require the payment of a fee or charge for each submission of a dossier;
 - (b) ensure that the amount of the fee or charge shall be established in a transparent manner with the view to correspond to the real cost of the examination and administrative treatment of a dossier; however this does not exclude that Member States provide for a scale of fixed charges based on average costs for the calculation of the total fee;
 - (c) ensure that the fee or charge is received in accordance with the instructions given by the organisation in each Member State listed in Annex IV and that the income of the fee or charge is used to finance exclusively the costs actually incurred by the Member State for the evaluation and administrative treatment of the dossiers for which that Member State is rapporteur or to finance general actions for the implementation of their obligations as Member States resulting from Articles 9 or 10;
 - (d) require that a first part of the fee or charge, covering the costs of the rapporteur Member State's obligations resulting from Article 6 and Article 9 is paid at the time of the submission of the data lists referred to in Article 6; this part will not be refundable under any circumstance.

*Article 18***Other charges, taxes, levies or fees**

Article 17 is without prejudice to Member States' rights to maintain or introduce, to the extent permitted under the Treaty, charges, taxes, levies or fees with regard to authorisation, placing on the market, use and control of active substances and plant-protection products other than the fee provided for in Article 17.

*Article 19***Temporary measures**

If necessary and on a case-by-case basis, the Commission may take appropriate temporary measures as provided for by the third subparagraph of Article 8(2) of Directive 91/414/EEC for uses for which additional technical evidence has been provided demonstrating the essential need for further use of the active substance and that there is no efficient alternative.

*Article 20***Amendment to Regulation (EC) No 451/2000**

Regulation (EC) No 451/2000 is amended as follows:

1. Article 8 is replaced by the following:

'Article 8

Evaluation of dossiers by rapporteur Member States and the EFSA

1. The rapporteur Member State shall evaluate and report only on those active substances for which at least one dossier has been determined to be complete in accordance with Article 6(2) and (3). For such active substances it shall evaluate and report only on the complete dossiers and for the other dossiers it shall check the identity and impurities of the active substance. The rapporteur Member State shall take into consideration the information available on potentially dangerous effects in the other dossiers submitted by any notifier or by any third party in accordance with the provisions of Article 5(4)(d). It shall send a draft report of its assessment of the dossier to the European Food Safety Authority (EFSA) as quickly as possible, and at the latest 12 months after the dossier was determined to be complete. The draft assessment report shall be submitted in the format recommended in accordance with the procedure provided for in Article 19 of the Directive.

At the same time, the rapporteur Member State shall make a recommendation to the Commission either:

- to include the active substance in Annex I to the Directive, stating the conditions for inclusion, or
- not to include the active substance in Annex I to the Directive, stating the reasons for the non-inclusion.

The rapporteur Member State shall in particular include in the draft assessment report a reference to each test and study report, for each point of Annex II and Annex III to the Directive, relied on for the assessment. This reference shall be made in the form of a list of test and study reports including the title, the author(s), the date of the study or test report and the date of publication, the standard to which the test or study was conducted, the holder's name and, if any, the claim made by the holder or notifier for data protection. It shall also mention for the other notified

sources of the active substances for which the dossier was considered not to be complete whether it can be concluded that such active substances are comparable within the meaning of Article 13(5) of the Directive.

2. Without prejudice to Article 7 of the Directive, submission of new studies shall not be accepted, except for the studies as referred to in Article 6(2)(c), third indent. The rapporteur Member State may request the notifiers to submit further data which are necessary to clarify the dossier. When doing so the rapporteur Member State shall set a time limit within which the information should be provided; this time limit shall not affect the time limit for the submission of the report referred to in paragraph 1.

The rapporteur Member State may, from the start of this examination, consult with experts from the EFSA and may request additional technical or scientific information from other Member States to assist the evaluation. The rapporteur Member State may perform the evaluation together with a co-rapporteur Member State.

The rapporteur Member State shall request the notifiers to submit an updated summary dossier to the EFSA, the other Member States and on request to the Commission at the same time as the rapporteur's draft assessment report is sent to the EFSA.

The Member States, the EFSA or the Commission may request through the rapporteur Member State that notifiers also send them the updated complete dossiers or parts thereof.

3. As soon as it becomes evident to a rapporteur Member State that it will be unable to comply with the time limit specified in paragraph 1 for the submission of the draft assessment report to the EFSA, it shall inform the Commission and the EFSA and give the reasons for the delay. All Member States shall provide to the Commission and the EFSA a report of their progress on the evaluation of the active substances for which they are rapporteur. Such report has to be made by 30 April 2003.

4. After receiving the updated summary dossier and the draft assessment report referred to in paragraph 1, the EFSA shall, within 30 days, acknowledge receipt of the report to the rapporteur Member State. In exceptional cases where the draft assessment report clearly does not fulfil the requirements concerning the format recommended by the Commission, the Commission shall agree with the EFSA and the rapporteur Member State on a period for resubmission of an amended report. This period shall not exceed four months.

5. The EFSA shall circulate the rapporteur's draft assessment report to the Member States and may organise a consultation of experts including the rapporteur Member State. The EFSA may consult some or all of the notifiers of active substances specified in Annex I on the report or parts of the report on the relevant active substance.

Without prejudice to Article 7 of the Directive, submission of new studies shall not be accepted. The rapporteur Member State, with the agreement of the EFSA, may request the notifiers to submit within specified periods further data considered by the rapporteur member state of the EFSA necessary to clarify the dossier.

6. The EFSA shall make available at specific request or keep available for consultation by any person the following:

- (a) the information referred to in the last subparagraph of paragraph 1, except the elements thereof which have been accepted as confidential in accordance with Article 14 of the Directive;
- (b) the name of the active substance;
- (c) the content of the pure active substance in the manufactured material;
- (d) the list of any data required for consideration of the possible inclusion of the active substance into Annex I to the Directive, first as contained in the rapporteur's report and secondly as finalised by the EFSA;
- (e) the draft assessment report, except the elements thereof which have been accepted as confidential in accordance with Article 14 of the Directive.

7. The EFSA shall evaluate the rapporteur's draft assessment report and deliver its opinion on whether the active substance can be expected to meet the safety requirements of the Directive to the Commission at the latest one year after receipt of the rapporteur Member State draft assessment report. Where appropriate, the EFSA shall give its opinion on the available options claimed to meet the safety requirements. The Commission and the EFSA shall agree on a schedule for the delivery of the opinions in order to facilitate the planning of the work. The Commission and the EFSA shall agree on the format in which the opinion of the EFSA is submitted.

8. At the latest six months after receipt of the EFSA opinion referred to in paragraph 7, the Commission shall submit the draft review report. Without prejudice to any proposal it may submit with a view to amending the Annex to Directive 79/117/EEC, and on the basis of the finalised review report it shall submit to the Committee:

- (a) a draft directive to include the active substance in Annex I to the Directive, setting out where appropriate the conditions, including the time limit, for such inclusion, or

- (b) a draft decision addressed to the Member States to withdraw the authorisations of plant-protection products containing the active substance, pursuant to the fourth subparagraph of Article 8(2) of the Directive, whereby that active substance is not included in Annex I to the Directive, mentioning the reasons for the non-inclusion.

The directive or decision shall be adopted in accordance with the procedure provided for in Article 19 of the Directive.

9. Where the Commission submits a draft directive or a draft decision in accordance with paragraph 8, it shall at the same time submit the conclusions of the Committee's examination in the format of a finalised review report to be noted in the summary record of the meeting.

The finalised review report, excluding any parts which refer to confidential information contained in the dossiers and determined as such in accordance with Article 14 of the Directive, shall be made available for public consultation.'

- 2. In Article 10(4), the first sentence is replaced by the following:

'The time limit for the submission of a list of available studies shall be 23 May 2003. A full data package shall be available on 23 May 2003 at the latest.'

- 3. In Article 11(2), the second sentence is replaced by the following:

'Member States shall withdraw by 25 July 2003 authorisations of plant-protection products containing active substances for which no admissible notification has been submitted. Authorisations of plant-protection products containing active substances for which no list of available studies has been submitted or for which no full data package is available shall be withdrawn by the deadline referred to in the Decision on the non-inclusion of the active substance concerned.'

- 4. In Annex I, part A, in relation to the active substance Tolclofos-methyl 'The Netherlands' is replaced by 'Sweden'.

Article 21

Entry into force

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

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

Done at Brussels, 14 August 2002.

For the Commission
Margot WALLSTRÖM
Member of the Commission

ANNEX I

List of active substances (column A), rapporteur Member States (column B) and notifying producers (code identification) (column C)

PART A

A	B	C
Name	Rapporteur Member State	Notifiers
Abamectin	Netherlands	IBE-ES PRO-ES SNO-FR SYN-GB
Acetochlor	Spain	DAS-GB MON-BE RIV-IE
Amidosulfuron	Austria	AVS-DE
Benfluralin	Belgium	DAS-GB MAK-BE
Bifenox	Belgium	FSG-DE
Bifenthrin	France	FMC-BE
Bitertanol	United Kingdom	BAY-DE
Bromuconazole	Belgium	AVS-FR
Buprofezin	Finland	NIH-GB
Butralin	France	CFP-FR
Carbetamide	France	FSG-DE
Chlorflurenol	Germany	SCC-DE
Chloridazon	Germany	BAS-DE
Chloropicrin	Italy	EBR-NL RIV-IE
Chlorthal-dimethyl	Greece	AMV-GB
Cinosulfuron	Italy	SYN-GB
Clethodim	Netherlands	TOM-FR
Clofentezine	United Kingdom	MAK-BE
Clomazone	Denmark	FMC-BE
Coppercompounds	France	EUC-GB
Cresylic acid	Netherlands	ASP-NL
Cyanamide	Germany	DUS-DE
Cycloxydim	Austria	BAS-DE
Dichlorophen	Ireland	CCD-GB
Diclofop	France	AVS-DE PPC-ES

A	B	C
Name	Rapporteur Member State	Notifiers
Dicloran	Spain	MAI-PT
Diflubenzuron	Sweden	UNI-NL
Diflufenican	United Kingdom	AVS-DE HRM-BE MAK-BE
Dimethipin	Greece	CRO-GB
Dithianon	Greece	BAS-BE HRM-BE
Epoxiconazole	Germany	BAS-DE MAK-BE
Etofenprox	Italy	LKC-UK
Fenazaquin	Greece	DAS-GB
Fenbuconazole	United Kingdom	DAS-GB
Fenoxaprop-P	Austria	AVS-DE
Fenpropidin	Sweden	SYN-GB
Fenpropimorph	Germany	BAS-DE
Fenpyroximate	Germany	NIH-GB
Fluazifop-P	France	SYN-GB
Fluazinam	Austria	ISK-BE
Fludioxonyl	Denmark	SYN-GB
Fluometuron	Greece	MAK-BE NLI-AT
Fluquinconazole	Ireland	AVS-FR
Flurenol	Germany	SCC-DE
Flutolanil	Finland	NIH-GB
Fuberidazole	United Kingdom	BAY-DE
Hexaflumuron	Portugal	DAS-GB
Hexythiazox	Finland	NPS-DE
Imidacloprid	Germany	BAY-DE
Kasugamycin	Netherlands	LAI-ES
Mefluidide	Ireland	MKC-BE
Mepiquat	United Kingdom	BAS-DE
Metaldehyde	Austria	LON-DE
Metazachlor	United Kingdom	BAS-DE FSG-DE MAK-BE
Methyl bromide	United Kingdom	EBR-NL

A	B	C
Name	Rapporteur Member State	Notifiers
Myclobutanil	Belgium	DAS-GB
Napropamide	Denmark	UPL-GB
Nicosulfuron	United Kingdom	ISK-BE
Nuarimol	Portugal	DAS-GB
Pencycuron	Netherlands	BAY-DE
Polyoxin	Spain	LAI-ES
Pretilachlor	Italy	SYN-GB
Propaquizafop	Italy	MAK-BE
Prosulfocarb	Sweden	SYN-GB
Pyriproxyfen	Netherlands	SUM-FR
Quinoclamine	Sweden	AKA-DE
Streptomycine	Netherlands	DSM-NL
Tebufenozide	Germany	DAS-GB
Teflubenzuron	France	BAS-BE
Tetraconazole	Italy	ISA-IT
Thiobencarb	Spain	KCI-GB
Tralkoxydim	United Kingdom	SYN-GB
Triadimefon	United Kingdom	BAY-DE
Triadimenol	United Kingdom	BAY-DE MAK-BE
Tridemorph	Germany	BAS-DE
Triflumizole	Netherlands	CRE-NL
Triflumuron	Italy	BAY-DE
Triflusulfuron	France	DPD-FR
Zeta-Cypermethrin	Belgium	FMC-BE

PART B

A	B	C
Name	Rapporteur Member State	Notifiers
8-Hydroxyquinoline	Spain	ASU-DE PRO-ES
Aclonifen	Germany	AVS-DE
Acrinathrin	France	AVS-DE
Aluminium phosphide	Germany	DET-DE
Ammonium sulphamate	Ireland	DAP-GB

A	B	C
Name	Rapporteur Member State	Notifiers
Asulam	United Kingdom	AVS-DE
Azocyclotin	Italy	CRX-FR
Bensulfuron	Italy	DPD-FR
Bupirimate	Netherlands	MAK-BE
Calcium phosphide	Germany	CFW-DE
Carboxin	United Kingdom	CRO-GB
Chlorate	France	ATO-FR
Chlormequat	United Kingdom	BCL-IE CTF-AT FSG-DE PUS-FR
Chlorsulfuron	Greece	DPD-FR
Cyhexatin	Italy	CRX-FR OXO-IT
Cymoxanil	Austria	CAL-FR DPD-FR OXO-IT PUS-FR
Cyproconazole	Ireland	SYN-GB
Cyromazine	Greece	SYN-GB
Dazomet	Belgium	BAS-DE
Dicamba	Denmark	GHA-GB SYN-GB
Dichlobenil	Netherlands	UNI-NL
Dichlorobenzoic acid methylester	Germany	ASU-DE
Dicofol	Spain	DAS-GB MAK-BE
Diethofencarb	France	SUM-FR
Difenoconazole	Sweden	SYN-GB
Dimethachlor	Germany	SYN-GB
Diniconazole	France	SUM-FR
Diphenylamine	Ireland	CRX-FR CSI-UK
Dodemorph	Netherlands	BAS-DE
Dodine	Portugal	CAG-BE OXO-IT
Ethalfuralin	Greece	DAS-GB

A	B	C
Name	Rapporteur Member State	Notifiers
Etridiazole	Netherlands	UNI-NL
Fenbutatin oxide	Belgium	BAS-BE CRX-FR
Fenoxycarb	Netherlands	SYN-GB
Flamprop-M	Sweden	BAS-BE
Flufenoxuron	France	BAS-BE
Flurochloridone	Spain	MAK-BE
Flurprimidole	Finland	DAS-GB
Flutriafol	United Kingdom	CHE-DK
Guazatine	United Kingdom	MAK-BE
Hexaconazole	Italy	IQV-ES SYN-GB
Hymexazol	Finland	TSG-GB
Imazamethabenz	United Kingdom	BAS-BE
Imazaquin	Belgium	BAS-BE
Imazethapyr	Italy	BAS-BE
Isoxaben	Sweden	DAS-GB
Lenacil	Belgium	HRM-BE SCH-DE
Lufenuron	Portugal	SYN-GB
Magnesium phosphide	Germany	DET-DE
Metam	Belgium	FMF-ES LAI-ES MAK-BE UCB-BE
Metamitron	United Kingdom	BAY-DE BCL-IE EXC-BE FSG-DE HRM-BE MAK-BE PUS-FR UPL-GB
Methabenzthiazuron	Sweden	PUS-FR
Metosulam	France	BAY-DE
Monocarbamide-dihydrogensulphate	Spain	AGX-GB
Oryzalin	France	DAS-GB

A	B	C
Name	Rapporteur Member State	Notifiers
Oxadiazon	Italy	AVS-DE
Oxyfluorfen	Spain	DAS-GB
		MAK-BE
		PPC-ES
Paclobutrazol	United Kingdom	SYN-GB
Penconazole	Germany	SYN-GB
Picloram	United Kingdom	DAS-GB
Primisulfuron	Austria	SYN-GB
Prochloraz	Ireland	AVS-FR
		BCL-IE
		MAK-BE
		PUS-FR
		SPC-FR
Propachlor	Netherlands	MAK-BE
		MON-BE
Propanil	Italy	DAS-GB
		MAK-BE
		RCO-PT
Propargite	France	CRO-GB
		PPC-ES
Pyridaben	Netherlands	NCI-DE
Quinclorac	Portugal	BAS-DE
Quinmerac	United Kingdom	BAS-DE
Quizalofop-P	Finland	CRO-GB
		MAK-BE
		NCI-DE
Sintofen	France	DPD-FR
Sodium 5-nitroguaiacolate	Greece	CAL-FR
Sodium o-nitrophenolate	Greece	CAL-FR
Sodium p-nitrophenolate	Greece	CAL-FR
Sodium tetrathiocarbonate	Spain	AGX-GB
Sulcotrione	Germany	BAY-DE
Tau-fluvalinate	Denmark	MAK-BE
Tebuconazole	Denmark	BAY-DE
		MAK-BE
Tebufenpyrad	Germany	BAS-BE
Tefluthrin	Germany	SYN-GB

A	B	C
Name	Rapporteur Member State	Notifiers
Terbutylazine	United Kingdom	MAK-BE OXO-IT SYN-GB
Thidiazuron	Spain	AVS-FR
Tri-allate	United Kingdom	MON-BE
Triazoxide	United Kingdom	BAY-DE
Tricyclazole	France	DAS-GB

ANNEX II

List of notifiers' code identification, names and addresses

Code identification	Name	Address
AGX-GB	Agrilex UK Ltd	PO Box 31 Robertsbridge TN32 5ZL United Kingdom Tel. (44-1580) 88 20 59 Fax (44-1580) 88 20 57
AKA-DE	Agro-Kanesho Co., Ltd, European Branch	Stader Elbstraße D-21683 Stade Tel. (49-41) 41 40 83 88 Fax (49-41) 41 40 83 90
AMV-GB	Amvac Chemical UK Ltd	Surrey Technology Centre, 40 Occam Rd The Surrey Research Park Guildford, Surrey GU2 5YG United Kingdom Tel. (44-1483) 29 57 80 Fax (44-1483) 29 57 81
ASP-NL	Asepta BV	Cyclotronweg 1 / P.O. Box 33 2600 AA Delft Nederland Tel. (31-15) 256 92 10 Fax (31-15) 257 19 01
ASU-DE	Stähler Agrochemie GmbH & Co. KG	Postfach 2047 D-21680 Stade Tel. (49-41) 41 92 04-0 Fax (49-41) 41 92 04-10
ATO-FR	Atofina	4-8, cours Michelet F-92800 Puteaux Tel. (33-1) 49 00 80 80 Fax (33-1) 49 00 88 80
AVS-DE	Aventis CropScience GmbH	Industriepark Höchst Gebäude K 607 D-65926 Frankfurt am Main Tel. (49-69) 305 66 99 Fax (49-69) 305 176 69
AVS-FR	Aventis CropScience SA	14-20, rue Pierre Baizet BP 9163 F-69263 Lyon Cedex 09 Tel. (33-4) 72 85 25 25 Fax (33-4) 72 85 30 81
BAS-BE	BASF (Belgium)	Global Regulatory Affairs — APD/RF Avenue Hamoir, 14 B-1180 Bruxelles Tel. (32-2) 373 27 11 Fax (32-2) 373 27 00
BAS-DE	BASF AG (Deutschland)	Agricultural Center PO Box 120 D-67114 Limburgerhof Tel. (49-621) 60-0 Fax (49-621) 60-27701
BAY-DE	Bayer AG	Business Group Crop Protection Agricultural Centre Monheim D-51368 Leverkusen Tel. (49-2173) 38 49 28 Fax (49-2173) 38 37 35

Code identification	Name	Address
BCL-IE	Barclay Chemicals Ltd	Tyrellstown Way Damastown Industrial Park Mulhuddart Dublin 15 Ireland Tel. (353-18) 42 57 55 Fax (353-18) 42 53 81
CAG-BE	Chimac-Agriphar SA	26, rue de Renory B-4102 Ougrée Tel. (32-4) 385 97 46 Fax (32-4) 385 97 49
CAL-FR	Calliope SAS	Route d'Artix BP 80 F-64150 Noguères Tel. (33-5) 59 60 92 92 Fax (33-5) 59 60 92 19
CCD-GB	Coalite Chemicals Division	PO Box 152 Buttermilk Lane Bolsover Chesterfield Derbyshire S44 6AZ United Kingdom Tel. (44-1246) 82 68 16 Fax (44-1246) 24 03 09
CFP-FR	CFPI Nufarm	Regulatory Affairs Dept. 28, boulevard Camélinat F-92230 Gennevilliers Tel. (33-1) 40 85 50 20 Fax (33-1) 40 85 51 56
CFW-DE	Chemische Fabrik Wülfel GmbH & Co. KG	Hildesheimer Straße 305 D-30519 Hannover Tel. (49-511) 98 49 60 Fax (49-511) 984 96 40
CHE-DK	Cheminova A/S	Thyborønvej 76-78 DK-7673 Harboøre Tel. (45) 96 90 96 90 Fax (45) 96 90 96 91
CRE-NL	Certis Europe BV	Straatweg 30B PO Box 1180 3600 BD Maarssen Nederland Tel. (31-346) 55 24 00 Fax (31-346) 55 42 74
CRO-GB	Crompton Europe Ltd	Registration Department Kennet House 4 Langley Quay Slough Berkshire SL3 6EH United Kingdom Tel. (44-17) 53 60 30 00 Fax (44-17) 53 60 30 77
CRX-FR	Cerexagri	Registration Department 1, rue des Frères Lumière F-78370 Plaisir Tel. (33-1) 30 81 73 00 Fax (33-1) 30 81 72 51

Code identification	Name	Address
CSI-UK	CSI-Europe	Pentlands Science Park Penicuik Edinburgh EH26 0PZ United Kingdom Tel. (44-131) 445 60 82 Fax (44-131) 445 60 85
CTF-AT	CCC Task Force	c/o Nufarm GmbH & Co KG St.-Peter-Straße 25 A-4021 Linz Tel. (43-732) 69 18 23 13 Fax (43-732) 69 18 20 04
DAP-GB	Dax Products Ltd	76 Cyprus Road Nottingham NG3 5ED United Kingdom Tel. (44-11) 59 26 9996 Fax (44-11) 59 66 1173
DAS-GB	Dow AgroSciences	Letcombe Laboratory Letcombe Regis Wantage Oxon OX12 9JT United Kingdom Tel. (49-69) 78 99 60 Fax (49-69) 97 84 24 77
DET-DE	Detia Freyberg GmbH	Dr.-Werner-Freyberg-Straße 11 D-69514 Laudenbach Tel. (49-6201) 70 80 Fax (49-6201) 70 84 27
DPD-FR	DuPont de Nemours (France) SAS	Crop Protection Products 137, rue de l'Université F-75334 Paris Cedex 07 Tel. (33-1) 45 50 65 50 Fax (33-1) 45 50 60 05
DSM-NL	DSM Food Specialties, Agri Ingredients	Alexander Fleminglaan 1 PO Box 1 2600 MA Delft Nederland Tel. (31-15) 279 91 11 Fax (31-15) 279 34 82
DUS-DE	Degussa AG	Dr.-Albert-Frank-Straße 32 D-83308 Trostberg Tel. (49-8621) 86-0 Fax (49-8621) 86 22 52
EBR-NL	Eurobrom BV	Regulatory Affairs Department Verrijn Stuurlaan 1c 2288 EK Rijswijk Nederland Tel. (31-70) 3 408 408 Fax (31-70) 3 999 035
EUC-GB	European Union Copper Task Force	c/o TSGE Conyngnam Hall Knaresborough North Yorkshire HG5 9AY United Kingdom Tel. (44-1423) 79 91 51 Fax (44-1423) 79 91 55

Code identification	Name	Address
EXC-BE	Excel Industries Ltd	Luithagen Haven 9 B-2030 Antwerpen Tel. (32-3) 239 82 24 Fax (32-3) 239 82 69
FMC-BE	FMC Chemical SPRL	Agricultural Products Group Boulevard de la Plaine 9/3 B-1050 Bruxelles Tel. (32-2) 645 95 84 Fax (32-2) 645 96 55
FMF-ES	FMC Foret SA	Córcega 293 E-08008 Barcelona Tel. (34) 934 16 75 17 Fax (34) 934 16 74 13
FSG-DE	Feinchemie Schwebda GmbH	Straßburger Straße 5 D-37269 Eschwege Tel. (49-221) 94 98 14-0 Fax (49-221) 94 98 14 15
GHA-GB	Gharda Chemicals Ltd Europe	Holbrook House 72 Lower Addiscombe Road Croydon CR9 6AD United Kingdom Tel. (44-2086) 55 41 03 Fax (44-2086) 55 41 02
HRM-BE	Hermoo Belgium NV	Zepperenweg 257 B-3800 Sint-Truiden Tel. (32-11) 68 68 66 Fax (32-11) 70 74 84
IBE-ES	Iberotam SA	Muntaner, 322, 12a E-08021 Barcelona Tel. (34) 934 54 34 64 Fax (34) 934 54 89 21
IQV-ES	Industrias Químicas del Vallés SA	Av. Rafael Casanova 81 E-08100 Mollet del Vallès (Barcelona) Tel. (34) 935 79 66 77 Fax (34) 935 93 80 11
ISA-IT	Isagro SPA	Registration Department Centro Uffici San Siro Fabbriato D ala 3 Via Caldera, 21 I-20153 Milano Tel. (39-02) 40 90 11 Fax (39-02) 40 90 12 87
ISK-BE	ISK Biosciences Europe SA	Tour ITT Avenue Louise 480 bte 12 B-1050 Bruxelles Tel. (32-2) 627 86 11 Fax (32-2) 627 86 00
KCI-GB	Kumiai Chemical Industry Co., Ltd	London Liaison Office 35 Piccadilly London W1J 0DW United Kingdom Tel. (44-2077) 34 72 82 Fax (44-2077) 34 45 61

Code identification	Name	Address
LAI-ES	Lainco, SA	Polígono Can Jardí Av. Bizet 8-12 E-08191 Rubí (Barcelona) Tel. (34) 935 86 20 15 Fax (34) 935 86 20 16
LKC-UK	Landis Kane Consulting	PO Box 383 Cheltenham Gloucestershire GL52 6WD United Kingdom Tel. (44-4161) 906 85 04 Fax (44-4161) 906 85 09
LON-DE	Lonza GmbH	Morianstraße 32 Postfach 13 14 53 D-42041 Wuppertal Tel. (49-202) 245 38-0 Fax (49-202) 245 38 10
MAI-PT	Margarita Internacional	Comércio e Serviços, Limitada Rua do Bom Jesus, 18-3.º Esq.º P-9050-028 Funchal Tel. (351-291) 23 24 84
MAK-BE	Makhteshim Agan	International Coordination Center (MAICC) Avenue Louise 283 B-1050 Bruxelles Tel. (32-2) 646 86 06 Fax (32-2) 646 91 52
MKC-BE	McKenna & Cuneo, L.L.P.	56, rue des Colonies, Box 14 B-1000 Bruxelles Tel. (32-2) 278 12 11 Fax (32-2) 278 12 00
MON-BE	Monsanto Europe SA	Regulatory Department Avenue de Tervuren 270-272 B-1150 Bruxelles Tel. (32-10) 49 42 11 Fax (32-10) 49 42 42
NCI-DE	Nissan Chemical Europe GmbH	Deutsch-Japanisches Center Immermannstraße 45 D-40210 Düsseldorf Tel. (49-211) 17 22 70 Fax (49-211) 16 22 43
NIH-GB	Nihon Nohyaku Co., Ltd	8 Cork Street Mayfair London W1S 3LJ United Kingdom Tel. (44-2074) 34 00 33 Fax (44-2072) 87 13 35
NLI-AT	Nufarm GmbH & Co KG	St.-Peter-Straße 25 A-4021 Linz Tel. (43-73) 26 91 80 Fax (43-73) 26 91 82 004
NPS-DE	Nisso Chemical Europe GmbH	Berliner Allee 29/Ecke Steinstraße D-40212 Düsseldorf Tel. (49-211) 323 01 35 Fax (49-211) 32 82 31

Code identification	Name	Address
OXO-IT	Oxon Italia SpA	Via Sempione, 195 I-20016 Pero (MI) Tel. (39-02) 35 37 81 Fax (39-02) 339 02 75
PPC-ES	Proplan-Plant Protection Company, SL	Vía de las dos Castillas 11. Bloque 3, 1º C. E-28224 Pozuelo de Alarcón (Madrid) Tel. (34) 913 52 29 60 Fax (34) 913 52 72 82
PRO-ES	Probelte, SA	Ctra. Madrid Km. 384.6 Polígono Industrial El Tiro E-30100 Espinardo (Murcia) Tel. (34) 968 30 72 50 Fax (34) 968 30 54 32
PUS-FR	Phytorus SA	Parc d'Ariane, Bât B 11, boulevard de la grande Thumine F-13090 Aix-en-Provence Tel. (33-1) 60 27 26 26 Fax (33-4) 42 52 68 52
RCO-PT	Rice Madeira Company Europe	Comércio Internacional e Serviços, Sociedade Unipessoal Lda. Rua 31 de Janeiro n.º 81-A, 5.º E PT-9050-011 Funchal (Madeira) Tel. (351-291) 22 77 44 Fax (351-291) 22 66 31
RIV-IE	Rivendell Consulting Ltd	Rivendell House Stamullen County Meath Ireland Tel. (353-18) 41 52 95 Fax (353-18) 41 47 68
SCC-DE	SCC Scientific Consulting Company GmbH	Mikroforum Ring 1 D-55234 Wendelsheim Tel. (49-67) 34 91 90 Fax (49-67) 34 91 91 91
SCH-DE	Dr. Schirm AG	Kipper Straße 9-11 D-44147 Dortmund Tel. (49-392) 845 63 02 Fax (49-392) 845 63 00
SNO-FR	SINON EU Corporation	170, boulevard Haussmann F-75008 Paris Tel. (33-5) 59 60 92 92 Fax (33-5) 59 60 92 19
SPC-FR	Sipcam-Phyteurop	Courcellor 2 35, rue d'Alsace F-92531 Levallois-Perret Cedex Tel. (33-1) 47 59 77 00 Fax (33-1) 47 37 54 52
SUM-FR	Sumitomo Chemical Agro Europe SA	2, rue Claude Chappe F-69370 Saint-Didier-au-Mont-d'Or Tel. (33-4) 78 64 32 60 Fax (33-4) 78 47 70 05

Code identification	Name	Address
SYN-DE	Syngenta Agro GmbH	Am Technologiepark 1-5 Postfach 110353 D-63477 Maintal Tel. (49-6971) 55-0 Fax (49-6971) 55-319
SYN-GB	Syngenta Europe Ltd	European Regional Centre Priestley Road Surrey Research Park Guildford Surrey GU2 7YH United Kingdom Tel. (44-1483) 26 00 00 Fax (44-1483) 26 00 19
TOM-FR	Tomen France	18, avenue de l'Opéra F-75001 Paris Tel. (33-1) 42 96 14 56 Fax (33-1) 42 97 52 91
TSG-GB	Sankyo Company Ltd	C/o TSGE Conyngham Hall Knaresborough North Yorkshire HG5 9AY United Kingdom Tel. (44-1423) 79 91 51 Fax (44-1423) 79 91 55
UCB-BE	UCB Chemicals NV	Allée de la Recherche 60 B-1070 Bruxelles Tel. (32-2) 559 99 99 Fax (32-2) 559 99 00
UNI-NL	Uniroyal Chemical Europe BV	Registration Department Ankerweg 18 1041 AT Amsterdam Nederland Tel. (31-20) 587 18 60 Fax (31-20) 587 18 68
UPL-GB	United Phosphorus Ltd	Chadwick House Birchwood Park Warrington Cheshire WA3 6AE United Kingdom Tel. (44-1925) 81 99 99 Fax (44-1925) 81 74 25

ANNEX III

Coordinating authority in the Member States (more details are available at the following website: http://www.euro-pa.eu.int/comm/food/fs/ph_ps/pro/index_en.htm)

AUSTRIA

Bundesamt für Ernährungssicherheit
Landwirtschaftliche Untersuchungen und Forschung
Wein
Spargelfeldstraße 191
A-1220 Wien

BELGIUM

Ministère des classes moyennes et de l'agriculture
Service Qualité des matières premières et analyses
WTC 3, 8^e étage
Boulevard S. Bolivar 30
B-1000 Bruxelles

DENMARK

Ministry of Environment and Energy
Danish Environmental Protection Agency
Pesticide Division
Strandgade 29
DK-1401 Copenhagen K

GERMANY

Biologische Bundesanstalt für Land- und Forstwirtschaft
(BBA)
Abteilung für Pflanzenschutzmittel und Anwendung-
stechnik (AP)
Messeweg 11-12
D-38104 Braunschweig

GREECE

Hellenic Republic
Ministry of Agriculture
General Directorate of Plant Produce
Directorate of Plant Produce Protection
Department of Pesticides
3-4 Hippokratous Street
GR-10164 Athens

SPAIN

Ministerio de Agricultura, Pesca y Alimentación
Dirección General de Agricultura
Subdirección General de Medios de Producción
Agrícolas
Ciudad de Barcelona, 118-120
E-28007 Madrid

FINLAND

Kasvintuotannon tarkastuskeskus
Torjunta-aineet
PL 42
FIN-00501 Helsinki

FRANCE

Ministère de l'agriculture, de l'alimentation, de la pêche
et des affaires rurales
Sous-direction de la qualité et de la protection des
végétaux
Bureau de la réglementation et de la mise sur le marché
des intrants
251, rue de Vaugirard
F-75732 Paris Cedex 15

IRELAND

Pesticide Control Service
Department of Agriculture and Food
Abbotstown Laboratory Complex
Abbotstown, Castleknock
Dublin 15
Ireland

ITALY

Ministero della Salute
Direzione generale della Sanità pubblica veterinaria degli
alimenti e della nutrizione
Piazza G. Marconi, 25
I-00144 Roma

LUXEMBOURG

Administration des services techniques de l'agriculture
Service de la protection des végétaux
Boîte postale 1904
16, route d'Esch
L-1019 Luxembourg

NETHERLANDS

College voor de Toelating van Bestrijdingsmiddelen
Postbus 217
6700 AE Wageningen
Nederland

PORTUGAL

Direcção-Geral de Protecção das Culturas
Quinta do Marquês
P-2780 Oeiras

SWEDEN

Kemikalieinspektionen
Box 1384
S-17127 Solna

UNITED KINGDOM

Pesticides Safety Directorate
Department for Environment, Food and Rural Affairs
Mallard House
Kings Pool
3 Peasholme Green
York YO1 7PX
United Kingdom

ANNEX IV

Organisations in the Member States to be contacted concerning further details on the payment of the fees referred to in Article 17 and to which such fees have to be paid

AUSTRIA

Bundesamt für Ernährungssicherheit
Landwirtschaftliche Untersuchungen und Forschung
Wein
Spargelfeldstraße 191
A-1220 Wien

BELGIUM

Fonds budgétaire des matières premières
Ministère des classes moyennes et de l'agriculture
Inspection générale des matières premières et produits transformés, WTC 3
Boulevard S. Bolivar 30
B-1000 Bruxelles
Account number 679-2005985-25 (Banque de la Poste)

DENMARK

Ministry of Environment and Energy
Danish Environmental Protection Agency
Strandgade 29
DK-1401 Copenhagen K

GERMANY

Biologische Bundesanstalt für Land- und Forstwirtschaft
Abteilung für Pflanzenschutzmittel und Anwendungstechnik
Messeweg 11-12
D-38104 Braunschweig

GREECE

Hellenic Republic
Ministry of Agriculture
General Directorate of Plant Produce
Directorate of Plant Produce Protection
Department of Pesticides
3-4 Hippokratous Street
GR-10164 Athens

SPAIN

Ministerio de Agricultura, Pesca y Alimentación
Dirección General de Agricultura
Subdirección General de Medios de Producción Agrícolas
Ciudad de Barcelona, 118-120
E-28007 Madrid

FINLAND

Kasvintuotannon tarkastuskeskus
Torjunta-aineet
PL 42
FIN-00501 Helsinki
Bank and account:
LEONIA BANK PLC
PSP BFIHH
800015-18982

FRANCE

Ministère de l'agriculture et de la pêche
Bureau de la réglementation des produits antiparasitaires
251, rue de Vaugirard
F-75732 Paris Cedex 15

IRELAND

Pesticide Control Service
Department of Agriculture, Food and Rural Development
Abbotstown Laboratory Complex
Abbotstown, Castleknock
Dublin 15
Ireland

ITALY

Tesoreria provinciale dello Stato di Viterbo
Post current account number: 11281011

LUXEMBOURG

Administration des services techniques de l'agriculture
Boîte postale 1904
L-1019 Luxembourg

THE NETHERLANDS

College voor de Toelating van Bestrijdingsmiddelen
Postbus 217
6700 AE Wageningen
Nederland

PORTUGAL

Direcção-Geral de Protecção das Culturas
Quinta do Marquês
P-2780 Oeiras
Account number: 003505840003800793097
Bank: Caixa Geral de Depósitos

SWEDEN

Kemikalieinspektionen
Box 1384
S-17127 Solna
National Giro Account: 4465054-7

UNITED KINGDOM

Pesticides Safety Directorate
Department for Environment, Food and Rural Affairs
Mallard House
Kings Pool
3 Peasholme Green
York YO1 7PX
United Kingdom

COMMISSION REGULATION (EC) No 1491/2002

of 20 August 2002

laying down detailed rules for the application of the specific measures for wine in the outermost regions introduced by Council Regulations (EC) No 1453/2001 and (EC) No 1454/2001

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1453/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the Azores and Madeira and repealing Regulation (EC) No 1600/92 (Poseima) ⁽¹⁾, and in particular Articles 9, 20 and 31 thereof,

Having regard to Council Regulation (EC) No 1454/2001 of 28 June 2001 introducing specific measures for certain agricultural products for the Canary Islands and repealing Regulation (EC) No 1601/92 (Poseican) ⁽²⁾, as amended by Commission Regulation (EC) No 1195/2002 ⁽³⁾, and in particular Articles 12 and 13 thereof,

Whereas:

- (1) Article 9 of Council Regulation (EC) No 1453/2001 provides for the grant in Madeira and the Azores of flat-rate per hectare aid to encourage the continued cultivation of vines for the production of quality wines psr in the traditional production areas.
- (2) Articles 20 and 31 provide for the grant of certain aids for the continued preparation and marketing of traditional liqueur wines within the limits of the requirements arising from the methods traditionally used in Madeira, and for the ageing of 'verdelho' wine in the Azores.
- (3) For Madeira, the scheme comprises aid for the purchase of rectified concentrated musts in the rest of the Community, for the purchase of wine alcohol, for the ageing of liqueur wines and for the shipment and the marketing of these wines on the Community market.
- (4) Temporarily, pending the results of a study on supply costs, the present amount of the aid for the purchase of rectified concentrated musts and of the aid for the purchase of wine alcohol in Madeira should be continued.
- (5) In the Azores, the scheme provides for aid for the ageing of 'verdelho' wine requiring three years' ageing or more to be paid each year during three marketing years.
- (6) With a view to the sound and straightforward management of the aid scheme for the ageing of liqueur wines, provision should be made for a contract to be concluded for a period of five years between the producers concerned and the competent body in Madeira.
- (7) In the same spirit, aid payments must be spread evenly over the period of performance of the contract and be

made subject to the lodging on one occasion only of a performance guarantee for a reasonable amount.

- (8) The flat-rate per hectare aid to encourage the continued cultivation of vines for the production of quality wines psr in the traditional production areas will be granted, on application, to producer groups and producer organisations and, during a transitional period to be determined, to individual producers.
- (9) Detailed rules should be laid down for the management of these arrangements and for checks.
- (10) These rules must cover the minimum information that must appear in aid applications in order that areas given over to winegrowing can be identified, together with the checks to be carried out.
- (11) To ensure the continuity of these aid schemes, provision should be made for the detailed rules in this Regulation to apply from 1 January 2002.
- (12) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Wine,

HAS ADOPTED THIS REGULATION:

CHAPTER I

Scope*Article 1*

This Regulation lays down detailed rules for the application of Articles 9, 20 and 31 of Council Regulation (EC) No 1453/2001 and Article 13 of Council Regulation (EC) No 1454/2001.

CHAPTER II

Aid for the purchase of rectified concentrated musts and wine alcohol in Madeira*Article 2*

1. Producers established in the Madeira archipelago wishing to qualify for aid for the purchase of rectified concentrated musts for use in wine-making to sweeten Madeira liqueur wines, or aid for the purchase of wine alcohol, in accordance with Article 20(2) and (3) of Regulation (EC) No 1453/2001,

⁽¹⁾ OJ L 198, 21.7.2001, p. 26.

⁽²⁾ OJ L 198, 21.7.2001, p. 45.

⁽³⁾ OJ L 174, 4.7.2002, p. 11.

shall submit to the competent body, by a date specified by the latter, and at the latest on 31 October, an application containing at least the following:

- a copy of the contract for the purchase of rectified concentrated musts or the purchase of wine alcohol in the rest of the Community,
 - the quantity of rectified concentrated musts or wine alcohol for which aid is requested, expressed in hectolitres and in % vol,
 - the date of taking over of the musts or wine alcohol,
 - the date set for the start of the operations to prepare liqueur wines, and the place at which these operations are to be carried out.
2. The amount of the aid shall be EUR 12,08 per hectolitre.

3. The aid for the purchase of rectified concentrated musts shall be paid in respect of a maximum quantity of 3 600 hectolitres, and that for the purchase of wine alcohol shall be paid in respect of a maximum quantity of 8 000 hectolitres, in each marketing year.

Article 3

1. The competent body shall take all necessary steps to verify the accuracy of the applications and check that the rectified concentrated musts and the wine alcohol covered by the aid applications are actually used in the proper way.
2. The competent body shall pay the aid to the producer before the end of the wine year concerned, without prejudice to any delays caused by further checks.

CHAPTER III

Aid for the ageing of Madeira liqueur wines and Azores wine

Article 4

1. Aid for the ageing of Madeira liqueur wines and Azores 'verdelho' wine, as provided for in Article 20(5) and Article 31 of Regulation (EC) No 1453/2001, shall be paid in respect of all quantities of wine which are placed in storage for the purpose of ageing on the same date and which are aged for an uninterrupted period of five years or more in the case of Madeira and three years in the case of the Azores.
2. Aid for the ageing of Madeira liqueur wines and Azores wine shall be granted to producers in those regions who submit an application to the competent body during the first two months of each year.
3. The aid shall be granted by priority for wines from the most recent harvest. Applications in respect of wines produced during previous marketing years shall be accepted where the quantitative limits laid down in Regulation (EC) No 1453/2001

are not reached, with priority being given to the youngest wines.

4. Where the overall quantity for which applications are submitted exceeds the quantitative limits laid down in Regulation (EC) No 1453/2001, a percentage reduction shall be applied. The total quantity of product for which a producer submits an aid application may not exceed that covered for the marketing year in question by a production declaration as provided for in Commission Regulation (EC) No 1282/2001 ⁽¹⁾.

5. The Portuguese authorities shall make known to the Commission:

- the overall quantities for which contracts have been concluded each year,
- the detailed rules for the application of this paragraph.

6. Operators wishing to qualify for the aid scheme shall conclude with the competent body an ageing contract for five or more years in the case of Madeira, and for three or more years in the case of the Azores.

7. Contracts shall be concluded on the basis of an aid application submitted once only at the start of the period referred to above. Applications shall contain at least the following:

- (a) the name and address of the applicant producer;
- (b) the number of lots covered by the ageing contract and precise particulars of each lot (in particular the tank number, the quantity stored, and the exact location);
- (c) for each lot, the year of harvesting, the technical characteristics of the liqueur wine concerned and, in particular, its total alcoholic strength, actual alcoholic strength, sugar content, total acidity and volatile acidity;
- (d) for each lot, the method of packaging;
- (e) for each lot, the first and last day of the storage period.

8. Correct performance of the ageing contract shall confer entitlement to payment of the overall amount of the aid determined on the signing of the contract. In Madeira, one third of the aid shall be paid in the first, third and fifth years of storage. In the Azores, one third of the aid shall be paid in each storage year.

9. Acceptance of the contract shall be subject to the lodging of a performance guarantee covering the performance period for an amount corresponding to 40 % of the overall amount of the aid. The guarantee shall be lodged in accordance with Commission Regulation (EEC) No 2220/85 ⁽²⁾.

10. The competent body shall ensure that the terms of the ageing contract are observed by checking the producers' records and carrying out on-the-spot inspections.

11. Performance guarantees shall be released when it is established that the contract has been properly performed.

⁽¹⁾ OJ L 176, 29.6.2001, p. 14.

⁽²⁾ OJ L 205, 3.8.1985, p. 5.

12. Where the competent body finds that the liqueur wine covered by a contract is unsuitable for offer or delivery for direct human consumption, it shall terminate the contract.

Except in cases of *force majeure*, termination of the contract shall entail the recovery of aid amounts paid and the forfeiture of the performance guarantee. The circumstances of *force majeure* relied upon shall be notified to the competent body within three working days following the date on which they occur.

CHAPTER IV

Aid for the shipping and marketing of Madeira wine

Article 5

1. The aid referred to in Article 20(6) of Regulation (EC) No 1453/2001 shall be granted up to and including the end of the 2005/06 wine year.

2. Where the aid is applied for in respect of packs of less than one litre, a reduction coefficient shall be applied to take account of the volume of the bottle.

3. The aid shall be paid to shippers who submit an application to the competent body in respect of each lot for the period laid down by that body. However, in the case of wine shipped and marketed from 1 January 2002, applications shall be submitted from 30 September 2002.

4. The application shall contain at least the following:

- a copy of section 3 of the accompanying administrative document (AAD), duly completed, with particulars of the consignor and the recipient (name, address, country), the volume of wine dispatched in litres equivalent, the customs code nomenclature, the stamp of the Madeira Wine Institute certifying the product and the stamp of the Madeira customs authorities certifying that the product has left the territory,
- a copy of the invoice from the carrier/shipping agent showing the final destination or the ocean bill of lading,
- a copy of the invoice to the buyer showing the volume in litres equivalent, which must correspond to that shown on the AAD.

CHAPTER V

Aid for the production of quality wines psr in Madeira, the Azores and the Canary Islands

Article 6

1. The aid provided for in Article 9 of Regulation (EC) No 1453/2001 and in Article 13 of Regulation (EC) No 1454/2001 shall be granted only to areas which:

- have been entirely cultivated and harvested and on which all normal cultivation work has been carried out, and
- whose produce is covered by harvest declarations as provided for in Regulation (EC) No 1282/2001.

2. For the purposes of determining the producers to whom the aid is to be granted:

- the transitional period referred to in Article 9(2) of Regulation (EC) No 1453/2001 and Article 13(2) of Regulation (EC) No 1454/2001 for payment to individual producers shall expire on 31 July 2007,
- producer organisations shall be those referred to in Article 39 of Regulation (EC) No 1493/1999⁽¹⁾. The Member States concerned shall lay down the criteria which producer groups must meet to qualify for the aid in question and shall notify the Commission thereof.

Article 7

1. Applications for per hectare aid shall be submitted by the person concerned to the competent authority during the period determined by the latter and not later than 15 May each year in respect of the following wine year. However, for the 2002/2003 wine year, applications shall be submitted by 30 September 2002.

2. Aid applications shall contain at least the following:

- (a) the name, first name and address of the winegrower, or winegrowing group or organisation;
- (b) the areas cultivated for the production of quality wines psr, in hectares and areas with the land register reference for those areas or information deemed to be equivalent by the body responsible for checking the areas;
- (c) the grape variety used;
- (d) an estimate of the production that may be harvested.

Article 8

After having established the actual harvest and the yield for the areas concerned, the Member State shall pay the aid by 1 April of the wine year for which the aid has been granted.

Article 9

The Member State shall notify the Commission by 30 April of the areas for which an aid application has been submitted and for which the aid has actually been paid.

CHAPTER VI

General provisions

Article 10

Controls and penalties

1. The national authorities shall take all the steps necessary to ensure that the conditions for granting the aid provided for in this Regulation are observed.

⁽¹⁾ OJ L 179, 14.7.1999, p. 1.

2. Aid applications shall be checked in a manner which ensures effective verification of compliance with the requisite conditions. The Member States shall define suitable methods and means for verifying each support measure as well as the recipients who shall be subject to checks. Wherever appropriate, Member States shall make use of the integrated administration and control system introduced by Council Regulation (EEC) No 3508/92 ⁽¹⁾, as last amended by Commission Regulation (EC) No 495/2001.

3. Verification shall consist of administrative and on-the-spot checks.

4. Administrative checks shall be exhaustive and shall include cross-checks wherever appropriate, *inter alia*, with data from the integrated administration and control system in order to avoid all unjustified payments of aid.

5. Based on a risk analysis, the national authorities shall perform on-the-spot controls by sampling on a number of aid applications under Articles 2, 5 and 6 representing at least 10 % of the quantities or 5 % of the areas subsidised.

6. All ageing contracts as provided for in Article 4 shall be checked on the spot at the beginning, during and at the end of the contractual period.

7. Member States shall determine a system of penalties to be imposed in the event of breaches of the obligations entered into and the provisions applicable, and shall take all necessary steps to put the system into operation. The penalties shall be effective, commensurate with their purpose and have an adequately deterrent effect.

8. Any beneficiary found to have made a false declaration as a result of serious negligence shall be excluded from all measures for the wine sector under Poseima and Poseican for the calendar year in question. Where a false declaration was made intentionally, the beneficiary shall be excluded for the following year as well. This penalty shall apply without prejudice to additional penalties provided for under national rules.

9. Where aid has been paid unduly, the competent authorities shall take steps to recover the amounts paid, plus interest, calculated from the date of payment of the aid to the actual date of recovery. The interest rate applied shall be that applied for similar recovery operations under national law.

10. Aid recovered and, where appropriate, interest shall be paid to the paying agencies or authorities and deducted by them from expenditure financed by the European Agricultural Guidance and Guarantee Fund in proportion to the Community financing.

CHAPTER VII

Transitional and final provisions

Article 11

1. In respect of the 2001/2002 wine year, applications for the aid referred to in Articles 2 and 4 shall be submitted to the competent bodies no later than 30 September 2002.

2. Without prejudice to Article 10, the competent bodies shall pay the aid referred to in Articles 2 and 6 to producers and/or producer groups before 31 December 2002 and, in the case of the aid referred to in Articles 4 and 5, before a date determined by those bodies.

Article 12

Regulations (EEC) No 3233/92 ⁽²⁾ and (EEC) No 3234/92 ⁽³⁾ are repealed.

Article 13

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

It shall apply from 1 January 2002.

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

Done at Brussels, 20 August 2002.

For the Commission

Franz FISCHLER

Member of the Commission

⁽¹⁾ OJ L 335, 5.12.1992, p. 1.

⁽²⁾ OJ L 321, 6.11.1992, p. 11.

⁽³⁾ OJ L 321, 6.11.1992, p. 16.

COMMISSION REGULATION (EC) No 1492/2002
of 20 August 2002
determining the world market price for ungin­ned cotton

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Protocol 4 on cotton, annexed to the Act of Accession of Greece, as last amended by Council Regulation (EC) No 1050/2001 ⁽¹⁾,

Having regard to Council Regulation (EC) No 1051/2001 of 22 May 2001 on production aid for cotton ⁽²⁾, and in particular Article 4 thereof,

Whereas:

- (1) In accordance with Article 4 of Regulation (EC) No 1051/2001, a world market price for ungin­ned cotton is to be determined periodically from the price for ginned cotton recorded on the world market and by reference to the historical relationship between the price recorded for ginned cotton and that calculated for ungin­ned cotton. That historical relationship has been established in Article 2(2) of Commission Regulation (EC) No 1591/2001 of 2 August 2001 ⁽³⁾. Where the world market price cannot be determined in this way, it is to be based on the most recent price determined.
- (2) In accordance with Article 5 of Regulation (EC) No 1051/2001, the world market price for ungin­ned cotton is to be determined in respect of a product of specific characteristics and by reference to the most favourable offers and quotations on the world market among those

considered representative of the real market trend. To that end, an average is to be calculated of offers and quotations recorded on one or more European exchanges for a product delivered cif to a port in the Community and coming from the various supplier countries considered the most representative in terms of inter­national trade. However, there is provision for adjusting the criteria for determining the world market price for ginned cotton to reflect differences justified by the quality of the product delivered and the offers and quotations concerned. Those adjustments are specified in Article 3(2) of Regulation (EC) No 1591/2001.

- (3) The application of the above criteria gives the world market price for ungin­ned cotton determined hereinafter,

HAS ADOPTED THIS REGULATION:

Article 1

The world price for ungin­ned cotton as referred to in Article 4 of Regulation (EC) No 1051/2001 is hereby determined as equalling EUR 24,450/100 kg.

Article 2

This Regulation shall enter into force on 21 August 2002.

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

Done at Brussels, 20 August 2002.

For the Commission
J. M. SILVA RODRÍGUEZ
Agriculture Director-General

⁽¹⁾ OJ L 148, 1.6.2001, p. 1.

⁽²⁾ OJ L 148, 1.6.2001, p. 3.

⁽³⁾ OJ L 210, 3.8.2001, p. 10.

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 19 August 2002

on the eligibility of expenditure to be incurred by certain Member States in 2002 for the collection and management of the data needed to conduct the Common Fisheries Policy

(notified under document number C(2002) 3080)

(2002/659/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 2000/439/EC of 29 June 2000 on a financial contribution from the Community towards the expenditure incurred by Member States in collecting data and for financing studies and pilot projects for carrying out the common fisheries policy ⁽¹⁾, and in particular Article 4(3) thereof,

Whereas:

- (1) According to Article 4(3) of Decision 2000/439/EC, the Commission, on the basis of the information provided by the Member States, decides each year on the eligibility of the expenditure forecast by the Member States and on the amount of the financial assistance from the Community for the following year.
- (2) The Commission has received five-year programmes from Belgium, Denmark, Germany, Greece, Spain, France, Ireland, Italy, the Netherlands, Portugal, Finland, Sweden and the United Kingdom that describe the data they intend to collect between 1 January 2002 and 31 December 2006 pursuant to Council Regulation (EC) No 1543/2000 of 29 June 2000 establishing a Community framework for the collection and management of the data needed to conduct the common fisheries policy ⁽²⁾. They have also submitted applications for a financial contribution for the expenditure referred to in Article 4 of Decision 2000/439/EC.
- (3) Following Article 6 of Commission Regulation (EC) No 1639/2001 of 25 July 2001 establishing the minimum

and extended programme for the collection of data in the fisheries sector and laying down detailed rules for the application of Council Regulation (EC) No 1543/2000 ⁽³⁾, the Commission has examined Member States' National Programmes for 2002 and has assessed the eligibility of the expenditures on the basis of those programmes. A first instalment should be delivered to the Member States concerned in accordance with Article 6(1)(a) of Decision 2000/439/EC on the basis of that assessment.

- (4) A second instalment will be forwarded, in 2003, following the transmission and acceptance by the Commission of a financial and technical report of activity detailing the state of completion of the aims set at the time of drawing-up the minimum and extended programmes, in accordance with Article 6(1)(b) of Decision 2000/439/EC and Article 6(2) of Regulation (EC) No 1639/2001.
- (5) The measures provided for in this Decision are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS DECISION:

Article 1

This Decision establishes for 2002 the amount of the eligible expenditure for each Member State and the rates of the Community financial contribution for the collection and management of the data needed to conduct the common fisheries policy.

⁽¹⁾ OJ L 176, 15.7.2000, p. 42.

⁽²⁾ OJ L 176, 15.7.2001, p. 1.

⁽³⁾ OJ L 222, 17.8.2001, p. 53.

Article 2

Expenditure incurred in collecting and managing of the data needed to conduct the common fisheries policy, as set out in Annex I, shall qualify for a financial contribution up to 50 % of the eligible expenditure within the minimum programme.

Article 3

Expenditure incurred in collecting and managing of the data needed to conduct the Common Fisheries Policy, as set out in Annex II, shall qualify for a financial contribution up to 35 % of the eligible expenditure within the extended programme.

Article 4

1. The Community shall pay a first instalment of 50 % of the financial contribution set out in Annexes I and II.
2. A second instalment will be delivered in 2003, after the reception and acceptance of a financial and a technical report provided for in Article 6(1)(b) of Decision 2000/439/EC.

Article 5

1. The euro exchange rate used to calculate the amounts eligible under this Decision shall be the rate in force in August 2001.

2. The expenditure declarations and applications for advances in national currency received from the Member States not participating in the third stage of economic and monetary union shall be converted into euro at the rate in force for the month in which those declarations and applications reach the Commission.

Article 6

This Decision is addressed to the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the Hellenic Republic, the Kingdom of Spain, the French Republic, Ireland, the Italian Republic, the Kingdom of the Netherlands, the Portuguese Republic, the Republic of Finland, the Kingdom of Sweden and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 19 August 2002.

For the Commission

Franz FISCHLER

Member of the Commission

ANEXO I — BILAG I — ANHANG I — ΠΑΡΑΡΤΗΜΑ I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I —
ANEXO I — LIITE I — BILAGA I

Estado miembro Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lidstaat Estado-Membro Jäsenvaltio Medlemsstat	Gastos subvencionables Støtteberettigede udgifter Erstattungsfähige Ausgaben Επιλέξιμες δαπάνες Eligible expenditure Dépenses admissibles Spese ammissibili In aanmerking komende uitgaven Despesas elegíveis Hyväksyttävät menot Bidragsberättigande kostnader (EUR)	Contribución máx. de la Comunidad Fællesskabets maks. fin. bidrag Max. Gemeinschaftsbeitrag Μέγιστη κοινοτική συμμετοχή Max. Community contribution Participation communautaire maximale Contributo max. della Comunità Maximale bijdrage van de Gemeenschap Contribuição max. da Comunidade Yhteisön osuus enintään Gemenskapens maximala bidrag (EUR)
BELGIË/BELGIQUE	763 100	381 550
DANMARK	3 449 713	1 724 857
DEUTSCHLAND	2 492 141	1 246 071
ΕΛΛΑΔΑ	1 544 762	722 381
ESPAÑA	5 235 538	2 617 769
FRANCE	4 563 372	2 281 686
IRELAND	1 596 371	798 186
ITALIA	3 667 295	1 833 648
NEDERLAND	2 221 589	1 110 795
PORTUGAL	3 156 058	1 578 029
SUOMI/FINLAND	825 200	412 600
SVERIGE	2 189 828	1 094 914
UNITED KINGDOM	6 990 159	3 495 080
Total/I alt/Σύνολο/Totale/ Totaal/Yhteensä	38 695 126	19 347 563

ANEXO II — BILAG II — ANHANG II — ΠΑΡΑΡΤΗΜΑ II — ANNEX II — ANNEXE II — ALLEGATO II —
 BIJLAGE II — ANEXO II — LIITE II — BILAGA II

Estado miembro Medlemsstat Mitgliedstaat Κράτος μέλος Member State État membre Stato membro Lidstaat Estado-Membro Jäsenvaltio Medlemsstat	Gastos subvencionables Støtteberettigede udgifter Erstattungsfähige Ausgaben Επιλέξιμες δαπάνες Eligible expenditure Dépenses admissibles Spese ammissibili In aanmerking komende uitgaven Despesas elegíveis Hyväksyttävät menot Bidragsberättigande kostnader (EUR)	Contribución máx. de la Comunidad Fællesskabets maks. fin. bidrag Max. Gemeinschaftsbeitrag Μέγιστη κοινοτική συμμετοχή Max. Community contribution Participation communautaire maximale Contributo max. della Comunità Maximale bijdrage van de Gemeenschap Contribuição max. da Comunidade Yhteisön osuus enintään Gemenskapens maximala bidrag (EUR)
BELGIË/BELGIQUE	0	0
DANMARK	11 873	4 156
DEUTSCHLAND	0	0
ΕΛΛΑΔΑ	179 366	62 778
ESPAÑA	0	0
FRANCE	459 572	160 850
IRELAND	0	0
ITALIA	0	0
NEDERLAND	350 498	122 674
PORTUGAL	0	0
SUOMI/FINLAND	255 601	89 460
SVERIGE	216 002	75 601
UNITED KINGDOM	1 485 404	519 891
Total/I alt/Σύνολο/Totale/ Totaal/Yhteensä	2 958 316	1 035 411

COMMISSION DECISION

of 19 August 2002

amending Decision 1999/815/EC concerning measures prohibiting the placing on the market of toys and childcare articles intended to be placed in the mouth by children under three years of age made of soft PVC containing certain phthalates

(notified under document number C(2002) 3081)

(Text with EEA relevance)

(2002/660/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 92/59/EEC of 29 June 1992 on general product safety⁽¹⁾, and in particular Article 11(2) thereof,

Whereas:

- (1) The Commission adopted, on 7 December 1999, Decision 1999/815/EC⁽²⁾, as last amended by Decision 2002/152/EC⁽³⁾, based on Article 9 of Directive 92/59/EEC, requiring the Member States to prohibit the placing on the market of toys and childcare articles intended to be placed in the mouth by children under three years of age, made of soft PVC containing one or more of the substances di-iso-nonyl phthalate (DINP), di(2-ethylhexyl) phthalate (DEHP), dibutyl phthalate (DBP), di-iso-decyl phthalate (DIDP), di-n-octyl phthalate (DNOP), and butylbenzyl phthalate (BBP).
- (2) The validity of Decision 1999/815/EC was limited to three months, in accordance with the provision of Article 11(2) of Directive 92/59/EEC. Therefore, the validity of the Decision was to expire on 8 March 2000.
- (3) When adopting Decision 1999/815/EC it was foreseen to prolong its validity if necessary. The validity of the measures adopted under Decision 1999/815/EC was prolonged under several Decisions for an additional period of three months each time, and is now to expire on 20 August 2002.
- (4) Pursuant to Council Regulation (EEC) No 793/93⁽⁴⁾ some relevant developments have taken place recently concerning the validation of phthalates migration test methods and the comprehensive risk assessment of these phthalates. However, further work in this area is still necessary to try to solve some crucial outstanding difficulties.
- (5) Pending resolution of the outstanding issues, and in order to guarantee the objectives of Decision 1999/815/

EC and its prolongations, it is necessary to maintain the prohibition of the placing on the market of the products considered.

- (6) Certain Member States have implemented Decision 1999/815/EC by measures applicable until 20 August 2002. Therefore, it is necessary to ensure that the validity of these measures is prolonged.
- (7) It is therefore necessary to prolong the validity of Decision 1999/815/EC in order to ensure that all the Member States maintain the prohibition provided for by that Decision.
- (8) The measures provided for in this Decision are in accordance with the opinion of the Emergencies Committee,

HAS ADOPTED THIS DECISION:

Article 1

In Article 5 of Decision 1999/815/EC the words '20 August 2002' are replaced by the words '20 November 2002'.

Article 2

Member States shall take the measures necessary to comply with this Decision within less than 10 days of its notification. They shall forthwith inform the Commission thereof.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 19 August 2002.

For the Commission

David BYRNE

Member of the Commission

⁽¹⁾ OJ L 228, 11.8.1992, p. 24.

⁽²⁾ OJ L 315, 9.12.1999, p. 46.

⁽³⁾ OJ L 50, 21.2.2002, p. 96.

⁽⁴⁾ OJ L 84, 5.4.1993, p. 1.

COMMISSION DECISION

of 20 August 2002

terminating the anti-dumping and the anti-subsidy proceedings concerning imports of certain magnetic disks (3,5" microdisks) originating in India

(notified under document number C(2002) 3082)

(2002/661/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 384/96 of 22 December 1995 on protection against dumped imports from countries not members of the European Community ⁽¹⁾, as last amended by Regulation (EC) No 2238/2000 ⁽²⁾, and in particular Article 9 thereof,

Having regard to Council Regulation (EC) No 2026/97 of 6 October 1997 on protection against subsidised imports from countries not members of the European Community ⁽³⁾, and in particular Article 14 thereof,

After consulting the Advisory Committee,

Whereas:

A. PROCEDURE

- (1) On 29 October 2001, the Commission received two complaints concerning alleged injurious dumping and injurious subsidisation by imports into the Community of certain magnetic disks (3,5" microdisks) originating in India.
- (2) Both complaints were lodged by the Committee of European Diskette Manufacturers (Diskma) (the complainant) on behalf of Community producers representing a major proportion of the total Community production of certain magnetic disks (3,5" microdisks).
- (3) These complaints contained *prima facie* evidence of dumping and subsidisation, and of material injury resulting therefrom, considered sufficient to justify the initiation of both an anti-dumping and an anti-subsidy proceeding.
- (4) The Commission, after consulting the Advisory Committee, by two separate notices published on 13 December 2001 in the *Official Journal of the European Communities* ⁽⁴⁾, accordingly initiated an anti-dumping

and an anti-subsidy proceeding concerning imports into the Community of certain magnetic disks (3,5" microdisks) currently classifiable within CN code ex 8523 20 90 and originating in India.

- (5) The Commission officially advised the Community producers, exporting producers, importers, users and suppliers known to be concerned, the representatives of the exporting country and the complainant of the initiation of the proceedings. The parties concerned had the opportunity to make their views known in writing and to request a hearing within the time limit set out in the Notice of Initiation.

B. WITHDRAWAL OF THE COMPLAINTS AND TERMINATION OF THE PROCEEDINGS

- (6) By a letter of 25 June 2002 to the Commission, Diskma formally withdrew its anti-dumping and anti-subsidy complaints concerning imports of certain magnetic disks (3,5" microdisks) originating in India.
- (7) In accordance with Article 9(1) of Regulation (EC) No 384/96 and with Article 14(1) of Regulation (EC) No 2026/97, when the complainant withdraws its complaint the proceeding may be terminated unless such termination would not be in the Community interest.
- (8) The Commission considered that the present proceedings should be terminated since the investigation had not brought to light any considerations showing that such termination would not be in the Community interest. Interested parties were informed accordingly and were given the opportunity to comment. No comments were received, however, indicating that such termination would not be contrary to the Community interest.
- (9) The Commission therefore concludes that the anti-dumping and the anti-subsidy proceedings concerning imports into the Community of certain magnetic disks (3,5" microdisks) originating in India should be terminated without the imposition of measures,

⁽¹⁾ OJ L 56, 6.3.1996, p. 1.

⁽²⁾ OJ L 257, 11.10.2000, p. 2.

⁽³⁾ OJ L 288, 21.10.1997, p. 1.

⁽⁴⁾ OJ C 354, 13. 12. 2001, pp. 3 and 6.

HAS DECIDED AS FOLLOWS:

Sole Article

The anti-dumping and the anti-subsidy proceedings concerning imports into the Community of certain magnetic disks (3,5" microdisks) currently classifiable within CN code ex 8523 20 90 and originating in India are hereby terminated.

Done at Brussels, 20 August 2002.

For the Commission
Pascal LAMY
Member of the Commission
